

TOWNSHIP COMMITTEE WORKSHOP MEETING – July 25, 2022 – 6:00 P.M.

Mayor Williams calls the workshop meeting to order at 6:00 p.m. and asks the Clerk to call the roll:

Roll Call	Present/ Absent
Dr. Michael Brantley	_____
Keith Cafferty	_____
Robert Lane, Jr.	_____
Tassie D. York	_____
Nicholas Williams	_____

Also present: Gina M. LaPlaca, Business Administrator; Gene Anthony, Township Attorney; Gabriella Siboni, Municipal Clerk.

Mayor Williams announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 6, 2022, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda is posted on the Township web site (www.neptunetownship.org) and the meeting is being streamed live via townhallstreams.com.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. Committee Calendars
2. Lead Based Paint Ordinance and Inspections
3. Community Yard Sale 2023

Res # 317 Authorize An Executive Session As Authorized By The Open Public Meetings Act.

Offered by: _____ Seconded by: _____

Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

TOWNSHIP COMMITTEE MEETING – July 25, 2022 – 7:00 P.M.

Mayor Williams calls the meeting to order and asks the Clerk to call the roll:

Roll Call	Present/ Absent
Dr. Michael Brantley	_____
Keith Cafferty	_____
Robert Lane, Jr.	_____
Tassie D. York	_____
Nicholas Williams	_____

Also present: Gina M. LaPlaca, Business Administrator; Gene Anthony, Township Attorney; Gabriella Siboni, Municipal Clerk.

SILENT PRAYER AND FLAG SALUTE

The Clerk states, "Fire exits are located in the rear of the room and to my right. In the event of a fire, you will be notified by fire alarm and/or public address system, then proceed to the nearest smoke-free exit."

Mayor Williams announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 6, 2022, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, ordinances, and resolutions are posted on the Township web site (www.neptunetownship.org) and the meeting is being streamed live via townhallstreams.com.

APPROVAL OF MINUTES

Motion offered by _____, seconded by _____, to approve the minutes of meeting of June 27, 2022.

PRESENTATION

Proclaiming July Disability Pride Month

COMMENTS FROM THE DAIS

Comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

REPORT OF THE BUSINESS ADMINISTRATOR

The Business Administrator will report on capital projects and matters of general interest.

PUBLIC COMMENTS ON RESOLUTIONS

Public comments regarding resolutions presented on this agenda only. The public will be permitted one visit to the microphone with a limit of five minutes.

ORDINANCES - For each ordinance with a public hearing, the public is permitted one visit to the microphone with a limit of five minutes.

PUBLIC HEARING AND FINAL ADOPTION ORDINANCES:

Ordinance 22-26 Ordinance Authorizing Acceptance Of Deed Of Dedication With Regard To Block 1615, Lot 20.01, Commonly Known As 112 Walnut Street, Neptune Township, New Jersey To The Township Of Neptune

Explanatory Statement: This ordinance is authorizing the dedication of a detention basin for storm water management to the Township of Neptune that was built during the construction of a residential subdivision.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-27 An Ordinance Amending The Salary Range For Job Titles Of The Township Of Neptune And Repealing All Parts Of Previous Ordinances Inconsistent Herewith

Explanatory Statement: This ordinance creates the position of Assistant Director of Code and Construction and establishes the salary for the position.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-28 An Ordinance To Amend Volume I, Chapter Vii Of The Code Of The Township Of Neptune By Removing Resident Only Handicapped Parking Zone On Beach And Lake Avenue

Explanatory Statement: This ordinance removes and reassigns Resident Only Handicap Parking in relation to tenants at 16 Lake Ave.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-29 An Ordinance To Amend Volume I, Chapter Vii, Section 7-7 Of The Code Of The Township Of Neptune By Adding A No Parking Zone On Heck Ave.

Explanatory Statement: This ordinance creates a no parking zone on the south side of Heck Ave. between Taylor and Heck Ave.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-30 Bond Ordinance Providing For The 2022 Road Program, Including Roadway Reconstruction And Drainage And ADA Accessibility Improvements To Various Roadways In The Township, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$1,500,000 Therefor And Authorizing The Issuance Of \$1,425,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of roadway reconstruction and drainage and ADA accessibility improvements to various roadways throughout the Township, and all other restoration work and improvements related thereto, as further described in the 2022 Road Program documents on file with the Township Engineer.

Appropriation: \$1,500,000, Bonds/ Notes Authorized: \$1,425,000, Grant: none Section 20 Costs: \$350,000, Useful life: 15 years.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-31 Bond Ordinance Providing For The Acquisition Of Vehicles And Equipment For Various Township Departments, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$1,600,000 Therefor And Authorizing The Issuance Of \$1,520,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of the acquisition of vehicles and equipment for various departments within the Township, including, but not limited to, the Department of Public Works, the Senior Center, Emergency Medical Services, the Police Department, and the Office of Emergency Management, such vehicles and equipment to include, but not be limited to, a mini-tractor and snow broom, an excavator, a towable chipper, a street sweeper, a mason dump truck with plow, a forklift, a high wheeled vehicle, a phone investigation system, a transit van, an ambulance, a water rescue vehicle, and all equipment associated therewith. Appropriation:

\$1,600,000, Bonds/Notes Authorized \$1,520,000. Grant: None, Section Costs: \$50,000, Useful Life: 7 Years.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-32 Bond Ordinance Providing For Improvements To Various Municipal Facilities Within The Township, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$300,000 Therefor And Authorizing The Issuance Of \$285,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of improvements to various municipal facilities, including, but not limited to, the replacement of the fuel tank/pump monitoring system and fuel island canopy at the Department of Public Works, the replacement of the roof on municipally leased buildings, and the acquisition and installation of fencing and playground equipment, and all other restoration work and improvements related thereto. Appropriation: \$300,000, Bonds/Notes Authorized: \$285,000, Grant: None, Section 20 Costs: \$60,000, Useful Life: 15 Years.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-33 Bond Ordinance Providing For The Replacement Of The Bulkhead Along Fletcher Lake, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$900,000 Therefor And Authorizing The Issuance Of \$855,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of the replacement of the bulkhead along Fletcher Lake, and all other restoration work and improvements related thereto. Appropriation: \$900,000 Bonds/Notes Authorized \$855,000, Grant None, Section 20 Costs \$200,000, Useful Life 15 years

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-34 Bond Ordinance Providing For The 2022 Bradley Park Sanitary Sewer Replacement Project, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$900,000 Therefor And Authorizing The Issuance Of \$855,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

Explanatory Statement: The bond ordinance provides for the financing of the 2022 Bradley Park Sanitary Sewer Replacement Project, including, but not limited to, the replacement of existing sanitary sewer mains and lines and all other restoration work and improvements related thereto. Appropriation: \$900,000, Bonds/Notes Authorized: \$855,000, Grant: None, Section 20 Costs: \$200,000, Useful Life: 40 Years

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-35 Capital Ordinance Providing For Environmental Site Remediation At The Welsh Farms Property, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$325,000 To Pay For The Cost Thereof, Which Amount Will Be Funded By A \$321,573.75 Hazardous Discharge Site Remediation Fund Grant Received Or Expected To Be Received From The New Jersey Department Of Environmental Protection And By \$3,426.25 From The Township's General Capital Surplus Fund

Explanatory Statement: The Capital Ordinance appropriates and authorizes the amount of \$325,000 to finance the environmental site remediation at the Welsh Farms property within the Township. Appropriation and Grant: \$325,000, consisting of (i) a Hazardous Discharge Site Remediation Fund Grant received or expected to be received from the New Jersey Department of Environmental Protection in the amount of \$321,573.75, and (ii) the amount of \$3,426.25, which amount is from the Township's General Capital Surplus Fund

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-36 Capital Ordinance Providing For The Construction Of A Storage Facility At The Riley Road Pump Station, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$150,000 To Pay For The Cost Thereof, Which Amount Will Be Funded By \$150,000 From The Township's Sewer Utility Capital Surplus Fund

Explanatory Statement: The Capital Ordinance appropriates and authorizes the amount of \$150,000 to finance the construction of a storage facility at the Riley Road Pump Station within the Township. Appropriation: \$150,000 from the Township's Sewer Utility Capital Surplus Fund

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-37 An Ordinance To Amend Volume I, Chapter Ix Of The Code Of The Township Of Neptune To Identify Work Hours and Sick Leave for Emergency Medical Technicians and update Health Benefits Information for All Employees.

Explanatory Statement: This ordinance sets works hours for Emergency Medical Technicians, establishes the accrual standard of Sick Time for Emergency Medical Technician and update the Township Code book to reflect Health Benefit contributions to be consistent with Chapter 78, PL 201.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-38 An Ordinance Adopting A Redevelopment Plan For Areas Along Route 33 And Route 35 Identified As Block 1106, Lots 1-6 And 8-17 On The Tax Map Of The Township Of Neptune, Located In The Township Of Neptune, County Of Monmouth, New Jersey

Explanatory Statement: This ordinance considers the redevelopment plan prepared by Leon S. Avakian, Inc. proposed for areas along Route 33 and Route 35, Block 1106 Lots 1-6 and 8-17

Must be Tabled to August 22, 2022 to allow time for Planning Board to Review

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

ORDINANCES FOR FIRST READING

Ordinance 22-39 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 12 Property Maintenance By Amending Section 1.2 "Additions, Insertions And Changes

Explanatory Statement: This ordinance amends the requirements of Certificates of Inspection, defines Short Term Seasonal Rentals, includes updates regulations to Short Term Rentals and establishes updated fees.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-40 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Amending Section 4-23 "Motels, Hotels And Tourist Lodges"

Explanatory Statement: This ordinance removes the definition of "Guest House", clarifies definition of Hotel and modifies the violations and penalties associated with this section of the Neptune Township Code Book.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-41 An Ordinance To Amend Volume I, Chapter Vii, Section 7-7.5 Of The Code Of The Township Of Neptune To Add A Parking Time Limitation To A Portion Of Main Avenue

Explanatory Statement: This ordinance will limit parking to three hours on Main Ave. between New York and Central from 8:00AM-5:00PM from May 15- September 15.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-42 An Ordinance To Further Amend And Supplement Chapter 2 “Administration” Article Vii “Administrative Policies And Procedures” Of The Township Of Neptune By Defining And Regulating Cannabis Taxation And Collection.

Explanatory Statement: This ordinance is amending the previously adopted Ordinance 22-11 to correct a typo that did not include the word “August” on a collection date.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

Ordinance 22-43 An Ordinance To Of The Township Of Neptune To Amend And Supplement Chapter 16 Sewers By Amending Sections 16-3.7 “Building Sewers And Connections”

Explanatory Statement: This ordinance increases the fees associated with sewer connections and establishes a discounted rate for affordable housing units that are connecting to the sewer service.

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

The Clerk announces that the Public Hearings on Ordinances will be held at the next Township Committee meeting on August 22, 2022.

CONSENT AGENDA

Res # 318 Accept The Resignation Of Darlene Gilliam From The Code And Construction Department

Res # 319 Accept The Resignation Of Hollis Dasilva From The Emergency Services Department

Res # 320 Accept The Resignation Of Bret Levinson From The Police Department

Res # 321 Accept The Resignation Of Brad Dougherty From The Police Department

Res # 322 A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Stipend Per Appendix C Of AFSCME Blue Contract

Res # 323 Establish Salaries For Part-Time Positions Not Covered By Contract

Res # 324 A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Code And Construction

Res # 325 A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Department Of Public Works

Res # 326 Authorize Renewal Of Liquor Licenses For The 2022-2023 Licensing Year

Res # 327 A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Cancellation Of Certain Marina Fees

Res # 328 A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Cancellation And Refunds Of Certain Marina Fees Or Payments

- Res # 329** Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Release A Performance Bond Filed By Thomas Faust, Jr. For Dumpster Permit At Block 4401 Lot 66
- Res # 330** Resolution Of The Township Of Neptune Approving Verano Nj, Llc For A Cannabis Business License To Operate As Both A Medical And Personal Use Cannabis Establishment Within The Township Of Neptune
- Res # 331** Resolution Authorizing Agreement For Microsoft Government License Renewal With Liftoff, LLC Under New Jersey State Contract # 40166 For \$54,894.00
- Res # 332** Resolution Authorizing Purchase Of Outdoor 4 Way PTZ Cameras At Four (4) Intersections With Installation And 3 Year Warranty With Let's Think Wireless Under New Jersey State Contract #89980 For \$23,000.00
- Res# 333** Resolution Authorizing Purchase Of Building Materials And Supplies In Connection With The 2022 World Changers Home Depot USA Under New Jersey State Contract #16-Fleet-00234 For \$25,000.00
- Res # 334** Authorize Agreement With MCS OpCo LLC Dba Weissco Power For Full Battery Replacement On Eaton Powerware UPS, Which Includes Installation And Removal Of Old Batteries
- Res # 335** Approve The Transfer Of Taxi Medallion License No. 35
- Res # 336** Confirm Action Of The Business Administrator To Suspend Employee
- Res # 337** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Registrar
- Res # 338** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Agreement With Gabriella Siboni
- Res # 339** Place Lien On Various Properties
- Res # 340** Resolution Authorizing Shared Service Agreement Between Neptune Township, Avon-By-The-Sea, Bradley Beach And Neptune City For Area Network Shore Water Emergency Response Team
- Res # 341** Resolution Of The Township Of Neptune Authorizing Agreement With The City Of Long Branch And The City Of Asbury Park To Accept And Distribute The 2022 Byrne Justice Assistance Grant Program Award
- Res # 342** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing A Chapter 159 Budget Amendment To Insert Revenue Received For The 2022 Byrne Justice Assistance Grant Program Award
- Res # 343** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Public Auction Sale Of Various Surplus Items Deemed Unnecessary For Municipal Operation
- Res # 344** Resolution Authorizing The Purchase 2023 Road Rescue Ford E450 Ambulance For Department Of Emergency Services From Ff1 Apparatus LLC Under Houston Galveston Area Cooperative- HGACbuy Co-Op, Contract # Am 10-20 In An Amount Not To Exceed \$268,000.00
- Res # 345** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Execution Of Agreement For DHMAS Grant Funding For Neptune Municipal Alliance For Year One Grant Term 7/1/2022 To 3/14/2023 In The Amount Of \$7,251.05

- Res # 346** Authorizing Emergency Appropriations Contract For Services Pursuant To N.J.S.A. 40a:11-6 To Lucas Brothers Inc For Emergency Repair To Sanitary Sewer Line In An Amount Not To Exceed \$9,500.00
- Res # 347** Authorize Payment of Bills
- Res # 348** Authorizing Execution Of A Treatment Works Application To Construct Sewer Lines To Connect To An Existing Sewer Main On Rt. 33 To Service The Project Known As Ironworks On Hovchild Blvd. By D.R. Horton
- Res # 349** Resolution Authorizing The Professional Services Agreement With Leon S. Avakian, Inc. For Engineering Services Relating To Shark River Living Shoreline Flood Mitigation Capital Project In An Amount Not To Exceed \$89,000.00
- Res # 350** A Resolution Accepting A Grant From The Hazardous Discharge Site Remediation Fund Public Entity Program Through The New Jersey Economic Development Authority And The New Jersey Department Of Environmental Protection

CONSENT AGENDA

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

SEPARATED RESOLUTIONS

- Res # 351** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Code And Construction

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

- Res # 352** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Tax Department

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

- Res # 353** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Public Works

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

- Res # 354** A Resolution Of The Township Committee Of The Township Of Neptune Appointing Members To The Environmental/ Shade Tree Commission

Offered by: _____ Seconded by: _____
Vote: Brantley _____ Cafferty _____ Lane _____ York _____ Williams _____

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township. The public will be permitted one visit to the microphone with a limit of five minutes.

ADJOURNMENT

Offered by: _____ Seconded by: _____

Time adjourned: _____

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-21**

AN ORDINANCE OF THE TOWNSHIP OF NEPTUNE TO AMEND AND SUPPLEMENT CHAPTER 23 PARKS AND RECREATIONAL FACILITIES BY AMENDING SECTIONS 1.1 “LOCATIONS DESIGNATED”, 1.2 “PERMITTING AND REGULATIONS”, 1.3 “POSTING OF RULES AND REGULATIONS”, 1.5 “USE OF SUNSHINE VILLAGE PARK, JUMPING BROOK FIELDS, BERT WILLIS FIELDS, SHARK RIVER HILLS FIELD AND ANTHONY C. LOFFREDO FIELDS.” 2.1 “CONDUCT”, 2.2 “PUBLIC USE AND AVAILABILITY OF PARK AND RECREATION AREAS” AND 2.4 “ENFORCEMENT”

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows: [Items removed have strikethroughs, additions are bold and underlined]

SECTION 1.

§23-1 Parks and Recreational Facilities

§23-1.1 Locations Designated

The following locations within the Township are designated as playfields and parks for recreational activities as hereinafter set forth:

	Park Name	Location
a.	Shark River Hills Field	Beverly Way
b.	Jumping Brook Field	Jumping Brook Road
c.	Anthony C. Loffredo Fields	West Bangs Avenue
d.	Bert Willis Fields	Old Corlies Avenue
e.	Sunshine Village Park	Monmouth Avenue
f.	Liberty Park Mini Park	Monroe Avenue
g.	Midtown Commons Park	West Lake Avenue
h.	West Grove Mini Park	Division Street
i.	Shark River Hills Memorial Park and Playground	South Riverside Dr.
j.	Pittenger Place Mini Park	Pittenger Place
k.	Mini Park at Trident	Hillview
l.	Hillview Mini Park	Hillview Drive and Hill Drive
m.	Central Avenue Mini Playground	Ocean Grove
n.	Volunteer Park	South Riverside Drive
o.	Bradley Park	Ridge Avenue
p.	Veterans Memorial Park	Old Corlies Avenue
q.	Marina Park	South Riverside Avenue and Beverly Way
r.	Gables Park	Corlies Avenue

In addition to the locations set forth herein, the provisions of this chapter shall apply to any and all open space owned by the Township including all areas identified in the Township's Roster of Open Space Inventory.

§ 23-1.2 Permitting and Regulations

The playfields and appropriate field permitting shall be under the supervision of the Recreation Director for the Township, hereinafter referred to as Director.

- a. Park hours: dawn to dusk; Township-controlled lighted fields permitted until 10pm. Neptune Township reserves the right to close the parks as necessary for health, safety or public welfare.
- b. **Neptune Township reserves the right to utilize park areas for Township programs which will limit access by the public for purposes other than the scheduled program.**

- c. Organized play on Playing Fields is approved by permit only through the Recreation Office.
- d. Pick-up play; to not include organized teams, organizations, or similar institution, is allowed, however, access and preference will be given to permitted play.
- e. No motorized or non-motorized vehicle of any description shall be permitted upon any portion of the playfields ~~unless authorized in writing by the Director.~~
- f. No motor vehicle shall be parked in the area of the playfields except at those places designated for parking.
- g. ~~No alcoholic beverages shall be permitted at any time within the perimeter of the Shark River Hills Field and Jumping Brook Field.~~
- h. No food or beverage shall be sold at the **parks** without first obtaining a mercantile license from the Township.

~~No recreational activity shall be permitted on Sundays on fields 1, 2, and 3 located at the Jumping Brook Fields. No persons shall be allowed at playfields and parks after sunset until the sunrise following.~~

- i. **Facilities are to be used at the participant's sole and exclusive risk; parks are not supervised**

§23-1.3 Posting of Rules and Regulations

The rules and regulations set forth in subsection 23-1.2 **and 23-2.1** shall be posted in **summary and reference** at each field.

§23-1.5 Use of Sunshine Village Park, Jumping Brook Fields, Bert Willis Fields, Shark River Hills Field and Anthony C. Loffredo Fields.

The scheduling and field use permitting of Sunshine Village Park, Jumping Brook Fields, Bert Willis Fields, Shark River Hills Field and Anthony C. Loffredo Fields shall be through the Recreation Department and shall be coordinated with the schedules of the appropriate youth sports organization under contract with the Township. These organizations include the Neptune Soccer Association, Neptune Little League and Neptune Fliers Youth Football & Cheer.

§23-2 USE OF PUBLIC PARKS AND RECREATIONAL AREAS

§23-2.1 Conduct

While in a public park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and in particular, no person shall:

- a. Willfully mark, deface, disfigure, injure, tamper with, displace or remove any buildings, bridges, tables, benches, fireplaces, railings, paving materials, public utilities or appurtenances thereof, signs, notices or placards (whether temporary or permanent), monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- b. Fail to cooperate in maintaining restrooms ~~and washrooms~~ in a neat and sanitary condition.
- c. Dig or remove any soil, rock, sand, stones, trees, shrubs, plants or other wood or, materials, or make any excavation by tool, equipment, or other means.

- d. Construct or erect any building or structure of whatever kind (whether permanent or temporary) or run or string any public service utility into, upon or across such lands, except on special written permit issued hereunder.
- e. Damage, cut, carve, transplant or remove any tree or plant, or injure the bark, or pick flowers or seed of any tree or plant, dig in or otherwise disturb grassed areas, or in any other way injure the natural beauty or usefulness of any area.
- f. Climb any tree or walk, stand or sit upon monuments, vases, planters, fountains, railings, fences or upon any other property not designated or customarily used for such purposes.
- g. Tie or hitch an animal to any tree or plant **or any structure.**
- h. Hurt, molest, kill, wound, trap, abuse, shoot, pursue or throw objects at, or have in his/her possession any animal, reptile or bird found within any park, nor shall their habitats be disturbed, except where specifically designated and permitted. No person shall purchase, sell, accept or give away any such animal, reptile, bird or eggs except as may be specifically provided for and permitted.
- i. Throw, discharge, or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream or other body of water in any park or any tributary stream, storm sewer, or drain flowing into such water, any substance, matter or thing, liquid or solid, which may result in the pollution of said waters.
- j. Have brought in, dump in, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, garbage, refuse, or organic or inorganic solid liquid waste.
- k. Drive or park any vehicle on any area except the paved park roads or parking areas, or such areas as may on occasion be specifically designated as temporary parking areas by Township of Neptune.
- l. Leave a vehicle standing or parked at night in established parking areas or elsewhere in the park areas. No motor vehicle shall be parked in said park areas from one half hour after sunset until sunrise, except as otherwise permitted.
- m. Ride a bicycle **or any wheeled recreational device** without reasonable regard to the safety of others.
- n. Leave a bicycle **or any wheeled recreational device** lying on the ground or **pavement** or set against trees, or in any place or position where a person may trip over or be injured by it.
- o. Swim, bathe, or wade in any waters or waterways in any park, except in such waters and at such places as may be specifically designated for such activities.
- p. Bring into or operate any boat, raft, or other watercraft, whether motor powered or not, upon any waters, except at places designated for boating by Township of Neptune. Such activity shall be in accordance with applicable regulations as are now or will hereafter be adopted.
- q. Fish in any area **where** bathing is permitted.
- r. Shooting into **or within** park areas from beyond park boundaries is forbidden. No person shall carry or possess firearms of any description, spring-guns, bow and arrows, slings or any other forms of weapons or devices potentially inimical to wildlife or dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device, except as may be specifically permitted.

- s. Violate the regulation that use of ~~individual fireplaces together with~~ tables and benches follows the generally accepted rule of "first come, first served."
- t. Use any portion of the picnic area or any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons, nor shall any person use such areas and facilities for an unreasonable time if the facilities are crowded.
- u. Set up tents, shacks, or any other temporary shelter for the purpose of overnight camping, nor shall any person leave in a park after closing hours any movable structure or special vehicle to be used or that could be used for such purpose, such as a house-trailer, camp-trailer, camp-wagon, or the like except in those areas designated by Township of Neptune for those purposes.
- v. Ride a horse except on designated bridle trails, where permitted. Horses shall be thoroughly broken and properly restrained, and ridden with due care, and shall not be allowed to graze or go unattended, nor shall they be hitched to any rock, tree or shrub.
- w. Bring alcoholic beverages or drink same at any time except in such areas and under such regulations as may be designated and permitted by Township of Neptune.
- x. Have in his/her possession, set or otherwise cause to explode, discharge, or burn, any fireworks, firecrackers, or explosives or flammable material, or discharge them or throw them into any such areas from lands or highways adjacent thereto.
- y. Be responsible for the entry of a dog or other domestic animal into areas clearly marked by Township of Neptune signs bearing the words "Domestic Animals Prohibited in this Area". All domestic animals in those areas where such animals are permitted shall be adequately restrained at all times.
- z. Solicit alms or contributions for any purpose, whether public or private except in such areas and under such regulations as may be designated and permitted by Township of Neptune.
- aa. Build, or attempt to build, a fire except in such areas and under such regulations as may be designated by Township of Neptune. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes, cigars, tobacco, paper or other flammable material within any park or on any highways, roads, or streets abutting or contiguous thereto.
- bb. Gamble, participate in, or abet any game of chance except in such areas and under such regulations as may be designated by Township of Neptune.
- cc. Go onto the ice on any waters except such areas as are designated as skating areas and provided a safety signal is displayed.
- dd. Disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a permit.
- ee. Expose, or offer for sale, any article or thing, nor place any stand, cart, or vehicle for the transportation, sale, or display of any such article or thing. Exception is made for any permitted or licensed concessionaire acting by and under the authority and regulation of Township of Neptune.
- ff. Paste, glue, tack, or otherwise post any sign, placard, advertisement, or inscription whatever, nor shall any person erect, or cause to be erected, any sign on any park lands or roads in any park.
- gg. Golf or engage in any activity that creates divots or damage to the surface of any ball field, park or recreational area.

- hh. Smoke, chew, or possess lighted cigarettes, pipes, cigars, electronic cigarettes, or any other type of tobacco and/or cannabis product.
- ii. Use or operate any grill including, but not limited to charcoal, propane, or electric grills.
- jj. Be in possession of any container made of glass.
- kk. Be in possession of or bring any type of balloon.
- ll. Be in possession of or bring any type of confetti, or material that will disperse on use or be thrown.
- mm. All refuse must be disposed of in receptacles provided by the Township for such purposes. If those receptacles are filled, refuse must be carried out of the park and disposed of appropriately.
- nn. While in the Skatepark and Pumptrack, all persons shall conduct themselves in a proper and orderly manner. The following rules of conduct must be followed in addition to all other park conduct regulations:
 - i. Park hours: dawn to dusk
 - ii. Facilities are to be used at the participant's sole and exclusive risk; parks are not supervised
 - iii. Use only un-motorized, wheeled, recreational devices with wheel base less than 20"
 - iv. Proper safety equipment, including but not limited to, helmets, knee pads and elbow pads are required.
 - v. Always inspect the area before use.
 - vi. Do not use if surface is wet, icy or snow covered.
 - vii. Food, beverages, and gum is prohibited.
 - viii. Possession of any container made of glass is prohibited.
 - ix. Be responsible; exercise common sense
 - x. Be respectful and courteous of others. Fighting and foul language is strictly prohibited.
 - xi. Personal Ramps, boxes, rails or other similar items are not permitted.
 - xii. All refuse must be disposed of in receptacles provided by the Township for such purposes. If those receptacles are filled, refuse must be carried out of the park and disposed of appropriately.
 - xiii. Do not willfully mark, deface, disfigure, injure, tamper with, displace or remove any buildings, bridges, tables, benches, fireplaces, railings, paving materials, public utilities or appurtenances thereof, signs, notices or placards (whether temporary or permanent), monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.

§23-2.2 Public Use and Availability of Park and Recreation Areas.

- a. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year **dawn to dusk; Township-controlled lighted fields permitted until 10pm.** The opening and closing hours for each individual park shall be posted therein for public information and shall be determined from time to time by resolution of Township of Neptune.
- b. No person shall, on the grounds of race, color, national origin, religion, age, sex, or handicap **or other protected** class be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in, any park facility, program, or activity.
- c. Discrimination on the basis of residence, including preferential reservation, membership, or annual permit systems is prohibited except to the extent that reasonable differences in admission and other fees may be maintained on the basis of residence. ~~in any park.~~

§23-2.4 Enforcement

- a. The Township of Neptune or its designated agents shall, in connection with their duties imposed by law, diligently enforce the provisions of this section.
- b. The Township of Neptune or its designated agents shall have the authority to eject from the park area any person(s) acting in violation of this section.
- c. The Township of Neptune or the designated agents shall have the authority to seize and confiscate any property, thing, or device in the park, or used, in violation of this section.
- d. This section shall also be enforced by the Police Department of the municipality.
- e. **Any person, firm or corporation charged with violating any provision of this chapter, upon conviction in the Municipal Court, shall be liable to the penalty stated in Chapter 1, Section 1-5. Each violation of any provision of this chapter and each day that this chapter is violated, shall be deemed and taken to be a separate and distinct offense.**

SECTION 2.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 4.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 5.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Second	Roll Call To Adopt On First Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on First Reading Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					
	Tassie D. York					
	Nicholas Williams					
						_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on Second Reading Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					
	Tassie D. York					
	Nicholas Williams					
						_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-22**

**AN ORDINANCE OF THE TOWNSHIP OF NEPTUNE TO AMEND AND
SUPPLEMENT CHAPTER 21 SOLID WASTE MANAGEMENT BY AMENDING 1.1
“DEFINITIONS”, 3.2 “RESIDENTIAL GARBAGE COLLECTION”, 3.4
“PROHIBITED MATERIALS”, AND 3.5 “BULKY ITEMS FROM RESIDENTIAL USE”**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows: [Items removed have strikethroughs, additions are bold and underlined]

SECTION 1.

§ 21-1 **WORD USAGE.**

§ 21-1.1 **Definitions.**

For the purpose of this chapter, the following terms, phrases, words and their derivation shall have the meanings given hereafter.

ASHES

Shall mean the residual from the burning of wood, coal, coke or other combustible materials.

BUILDING MATERIALS

Shall mean any material, such as lumber, brick (up to 2 x 2 x 2 in size), plaster, gutters (wood), roofing shingles (not asbestos), and no more than one (1) door or window, or other substances accumulated as a result of repairs or additions to existing buildings, construction of new buildings or demolition of existing structures.

BUNDLES

Shall mean normally loose items such as newspaper, cardboard and branches, shall be collected if organized into bundles of not more than four (4) feet in length or fifty (50) pounds in weight. All bundles shall be tied with heavy twine, rope, wire, etc. "Bundles" shall be organized as to be conveniently **lifted** by one (1) person.

CONTAINER

See Receptacle.

COORDINATOR

Shall mean the Solid Waste, Recycling and Clean Community Coordinator for the Township of Neptune.

DEPARTMENT

Shall mean the Township of Neptune, Road, Sanitation, Recycling, Sewer, Building Maintenance, and/or Parks Departments.

DIRECTOR OF PUBLIC WORKS

Shall mean the Director of Public Works for the Township of Neptune.

GARBAGE

Shall mean all waste matters pertaining to the handling, storing, preparing and disposal of meat, fish, fowl, birds and vegetables in any form or forms, not described specifically. Fecal waste must be double bagged.

HAZARDOUS WASTE

Shall mean any waste or combination of wastes which pose a present or potential threat to human health, living organisms or the environment; any waste so designated by the United States Environmental Protection Agency or the New Jersey Commissioner of Environmental Protection Department; any materials described in Ordinance 1461 which is codified as Section 20-1 of these Revised General Ordinances.

HOSPITAL/RED BAG WASTE

Shall mean and include, but not be limited to, all instruments, supplies, containers, bandages, tubing, gloves, etc. used by health care practitioners and facilities as described in the New Jersey Department of Health regulations and New Jersey Law, Section 306 of the Manual of Standards for Hospital Facilities, and N.J.S.A. 2A:170-25.17.

INDUSTRIAL WASTE

Shall mean those materials and waste matters connected with industrial establishments within the Township and including, but not limited to, processed scrap metals, non-recyclable packing materials, certain hazardous and dangerous materials such as acids, paints, fluorescent tubes and more than two (2) forty-five (45) gallon receptacles of non-recyclable glass and materials.

MULTIPLE DWELLING COMPLEX

Shall mean any building or structure and land appurtenant thereto containing more than two (2) living units (such as townhouses, condo-minimums and apartment houses).

PERSON

Shall mean any person, firm, partnership, association, corporation, company or organization of any kind.

RECEPTACLE

Shall mean a container constructed of such material and in such a manner as to hold solid waste, recyclables, and garbage and other such items without breaking or collapsing. "Receptacles" shall have handles and covers so that contents therein are not exposed to the weather, animals and vermin. A disposable plastic bag shall constitute a "receptacle" except for the disposal of leaves if it is of sufficient strength to hold its contents without breaking when collected. The "receptacle" shall be of such a design and weight as to be able to be **lifted** by one (1) person. No "container" shall exceed **forty-five (45)** gallons in capacity nor weigh more than fifty (50) pounds when loaded. Commercial garbage receptacles and fifty-five (55) gallon drums are not acceptable as containers. Receptacles which, in the opinion of the Department, are badly broken or fail to meet the requirements of this chapter may be classified as "garbage" by the Supervisor of the Department.

RECYCLABLE MATERIALS

Shall mean all waste materials which have the ability to be returned, through processing, to their former or alternate use. Recyclable materials include, but are not limited to, the following:

- a. **ALUMINUM CANS** Shall mean and include such beverage or food containers constructed or fabricated of aluminum or its alloys.

- b. **BIMETAL CANS** Shall mean food and beverage containers which are composed of an aluminum top and steel sides and bottom.
- c. **COMMINGLED RECYCLABLE** Shall mean and refer to the mixing of glass bottles and jars, aluminum cans, tin cans and pourable plastic bottles in the same container.
- d. **CORRUGATED CARDBOARD** Shall mean and include Kraft corrugated which has a brown liner made from Kraft paper and regular corrugated which is gray or tan and is made from other types of paper such as newspaper.
- e. **DEMOLITION MATERIAL** Shall mean and include asphalt, concrete, wood waste, and another such waste material as associated with the razing of any building, structure or any part thereof.
- f. **GLASS** Shall mean and include all products made from silica or sand, soda ash and lime, the product being transparent or translucent and being used as packaging and commonly known as "glass".
- g. **HI-GRADE PAPER** Shall mean and include white and off-white stationery, photocopy and computer paper.
- h. **MIXED PAPER** Shall mean articles of paper such as, but not limited to, magazines, catalogs, envelopes, mail, school papers, office papers, real estate books, NCR paper, nonmetallic wrapping paper and newspaper inserts.
- i. **NEWSPAPER** Shall mean and include papers of the type commonly referred to as "newsprint" and distributed at periodic intervals, usually daily or weekly. Expressly excluded, however, are all magazines or other glossy surfaced periodicals and all other paper products, e.g., wrappings from food products.
- j. **POURABLE PLASTICS** Shall mean and include all beverage containers which are constructed of polyethylene teraphthalate or high density polyethylene (food, drink and laundry containers).
- k. **TIN CANS** Shall mean and include all food and beverage containers which are constructed of steel sides, tops and bottoms.
- l. **WASTE OIL** Shall mean and include used oil drained from automobiles, motorcycles and lawnmowers, etc.
- m. **YARD WASTE** Shall mean and include leaves, plant residue, and small tree limbs.

SINGLE RESIDENTIAL UNIT

Shall mean any dwelling place occupied by one (1) family.

SOLID WASTE

Shall mean all garbage and waste normally generated by the occupants of residential and other property, disposed of by private and/or public collection and defined as "solid waste" by the New Jersey Solid Waste Management Act (N.J.S.A. 13:1E-3). Items classified as recyclable shall be prohibited from being placed commingled with other materials. The Township of Neptune is licensed by Solid Waste permit to collect three (3) types of waste:

- a. Type 10, Municipal Waste: Residential, commercial and institutional solid waste generated within a community.
- b. Type 13, Bulky Waste: Large items of solid waste which because of their size or weight require handling other than normally used for municipal waste. Bulky waste includes, but is not limited to, such items as demolition or construction material, appliances (excluding Freon), and furniture.
- c. Type 23, Vegetative Waste: Includes, but is not limited to, tree limbs, branches, plants and flower residue, etc.

STREET

Shall mean any right-of-way, avenue, boulevard, road, parkway, viaduct, drive or other way which is:

- a. An existing State, county or municipal roadway; or
- b. Shown upon a plat approved by the Planning Board or Zoning Board of Adjustment and built in accordance with Township standards, and which may be either public or private; or
- c. Shown on a plat filed with the office of the County Clerk of the County of Monmouth prior to the creation of the Planning Board or Zoning Board of Adjustment of the Township of Neptune;
- d. Not dedicated, in whole or in part, as a parking area or driveway which provides access to any building or structures.

TOWNSHIP

Shall mean the Township of Neptune.

§ 21-3.2 Residential Garbage Collection.

Property owners and their agents, lessees, tenants or other occupants residing in residential dwellings who wish to have their solid waste disposed of by the Township shall:

- a. Place solid waste from their unit in appropriate containers, receptacles, and/or bundles as specified at the street curb if one exists or adjacent to but not on the street pavement if there is no curb. The number of containers, on each collection day, shall not exceed six (6) per single-residential unit or six (6) per multiple-dwelling unit provided; however, that there shall be allowed two (2) additional containers for each unit over three (3) units. Businesses will be allowed no more than six (6) receptacles on a single collection day. Each receptacle must not exceed **forty-five (45)** gallons in size or fifty (50) pounds in weight. The number of automated trash containers, on each collection day, shall not exceed three (3) ninety-five (95) gallon automated containers per single-residential unit or multiple-dwelling unit.
- b. Receptacles shall be placed as specified above beginning at dusk of the night preceding the scheduled collection day. All containers with solid waste and recyclables shall be placed at the curb by 6:00 a.m. of the collection day. All solid waste or recycling placed at the curb after collection has taken place will not be collected and must be removed from the curb until the following collection day. Solid waste receptacles shall be removed from the curb or pavement edge by 6:00 p.m. of the evening of the collection day and secured within three (3) feet of a

permanent structure on the property. If the receptacle cannot be secure in this manner, Public Works' written approval must be obtained.

- c. Properties shall be permitted to place solid waste for collection pursuant to this chapter, in accordance with a schedule approval by the Township of Neptune and on file in the office of the Clerk.
- d. The Department may permit additional receptacles to be placed, provided that special prior arrangements have been made with the Department.
- e. No collection of solid waste shall be accomplished on property outside of the dedicated public rights-of-way unless and until a release and a hold harmless and indemnification agreement between the property owner of record and the Township of Neptune shall be executed and in force. The owner of record shall also execute a license to the Township to permit access to the premises in question. Further, these premises shall only be served after the Public Works Department has deemed the roadway navigable and offers maneuverability to municipal equipment. It shall be the responsibility of the property owners and their agents, lessees, tenants or other occupants residing at said premises to maintain the roadway and vegetative overgrowth. Failure to meet these requirements will result in loss of services until such time that they are met as determined by the Public Works Department.
- f. The Public Works Department provides an eight (8) cubic yard container for residents of the Township that desire to clean up their properties. There is a fee associated with this service, and is established with the Township Committee and charged as the per day fee by the Department. The container is delivered to the resident requesting the same early in the morning and picked up the next succeeding business day. A running list on a first come first served basis is maintained and operated by the Department. The fee is raised from time to time to keep up with escalating landfill tipping costs. Prohibited materials, including but not limited to, tires, batteries, recycling materials, asbestos shingles and all hazardous waste materials shall not be placed in the canister.

§ 21-3.4 **Prohibited Materials.**

The following items are prohibited from being placed for collection:

- a. Construction materials, including, but not limited to, dimensional framing lumber, bulk or sheets of plywood, paneling, plasterboard, sheetrock, etc. Over two (2) **forty-five (45)** gallon receptacles not over fifty (50) pounds in weight.
- b. Bulk roof shingles.
- c. Hot ashes, stone macadam and blacktop. Concrete, concrete block over the size of 2 x 2 x 2 may be brought to the Township yard. Earth and dirt, not to exceed one (1) **forty-five (45)** gallon container, may be brought to the Township yard.
- d. Industrial waste, including, but not limited to, processed scrap materials, packing materials and certain hazardous and dangerous materials, such as acids, paints, fluorescent tubes, toxic materials and highly volatile or explosive matter, either in liquid, gaseous or solid form.
- e. Bulk automotive parts, including, but not limited to, transmissions, engines, rear ends, wheels, mufflers and other bulk items normally produced in quantity by vehicular repair operations over twenty-five (25) pounds and car parts with oil.

- f. Animal waste, droppings and feces unless double bagged.
- g. Surgical dressings, syringes and disposable hospital-type waste items, also known as red bag waste.
- h. New and used motor oils, petroleum based products, or antifreeze.
- i. Hazardous waste classified pursuant to regulations issued by the New Jersey Department of Environmental Protection (NJDEP), adopted under authority of N.J.S.A. 13:1D-9 and 13:1E-6, as amended. Toxic chemicals commonly known as "commercial hazardous waste" and "household hazardous waste."
- j. Dead animals.
- k. Grass clippings.

§ 21-3.5 **Bulky Items from Residential Use.**

- a. Domestic or household bulky items, such as washing machines, dryers, dishwashers, stoves, household appliances, and other household furnishings, such as chairs, sofas, rugs, padding, etc., shall be placed at the curb for collection as specified by subsection **21-3.2b** and in accordance with the published collection schedule of the Township of Neptune. No bulky item shall be of weight or be of a size greater than four (4) cubic yards such that it cannot be **lifted** by two (2) persons.
- b. It shall be a violation of this chapter for any individual, association, partnership or corporation to leave outside of any building or dwelling, in a place accessible to children, any abandoned, unattended or discarded icebox, refrigerator, freezer or dishwasher or any other item of any kind which has an airtight door, with or without lock, without first removing said airtight door.
- c. It shall be a violation of this chapter for any individual, association, partnership or corporation to conduct a repair or salvage operation and use the services of the Township for solid waste collection.
- d. All Freon appliances, including, but not limited to, refrigerators, air conditioners, freezers and dehumidifiers, will be collected provided that twenty (\$20.00) dollars is paid in advance and the pickup is scheduled at the Public Works Department.
- e. The Public Works Department may permit additional bulky items to be placed, providing that special prior arrangements have been made with the department.

SECTION 2.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 4.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 5.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Second	Roll Call To Adopt On First Reading					Adopted on First Reading
		YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					
	Tassie D. York					
	Nicholas Williams					
						_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading					Adopted on Second Reading
		YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					
	Tassie D. York					
	Nicholas Williams					
						_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
CAPITAL ORDINANCE NUMBER 22-23**

CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF AN ELECTRIC POWERED GARBAGE TRUCK AND THE ACQUISITION AND INSTALLATION OF ELECTRIC CHARGING STATIONS AT THE DEPARTMENT OF PUBLIC WORKS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$500,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$476,966.16 REGIONAL GREENHOUSE GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND BY \$23,033.84 FROM THE TOWNSHIP'S GENERAL CAPITAL FUND

WHEREAS, the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), wishes to undertake the acquisition of capital equipment consisting of the acquisition of an electric powered garbage truck and the acquisition and installation of electric charging stations at the Department of Public Works within the Township, all as shall be more particularly described in documents on file in the Office of the Clerk of the Township and by this reference incorporated herein (collectively, the "Capital Improvements"); and

WHEREAS, the cost of said Capital Improvements is estimated to be \$500,000; and

WHEREAS, the Township has received or is expected to receive a Regional Greenhouse Fund Grant from the New Jersey Department of Environmental Protection's Equipment Modernization Program in the amount of \$476,966.16 (the "NJDEP Grant") to finance a portion of the Capital Improvements; and

WHEREAS, the Township Committee desires to authorize the appropriation and expenditure of (i) the NJDEP Grant and (ii) the amount of \$23,033.84 from the Township's Capital Surplus Account in the General Capital Fund (the "Township Funds"), in order to finance the aforesaid Capital Improvements.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The recitals set forth in the preambles to this capital ordinance are fully incorporated by this reference as if set forth in full herein.

SECTION 2. The Capital Improvements or purposes described in Section 3 of this capital ordinance are hereby authorized as general capital improvements to be undertaken by the Township. There

is hereby appropriated the NJDEP Grant in the amount of \$476,966.16 and the Township Funds in the amount of \$23,033.84 for said Capital Improvements or purposes stated in Section 3 hereof.

SECTION 3. The Capital Improvements or purposes hereby authorized are for the acquisition of an electric powered garbage truck and the acquisition and installation of electric charging stations, including any equipment related thereto, at the Department of Public Works within the Township, in accordance with the Regional Greenhouse Grant Project, and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. The expenditure of the NJDEP Grant and the Township Funds for the Capital Improvements or purposes set forth in Section 3 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement with the New Jersey Department of Environmental Protection or any other agreement necessary to undertake the Capital Improvements or purposes set forth herein and to effectuate any transaction contemplated thereby and hereby.

SECTION 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services, New Jersey Department of Community Affairs.

SECTION 6. Capitalized terms used herein and not otherwise defined, shall have the meanings ascribed to such terms in the preambles of this capital ordinance.

SECTION 7. This ordinance shall take effect in accordance with applicable New Jersey

law, including N.J.S.A. 40:49-1 et seq.

Motion/ Second	Roll Call To Adopt On First Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on First Reading Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					
	Tassie D. York					
	Nicholas Williams					
						_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on Second Reading Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					
	Tassie D. York					
	Nicholas Williams					
						_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
NOTICE OF PENDING CAPITAL ORDINANCE AND SUMMARY

The capital ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 13, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, on June 27, 2022 at _:_ p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full capital ordinance will be available at no cost and during regular business hours at the Office of the Clerk for the members of the general public who shall request the same. The summary of the terms of such capital ordinance follows:

- Title:** CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF AN ELECTRIC POWERED GARBAGE TRUCK AND THE ACQUISITION AND INSTALLATION OF ELECTRIC CHARGING STATIONS AT THE DEPARTMENT OF PUBLIC WORKS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$500,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$476,966.16 REGIONAL GREENHOUSE GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND BY \$23,033.84 FROM THE TOWNSHIP'S GENERAL CAPITAL FUND
- Purpose(s):** The Capital Ordinance appropriates and authorizes the amount of \$500,000 to finance the acquisition of an electric powered garbage truck and the acquisition and installation of electric charging stations, including any equipment related thereto, at the Department of Public Works within the Township
- Appropriation and Grant:** \$500,000, consisting of (i) a Regional Greenhouse Fund Grant received or expected to be received from the New Jersey Department of Environmental Protection's Equipment Modernization Program in the amount of \$476,966.16, and (ii) the amount of \$23,033.84, which amount is from the Township's Capital Surplus Account in the General Capital Fund

GABRIELLA SIBONI,
Clerk of the Township of Neptune

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
CAPITAL ORDINANCE NOTICE OF FINAL PASSAGE AND SUMMARY

The capital ordinance, the summary terms of which are included herein, has been finally adopted by the governing body of the Township of Neptune, in the County of Monmouth, State of New Jersey on June 27, 2022. Copies of the full capital ordinance are available at no cost and during regular business hours at the Office of the Clerk of the Township for members of the general public who request the same. The summary of the terms of such capital ordinance follows:

- Title:** CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF AN ELECTRIC POWERED GARBAGE TRUCK AND THE ACQUISITION AND INSTALLATION OF ELECTRIC CHARGING STATIONS AT THE DEPARTMENT OF PUBLIC WORKS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$500,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$476,966.16 REGIONAL GREENHOUSE GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND BY \$23,033.84 FROM THE TOWNSHIP'S GENERAL CAPITAL FUND
- Purpose(s):** The Capital Ordinance appropriates and authorizes the amount of \$500,000 to finance the acquisition of an electric powered garbage truck and the acquisition and installation of electric charging stations, including any equipment related thereto, at the Department of Public Works within the Township
- Appropriation and Grant:** \$500,000, consisting of (i) a Regional Greenhouse Fund Grant received or expected to be received from the New Jersey Department of Environmental Protection's Equipment Modernization Program in the amount of \$476,966.16, and (ii) the amount of \$23,033.84, which amount is from the Township's Capital Surplus Account in the General Capital Fund

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Township duly called and held on June 13, 2022 at _:_ p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Township duly called and held on June 27, 2022 at _:_ p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CLERK'S CERTIFICATE

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the capital ordinance introduced on June 13, 2022 and finally adopted on June 27, 2022.

2. After introduction, the capital ordinance was published as required by law in the _____ (name of the newspaper) on June __, 2022.

3. Following the passage of the capital ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the public place in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said capital ordinance or a summary thereof and a notice that copies of the capital ordinance would be made available to the members of the general public of the Township who requested copies up to and including the time of further consideration of the capital ordinance by the governing body. Copies of the capital ordinance were made available to all who requested same.

4. After final passage, the capital ordinance was duly approved by the Mayor of the Township on _____, 2022 and was duly published as required by law in the _____ (name of the newspaper) on _____, 2022.

5. The capital ordinance has not been amended, added to, altered or repealed and said ordinance is now in full force and effect.

6. A certified copy of this capital ordinance and a copy of the amended capital budget form have been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-25

AN ORDINANCE AMENDING THE SALARY RANGE FOR JOB TITLES OF THE TOWNSHIP OF NEPTUNE AND REPEALING ALL PARTS OF PREVIOUS ORDINANCES INCONSISTENT HEREWITH

BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, as follows:

SECTION 1. The salary ranges for all existing job titles in the Township of Neptune are hereby amended and established as follows:

Table with 3 columns: Title, Minimum Salary, Maximum Salary. Rows include Assistant Construction Official, M.I.S. Manager, and Sewer Operator's License.

SECTION 2. This ordinance shall take effect upon publication in accordance with law

SECTION 3. The salary for each position named above shall be established within the aforesaid ranges by adoption of a contract with employees of AFSCME Local 1844, AFSCME Local 2792, the Neptune Township Management and Department Heads Association, P.B.A. Local #74, F.O.P. Local #19 or by individual contract for employees not represented by a bargaining unit.

SECTION 4. That all ordinances or parts of ordinances of the Township of Neptune, including Ordinance No. 22-13 in its entirety, in conflict or inconsistent with this ordinance are hereby repealed.

Motion/ Roll Call To Adopt On First Reading
Second YAY NAY ABSTAIN ABSENT Adopted on First Reading
Dated: Gabriella Siboni, RMC Township Clerk

Motion/ Roll Call To Adopt On Second and Final Reading
Second YAY NAY ABSTAIN ABSENT Adopted on Second Reading
Dated: Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

TOWNSHIP OF NEPTUNE

ORDINANCE #22-26

ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF DEDICATION WITH REGARD TO BLOCK 1615, LOT 20.01, COMMONLY KNOWN AS 112 WALNUT STREET, NEPTUNE TOWNSHIP, NEW JERSEY TO THE TOWNSHIP OF NEPTUNE

WHEREAS, the present owner of property located at 112 Walnut Street, Neptune New Jersey, a/k/a Block 1615, Lot 20.01 (formerly Block 3032, Lot 66.08) on the tax map of the Township of Neptune, developed a subdivision with Planning Board Approval known as Walnut Grove, by Resolution #05-20 of the Planning Board; approved May 25, 2005; which resulted in the construction of seven (7) single-family residential lots; one of which was designated as a storm water basin lot to be conveyed to the Township of Neptune By Resolution of the Planning Board; and

WHEREAS, the Developer is now asking for vacation of the detention basin from the Developer's ownership to Neptune Township, as required by Planning Board Resolution.

NOW, THEREFORE BE IT ORDAINED AND ENACTED, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that pursuant to State Statute allowing municipalities to accept and to purchase dedicated property for public use, the Township Committee hereby authorizes and accepts a Deed of Dedication to Block 1615, Block 20.01 (formerly Block 3032, Lot 66.08) a/k/a 112 Walnut Street, Neptune Township, New Jersey, which possess a detention basin for storm water management from the present owner, Heritage at Neptune, LLC.

BE IT FURTHER ORDAINED, that in consideration of the aforesaid dedication the Township shall receive said property for One Dollar (\$1.00).

BE IT FURTHER ORDAINED, that the Township Attorney is hereby authorized to prepare a Deed of Dedication and any incidental documents necessary for said transfer on behalf of the Township, obtain its execution and record the same in the Clerk's office of Monmouth County.

BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon its final adoption and publication as required by law.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

Motion/ Roll Call To Adopt On First Reading
Second YAY NAY ABSTAIN ABSENT Adopted on First Reading Dated:
Dr. Michael Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams
Gabriella Siboni, RMC
Township Clerk

Motion/ Roll Call To Adopt On Second and Final Reading
Second YAY NAY ABSTAIN ABSENT Adopted on Second Reading Dated:
Dr. Michael Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams
Gabriella Siboni, RMC
Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-27**

**AN ORDINANCE AMENDING THE SALARY RANGE FOR JOB TITLES OF THE
TOWNSHIP OF NEPTUNE AND REPEALING ALL PARTS OF PREVIOUS ORDINANCES
INCONSISTENT HEREWITH**

BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, as follows:

SECTION 1. The salary ranges for all existing job titles in the Township of Neptune are hereby amended and established as follows:

<u>Title</u>	<u>Minimum Salary</u>	<u>Maximum Salary</u>
Assistant Director of Code and Construction	\$ 5,000.00	\$ 25,000.00

SECTION 2. This ordinance shall take effect upon publication in accordance with law

SECTION 3. The salary for each position named above shall be established within the aforesaid ranges by adoption of a contract with employees of AFSCME Local 1844, AFSCME Local 2792, the Neptune Township Management and Department Heads Association, P.B.A. Local #74, F.O.P. Local #19 or by individual contract for employees not represented by a bargaining unit.

SECTION 4. That all ordinances or parts of ordinances of the Township of Neptune, including Ordinance No. 22-13 in its entirety, in conflict or inconsistent with this ordinance are hereby repealed.

Motion/ Second	Roll Call To Adopt On First Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on First Reading Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams					_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY	NAY	ABSTAIN	ABSENT	Adopted on Second Reading Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams					_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-28**

**AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE
TOWNSHIP OF NEPTUNE BY REMOVING RESIDENT ONLY HANDICAPPED PARKING
ZONE ON BEACH AND LAKE AVENUE**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-21.7 – Resident Handicapped On-Street Parking, is hereby amended by *removing* the following:

<u>Name of Street</u>	<u>No. Of Spaces</u>	<u>Location</u>
Beach	1	West side of Beach Avenue beginning 125 feet north of the northwest intersection of Beach Avenue and Seaview Avenue
Beach	1	West side of Beach Avenue beginning 145 feet north of the northwest intersection of Beach Avenue and Seaview Avenue

SECTION 2

This ordinance shall take effect upon publication in accordance with law.

Motion/ Second	Roll Call To Adopt On First Reading	YAY NAY ABSTAIN ABSENT Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	Adopted on First Reading Dated: <hr/> Gabriella Siboni, RMC Township Clerk
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Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY NAY ABSTAIN ABSENT Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	Adopted on Second Reading Dated: 5/23/2022 <hr/> Gabriella Siboni, RMC Township Clerk
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 Gabriella Siboni
 Township Clerk

 Nicholas Williams
 Mayor

ORDINANCE NO. 22-24

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A NO PARKING ZONE ON HECK AVE.

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-7.7 – Parking Prohibited at All Times on Certain Streets, is hereby amended by adding the following:

Name of Street	Side	Location
Heck Avenue	South	Starting 415 feet east from the southeast corner of Heck Avenue and Taylor Avenue. This no parking zone will continue east and stop at 683 feet from the southeast corner of Heck Avenue and Taylor Avenue.

SECTION 2

This ordinance shall take effect upon publication in accordance with law.

Motion/ Second	Roll Call To Adopt On First Reading	Adopted on First Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	Adopted on Second Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

BOND ORDINANCE NUMBER 22-30

BOND ORDINANCE PROVIDING FOR THE 2022 ROAD PROGRAM, INCLUDING ROADWAY RECONSTRUCTION AND DRAINAGE AND ADA ACCESSIBILITY IMPROVEMENTS TO VARIOUS ROADWAYS IN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$1,500,000, said amount being inclusive of a down payment in the amount of \$75,000 (the "Down Payment") for said improvements as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,500,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$1,425,000 pursuant to, and within the limitations prescribed by, the Local Bond

Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$1,425,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for roadway reconstruction and drainage and ADA accessibility improvements to various roadways throughout the Township, as further described in the 2022 Road Program documents on file with the Township Engineer, and all other restoration work and improvements related thereto, including, but not limited to, as applicable, engineering and design work, site work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans and specifications therefor on file in the Office of the Township Engineer and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,425,000.

(c) The estimated cost of said improvements or purposes is \$1,500,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$75,000 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by

the United States of America, the State of New Jersey and/or the County of Monmouth, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local

Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,425,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are “placed in service” (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the

Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. The Mayor, the Chief Financial Officer, the Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

Motion/ Second	Roll Call To Adopt On First Reading		Adopted on First Reading
		YAY NAY ABSTAIN ABSENT	Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams		_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading		Adopted on Second
		YAY NAY ABSTAIN ABSENT	Reading Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams		_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance #22-30, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on July 25, 2022 at 7:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR THE 2022 ROAD PROGRAM, INCLUDING ROADWAY RECONSTRUCTION AND DRAINAGE AND ADA ACCESSIBILITY IMPROVEMENTS TO VARIOUS ROADWAYS IN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of roadway reconstruction and drainage and ADA accessibility improvements to various roadways throughout the Township, and all other restoration work and improvements related thereto, as further described in the 2022 Road Program documents on file with the Township Engineer.
Appropriation:	\$1,500,000
Bonds/Notes Authorized:	\$1,425,000
Grant:	None
Section 20 Costs:	\$350,000
Useful Life:	15 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE AND SUMMARY

The bond ordinance #22-30, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR THE 2022 ROAD PROGRAM, INCLUDING ROADWAY RECONSTRUCTION AND DRAINAGE AND ADA ACCESSIBILITY IMPROVEMENTS TO VARIOUS ROADWAYS IN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of roadway reconstruction and drainage and ADA accessibility improvements to various roadways throughout the Township, and all other restoration work and improvements related thereto, as further described in the 2022 Road Program documents on file with the Township Engineer.
Appropriation:	\$1,500,000
Bonds/Notes Authorized:	\$1,425,000
Grant:	None
Section 20 Costs:	\$350,000
Useful Life:	15 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee duly called and held on June 27, 2022 at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On First Reading	Adopted on First Reading
	YAY NAY ABSTAIN ABSENT	Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on July 25, 2022, at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading	Adopted on First Reading
	YAY NAY ABSTAIN ABSENT	Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CLERK'S CERTIFICATE REGARDING BOND ORDINANCE ADOPTION PROCESS

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the bond ordinance was published as required by law on _____, 2022 in the _____ (name of the newspaper).

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

4. After final passage, the bond ordinance was duly approved by the Mayor on _____, 2022 and was duly published as required by law on _____, 2022 in the _____ (name of the newspaper). No protest signed by any person against making any improvement or incurring

the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this __ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT FOR BOND ORDINANCE

I, the undersigned, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Michael J. Bascom, the Chief Financial Officer as of June 27, 2022, that such Supplemental Debt Statement was filed in my office on or by June 27, 2022 and with the Director of the Division of Local Government Services on _____, 2022.

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

DOWN PAYMENT CERTIFICATE CONCERNING BOND ORDINANCE

I, the undersigned Chief Financial Officer of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

“BOND ORDINANCE PROVIDING FOR THE 2022 ROAD PROGRAM, INCLUDING ROADWAY RECONSTRUCTION AND DRAINAGE AND ADA ACCESSIBILITY IMPROVEMENTS TO VARIOUS ROADWAYS IN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”,

there was available as a down payment for the improvements or purposes authorized by said bond ordinance \$75,000, which was available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand as of this __ day of _____, 2022.

MICHAEL J. BASCOM,
Chief Financial Officer

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

BOND ORDINANCE NUMBER 22-31

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND
EQUIPMENT FOR VARIOUS TOWNSHIP DEPARTMENTS, BY AND IN THE
TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW
JERSEY; APPROPRIATING \$1,600,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$1,520,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE
PART OF THE COST THEREOF**

**BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF
NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS
FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$1,600,000, said amount being inclusive of a down payment in the amount of \$80,000 (the "Down Payment") for said improvements as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,600,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$1,520,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or

purposes, negotiable notes of the Township in a principal amount not exceeding \$1,520,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for the acquisition of vehicles and equipment for various departments within the Township, including, but not limited to, the Department of Public Works, the Senior Center, Emergency Medical Services, the Police Department, and the Office of Emergency Management, such vehicles and equipment to include, but not be limited to, a mini-tractor and snow broom, an excavator, a towable chipper, a street sweeper, a mason dump truck with plow, a forklift, a high wheeled vehicle, a phone investigation system, a transit van, an ambulance, a water rescue vehicle, and all equipment associated therewith, and also including, but not limited to, as applicable, engineering and design work, site work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans and specifications therefor on file in the Office of the Township Clerk and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,520,000.

(c) The estimated cost of said improvements or purposes is \$1,600,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$80,000 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of

the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Monmouth, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is seven (7) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,520,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in

connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. The Mayor, the Chief Financial Officer, the Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**Motion/
Second**

Roll Call To Adopt On First Reading

YAY NAY ABSTAIN ABSENT

Adopted on First Reading
Dated:

Dr. Michael
Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

**Motion/
Second**

Roll Call To Adopt On Second and Final Reading

YAY NAY ABSTAIN ABSENT

Adopted on Second
Reading
Dated:

Dr. Michael
Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance #22-31, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on July 25, 2022 at 7:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT FOR VARIOUS TOWNSHIP DEPARTMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,520,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for the financing of the acquisition of vehicles and equipment for various departments within the Township, including, but not limited to, the Department of Public Works, the Senior Center, Emergency Medical Services, the Police Department, and the Office of Emergency Management, such vehicles and equipment to include, but not be limited to, a mini-tractor and snow broom, an excavator, a towable chipper, a street sweeper, a mason dump truck with plow, a forklift, a high wheeled vehicle, a phone investigation system, a transit van, an ambulance, a water rescue vehicle, and all equipment associated therewith.

Appropriation: \$1,600,000

**Bonds/Notes
Authorized:** \$1,520,000

Grant: None

Section 20 Costs: \$50,000

Useful Life: 7 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE AND SUMMARY

The bond ordinance #22-31, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT FOR VARIOUS TOWNSHIP DEPARTMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,520,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of the acquisition of vehicles and equipment for various departments within the Township, including, but not limited to, the Department of Public Works, the Senior Center, Emergency Medical Services, the Police Department, and the Office of Emergency Management, such vehicles and equipment to include, but not be limited to, a mini-tractor and snow broom, an excavator, a towable chipper, a street sweeper, a mason dump truck with plow, a forklift, a high wheeled vehicle, a phone investigation system, a transit van, an ambulance, a water rescue vehicle, and all equipment associated therewith.
Appropriation:	\$1,600,000
Bonds/Notes Authorized:	\$1,520,000
Grant:	None
Section 20 Costs:	\$50,000
Useful Life:	7 years

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee duly called and held on June 27, 2022 at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading	Adopted on Second Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on July 25, 2022, at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading	Adopted on Second Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley	
	Keith Cafferty	
	Robert Lane, Jr.	_____
	Tassie D. York	Gabriella Siboni, RMC
	Nicholas Williams	Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CLERK'S CERTIFICATE REGARDING BOND ORDINANCE ADOPTION PROCESS

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the bond ordinance was published as required by law on _____, 2022 in the _____ (name of the newspaper).

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

4. After final passage, the bond ordinance was duly approved by the Mayor on _____, 2022 and was duly published as required by law on _____, 2022 in the _____ (name of the newspaper). No protest signed by any person against making any improvement or incurring

the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this __ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT FOR BOND ORDINANCE

I, the undersigned, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Michael J. Bascom, the Chief Financial Officer as of June 27, 2022, that such Supplemental Debt Statement was filed in my office on or by June 27, 2022 and with the Director of the Division of Local Government Services on _____, 2022.

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

DOWN PAYMENT CERTIFICATE CONCERNING BOND ORDINANCE

I, the undersigned Chief Financial Officer of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT FOR VARIOUS TOWNSHIP DEPARTMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,520,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”,

there was available as a down payment for the improvements or purposes authorized by said bond ordinance \$50,000, which was available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand as of this __ day of _____,
2022.

**MICHAEL J. BASCOM,
Chief Financial Officer**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

BOND ORDINANCE NUMBER 22-32

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS MUNICIPAL FACILITIES WITHIN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$300,000, said amount being inclusive of a down payment in the amount of \$15,000 (the "Down Payment") for said improvements as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$300,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$285,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes,

negotiable notes of the Township in a principal amount not exceeding \$285,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for improvements to various municipal facilities, including, but not limited to, the replacement of the fuel tank/pump monitoring system and fuel island canopy at the Department of Public Works, the replacement of the roof on municipally leased buildings, and the acquisition and installation of fencing and playground equipment, and all other restoration work and improvements related thereto, including, but not limited to, as applicable, engineering and design work, site work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans and specifications therefor on file in the Office of the Township Engineer and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$285,000.

(c) The estimated cost of said improvements or purposes is \$300,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$15,000 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by

the United States of America, the State of New Jersey and/or the County of Monmouth, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local

Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$285,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$60,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are “placed in service” (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the

Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. The Mayor, the Chief Financial Officer, the Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**Motion/
Second**

Roll Call To Adopt On First Reading

YAY NAY ABSTAIN ABSENT

Adopted on First Reading
Dated:

Dr. Michael Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

**Motion/
Second**

Roll Call To Adopt On Second and Final Reading

YAY NAY ABSTAIN ABSENT

Adopted on Second
Reading
Dated:

Dr. Michael Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance #22-32, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on July 25, 2022 at 7:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS MUNICIPAL FACILITIES WITHIN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of improvements to various municipal facilities, including, but not limited to, the replacement of the fuel tank/pump monitoring system and fuel island canopy at the Department of Public Works, the replacement of the roof on municipally leased buildings, and the acquisition and installation of fencing and playground equipment, and all other restoration work and improvements related thereto.
Appropriation:	\$300,000
Bonds/Notes Authorized:	\$285,000
Grant:	None
Section 20 Costs:	\$60,000
Useful Life:	15 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE AND SUMMARY

The bond ordinance #22-32, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS MUNICIPAL FACILITIES WITHIN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of improvements to various municipal facilities, including, but not limited to, the replacement of the fuel tank/pump monitoring system and fuel island canopy at the Department of Public Works, the replacement of the roof on municipally leased buildings, and the acquisition and installation of fencing and playground equipment, and all other restoration work and improvements related thereto.
Appropriation:	\$300,000
Bonds/Notes Authorized:	\$285,000
Grant:	None
Section 20 Costs:	\$60,000
Useful Life:	15 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee duly called and held on June 27, 2022 at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On First Reading	Adopted on First Reading
	YAY NAY ABSTAIN ABSENT	Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on July 25, 2022, at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY NAY ABSTAIN ABSENT	Adopted on Second Reading Dated:
	Dr. Michael Brantley		
	Keith Cafferty		
	Robert Lane, Jr.		_____
	Tassie D. York		Gabriella Siboni, RMC
	Nicholas Williams		Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CLERK'S CERTIFICATE REGARDING BOND ORDINANCE ADOPTION PROCESS

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the bond ordinance was published as required by law on _____, 2022 in the _____ (name of the newspaper).

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

4. After final passage, the bond ordinance was duly approved by the Mayor on _____, 2022 and was duly published as required by law on _____, 2022 in the _____ (name of the newspaper). No protest signed by any person against making any improvement or incurring

the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this __ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT FOR BOND ORDINANCE

I, the undersigned, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Michael J. Bascom, the Chief Financial Officer as of June 27, 2022, that such Supplemental Debt Statement was filed in my office on or by June 27, 2022 and with the Director of the Division of Local Government Services on _____, 2022.

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

DOWN PAYMENT CERTIFICATE CONCERNING BOND ORDINANCE

I, the undersigned Chief Financial Officer of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

“BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS MUNICIPAL FACILITIES WITHIN THE TOWNSHIP, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”,

there was available as a down payment for the improvements or purposes authorized by said bond ordinance \$15,000, which was available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand as of this __ day of _____,
2022.

**MICHAEL J. BASCOM,
Chief Financial Officer**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

BOND ORDINANCE NUMBER 22-33

**BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF THE BULKHEAD
ALONG FLETCHER LAKE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE
COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES
OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

**BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF
NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring) **AS
FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$900,000, said amount being inclusive of a down payment in the amount of \$45,000 (the "Down Payment") for said improvements as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$900,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$855,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes,

negotiable notes of the Township in a principal amount not exceeding \$855,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for the replacement of the bulkhead along Fletcher Lake, and all other restoration work and improvements related thereto, including, but not limited to, as applicable, engineering and design work, site work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans and specifications therefor on file in the Office of the Township Engineer and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$855,000.

(c) The estimated cost of said improvements or purposes is \$900,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$45,000 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Monmouth, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds

shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey

Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$855,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township

shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation

thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. The Mayor, the Chief Financial Officer, the Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

Motion/ Second	Roll Call To Adopt On First Reading	
		Adopted on First Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	
		Adopted on Second Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance #22-33, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on July 25, 2022 at 7:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF THE BULKHEAD ALONG FLETCHER LAKE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of the replacement of the bulkhead along Fletcher Lake, and all other restoration work and improvements related thereto.
Appropriation:	\$900,000
Bonds/Notes Authorized:	\$855,000
Grant:	None
Section 20 Costs:	\$200,000
Useful Life:	15 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE AND SUMMARY

The bond ordinance #22-33, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF THE BULKHEAD ALONG FLETCHER LAKE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of the replacement of the bulkhead along Fletcher Lake, and all other restoration work and improvements related thereto.
Appropriation:	\$900,000
Bonds/Notes Authorized:	\$855,000
Grant:	None
Section 20 Costs:	\$200,000
Useful Life:	15 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee duly called and held on June 27, 2022 at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On First Reading	Adopted on First Reading
	YAY NAY ABSTAIN ABSENT	Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on July 25, 2022, at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY NAY ABSTAIN ABSENT	Adopted on Second Reading Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams		Gabiella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CLERK'S CERTIFICATE REGARDING BOND ORDINANCE ADOPTION PROCESS

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the bond ordinance was published as required by law on _____, 2022 in the _____ (name of the newspaper).

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

4. After final passage, the bond ordinance was duly approved by the Mayor on _____, 2022 and was duly published as required by law on _____, 2022 in the _____ (name of the newspaper). No protest signed by any person against making any improvement or incurring

the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT FOR BOND ORDINANCE

I, the undersigned, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Michael J. Bascom, the Chief Financial Officer as of June 27, 2022, that such Supplemental Debt Statement was filed in my office on or by June 27, 2022 and with the Director of the Division of Local Government Services on _____, 2022.

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

DOWN PAYMENT CERTIFICATE CONCERNING BOND ORDINANCE

I, the undersigned Chief Financial Officer of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

“BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF THE BULKHEAD ALONG FLETCHER LAKE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”,

there was available as a down payment for the improvements or purposes authorized by said bond ordinance \$45,000, which was available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand as of this __ day of _____,
2022.

MICHAEL J. BASCOM,
Chief Financial Officer

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

BOND ORDINANCE NUMBER 22-34

BOND ORDINANCE PROVIDING FOR THE 2022 BRADLEY PARK SANITARY SEWER REPLACEMENT PROJECT, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$900,000, said amount being inclusive of a down payment in the amount of \$45,000 (the "Down Payment") for said improvements as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the Sewer Utility Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$900,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$855,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes,

negotiable notes of the Township in a principal amount not exceeding \$855,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for the 2022 Bradley Park Sanitary Sewer Replacement Project, including, but not limited to, the replacement of existing sanitary sewer mains and lines and all other restoration work and improvements related thereto, including, but not limited to, as applicable, engineering and design work, site work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the Engineer's Estimate and the associated plans and specifications therefor on file in the Office of the Township Engineer and available for public inspection and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$855,000.

(c) The estimated cost of said improvements or purposes is \$900,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$45,000 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth, make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Monmouth, shall be received

by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget and capital

programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$855,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond

ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein,

and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. The Mayor, the Chief Financial Officer, the Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**Motion/
Second**

Roll Call To Adopt On First Reading

YAY NAY ABSTAIN ABSENT

Adopted on First Reading
Dated:

Dr. Michael
Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

**Motion/
Second**

Roll Call To Adopt On Second and Final Reading

YAY NAY ABSTAIN ABSENT

Adopted on Second
Reading
Dated:

Dr. Michael
Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance #22-34, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on July 25, 2022 at 7:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR THE 2022 BRADLEY PARK SANITARY SEWER REPLACEMENT PROJECT, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	The bond ordinance provides for the financing of the 2022 Bradley Park Sanitary Sewer Replacement Project, including, but not limited to, the replacement of existing sanitary sewer mains and lines and all other restoration work and improvements related thereto.
Appropriation:	\$900,000
Bonds/Notes Authorized:	\$855,000
Grant:	None
Section 20 Costs:	\$200,000
Useful Life:	40 years

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE AND SUMMARY

The bond ordinance #22-34, the summary terms of which are included herein, has been finally adopted by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR THE 2022 BRADLEY PARK SANITARY SEWER REPLACEMENT PROJECT, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for the financing of the 2022 Bradley Park Sanitary Sewer Replacement Project, including, but not limited to, the replacement of existing sanitary sewer mains and lines and all other restoration work and improvements related thereto.

Appropriation: \$900,000

Bonds/Notes Authorized: \$855,000

Grant: None

Section 20 Costs: \$200,000

Useful Life: 40 years

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee duly called and held on June 27, 2022 at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On First Reading	Adopted on First Reading
	YAY NAY ABSTAIN ABSENT	Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Committee of the Township duly called and held on July 25, 2022, at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Motion/ Second	Roll Call To Adopt On Second and Final Reading	YAY NAY ABSTAIN ABSENT	Adopted on Second Reading Dated:
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams		Gabiella Siboni, RMC Township Clerk

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ___ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CLERK'S CERTIFICATE REGARDING BOND ORDINANCE ADOPTION PROCESS

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the bond ordinance was published as required by law on _____, 2022 in the _____ (name of the newspaper).

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

4. After final passage, the bond ordinance was duly approved by the Mayor on _____, 2022 and was duly published as required by law on _____, 2022 in the _____ (name of the newspaper). No protest signed by any person against making any improvement or incurring

the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this __ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT FOR BOND ORDINANCE

I, the undersigned, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by Michael J. Bascom, the Chief Financial Officer as of June 27, 2022, that such Supplemental Debt Statement was filed in my office on or by June 27, 2022 and with the Director of the Division of Local Government Services on _____, 2022.

**GABRIELLA SIBONI,
Clerk of the Township of Neptune**

**TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

DOWN PAYMENT CERTIFICATE CONCERNING BOND ORDINANCE

I, the undersigned Chief Financial Officer of the Township of Neptune, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

“BOND ORDINANCE PROVIDING FOR THE 2022 BRADLEY PARK SANITARY SEWER REPLACEMENT PROJECT, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”,

there was available as a down payment for the improvements or purposes authorized by said bond ordinance \$45,000, which was available from the Sewer Utility Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand as of this __ day of _____,
2022.

**MICHAEL J. BASCOM,
Chief Financial Officer**

**TOWNSHIP OF NEPTUNE
CAPITAL ORDINANCE NUMBER 22-35**

CAPITAL ORDINANCE PROVIDING FOR ENVIRONMENTAL SITE REMEDIATION AT THE WELSH FARMS PROPERTY, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$325,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$321,573.75 HAZARDOUS DISCHARGE SITE REMEDIATION FUND GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND BY \$3,426.25 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND

WHEREAS, the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), wishes to undertake environmental site remediation at the Welsh Farms property within the Township, all as shall be more particularly described in documents on file in the Office of the Township Engineer and by this reference incorporated herein (collectively, the "Capital Improvements"); and

WHEREAS, the cost of said Capital Improvements is estimated to be \$325,000; and

WHEREAS, the Township has received or is expected to receive a Hazardous Discharge Site Remediation Fund Grant from the New Jersey Department of Environmental Protection in the amount of \$321,573.75 (the "NJDEP Grant") to finance a portion of the Capital Improvements; and

WHEREAS, the Township Committee desires to authorize the appropriation and expenditure of (i) the NJDEP Grant and (ii) the amount of \$3,426.25 from the Township's General Capital Surplus Fund (the "Township Funds"), in order to finance the aforesaid Capital Improvements.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The recitals set forth in the preambles to this capital ordinance are fully incorporated by this reference as if set forth in full herein.

SECTION 2. The Capital Improvements or purposes described in Section 3 of this capital ordinance are hereby authorized as general capital improvements to be undertaken by the Township. There is hereby appropriated the NJDEP Grant in the amount of \$321,573.75 and the Township Funds in the amount of \$3,426.25 for said Capital Improvements or purposes stated in Section 3 hereof.

SECTION 3. The Capital Improvements or purposes hereby authorized are for the environmental site remediation at the Welsh Farms property within the Township, all as shall be more particularly described in documents on file in the Office of the Township Engineer and by this reference incorporated herein, and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. The expenditure of the NJDEP Grant and the Township Funds for the Capital Improvements or purposes set forth in Section 3 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement with the New Jersey Department of Environmental Protection or any other agreement necessary to undertake the Capital Improvements or purposes set forth herein and to effectuate any transaction contemplated thereby and hereby.

SECTION 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services, New Jersey Department of Community Affairs.

SECTION 6. Capitalized terms used herein and not otherwise defined, shall have the meanings ascribed to such terms in the preambles of this capital ordinance.

SECTION 7. This ordinance shall take effect in accordance with applicable New Jersey law, including N.J.S.A. 40:49-1 et seq.

**Motion/
Second**

Roll Call To Adopt On First Reading

YAY NAY ABSTAIN ABSENT

Adopted on First Reading
Dated:

Dr. Michael
Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

**Motion/
Second**

Roll Call To Adopt On Second and Final Reading

YAY NAY ABSTAIN ABSENT

Adopted on Second
Reading
Dated:

Dr. Michael
Brantley
Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
NOTICE OF PENDING CAPITAL ORDINANCE AND SUMMARY

The capital ordinance #22-35, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, on July 25, 2022 at ___:___ p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full capital ordinance will be available at no cost and during regular business hours at the Office of the Clerk for the members of the general public who shall request the same. The summary of the terms of such capital ordinance follows:

- Title:** CAPITAL ORDINANCE PROVIDING FOR ENVIRONMENTAL SITE REMEDIATION AT THE WELSH FARMS PROPERTY, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$325,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$321,573.75 HAZARDOUS DISCHARGE SITE REMEDIATION FUND GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND BY \$3,426.25 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND
- Purpose(s):** The Capital Ordinance appropriates and authorizes the amount of \$325,000 to finance the environmental site remediation at the Welsh Farms property within the Township.
- Appropriation and Grant:** \$325,000, consisting of (i) a Hazardous Discharge Site Remediation Fund Grant received or expected to be received from the New Jersey Department of Environmental Protection in the amount of \$321,573.75, and (ii) the amount of \$3,426.25, which amount is from the Township's General Capital Surplus Fund

GABRIELLA SIBONI,
Clerk of the Township of Neptune

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
CAPITAL ORDINANCE NOTICE OF FINAL PASSAGE AND SUMMARY

The capital ordinance #22-35, the summary terms of which are included herein, has been finally adopted by the governing body of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022. Copies of the full capital ordinance are available at no cost and during regular business hours at the Office of the Clerk of the Township for members of the general public who request the same. The summary of the terms of such capital ordinance follows:

- Title:** CAPITAL ORDINANCE PROVIDING FOR ENVIRONMENTAL SITE REMEDIATION AT THE WELSH FARMS PROPERTY, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$325,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$321,573.75 HAZARDOUS DISCHARGE SITE REMEDIATION FUND GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND BY \$3,426.25 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND
- Purpose(s):** The Capital Ordinance appropriates and authorizes the amount of \$325,000 to finance the environmental site remediation at the Welsh Farms property within the Township.
- Appropriation and Grant:** \$325,000, consisting of (i) a Hazardous Discharge Site Remediation Fund Grant received or expected to be received from the New Jersey Department of Environmental Protection in the amount of \$321,573.75, and (ii) the amount of \$3,426.25, which amount is from the Township's General Capital Surplus Fund

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Township duly called and held on June 27, 2022 at _:_ p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Township duly called and held on July 25, 2022 at __:__ p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CLERK'S CERTIFICATE

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the capital ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the capital ordinance was published as required by law in the _____ (name of the newspaper) on _____, 2022.

3. Following the passage of the capital ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the public place in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said capital ordinance or a summary thereof and a notice that copies of the capital ordinance would be made available to the members of the general public of the Township who requested copies up to and including the time of further consideration of the capital ordinance by the governing body. Copies of the capital ordinance were made available to all who requested same.

4. After final passage, the capital ordinance was duly approved by the Mayor of the Township on _____, 2022 and was duly published as required by law in the _____ (name of the newspaper) on _____, 2022.

5. The capital ordinance has not been amended, added to, altered or repealed and said ordinance is now in full force and effect.

6. A certified copy of this capital ordinance and a copy of the amended capital budget form have been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE
CAPITAL ORDINANCE NUMBER 22-36**

CAPITAL ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A STORAGE FACILITY AT THE RILEY ROAD PUMP STATION, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$150,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY \$150,000 FROM THE TOWNSHIP'S SEWER UTILITY CAPITAL SURPLUS FUND

WHEREAS, the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), wishes to undertake the construction of a storage facility at the Riley Road Pump Station within the Township, all as shall be more particularly described in documents on file in the Office of the Township Engineer and by this reference incorporated herein (collectively, the "Capital Improvements"); and

WHEREAS, the cost of said Capital Improvements is estimated to be \$150,000; and

WHEREAS, the Township Committee desires to authorize the appropriation and expenditure of the amount of \$150,000 from the Township's Sewer Utility Capital Surplus Fund (the "Township Funds") in order to finance the aforesaid Capital Improvements.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The recitals set forth in the preambles to this capital ordinance are fully incorporated by this reference as if set forth in full herein.

SECTION 2. The Capital Improvements or purposes described in Section 3 of this capital ordinance are hereby authorized as general capital improvements to be undertaken by the Township. There is hereby appropriated the Township Funds in the amount of \$150,000 for said Capital Improvements or purposes stated in Section 3 hereof.

SECTION 3. The Capital Improvements or purposes hereby authorized are for the construction of a storage facility at the Riley Road Pump Station within the Township, all as shall

be more particularly described in documents on file in the Office of the Township Engineer and by this reference incorporated herein, and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. The expenditure of the Township Funds for the Capital Improvements or purposes set forth in Section 3 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the Capital Improvements or purposes set forth herein and to effectuate any transaction contemplated thereby and hereby.

SECTION 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services, New Jersey Department of Community Affairs.

SECTION 6. Capitalized terms used herein and not otherwise defined, shall have the meanings ascribed to such terms in the preambles of this capital ordinance.

SECTION 7. This ordinance shall take effect in accordance with applicable New Jersey law, including N.J.S.A. 40:49-1 et seq.

Motion/ Second	Roll Call To Adopt On First Reading	
		YAY NAY ABSTAIN ABSENT
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	Adopted on First Reading Dated: _____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	
		YAY NAY ABSTAIN ABSENT
	Dr. Michael Brantley	Adopted on Second Reading Dated: _____

Keith Cafferty
Robert Lane, Jr.
Tassie D. York
Nicholas Williams

Gabriella Siboni, RMC
Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
NOTICE OF PENDING CAPITAL ORDINANCE AND SUMMARY

The capital ordinance #22-36, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Neptune, in the County of Monmouth, State of New Jersey, on June 27, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, on July 25, 2022 at 7:00 p.m. Information regarding remote access to the meeting may be found on the Township's website at www.neptunetownship.org. During the week prior to and up to and including the date of such meeting, copies of the full capital ordinance will be available at no cost and during regular business hours at the Office of the Clerk for the members of the general public who shall request the same. The summary of the terms of such capital ordinance follows:

- Title:** CAPITAL ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A STORAGE FACILITY AT THE RILEY ROAD PUMP STATION, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$150,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY \$150,000 FROM THE TOWNSHIP'S SEWER UTILITY CAPITAL SURPLUS FUND
- Purpose(s):** The Capital Ordinance appropriates and authorizes the amount of \$150,000 to finance the construction of a storage facility at the Riley Road Pump Station within the Township
- Appropriation:** \$150,000 from the Township's Sewer Utility Capital Surplus Fund

GABRIELLA SIBONI,
Clerk of the Township of Neptune

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
PUBLIC NOTICE
CAPITAL ORDINANCE NOTICE OF FINAL PASSAGE AND SUMMARY

The capital ordinance #22-36, the summary terms of which are included herein, has been finally adopted by the governing body of the Township of Neptune, in the County of Monmouth, State of New Jersey on July 25, 2022. Copies of the full capital ordinance are available at no cost and during regular business hours at the Office of the Clerk of the Township for members of the general public who request the same. The summary of the terms of such capital ordinance follows:

- Title:** CAPITAL ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A STORAGE FACILITY AT THE RILEY ROAD PUMP STATION, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$150,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY \$150,000 FROM THE TOWNSHIP'S SEWER UTILITY CAPITAL SURPLUS FUND
- Purpose(s):** The Capital Ordinance appropriates and authorizes the amount of \$150,000 to finance the construction of a storage facility at the Riley Road Pump Station within the Township
- Appropriation:** \$150,000 from the Township's Sewer Utility Capital Surplus Fund

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Township duly called and held on June 27, 2022 at 7:00 p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Township duly called and held on July 25, 2022 at __:__ p.m. at the Township Municipal Complex, 25 Neptune Boulevard, Neptune, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

CLERK'S CERTIFICATE

I, GABRIELLA SIBONI, DO HEREBY CERTIFY that I am the Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the capital ordinance introduced on June 27, 2022 and finally adopted on July 25, 2022.

2. After introduction, the capital ordinance was published as required by law in the _____ (name of the newspaper) on _____, 2022.

3. Following the passage of the capital ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the public place in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said capital ordinance or a summary thereof and a notice that copies of the capital ordinance would be made available to the members of the general public of the Township who requested copies up to and including the time of further consideration of the capital ordinance by the governing body. Copies of the capital ordinance were made available to all who requested same.

4. After final passage, the capital ordinance was duly approved by the Mayor of the Township on _____, 2022 and was duly published as required by law in the _____ (name of the newspaper) on _____, 2022.

5. The capital ordinance has not been amended, added to, altered or repealed and said ordinance is now in full force and effect.

6. A certified copy of this capital ordinance and a copy of the amended capital budget form have been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this ____ day of _____, 2022.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

TOWNSHIP OF NEPTUNE

ORDINANCE NO. 22-37

AN ORDINANCE TO AMEND VOLUME I, CHAPTER IX OF THE CODE OF THE TOWNSHIP OF NEPTUNE TO IDENTIFY WORK HOURS AND CONDITIONS FOR EMERGENCY MEDICAL SERVICE TECHNICIANS

WHEREAS, the Township of Neptune employs full-time Emergency Medical Service Technicians; and

WHEREAS, the Township of Neptune Personnel Code does not presently identify specific work periods for Emergency Medical Service Technicians; and

WHEREAS, Emergency Medical Service Technicians provide essential services to the residents of Neptune;

NOWTHEREFORE BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune following sections of the Township Code are hereby amended as follows:

Section 1.

§9-3 TIME AND ATTENDANCE.

§9-3.1 Standard Work Periods.

The standard weekly and hourly work period for Township employees is as follows:

Department	Time Range	Hours	Lunch	Refreshment Break
Monday to Friday				
Administrative Departments	8:00 a.m. to 4:30 p.m.	8	1 hr. period	2
Public Works and Sewer	6:30 a.m. to 3:00 p.m.	8 1/2	1/2 hr. period	2
Monday to Sunday				
Custodians	24 hours daily	8 1/2	1/2 hr. break	2
Emergency Medical Services	24 hours daily	12 to 14	1/2 hr. period	3
Police civilians	6:30 a.m. to 4:30 p.m.	8	1 hr. period	2
Police/jailers	24 hours daily		1/2 hr. break	0
Library	In accordance with schedule established by the Library Trustees			
Recreation	Same as Administrative Departments, but may flex schedule to accommodate program activities			

§9-7 SICK LEAVE

§9-7.7 Payment for Sick Leave; Full-Time and Part-Time, Permanent or Probationary Employees Only.

The rules which follow apply to the payment of salaries during periods of illness or disability of regular, permanent or probationary full-time employees. Probationary or permanent part-time employees are eligible on a prorated basis. Casual employees are not entitled to compensation for such absences.

- a. Permanent and Probationary Full-Time Employees. Permanent and probationary full-time employees will accumulate paid sick leave during a calendar year at the rate of 1 1/4 working days per month. If an employee uses none or only a portion of this allowable sick leave during any calendar year, the amount of this leave not taken accumulates to his/her credit from year to year, and the employee is entitled to use the accumulated sick leave with pay if and when needed. No employee shall accumulate sick leave benefits during those months in which the employee is not performing his normal work assignment. The department head or supervisor shall provide each employee within his/her department a report of his/her sick leave, unused vacation and personal days to the employee's next anniversary date, and compensatory time records. Said information shall be supplied within five working days of the receipt of the request from the employee. Each employee shall be entitled to make such a request once a year.
 - i. **An exception to the accrual for sick time will apply to all Full Time Emergency Medical Technician employees who shall be awarded eight (8) hours of sick leave upon the completion of each month of employment, up to a total of seven hundred-twenty (720) hours. All other terms of this subsection apply.**
- b. Any full-time or probationary employee who does not incur any sick days in an anniversary year will receive 3 1/2 days off the following anniversary year for perfect attendance. The employee may elect to receive same either in pay or time off. The incurring of job-related disability or injury leave shall not impact upon the perfect attendance record. Probationary or permanent part-time employees are eligible on a prorated basis. No employee shall be allowed to work and endanger the health and well-being of other employees and if the employee's condition warrants, the employee may be directed to take sick leave. The department head or supervisor may direct the employee to the Township physician for an opinion as to the eligibility of the employee to be absent from work. Any employee who takes sick leave after he/she has already worked a portion of the work day may use 1/2 day of his/her leave benefits.
 - i. **An exception to the allowable time for perfect attendance will apply to all Full Time Emergency Medical Technician employees who shall receive thirty-two (32) hours of paid leave for perfect attendance. All other terms of this subsection apply.**

§9-10 Health Benefits

§9-10.3 Employee Contribution Towards Health Benefits

The Township desires to comply with the provisions of **Chapter 78, PL 2011**, which defines the requirements of contributions by active employees towards the cost of employee health benefits.

- a. All active employees enrolled in the Township's Health Benefits Plan shall be required to contribute at least 1.5% of their annual base pay towards the cost of the health benefits.
- b. If a subsequent employment contract is negotiated with a contribution rate higher than 1.5%, the employee(s) covered under such subsequent contract shall contribute at the rate negotiated in the subsequent contract but in no instance shall a subsequent contract require a contribution of less than 1.5%.

- c. The percentage rate of contribution is determined based on the employee’s annual salary and the selected level of coverage.
- d. Each employee receiving health benefits shall have a pre-tax payroll deduction each pay period at an amount such that the annual contribution toward health benefits meets the provisions as described herein.
- e. Active employees who waive health benefits coverage shall not be required to contribute toward the cost of health benefits.

Section 2. If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions of this Ordinance.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall be published and shall take effect following adoption and approval, all as required by and in accordance with law.

Motion/ Second	Roll Call To Adopt On First Reading	Adopted on First Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading	Adopted on Second Reading Dated:
	YAY NAY ABSTAIN ABSENT	
	Dr. Michael Brantley Keith Cafferty Robert Lane, Jr. Tassie D. York Nicholas Williams	_____ Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Nicholas
Mayor

Wil

TOWNSHIP OF NEPTUNE**ORDINANCE NO. 22-38****AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR AREAS ALONG ROUTE 33 AND ROUTE 35 IDENTIFIED AS BLOCK 1106, LOTS 1-6 AND 8-17 ON THE TAX MAP OF THE TOWNSHIP OF NEPTUNE, LOCATED IN THE TOWNSHIP OF NEPTUNE, COUNTY OF MONMOUTH, NEW JERSEY**

WHEREAS, the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A: 12A-1, et seq. (the “Act”), authorizes the governing body to adopt by ordinance redevelopment plans for areas in need of redevelopment or rehabilitation; and

WHEREAS, on January 11, 2021, the Township Committee of the Township of Neptune (the “Township Committee”) adopted Resolution #21-68, which authorized and directed the Township of Neptune Planning Board (the “Planning Board”) to undertake a preliminary investigation to determine whether certain areas along Route 33 and Route 35 identified as Block 1106, Lots 1-6 and 8-17 on the Tax Map of the Township of Neptune, qualify as an area in need of redevelopment (non-condemnation) pursuant to the statutory criteria within the Act; and,

WHEREAS, Jennifer C. Beahm, PP, AICP of Leon S. Avakian Inc. Consulting Engineers conducted an investigation and prepared a report entitled “Area in Need of Redevelopment Investigation Report” dated February 2021 (the “Study”) pertaining to those certain areas along Routes 33 and 35 identified collectively as Block 1106, Lots 1-17 on the Tax Map of the Township of Neptune (the “Study Area”), on which the Planning Board conducted a public hearing on February 24, 2021 to provide an opportunity for extensive public comments; and,

WHEREAS, at the Planning Board Hearing, Ms. Beahm presented the Study and the findings thereof, concluding that the Study Area met the criteria for an area in need of redevelopment under N.J.S.A. 40A:12A-5(h) and N.J.S.A. 40A:12A-3; and,

WHEREAS, following the public hearing regarding the Study, on March 24, 2021, the Planning Board adopted Resolution #21-07 recommending that Block 1106, Lots 1-17 on the Tax Map of the Township of Neptune be designated as a non-condemnation area in need of redevelopment, which Resolution is incorporated herein by reference; and,

WHEREAS, on June 14, 2021, the Township Committee adopted Resolution #21-238 which designated the areas Routes 33 and 35 identified collectively as Block 1106, Lots 1-17 on the Tax Map of the Township of Neptune, as a non-condemnation area in need of redevelopment; and,

WHEREAS, thereafter, a Redevelopment Plan was prepared by Leon S. Avakian Inc. Consulting Engineers entitled “Block 1106 Redevelopment Plan” (the “Redevelopment Plan” or the “Plan”) which Plan was posted on the Township’s website on or about October 11, 2021 for the purpose of soliciting comments from the public as to the nature and effect of the Plan; and,

WHEREAS, at a public meeting of the Township Committee on June 23, 2022, the Township Committee adopted Resolution # 22-301 referring the Redevelopment Plan to the Planning Board for review and recommendation pursuant to N.J.S.A 40A-12A- 7; and,

WHEREAS, on December 8, 2021, the Planning Board issued a report and adopted Resolution #21-20 memorializing its findings for the information and review of the Township Committee (the “Planning

Board Resolution”), which Resolution sets forth the determination of the Planning Board that the Redevelopment Plan (the “Plan”) is substantially consistent with the Neptune Township Master Plan; and,

WHEREAS, the Planning Board Resolution further sets forth that the Plan has been designed so as to effectuate the goals and objectives of the Neptune Township Master Plan and it is recommended that the Township Committee adopt the Plan; and,

WHEREAS, the Township Committee has reviewed the report of the Planning Board and the Planning Board Resolution regarding the Redevelopment Plan; and,

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune, that:

SECTION 1.

1. The Township Committee has reviewed the Block 1106 Redevelopment Plan and has solicited the comments of the public by, *inter alia*, posting the Redevelopment Plan on the Township’s website and holding a public hearing concerning the same.
2. The Township Committee has received and given due consideration to the comments and recommendation of the Planning Board regarding the Redevelopment Plan.
3. The Township Committee has weighed the comments of the Planning Board against the overall redevelopment and planning goals and objectives of the Township and has determined that adopting and implementing the Redevelopment Plan is in the best interest of the Township.
4. The Township Committee has further determined that the Redevelopment Plan meets the criteria, guidelines and conditions set forth in N.J.S.A. 40A:12A-7 and is otherwise in conformance with the provisions of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.
5. The Block 1106 Redevelopment Plan is hereby adopted and shall supersede the existing zoning requirements for said area as described in the Redevelopment Plan.
6. The Neptune Township Zoning Map is hereby amended to show Block 1106, Lots 1- and 8-17 as being located within the Block 1106 Redevelopment Area and subject to the requirements of the adopted Redevelopment Plan.

SECTION 2.

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions of this Ordinance.

SECTION 3.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4.

This Ordinance shall be published and shall take effect following adoption and approval, all as required by and in accordance with the law.

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-39**

**AN ORDINANCE TO OF THE TOWNSHIP OF NEPTUNE TO AMEND AND
SUPPLEMENT CHAPTER 12 PROPERTY MAINTENANCE BY AMENDING SECTION 1.2
“ADDITIONS, INSERTIONS AND CHANGES”**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows:

SECTION 1.

§12-1.2 Additions, Insertions and Changes

jj. Chapter 9- Certificates of Inspection; Transfer of Title and Certificates of Occupancy

PM 901.1 Scope

The provisions of this chapter shall govern the procedures for a certificate of Inspection and Transfer of Title for the sale, transfer, or conveyance of property; renting or leasing of property within the boundaries of the Township of Neptune.

PM 901.2 Application Forms

Applications for Certificate of Inspection, Transfer of Title, Updates and other inspections as may be applicable to this Chapter shall be made by using the online portal. The applicant must include the name of the owner as it appears on the deed to the property, the name of the purchaser as it is to appear on the deed to the property or tenant; and names of each occupant, and shall be signed by the Owner, Landlord Purchaser or Tenant or designated agent. If the Owner, Landlord, Purchaser or Tenant is a trustee, estate, corporation or other entity, the applicant shall also include the current name and address of the trustee, executor/administrator or registered agent and the registered agent's address as may be set forth in the legal documents of the entity or formation papers of the corporation and any amendments thereto. The applicant shall attach to the application a copy of the legal documents of formation and any amendments thereto, to show evidence of the registration and the name and address of the registered agent.

PM 901.3 Application

The application prescribed by the municipality to request the code enforcement officer to inspect a property, structure, dwelling unit, apartment, office, store, commercial or industrial building or other space to determine compliance or non-compliance with the provisions of the BOCA Basic Property Maintenance Code or any other applicable ordinances of the municipality.

Certificate of Inspection: A certificate issued by the code officer or code enforcement office demonstrating that a property, structure, dwelling unit, apartment, office, store, commercial or industrial building or space is in full compliance with the provisions of the BOCA Basic Property Maintenance Code and any other applicable ordinances of the municipality, and which also permits occupancy in such property, structure, dwelling unit, etc. by those person(s) or entities included in the application.

Conditional or Temporary Certificate of Inspection: A certificate issued by the code officer or code enforcement office demonstrating that a property, structure, dwelling unit, apartment, office, store, commercial or industrial building or space is in substantial compliance with the provisions of the BOCA Basic Property Maintenance Code and any other applicable ordinances of the municipality; does not impair the habitability of the property, structure, dwelling unit, etc.; and which also permits occupancy in such property, structure, dwelling unit, etc. by those person(s) or entities included in the application.

Certificate of Transfer of Title: A certificate issued by the code officer or code enforcement office authorizing the sale or transfer of a property, structure, dwelling unit, apartment, office, store, commercial or industrial building or space, and which does not permit occupancy in such property, structure, dwelling unit, etc. by

those person(s) or entities included in the application until such time as an application for, and issuance of, a Certificate of Inspection or Conditional or Temporary Certificate of Inspection with Occupancy is issued. An application for a Certificate of Inspection may be modified to a Transfer of Title (without occupancy permitted), provided that a revised application is submitted within 30 days of the original application.

Any application submitted, not completed and not scheduled for inspection within 30 days of receipt will be voided. All paid fees are non-refundable.

PM 902.0 Requirements

PM 902.1 When Required

A Certificate of Inspection must be obtained by the owner of real property prior to the sale, transfer, lease, rental or occupancy of any structure, dwelling unit, apartment, office, store, commercial or industrial buildings located within the Township of Neptune. The Certificate of Inspection shall certify that said property is in compliance with all of the provisions of the BOCA Basic Property Maintenance Code and all other applicable ordinances of the Township of Neptune.

PM 902.2 Certificate of Inspection

Prior to the sale, transfer, lease, rental or other conveyance of, or permission of use, property located in the Township of Neptune that has any structure dwelling unit, apartment, office, store, commercial or industrial building which is or will be occupied upon the sale, transfer, lease, rental or other conveyance of or permission to use such property, the Seller, Landlord and/or Buyer shall obtain a Certificate of Inspection or a Conditional or Temporary Certificate of Inspection as may be permitted herein. An application shall be filed by using the online portal, and shall be signed by the Seller/Landlord, Buyer/Tenant, or other designated agents.

1. A Certificate of Inspection shall be issued by the municipality upon the inspection by the code enforcement officer of that portion of the property to be occupied and any common area, exterior property, accessory structures or other improvement affecting the occupancy, provided such inspection finds that it complies with all of the provisions of the BOCA Basic Property Maintenance Code and all other applicable Ordinances of the Township of Neptune. Inspections for Condominiums, Cooperative Units, Townhouses or similar single family housing units shall be limited to the specific unit only for purposes of issuing a Certificate of Inspection. If there are any violations in the common areas, notices for such violations shall be addressed to the Association, Incorporation or other owner and any interested party or agent, who shall then comply with the requirements set forth in the BOCA Basic Property Maintenance Code or any other applicable ordinances of the Township of Neptune, or be subject to fines, penalties and/or costs as permitted by the Ordinances of Township of Neptune.
2. A Conditional or Temporary Certificate of Inspection may be issued, in the discretion of the Code Officer, for buildings, units or structures which are not in full compliance with the provisions of the BOCA Basic Property Maintenance Code or any other applicable ordinances of the Township of Neptune, provided that the code deficiencies do not impair the habitability of the structure or impinge on the health, safety or general welfare of the owner-occupant. Prior to the issuance of a Conditional Certificate, the potential owner-occupant(s) must provide the code officer with a notarized letter signed by all potential adult occupants, which specifically enumerates the deficiencies and states that the owner-occupant(s) accept the deficiencies and agree to correct such deficiencies within 30 days of closing of title, subject to extensions as may be permitted under Section PM 902.6 herein.
For multi-family dwellings, the Code Officer, in their discretion, may issue a Conditional or Temporary Certificate of Inspection even if there are life safety violations in a particular apartment or unit, providing that the specific unit will not be occupied until the life safety violations have been corrected and a Certificate of Inspection issued, and such violations are not in the common areas and do not impair the habitability of the remaining apartments or units.

Inspections for Condominiums, Cooperative Units, Townhouses or similar single family housing units shall be limited to the specific unit only for purposes of issuing a Certificate of Inspection. If there are any violations in the common areas, notices for such violations shall be addressed to the Association, Incorporation or other owner and any interested party or agent, who shall then comply with the requirements set forth in the BOCA Basic Property Maintenance Code or any other applicable ordinances of the Township of Neptune, or be subject to fines, penalties and/or costs as permitted by the Ordinances of the Township of Neptune.

3. Certificate of Transfer of Title: Upon the sale or transfer of property located in the Township of Neptune that has any structure, dwelling unit, apartment, office, store, commercial or industrial building which is not occupied at the time of the inspection, and which will not be occupied upon the closing of title, the Seller or Purchaser, prior to the closing of title and transfer of deed, Assignment of Lease or other legal document, may obtain a Certificate of Transfer of Title or in lieu of a Certificate or Conditional Certificate of Inspection. The purchaser of such a building or structure shall not permit the building or structure to become occupied until the owner as it appears on the deed makes an application under this chapter for a Certificate of Inspection for owner occupancy or a sale issued by the code enforcement office or a Certificate of Occupancy issued by the construction department, as may be applicable.

PM 902.3 Short Term Seasonal Rentals

Short Term Seasonal Rentals are any rentals that are for less than 365 days. Short Term Rentals Are required to rent the premises for no less than 2 nights; any rental less than 2 nights is strictly prohibited. Short term seasonal rentals shall not be occupied by owner or any other person other than other the renter(s) during the rental periods. Rooms and/or sections of occupied dwellings, units and apartments may not be rented separately.

Short Term Seasonal Rentals will have two separate defined Seasons: Short Term Summer Season begins May 23rd and ends on September 30th and Short Term Winter Season begins October 1st and ends on May 22nd.

A certificate of Inspection shall be made once prior to initial occupancy of the premise before each Short Term Rental Season. A Short Term Seasonal Update Application shall be submitted with the applicable fee for each change of occupant(s) during the Short Term Season and shall be submitted prior to the occupancy of those occupants. The application shall include the names of all occupants and shall include the beginning and ending dates of the occupancy. The update fee is as established herein.

PM 903.0 Fees

PM 903.1 Payment

All fees are payable to the Township of Neptune. All fees are non-refundable and non-transferable. Applications shall be considered incomplete and shall not be processed until all required fees are paid in full. Any application not paid in full within 15 days of receipt shall become void.

PM 903.2 Fees for Initial Certificate of Inspection; Conditional or Temporary Certificate of Inspection; Change of Occupants for Summer Seasonal Rental or Transfer of Title

1. For applications for a Certificate of Inspection; Conditional or Temporary Certificate of Inspection, or Transfer of Title, for periods of 365 consecutive days or longer the fees shall be as follows (a copy of the lease must be attached):
 - (a) If the application is received more than five business days prior to the anticipated closing date, occupancy date or requested inspection date:

Commercial Uses, Detached Single-Family Dwellings, Townhouses, Condominiums, Structures with 2 or more Dwellings, or non-residential units	\$150 per structure, plus \$75 for each additional unit within the same structure and to be inspected on the same date at the same time.
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Change of Tenant (per Section 902.4)	\$100
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Hotels/Motels/Rooming and Boarding Houses, Schools/Day Care Facilities, Nursing Homes and Health Care Centers	\$150 per structure, plus \$25 per room, rooming unit or office to be inspected on the same date at the same time.
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Transfer of Title	\$85
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- (b) If the application is received five or less business days prior to the anticipated closing date, occupancy date or requested inspection date, the fees under paragraph 1(a) above, shall be increased by \$50 for each required inspection.

2. For applications for a Certificate of Inspection; for a Short Term Summer Seasonal Rental shall be as follows

- (a) If the application is received more than five business days prior to the occupancy date or requested inspection date:

Detached Single-Family Dwellings, Townhouses, Condominiums, Structures with 2 or more Dwellings	\$500.00 per structure, plus \$250.00 for each additional unit within the same structure and to be inspected on the same date at the same time.
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Short Term Summer Seasonal Updates (per Section 902.4)	\$100
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- (b) If the application is received five or less business days prior to the anticipated closing date, occupancy date or requested inspection date, the fees under paragraph 2(a) above, shall be increased by \$50 for each required inspection.

3. For applications for a Certificate of Inspection; for a Short Term Winter Seasonal Rental shall be as follows

- (a) If the application is received more than five business days prior to the occupancy date or requested inspection date:

Detached Single-Family Dwellings, Townhouses, Condominiums, Structures with 2 or more Dwellings	\$250.00 per structure, plus \$125.00 for each additional unit within the same structure and to be inspected on the same date at the same time.
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Short Term Winter Seasonal Updates (per Section 902.4)	\$100
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- (b) If the application is received five or less business days prior to the anticipated closing date, occupancy date or requested inspection date, the fees under paragraph 3(a) above, shall be increased by \$50 for each required inspection.

PM 903.3 Reinspection

1. Reinspections shall be limited to violations set forth in the prior inspection report and any additional life safety, habitability or statutorily mandated violations inspections that may be evident or mandatory at the time of the reinspection. If the prior violations are not corrected, or life safety, habitability or statutorily mandated code requirements are evident, the Code Officer shall note the violations on the inspection form and fail the inspection. The applicant would be required to complete the repairs and apply for another reinspection. All reinspections must be performed within 30 days of the original inspection date. Inspections not completed within the 30 days will be considered void and require a new application and fee to be submitted. A thirty-day extension may be granted by the code enforcement officer upon receipt of a written request.

Reinspection fees: A reinspection fee shall be paid for each and every time a code officer is scheduled to reinspect a property to determine whether cited violations have been corrected. A Reinspection shall be required prior to the issuance of a Certificate of Inspection after a Conditional or Temporary Certificate of Inspection was issued.

The fees for each reinspection shall be as follows:

Commercial Uses, Detached Single Family Dwellings, Townhouses, Condominiums, Structures with 2 or more Dwellings or non-residential units	\$50 per structure including the first unit, plus \$35 for each additional unit within the same structure and to be inspected on the same date at the same time
Hotels/Motels/Rooming Boarding Houses, Schools/Day Care Facilities, Nursing Homes and Healthcare Centers	\$50 plus \$25 per room, rooming unit or office to be reinspected on the same date at the same time
Transfer of Title	\$25

SECTION 2.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 4.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 5.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Roll Call To Adopt On First Reading
 Second YAY NAY ABSTAIN ABSENT Adopted on First Reading
 Dated:

Dr. Michael Brantley
 Keith Cafferty
 Robert Lane, Jr.
 Tassie D. York
 Nicholas Williams

 Gabriella Siboni, RMC
 Township Clerk

Motion/ Roll Call To Adopt On Second and Final Reading
 Second YAY NAY ABSTAIN ABSENT Adopted on Second Reading
 Dated:

Dr. Michael Brantley
 Keith Cafferty
 Robert Lane, Jr.
 Tassie D. York
 Nicholas Williams

 Gabriella Siboni, RMC
 Township Clerk

 Gabriella Siboni
 Township Clerk

 Nicholas Williams
 Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-40**

**AN ORDINANCE TO OF THE TOWNSHIP OF NEPTUNE TO AMEND AND
SUPPLEMENT CHAPTER 4 BUSINESS AND LICENSING REGULATIONS BY AMENDING
SECTIONS 4-2 “DEFINITIONS”, 4-3 “GENERAL REQUIREMENTS FOR MERCANTILE
REGISTRATION, 4-11 “Penalty” AND 4-23 “MOTELS, HOTELS AND TOURIST LODGES”
AND REPEALING SECTION 4-3.3 “TRANSFER OF REGISTRATION TO NEW PLACE OF
BUSINESS**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows:

SECTION 1.

§4-2 Definitions

When used in this chapter, the following terms shall have the following meanings:

BUSINESS

Shall mean, for the purpose of this chapter, any person, whether as principal or agent, clerk or employee, either for himself/herself or any other person, or for anybody corporate or an officer of any corporation or otherwise, shall be deemed engaging in business and subject to the provisions of this chapter when he or she does one (1) act of selling any goods or service or soliciting business or offering goods or services for sale or hire or acquiring or using any vehicle, machine or device, or any land or premises in the Township for business purposes.

PEDDLER OR HAWKER

Shall mean and include any person, whether a resident of the Township or not, who goes from house to house, from place to place or from street to street, conveying or transporting goods, wares or merchandise and offering or exposing the same for sale, or making sales and delivering articles to purchasers.

SOLICITOR OR CANVASSER

Shall mean and include any person, whether a resident of the Township or not, who goes from house to house, from place to place or from street to street, soliciting or taking or attempting to take orders for sale of services, goods, wares or merchandise, including magazines, books, periodicals, photographs or personal property of any nature whatsoever for future delivery or for service to be performed in the future, whether or not such individual has, carries or exposes for sale a sample of the subject for such order or whether or not he or she is collecting advance payments on such orders.

PERSON

Shall mean and include any firm, partnership, partner, corporation or corporations, or persons. This chapter shall also include any person who distributes circulars or any other matter from house to house in the Township.

SALE

Shall mean any act wherein any person transfers to a customer goods, wares, merchandise, food or services in the ordinary course of their business and shall include not only the act of selling but also the opportunity to display goods and to interact with potential customers.

~~§4-3.3 Transfer of Registration to New Place of Business.~~

~~A registration may, with approval from the Township Registration Official, be transferred by the person firm, corporation or other business entity named therein to a different location in the event of removal from the place designated on said registration. A fee of twenty-five (\$25.00) dollars shall be paid for any request to~~

~~transfer the registration from one (1) location to another. Transfers shall only be valid if approved and signed by the Township Registration Officer.~~

§4-3.10 Registration Fees; How and When Payable.

All registration fees shall be paid in advance of any determination by the Township Registration Officer, and shall be tendered in lawful money of the United States at the office of the Mercantile Registration Officer of the Township of Neptune. All annual registrations shall date from the first day of January and expire on the last day of December of each year. The registration fee shall be one-half (1/2) of the registration fees contained herein for any new registration applied for after September 1st of the current licensing year. No greater or lesser amount of money shall be received for any registration than is provided in the section, and no registration shall be issued for any period of time other than as provided herein. There will be a late fee penalty of twenty-five (\$25.00) dollars for each registration not received by January 31 of the current registration year.

§4-3.5 Registration Duplications; Fee Errors

An applicant shall pay a fee of twenty (\$20.00) dollars for each duplicate registration requested to replace any registration issued under the provisions of this chapter. In no case shall any error made by the Township Registration Officer in calculating the amount of a registration fee prevent or prejudice the collection by the Township of Neptune of the amount which shall be actually due from anyone carrying on a business subject to a registration under this chapter.

§4-11 Penalty

Any person violating the terms of this section shall be punishable as follows:

1. First offense: A fine of \$500;
2. Second offense: A fine of \$1,000 and suspension for obtaining a mercantile registration for five years;
3. Third or subsequent offense: A fine of \$1,500 and/or up to 90 days in jail and/or a period of community service of not more than 90 days, or a combination thereof;
4. In the event that an offense is a continuing one, then each day, or portion of a day, such offense continues shall be deemed a separate and distinct offense and shall be punishable as such as provided herein;
5. No person convicted on a third or subsequent offense shall be entitled to a new mercantile registration license for a period of seven years from the third or subsequent offense.

§ Registration Fees, Amount of.

The annual fee under this section shall be sixty-five (\$65.00) dollars for the first two thousand (2,000) square feet, or fraction thereof, of improved floor area occupied by the applicant to conduct the occupation. If the occupied square footage is greater than two thousand (2,000) square feet, the annual fee shall be increased by thirty-two (\$32.50) dollars and 50 cents for each additional one thousand (1,000) square feet or fraction thereof. This fee shall be paid annually to the Township of Neptune, and shall be paid separately for each noncontiguous location in which the business is conducted.

For inspections requested to be scheduled outside of the Township's regular business hours, in addition to the regular registration fee set forth above, the following fee schedule shall be in addition to the minimum fees:

- a. A minimum fee of two hundred (\$200.00) dollars.
- b. For each man-hour in excess of two (2) man-hours, an additional seventy-five (\$75.00) dollars per man-hour.

Regular business hours shall mean the hours the Mercantile Registration Office is open.

Man-hour shall mean the time up to one (1) hour for one (1) inspector. Any fraction of a man-hour shall be considered one (1) man-hour.

As indicated, the following fee schedule may be in addition to the fees designated above:

Schedule of Additional Fees

"A"

Automobile Sales - New/Used

As per Section 4-12 plus	
1—200 Vehicles	\$150.00
201—500 Vehicles	\$250.00
501 or more Vehicles	\$350.00

"B"

Bathing Beaches

As per Section 4-12, plus (if applicable)	\$250.00
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Boat Sales - New/Used

As per Section 4-12 plus	
1— 50	\$150.00
51—100	\$250.00
More than 100	\$350.00

Boat Slips and Docks

As per Section 4-12 plus	
1-5 slips	\$75.00
Over 5 slips	\$7.50 per additional slip

Boat Storage (outside)

\$150.00 per lot

"C"

Coin Operated Machines (excluding laundromats)

(All types and uses) per machine	\$25.00 for each machine
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"H"

Home Occupation

In lieu of Section 4-12	\$50.00
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"J"

Junk and/or Salvage Yard

\$500.00

"P"

Precious Metals and Previously Owned Jewelry

a. Initial application	\$300.00
b. After a registration is issued, the annual renewal fee shall be as indicated in Section 4-12.	

"R"

Rental Offices and Residential and/or Commercial Rental

Units

Rental Office	\$50.00
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Number of Residential and/or Commercial Units

1	\$100.00
2	\$150.00
3 to 12	\$200.00
13 to 24	\$250.00

Schedule of Additional Fees

25 to 50	\$250.00
51 to 75	\$ 300.00
76 to 100	\$ 350.00
101+	\$5.00 per each additional unit
"S"	
Self-Storage Facilities	\$400.00
Short Term Seasonal Rental Property	\$50.00
"T"	
Trailer Park	
As per Section 4-12 plus	\$250.00

§4-23 Motels, Hotels and Tourist Lodges**§4-23.1 Definitions**

As used in this section:

BED AND BREAKFAST ESTABLISHMENTS

Shall mean a hotel which serves a continental breakfast, but does not serve regular meals, and:

- a. Is comprised of a structure that was originally constructed for the purpose of a private residence.

HOTEL

Shall mean any building containing six (6) or more guest rooms intended or designed to be used, or which are used, rented, or hired out to be occupied or which are occupied for sleeping purposes by guests. This definition shall also mean and include any motor lodge, motor court, motel, and tourist lodge or tourist court.

HOUSING OR LODGING UNIT

Shall mean any room, cabin, or quarters, whether or not physically attached to or connected with any other building or structure, used for the sleeping or housing accommodations in the business of conducting tourist lodges, hotels, or motels.

PERSON

Shall mean any person, individual, firm, association, partnership or corporation.

§4-23.5 Violations and Penalties.

Any person violating the terms of this section shall be punishable as follows:

6. First offense: A fine of \$500;
7. Second offense: A fine of \$1,000 and suspension for obtaining a mercantile registration for five years;
8. Third or subsequent offense: A fine of \$1,500 and/or up to 90 days in jail and/or a period of community service of not more than 90 days, or a combination thereof;
9. In the event that an offense is a continuing one, then each day, or portion of a day, such offense continues shall be deemed a separate and distinct offense and shall be punishable as such as provided herein;
10. No person convicted on a third or subsequent offense shall be entitled to a new mercantile registration license for a period of seven years from the third or subsequent offense.

SECTION 2.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 4.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 5.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Second	Roll Call To Adopt On First Reading					Adopted on First Reading Dated:
		YAY	NAY	ABSTAIN	ABSENT	
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					_____
	Tassie D. York					Gabriella Siboni, RMC
	Nicholas Williams					Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading					Adopted on Second Reading Dated:
		YAY	NAY	ABSTAIN	ABSENT	
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					_____
	Tassie D. York					Gabriella Siboni, RMC
	Nicholas Williams					Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

TOWNSHIP OF NEPTUNE

ORDINANCE NO. 22-41

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7.5 OF THE CODE OF THE TOWNSHIP OF NEPTUNE TO ADD A PARKING TIME LIMITATION TO A PORTION OF MAIN AVENUE

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-7.5 – Parking Time Limited on Certain Streets – is hereby amended to add the following:

<u>Name of Street</u>	<u>Side</u>	<u>Hours</u>	<u>Max Time</u>	<u>Day</u>	<u>Location</u>
Main Avenue	Both	8:00AM-5:00PM	3 Hours	May 15-September 15	Between New York and Central Avenue.

SECTION 2

This ordinance shall take effect upon publication by law.

Motion/ Second	Roll Call To Adopt On First Reading					Adopted on First Reading
		YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					_____
	Tassie D. York					Gabriella Siboni, RMC
	Nicholas Williams					Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading					Adopted on Second Reading
		YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					_____
	Tassie D. York					Gabriella Siboni, RMC
	Nicholas Williams					Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-42**

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT CHAPTER 2 "ADMINISTRATION"
ARTICLE VII "ADMINISTRATIVE POLICIES AND PROCEDURES" OF THE TOWNSHIP OF
NEPTUNE BY DEFINING AND REGULATING CANNABIS TAXATION AND COLLECTION.**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Land Development Ordinance be and is hereby amended as follows:

SECTION 1.

§2-67 CANNABIS TAXATION

1. It is the purpose of this Section to implement the provisions of P.L., 2021,c,16 which authorizes the governing body of a municipality to adopt an ordinance imposing a tax at a uniform percentage rate not to exceed (2%) of the receipt from each sale by a cannabis cultivator; two percent (2%) of the receipts from each sale by a cannabis manufacturer; one (1%) of the receipts from each sale by a cannabis wholesaler; and two (2%) of the receipts from each sale by a cannabis retailer, which shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon the cannabis establishment.
2. Unless otherwise defined herein, as used herein, the Township adopts by reference the terms and definitions established in Chapter 24 of this Code and Section 40 of N.J.S.A 24:61-33.
3. There is hereby established a local cannabis transfer tax in the Township of Neptune which shall be fixed at a uniform percentage rate of two percent (2%) of receipts from each sale by a cannabis cultivator and two percent (2%) of the receipts from each sale by a cannabis manufacturer, one (1%) of the receipts from each sale by a cannabis wholesaler; and two (2%) of the receipts from each sale by a cannabis retailer.
4. Any transaction for which the transfer or user tax is imposed, or could be imposed, pursuant to this section, other than those which generate receipts from retail sales by cannabis retailers, shall be exempt from the tax imposed under the "Sales and Use Tax Act," P.L.1966,c30 (C.54:32B-1 et seq.).
5. The cannabis transfer tax shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon property or cannabis establishment.

SECTION 2.

§2-67.1. COLLECTION

1. The transfer tax or user tax imposed by this article shall be collected or paid, and remitted to Neptune Township by the cannabis establishment from the cannabis establishment purchasing or receiving the cannabis or cannabis item. The transfer Tax or user Tax shall be stated, charged, and shown separately on any sales slip, invoice, receipt, or other statement or memorandum of the price paid or payable, or equivalent value of the transfer, for the cannabis or cannabis item.
2. Every cannabis establishment required to collect a transfer tax or user tax imposed by ordinance pursuant to this section shall be personally liable for the transfer tax or user tax imposed, collected, or required to be collected under this section. Any cannabis establishment shall have the same right with respect to collecting tax or user tax from another cannabis establishment as if the transferor user tax was part of the purchase price of the cannabis or cannabis item and payable at the same time; provided, however, that the Chief Financial Officer of Neptune Township shall be joined as a party in any action or proceeding brought to collect the transfer tax.
3. No cannabis establishment required to collect a transfer tax or user tax imposed by this section shall advertise or hold out to any person or to the public in general, in any manner directly or indirectly that the transfer tax or user tax will not be separately charged and stated to another cannabis

establishment, or that the transfer tax or user tax will be refunded to the cannabis establishment.

4. All revenues collected from the transfer tax or user tax imposed by ordinance pursuant to this section shall be remitted to Neptune Township Chief Financial Officer on a quarterly basis payable for the prior three month's activities and due at the same time as quarterly dates for the collection of property taxes. The revenues due on February 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of October, November and December. The revenues due on May 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of January, February and March. The revenues due on 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of April, May and June. The revenues due on November 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of July, August and September. There shall be a ten (10) day grace period for the payment of said transfer tax and/or user tax which will coincide with the ten (10) day grace period typically permitted for property tax payments. There shall be no extension of the cannabis transfer tax / user tax grace period without a resolution of the governing body authorizing a specific extension.
5. All payments to Neptune Township shall be accompanied by certain supporting data and made in a manner prescribed by the Chief Financial Officer.
6. The Chief Financial Officer shall collect and administer the Local Cannabis Transfer Tax and User Tax imposed by this ordinance. The Township shall enforce the payment of delinquent Local Cannabis Transfer Tax and User Tax in the same manner and at the same interest rates as provided for municipal real property taxes.
7. In the event that the Local Cannabis Transfer Tax and User Tax imposed by this section is not paid as and when due by a cannabis business, the unpaid balance, and any interest accruing thereon, shall be a lien on the parcel of real property comprising the cannabis business in the same manner as all other unpaid municipal taxes, fees, or other charges. The lien shall be superior and paramount to the interest in the parcel of any owner, lessee, tenant, mortgagee, or other person, except the lien of municipal taxes, and shall be on a parity with and deemed equal to the municipal lien on the parcel for unpaid property taxes due and owing in the same year. In the event of a delinquency, the Chief Financial Officer shall file with the Tax Collector a statement showing the amount and due date of the unpaid balance and identifying the lot and block number of the parcel of real property that comprises the delinquent cannabis business. The lien shall be enforced as a municipal lien in the same manner as all other municipal liens are enforced.

SECTION 5.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 6.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 7.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 8.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Second	Roll Call To Adopt On First Reading					Adopted on First Reading
		YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					_____
	Tassie D. York					Gabriella Siboni, RMC
	Nicholas Williams					Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading					Adopted on Second Reading
		YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley					
	Keith Cafferty					
	Robert Lane, Jr.					_____
	Tassie D. York					Gabriella Siboni, RMC
	Nicholas Williams					Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 22-43**

**AN ORDINANCE TO OF THE TOWNSHIP OF NEPTUNE TO AMEND AND
SUPPLEMENT CHAPTER 16 SEWERS BY AMENDING SECTIONS 16-3.7 “BUILDING
SEWERS AND CONNECTIONS”**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows:

SECTION 1.

§16-3.7 Building Sewers and Connections

1.

1. For application where sewer mains are present, the following procedures shall apply:

(a) Prior to the Township allowing a new connection into its street sewer or lateral or other sewerage facility, there shall be filed with the Township Construction Department for each new sewer unit an application for a connection, together with a remittance in payment of the initial service fee as follows:

(1) For a residential dwelling with kitchen facilities, the initial connection fee shall be the sum of \$1,800.00 per unit for each of the following units:

[a] Single family dwelling;

[b] Multi-family dwelling (per unit);

[c] Mobile home (does not include transient or campgrounds).

[d] Affordable Housing units as described and assigned by local ordinance and state law will be charged 50% of the stated rate.

(2) For residential dwelling units without kitchen facilities, the initial connection fee shall be the sum of \$900.00 per unit for each of the following units:

[a] Hotel;

[b] Motel;

[c] Boarding house;

[d] Cottage;

[e] Tourist cabin.

[f] Affordable Housing units as described and assigned by local ordinance and state law will be charged 50% of the stated rate.

In the event that any of the aforementioned units have kitchen facilities, the connection fee shall be

at the rate of \$1,800.00 per unit.

- (3) For churches, fraternal organizations, service organizations, public buildings and schools, the initial connection fee shall be the sum of \$1,800.00 for each separate structure. Each separate church, fraternal organization, service organization, public building or school, shall, in the minimum, equal one (1) unit. One (1) unit shall equal 75,000 gallons of water consumption per year. In the event that water consumption will exceed 75,000 gallons per year, then the connection fee shall be \$1,800.00 (one (1) unit) for each 75,000 gallons of water consumption per year. The number of excess units shall be calculated in tenths of a unit. Water consumption shall be determined by an Architect, Engineer or Plumbing Contractor licensed and/or registered by the State of New Jersey.
 - (4) For all commercial or industrial uses or for uses not covered as set forth in above paragraphs (1), (2) and (3), the initial connection fee shall be the sum of \$1,800.00 for each separate commercial, industrial or other establishment. Each separate commercial, industrial, or other establishment, shall, in the minimum, equal one (1) unit. One (1) unit shall equal 75,000 gallons of water consumption per year. In the event that water consumption will exceed 75,000 gallons per year, then the connection fee shall be \$1,800.00 (one (1) unit) for each 75,000 gallons of water consumption per year. The number of excess units shall be calculated in tenths of a unit. Water consumption shall be determined by an Architect, Engineer or Plumbing Contractor licensed and/or registered by the State of New Jersey.
- (b) The initial service fee shall be paid by remitting the full charge with the sewer connection application in conjunction with or prior to the submission of the application for building permit. In the event that the initial service fee is not paid within ten (10) days from its due date, then interest will accrue and be due to the Municipality on the unpaid balance at the rate of one and one-half (1 1/2%) percent per month from the due date until such initial service fee, and the interest thereon, shall be fully paid to the Municipality. All charges and interest shall be transmitted to the Neptune Tax Collector to be deposited in the Neptune Sewerage Utility Account.

SECTION 2.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 4.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 5.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Second	Roll Call To Adopt On First Reading				Adopted on First Reading
	YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley				
	Keith Cafferty				
	Robert Lane, Jr.				_____
	Tassie D. York				Gabriella Siboni, RMC
	Nicholas Williams				Township Clerk

Motion/ Second	Roll Call To Adopt On Second and Final Reading				Adopted on Second Reading
	YAY	NAY	ABSTAIN	ABSENT	Dated:
	Dr. Michael Brantley				
	Keith Cafferty				
	Robert Lane, Jr.				_____
	Tassie D. York				Gabriella Siboni, RMC
	Nicholas Williams				Township Clerk

Gabriella Siboni
Township Clerk

Nicholas Williams
Mayor

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-317**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE AUTHORIZING
THE DISCUSSION OF MATTERS IN A CLOSED SESSION PURSUANT TO THE STATUTORY EXCLUSIONS
OF N.J.S.A. 10:4-12**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

WHEREAS, the matters to be discussed relate to a statutorily excluded topic pursuant N.J.S.A 10:4-12(b) 1-9, specifically:

- Attorney- client privilege;
- X Employment and personnel;
- Imposition of civil penalty;
- Investigation;
- Leasing or acquisition of property;
- Pending or anticipated litigation;
- Privacy;
- Public Safety;
- Educational matter;
- Contract Negotiation

Description of matter:

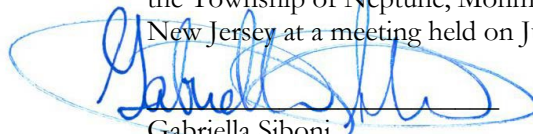
1. Personnel
 - o New Hires, agreements

WHEREAS, this may be disclosed to the public at a time when the necessity for confidentiality no longer exists, or within six months or less from the date hereof.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune as follows:

1. That the Township Committee shall retire into executive session where the public shall be excluded and where said matters shall be discussed.
2. That the Township Committee shall reconvene in public session upon conclusions of the discussions.
3. That the minutes of this executive session shall be closed from public inspection and shall so remain until the reason for confidentiality ceases to exist, or upon formal action by the Township Committee at an official meeting.

I, Gabriella Siboni, Clerk of the Township of Neptune hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township Committee of the Township of Neptune, Monmouth County, State of New Jersey at a meeting held on July 25, 2022



Gabriella Siboni
Township Clerk

TOWNSHIP OF NEPTUNE

RESOLUTION #22-318

**ACCEPT THE RESIGNATION OF DARLENE GILLIAM FROM THE CODE AND
CONSTRUCTION DEPARTMENT**

WHEREAS, the Human Resources Director has received a letter from Darlene Gilliam resigning as a Customer Service Representative in the Code and Construction Department effective June 30, 2022,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of noted above is hereby accepted; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Chief of Police, Police Committee, Assistant C.F.O., and Human Resources Director.

TOWNSHIP OF NEPTUNE

RESOLUTION #22-319

ACCEPT THE RESIGNATION OF HOLLIS DASILVA FROM THE EMERGENCY SERVICES DEPARTMENT

WHEREAS, the Human Resources Director has received a letter from Hollis DaSilva resigning as a Emergency Medical Technician in the Emergency Services Department effective July 20, 2022,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of noted above is hereby accepted; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Chief of Police, Police Committee, Assistant C.F.O., and Human Resources Director.

TOWNSHIP OF NEPTUNE

RESOLUTION #22-320

ACCEPT THE RESIGNATION OF BRET LEVINSON FROM THE POLICE DEPARTMENT

WHEREAS, the Human Resources Director has received a letter from Bret Levinson, resigning as a Police Officer in the Police Department effective July 25, 2022,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of noted above is hereby accepted; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Chief of Police, Police Committee, Assistant C.F.O., and Human Resources Director.

TOWNSHIP OF NEPTUNE

RESOLUTION #22-320

**ACCEPT THE RESIGNATION OF BRAD DOUGHERTY FROM THE POLICE
DEPARTMENT**

WHEREAS, the Human Resources Director has received a letter from Brad Dougherty, resigning as a Police Officer in the Police Department effective July 8, 2022,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of noted above is hereby accepted; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Chief of Police, Police Committee, Assistant C.F.O., and Human Resources Director.

TOWNSHIP OF NEPTUNE

RESOLUTION 22-322

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- STIPEND PER APPENDIX C OF
AFSCME BLUE CONTRACT**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

WHEREAS, this stipend is consistent with Appendix C of the AFSCME Blue Contract, and;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Louis Rochelle	Public Works	Certified Backflow Prevention Device Inspector/ Tester License	\$1,000.00 Stipend	2/17/2022

TOWNSHIP OF NEPTUNE

RESOLUTION #22-323

ESTABLISH SALARIES FOR PART-TIME POSITIONS NOT COVERED BY CONTRACT

WHEREAS, there exists a number of part-time positions in the Township of Neptune that are not covered by a collective bargaining contract for which the Township Committee desires to establish salaries for years 2021-2024 to coincide with the term of the newly negotiated bargaining unit contracts; and,

WHEREAS, funds will be provided for the first three months of 2021 in the 2021 Temporary Budget in the various salary and wage appropriations and funds for the balance of 2021-2024 will be provided in the Budgets for the years 2021-2024, when finally adopted, and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby establishes salaries for certain stipend positions not covered by a collective bargaining contract or employment agreement for the years 2021-2024:

<u>Position</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Rent Leveling Board Secretary	\$4,000.00	\$4,140.00	\$4,285.00	\$4,435.00
Public Agency Compliance Officer	\$1,500.00	\$1,560.00	\$1,615.00	\$1,675.00
Shade Tree / Env Comm Secretary	\$2,000.00	\$2,070.00	\$2,150.00	\$2,225.00
Mercantile Officer	\$8,500.00	\$8,800.00	\$9,100.00	\$9,425.00
Assistant Mercantile Officer	\$3,000.00	\$3,105.00	\$3,220.00	\$3,335.00
Taxi Licenses	\$3,000.00	\$3,105.00	\$3,220.00	\$3,335.00
OEM Secretary	\$4,500.00	\$4,660.00	\$4,825.00	\$4,995.00
OEM Assistant Deputy Coordinator	\$4,000.00	\$4,140.00	\$4,285.00	\$4,435.00
OEM Deputy Coordinator	\$6,000.00	\$6,210.00	\$6,430.00	\$6,650.00
OEM Coordinator	\$8,500.00	\$8,800.00	\$9,100.00	\$9,425.00
Playground Safety Inspector	\$1,600.00	\$1,660.00	\$1,720.00	\$1,780.00
Alliance Coordinator	\$5,520.00	\$6,868.00	TBD	TBD
Zoning Compliance Officer	\$6,100.00	\$6,315.00	\$6,540.00	\$6,770.00
Technical Assistant to Construction Official	\$6,100.00	\$6,315.00	\$6,540.00	\$6,770.00
2nd Sewer Operator License	\$4,000.00	\$4,140.00	\$4,285.00	\$4,435.00
Mayor	\$10,500.00	\$10,900.00	\$11,280.00	\$11,675.00
Township Committee Member	\$9,000.00	\$9,315.00	\$9,650.00	\$9,990.00
Medical Director	\$3,000.00	\$3,200.00	\$3,400.00	\$3,550.00
Land Use Administrator	\$6,600.00	\$6,830.00	\$7,070.00	\$7,320.00
Assistant Zoning Officer	\$3,700.00	\$3,830.00	\$3,965.00	\$4,100.00
Sewer Operator	\$8,500.00	\$8,800.00	\$9,100.00	\$9,425.00
EDC Secretary	\$4,000.00	\$4,140.00	\$4,285.00	\$4,435.00
Fire- Sub Code Official	\$12,000.00	\$12,400.00	\$12,800.00	\$13,250.00
Assistant Director of Public Works	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
Qualified Purchasing Agent	\$1,500.00	\$1,552.50	\$1,606.84	\$1,663.08
Assistant Director of Code and Construction	N/A	\$20,000.00	\$20,000.00	\$20,700.00

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, Assistant C.F.O. and Human Resources Director.

TOWNSHIP OF NEPTUNE

RESOLUTION 22-324

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- CODE AND CONSTRUCTION**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Don Clare	Code and Construction	Assistant Director of Code and Construction	\$20,000.00	8/1/2022

TOWNSHIP OF NEPTUNE

RESOLUTION 22-325

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Melvin Fitzpatrick	Public Works	Assistant Director of Public Works	\$95,000.00	8/1/2022

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-326**

AUTHORIZE RENEWAL OF LIQUOR LICENSES FOR THE 2022-2023 LICENSING YEAR

WHEREAS, the following liquor licensees have completed the on-line Alcoholic Beverage Control renewal application, paid the required state and local fees, been reviewed by the Neptune Township Police Department, and has been issued a New Jersey State Sales Tax Clearance Certificate by the State Division of Taxation,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses, and Club Licenses in the Township of Neptune be and are hereby renewed for the period July 1, 2022 to June 30, 2023:

License Type	License Number	Name	Location
Club License	1334-31-027-001	Frederick Dempsey Post 266 American Legion	240 Drummond Ave
Plenary Retail Consumption	1334-33-018-014	Sea Crab, Inc.	25 S. Main Street

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed electronically with the Division of Alcoholic Beverage Control and in the file of each Licensee in the Office of the Municipal Clerk.

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-327**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING THE CANCELLATION OF CERTAIN MARINA FEES**

WHEREAS, the Harbor Master has requested the cancellation of certain marina fees listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Harbor Master be and hereby is authorized to cancel and refund certain marina fees and payments as stated herein; and,

Name	Address	Year	Amount	Reason
Jason Fey	29 Cliffwood Dr, Neptune, NJ 07753	2021	244.45	Damage to slip

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Tax Collector, Assistant C.F.O. and Auditor.

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-328**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING THE CANCELLATION AND REFUNDS OF CERTAIN MARINA FEES OR PAYMENTS**

WHEREAS, the Harbor Master has requested the cancellation and refunds of certain marina fees and payments listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Harbor Master be and hereby is authorized to cancel and refund certain marina fees and payments as stated herein; and,

Name	Address	Year	Amount	Reason
Kimberly Misner	185 W Sylvania Ave, Neptune City, NJ 07753	2022	\$1,504.50	Medical hardship. Slip released

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Tax Collector, Assistant C.F.O. and Auditor.

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-329**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING THE RELEASE A PERFORMANCE BOND FILED BY THOMAS FAUST, JR.
FOR DUMPSTER PERMIT AT BLOCK 4401 LOT 66**

WHEREAS, on June 7, 2022, Thomas Faust Jr. filed Performance Bond No. LSM1626873, written by the RLI Insurance Company in the amount of \$3,300.00, guaranteeing dumpster permit at Block 4401 Lot 66, and;

WHEREAS, the Code and Construction Department has certified that the dumpster/pod have been removed in a satisfactory manner as of July 12, 2022 and said performance guarantee can be released; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Performance Guarantee with the Township be and is hereby authorized to be released.

TOWNSHIP OF NEPTUNE

RESOLUTION 22-330

RESOLUTION OF THE TOWNSHIP OF NEPTUNE APPROVING VERANO NJ, LLC FOR A CANNABIS BUSINESS LICENSE TO OPERATE AS BOTH A MEDICAL AND PERSONAL USE CANNABIS ESTABLISHMENT WITHIN THE TOWNSHIP OF NEPTUNE

WHEREAS, in 2020 New Jersey voters approved Public Question 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act,” N.J.S.A. 24:6l-31 et seq. (the “Act”), which legalizes the personal use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial personal use cannabis operations, use, and possession; and

WHEREAS, the Act establishes the following six marketplace classes of business licenses to be issued by the State of New Jersey Cannabis Regulatory Commission for the legal operation of cannabis establishments and other types of cannabis marketplace activity in the State: Class 1 Cannabis Cultivator; Class 2 Cannabis Manufacturer; Class 3 Cannabis Wholesaler; Class 4 Cannabis Distributor; Class 5 Cannabis Retailer; and Class 6 Cannabis Delivery; and

WHEREAS, section 33 of the Act (P.L. 2021, c. 16 §33, N.J.S.A. 24:6l-46) and section 34 of the Act (P.L. 2021, c. 16 §34, amending N.J.S.A. 24:6l-7) allows certain pre-existing State licensed Alternative Treatment Centers (“ATCs”) to concurrently hold certain class(es) of the above-referenced State cannabis establishment license(s), thereby enabling such pre-existing ATCs to simultaneously operate as both a medical and personal use cannabis establishment so long as the ATC first obtains approval from the municipality in which the proposed cannabis establishment is to be located, by municipal endorsement or through a local licensing procedure and the ATC submits an expansion application to the Cannabis Regulatory Commission (the “CRC”); and

WHEREAS, section 31a of the Act, N.J.S.A. 24:6l-45a, authorizes municipalities to adopt ordinances and regulations prohibiting outright or limiting the number of any class of licensed “cannabis establishments” (defined in section 33 of the Act, N.J.S.A. 24-6l-33, as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors, or cannabis delivery services allowed to operate within its municipal boundaries; and

WHEREAS, Verano NJ, LLC was previously approved to, and currently does, operate as an ATC at a location within the Township of Neptune pursuant to the “Jake Honig Compassionate Use Medical Cannabis Act,” P.L. 2009, c. 307 (N.J.S.A. 24:6l-1 et seq.); and

WHEREAS, Verano NJ, LLC now wishes to operate as both a medical and personal use cannabis establishment, and specifically as a cannabis retailer and cannabis delivery service within the Township of Neptune; and

WHEREAS, on February 28, 2022, the Neptune Township Committee passed Ordinance 22-10, which allows for Verano NJ, LLC to operate as both a medical and personal use cannabis establishment within

the Township of Neptune, including specifically as a “Class 5 Cannabis Retailer and/or Class 6 Cannabis Delivery service”; and

WHEREAS, on November 23, 2021, the CRC issued a memorandum to all ATCs in New Jersey regarding the expanded certification process for an ATC (the “Memorandum”); and

WHEREAS, in the Memorandum the CRC required, among other items, that an ATC seeking to submit an expansion certification provide proof of municipal approval, which must include, “[i]f the municipality has a governing body, a resolution by that governing body that includes (i) The ATC’s legal name under which they are registered to do business in the State of New Jersey; (ii) A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and (iii) A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit.”

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune, County of Monmouth, State of Jersey, as follows:

1. The aforesaid recitals are incorporated herein as if set forth at length;
2. Verano NJ, LLC is registered to do business in the State of New Jersey and is authorized to operate as an ATC by the CRC under Permit #02032020;
3. The Township of Neptune has specifically passed Ordinance 22-10, which allows Verano NJ, LLC to operate both as a medical and personal use cannabis establishment, and specifically as a “Class 5 Cannabis Retailer and/or Class 6 Cannabis Delivery service” within the Township of Neptune’s jurisdiction;
4. The issuance of a license to Verano NJ, LLC by the State to concurrently operate as both a medical and personal use cannabis establishment by the CRC will not exceed any limits placed on the number of licensed cannabis establishments permitted to operate within the municipality;
5. The Township of Neptune supports the application of Verano NJ, LLC and this Resolution may be relied upon by the CRC as proof of local support by the Township of Neptune of Verano NJ, LLC’s expansion certification;
6. The Township Clerk is hereby authorized and directed to provide a copy of this Resolution to Verano NJ, LLC and to transmit a copy of this Resolution to the CRC; and
7. This Resolution shall take effect upon adoption in accordance with applicable law.

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-331
RESOLUTION AUTHORIZING AGREEMENT FOR MICROSOFT GOVERNMENT LICENSE
RENEWAL WITH LIFTOFF, LLC UNDER NEW JERSEY STATE CONTRACT # 40166 FOR
\$54,894.00**

WHEREAS, the Township of Neptune wishes to authorize an agreement for Microsoft Government License Renewal with LiftOff, LLC under New Jersey state contract # 40166 for \$54,894.00; and

WHEREAS, LiftOff, LLC, having an address at 1667 Patrice Circle Crofton, MD 21114, has been awarded under New Jersey State Contract #40166 for purposes of providing such services; and

WHEREAS, N.J.S.A.40A:11-12 permits the purchase of goods and services without advertising for bids when purchased under contract for goods or services entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury.

Now, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that:

1. The agreement for Microsoft Government License Renewal with LiftOff, LLC under New Jersey state contract # 40166 for \$54,894.00 is hereby approved.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Police Department.

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for an Microsoft Government License Renewal with LiftOff, LLC under New Jersey state contract # 40166 for \$54,894.00

Account Name	Account Number
2022 Telecommunications Budget	01-201-31-450-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 22-332

RESOLUTION AUTHORIZING PURCHASE OF OUTDOOR 4 WAY PTZ CAMERAS AT FOUR (4) INTERSECTIONS WITH INSTALLATION AND 3 YEAR WARRANTY WITH LET'S THINK WIRELESS UNDER NEW JERSEY STATE CONTRACT #89980 FOR \$23,000.00

WHEREAS, the Township of Neptune wishes to purchase Outdoor 4 Way PTZ Cameras at four (4) intersections with installation and 3 year warranty with Let's Think Wireless under New Jersey state contract # 89980 for \$23,000.00; and

WHEREAS, Let's Think Wireless, having an address at 26 Chapin Road Suite 1112 Pine Brook, NJ 07058, has been awarded under New Jersey State Contract #89980 for purposes of providing such services; and

WHEREAS, N.J.S.A.40A:11-12 permits the purchase of goods and services without advertising for bids when purchased under contract for goods or services entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury.

Now, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that:

1. The purchase Outdoor 4 Way PTZ Cameras at four (4) intersections with installation and 3 year warranty with Let's Think Wireless under New Jersey state contract # 89980 for \$23,000.00 is hereby approved.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Police Department.

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for purchase Outdoor 4 Way PTZ Cameras at four (4) intersections with installation and 3 year warranty with Let's Think Wireless under New Jersey state contract # 89980 for \$23,000.00

Account Name

Ord. 21-29

Account Number

04-215-55-913-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE
RESOLUTION 22-333
RESOLUTION AUTHORIZING PURCHASE OF BUILDING MATERIALS AND SUPPLIES IN
CONNECTION WITH THE 2022 WORLD CHANGERS HOME DEPOT USA UNDER NEW
JERSEY STATE CONTRACT #16-FLEET-00234 FOR \$25,000.00

WHEREAS, the Township of Neptune wishes to purchase of building materials and supplies in connection with the 2022 World Changers Home Depot USA under new jersey state contract #16-fleet-00234 for \$25,000.00; and

WHEREAS, Home Depot USA, having an address at 2455 Paces Ferry Road Atlanta, GA 30339, has been awarded under New Jersey State Contract #816-fleet-00234 for purposes of providing such services; and

WHEREAS, N.J.S.A.40A:11-12 permits the purchase of goods and services without advertising for bids when purchased under contract for goods or services entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury.

Now, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that:

1. purchase of building materials and supplies in connection with the 2022 World Changers Home Depot USA under new jersey state contract #16-fleet-00234 for \$25,000.00 is hereby approved.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Police Department.

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for purchase of building materials and supplies in connection with the 2022 World Changers Home Depot USA under new jersey state contract #16-fleet-00234 for \$25,000.00

Account Name
UDAG

Account Number
14-313-56

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 22-334

AUTHORIZE AGREEMENT WITH MCS OPCO LLC DBA WEISSCO POWER FOR FULL BATTERY REPLACEMENT ON EATON POWERWARE UPS, WHICH INCLUDES INSTALLATION AND REMOVAL OF OLD BATTERIES

WHEREAS, the Purchasing Agent solicited quotes for the Full Battery Replacement on Eaton Powerware UPS; and,

WHEREAS, the cost of said item is less than the bid threshold but exceeds \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, said quotes were reviewed by the Public Works Director and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

Now, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that:

1. The Full Battery Replacement on Eaton Powerware UPS, including the installation and removal of old batteries is awarded to MCS OpCo LLC dba Weissco Power in an amount not to exceed \$23,000.00
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, Public Works Director, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Public Works Director.

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for the Full Battery Replacement on Eaton Powerware UPS, including the installation and removal of old batteries is awarded to MCS OpCo LLC dba Weissco Power in an amount not to exceed \$23,000.00.

Account Name

Ordinance 21-35 MCIA Various Equipment

Account Number

05-220-55-910-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 22-335

APPROVE THE TRANSFER OF TAXI MEDALLION LICENSE NO. 35

WHEREAS, Ibrahim Abdo-Abdeelwahed of Royal Transit, LLC is the owner of Neptune Township Taxi Medallion No. 35; and,

WHEREAS Ibrahim Abdo-Abdeelwahed of Royal Transit LLC has notified the Taxi License Coordinator of the intent to sell and transfer ownership of said medallion to Mohamed Elgamal of Elgamal Transit, LLC; and,

WHEREAS, the Taxi License Coordinator has certified that all requirements of transfer have been satisfied,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that approval is hereby granted for the transfer of Taxi Medallions License No. 35 to to Mohamed Elgamal of Elgamal Transit, LLC; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Taxi License Coordinator and Municipal Clerk.

TOWNSHIP OF NEPTUNE

RESOLUTION #22-336

CONFIRM ACTION OF THE BUSINESS ADMINISTRATOR TO SUSPEND EMPLOYEE

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms the action of the Business Administrator to suspend Ronald Tillery, Driver in the Department of Public Works, for a period of thirty (30) days without pay from July 14, 2022 through August 24, 2022; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of Public Works, Chief Financial Officer, Assistant C.F.O., and Human Resources Director.

TOWNSHIP OF NEPTUNE

RESOLUTION 22-337

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- REGISTRAR**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Gabriella Siboni	Registrar of Vital Statistics	Alternate Registrar	N/A	7/26/2022

TOWNSHIP OF NEPTUNE

RESOLUTION 22-338

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING AGREEMENT WITH GABRIELLA SIBONI**

WHEREAS, Gabriella Siboni is being appointed as Alternate Registrar by resolution 22-337; and

WHEREAS, it is necessary to outline the terms of the appointment to the position; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that:

1. The agreement to between Neptune Township and Gabriella Siboni is hereby authorized.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

**TOWNSHIP OF NEPTUNE
RESOLUTION #22-339**

PLACE LIEN ON VARIOUS PROPERTIES

WHEREAS, Ordinance #843 of the Township of Neptune states that where a violation or condition exists on any property in the Township of Neptune that is of such a nature as to constitute an immediate threat to life, health, safety and the well being of residents in this township unless abated without delay, the Director of Code Enforcement may abate the violation or condition immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

WHEREAS, the Director of Code Enforcement determined that the condition of the properties listed below constituted such a threat; and,

WHEREAS, the Director of Code Enforcement has notified the Township Committee of the Township of Neptune that the owners of said property have failed to correct the condition/violation as ordered; and

WHEREAS, the Director of Code Enforcement has had the condition corrected in accordance with Article IV, Section 6.2 (a) of Ordinance #843 at a total cost as indicated below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following properties; and,

Block	Lot	Address	Amount
270	9	103 Franklin	\$481.25
1003	3	121 Highway 35	\$451.25
5002	12	405 Moore Rd.	\$498.75
5408	17	425 S. Riverside Dr.	\$526.25
2601	19	622 Green Grove Rd	\$317.50
520	5	1517 Cherry Lane	\$265.00

BE IT FURTHER RESOLVED that a copy of this resolution along with the Code Enforcement Supervisor's report be forwarded to the Tax Collector.

TOWNSHIP OF NEPTUNE
RESOLUTION #22-340

RESOLUTION AUTHORIZING SHARED SERVICE AGREEMENT BETWEEN NEPTUNE TOWNSHIP,
AVON-BY-THE-SEA, BRADLEY BEACH AND NEPTUNE CITY FOR AREA NETWORK SHORE WATER
EMERGENCY RESPONSE TEAM

WHEREAS; there is an interest in providing a joint rescue effort in response to any off shore water emergency within the boundaries of certain respective municipalities; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 *et seq.*, authorizes municipalities, along with other public entities, to contract with each other for shared services; and

WHEREAS, the municipalities of Neptune Township, Avon-By-The-Sea, Bradley Beach and Neptune City are desirous of entering into a Shared Service Agreement for a joint rescue group known as the Area Network Shore Water Emergency Response Team, per a Shared Services Agreement, a true copy of which is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby authorizes the Township of Neptune enter into a Shared Service Agreement with the municipalities of Avon-By-The-Sea, Bradley Beach and Neptune City for purposes of providing a joint rescue effort in response to any off-shore water emergency within the boundaries of the respective municipalities to this Agreement along the Atlantic Ocean, Shark River Inlet and Shark River Bay per the terms set forth more fully in the Shared Services Agreement attached hereto as Exhibit A.

BE IT FURTHER RESOLVED, that the governing body hereby authorizes the Mayor and Clerk to execute the Shared Service Agreement set forth more fully in Exhibit A.

TOWNSHIP OF NEPTUNE
RESOLUTION 22-341
RESOLUTION OF THE TOWNSHIP OF NEPTUNE AUTHORIZING AGREEMENT WITH
THE CITY OF LONG BRANCH AND THE CITY OF ASBURY PARK TO ACCEPT AND
DISTRIBUTE THE 2022 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD

WHEREAS, The Edward Byrne Memorial Justice Assistance Grant (JAG) program is the leading source of federal justice funding to state and local jurisdictions. The JAG Program provides states, tribes, and local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution, indigent defense, courts, crime prevention and education, corrections and community corrections, drug treatment and enforcement, planning, evaluation, technology improvement, and crime victim and witness initiatives and mental health programs and related law enforcement and corrections programs, including behavioral programs and crisis intervention teams.

WHEREAS, Neptune Township has submitted an application for the 2022 Byrne Justice Assistance Grant Program Award on behalf of Neptune Township, Asbury Park City and Long Branch City, and;

WHEREAS, Neptune, Asbury Park, and Long Branch agree to share in the total of \$53,600 of JAG funds. Asbury Park's share of the grant will be \$22,020. Neptune will have a share of \$19,422 and the Long Branch share will be \$12,158. Neptune will accept the responsibility to apply for and to administer the grant program funds at no cost to the partners. Periodic interest collected on the grant program funds will be added to the Neptune share as principal.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Neptune that:

1. The agreement with the Township of Neptune, City of Asbury Park and Long Branch City to accept and distribute the 2022 Byrne Justice Assistance Grant Program award is hereby authorized.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-342**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING A CHAPTER 159 BUDGET AMENDMENT TO INSERT REVENUE
RECEIVED FOR THE 2022 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue for any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and;

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and;

WHEREAS, the Township received \$53,600.00 for 2022 Byrne Justice Assistance Grant Program Award and wishes to amend its 2022 budget to include this amount as revenue, and;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2022 in the sum of received \$53,600.00 which is now available as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

2022 Byrne Justice Assistance Grant Program Award for received \$53,600.00

BE IT FURTHER RESOLVED, that a like sum of received \$53,600.00 and the same is hereby appropriated under the caption of:

Additional Appropriations Offset by Revenues:

2022 Byrne Justice Assistance Grant Program Award for received \$53,600.00

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-343**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING THE PUBLIC AUCTION SALE OF VARIOUS SURPLUS ITEMS DEEMED
UNNECESSARY FOR MUNICIPAL OPERATION**

WHEREAS, there are vehicles and equipment owned by the Township of Neptune which are no longer of use to the Township and the Director of Public Works, Purchasing Agent and Business Administrator have recommended that they be sold; and,

WHEREAS, the Township of Neptune will auction said vehicles through an on-line auction in compliance with state rules and regulations for a period of three days; and,

WHEREAS, the Municipal Clerk shall provide proper advertisement and notice in accordance with state statute in addition to posting the auction information on the Township's web site; and,

WHEREAS, said vehicles and trailers to be sold are as follows:

MAKE / MODEL	YEAR	VIN #	DESCRIPTION
F350	2011	1FTRF3BT0CEA17113	DIESEL PICK UP
NEW HOLLAND	2002	555102	LOADER
INTERNATIONAL	2002	1HTWDAAR52J038776	DUMP TRUCK W/ SALTER
AMERICAN ROAD	2000	1A9TC2324YM274016	LEAF MACHINE
FORD F250	2008	1FTSF21R28EC82513	DIESEL PICKUP
FORD F250	2008	SFTSF21R48EC82514	F250 DIESEL PICK UP
FORD F550	2002	FDAF57F22EB01424	MASON DUMP
INTERNATIONAL	2011	5WEASAAM3BH354313	BUS W WHEELCHAIR LIFT
DODGE DURANGO	2009	1D8HB38P19F712593	SUV
JEEP PATRIOT	2014	1C4NJRBB1ED756667	SUV
CHEVY SUBURBAN	2007	3GNGK26K97G260889	SUV
AMG	1985	NJ8435	TRUCK
CHEVY IMPALA	2009	2G1WS57MX19264248	IMPALA
	1994	805294	CHIPPER
GLEDHILL		67255	PLOW
GLEDHILL		73388	PLOW
GLEDHILL		72239	PLOW
			SANDER
			SANDER
			SANDER
			40 YD CONTAINER
			20 YD CONTAINER

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune as follows:

1. That the above listed vehicles are declared as surplus and not needed for public use,

2. That the execution of a contract with USGovBid/Auction Liquidation Services to provide on-line auction services at a commission rate of 6.5% is hereby approved,

3. That the sale of the above vehicles is hereby authorized through an on-line auction at www.usgovbid.com from Saturday, August 6, 2022 at 9:00AM to Tuesday, August 9, 2022 at 7:00 p.m. Additional details will be provided in the required legal advertisement and on the Township web site,

4. That the said vehicles are being offered "as is - where is";

5. That should any vehicle be unsuccessfully sold at auction, disposal of such vehicle is hereby authorized in accordance with state law,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Purchasing Agent, Chief Financial Officer, and Director of Public Works.

TOWNSHIP OF NEPTUNE

RESOLUTION 22-344

RESOLUTION AUTHORIZING THE PURCHASE 2023 ROAD RESCUE FORD E450 AMBULANCE FOR DEPARTMENT OF EMERGENCY SERVICES FROM FF1 APPARATUS LLC UNDER HOUSTON GALVESTON AREA COOPERATIVE- HGACBUY CO-OP, CONTRACT # AM 10-20 IN AN AMOUNT NOT TO EXCEED \$268,000.00

WHEREAS, the Township of Neptune wishes to purchase 2023 Road Rescue Ford E450 Ambulance for Department of Emergency Services from FF1 Apparatus. under Houston Galveston area cooperative- HGACBuy co-op, contract #AM10-20 in an amount not to exceed \$268,000; and

WHEREAS, FF1 Apparatus LLC, having an address at 34 Wilson Dr. Sparta, NJ 07871, has been awarded under Houston Galveston Co-Op , Contract# AM 10-20 for purposes of selling said equipment; and

WHEREAS, N.J.S.A.40A:11-12 permits the purchase of goods and services without advertising for bids when purchased under contract for goods or services entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury.

Now, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that:

1. The purchase of 2023 Road Rescue Ford E450 Ambulance for Department of Emergency Services from FF1 Apparatus. under Houston Galveston area cooperative- HGACBuy co-op, contract #AM10-20 in an amount not to exceed \$268,000is hereby approved.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, Public Works Director, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Public Works Director.

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for the purchase of 2023 Road Rescue Ford E450 Ambulance for Department of Emergency Services from FF1 Apparatus. under Houston Galveston area cooperative- HGACBuy co-op, contract #AM10-20 in an amount not to exceed \$268,000

Account Name	Account Number
2021 MCIA	05-220-55-910-020
Ord 20-13	04-215-55-903-020
EMS Budget OE	01-201-25-253-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 22-345

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE AUTHORIZING THE EXECUTION OF AGREEMENT FOR DMHAS GRANT FUNDING FOR NEPTUNE MUNICIPAL ALLIANCE FOR YEAR ONE GRANT TERM 7/1/2022 TO 3/14/2023 IN THE AMOUNT OF \$7,251.05

FORM 1B – DMHAS Youth Leadership Grant

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

WHEREAS, The Township Council of the **Township of Neptune** , County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Monmouth;

NOW, THEREFORE, BE IT RESOLVED by the Township of Neptune, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Township of Neptune Council does hereby authorize execution of agreement for DMHAS Grant funding for the Neptune Municipal Alliance for Year One Grant Term 7/1/22 – 3/14/23 in the amount of:
DMHAS Grant Funding \$ 7,251.05
2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**TOWNSHIP OF NEPTUNE
RESOLUTION #22-346**

**AUTHORIZING EMERGENCY APPROPRIATIONS CONTRACT FOR SERVICES PURSUANT
TO N.J.S.A. 40A:11-6 TO LUCAS BROTHERS INC FOR EMERGENCY REPAIR TO SANITARY SEWER
LINE IN AN AMOUNT NOT TO EXCEED \$9,500.00**

WHEREAS, the Municipal Engineer has indicated to the Chief Financial Officer that an emergent situation has arisen requiring emergency repairs to the sanitary sewer utility located at Route 33 and Union Ave.; and

WHEREAS, N.J.S.A. 40A:11-6 authorizes a municipality to contract for services without public advertising for bids and bidding notwithstanding the contract price exceeding the bid threshold, when an emergency affecting the public health, safety or welfare requires immediate performance of services, and N.J.S.A. 40A:4-46 further authorizes emergency appropriations and N.J.S.A. 40A:4-48 provides that emergency appropriation is further allowed if put together with all prior emergency appropriations made during the same year, and said appropriation does not exceed 3% of the total of current and utility operating appropriations made in the budget, in which case the governing body may, by Resolution, adopt the same by not less than 2/3 vote of its full membership; declaring that an emergency does exist requiring appropriate appropriation and setting forth the emergency in full; and

WHEREAS, the Chief Financial Officer has certified and has provided a statement, the same of which is available in the Clerk's Office of Neptune Township, that this Resolution does give rise to an emergency, and that no adequate provision was made in the 2022 temporary budget for the aforesaid purpose, and that N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for purposes mentioned above; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey (not less than 2/3 of the members thereof affirmatively concurring) and in accordance with the aforesaid State Statutes, that the governing body hereby authorizes that:

1. An emergency appropriation be and the same is hereby made in the amount of \$9,500.00 from Ordinance 22-entitled, and a true copy of the Certification of the Chief Financial Officer is available in the Clerk's Office of Neptune Township;
2. One certified copy of the within Resolution is to be filed with the Director of Local Government Services.

I, Gabriella Siboni, Clerk of the Township of Neptune hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township Committee of the Township of Neptune, Monmouth County, State of New Jersey at a meeting held on July 25, 2022

Gabriella Siboni
Township Clerk

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for emergency contract with Lucas Brothers Inc. for Repair to Sanitary Sewer in an amount not to exceed \$9,500.00

Account Name

Account Number

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION #22-347

AUTHORIZE THE PAYMENT OF BILLS

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

July 25, 2022 Bill List

Current Fund	\$2,931,915.36
Grant Fund	\$38,957.18
Trust Other	\$26,824.78
General Capital	\$1,460,014.54
Sewer Operating Fund	\$367,072.19
Sewer Capital Fund	\$3,140.00
Marina Operating Fund	\$18,706.86
Dog Trust	\$871.20
Library Trust	\$5.60
Bill List Total	\$4,847,507.71

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Assistant C.F.O.

**TOWNSHIP OF NEPTUNE
RESOLUTION 22-191**

**AUTHORIZE EXECUTION OF A TREATMENT WORKS APPLICATION FOR HOVSONS,
INC TO PROVIDE SERVICE TO VICTORIA GARDENS**

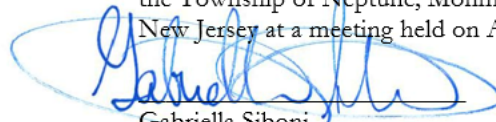
WHEREAS, Hovsons, Inc. has submitted a Treatment Works Application to construct approximately 2,481 linear feet of eight inch sewer line to service the Victoria Gardens with a proposed flow of 22,725 gallons per day; and,

WHEREAS, the Township Engineer has reviewed said application and has certified that available capacity exists,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the Clerk to execute the Treatment Works Application Statement of Consent for the sanitary sewer extension to service the Victoria Gardens; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to TNSA along with the executed Treatment Works Application.

I, Gabriella Siboni, Clerk of the Township of Neptune hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township Committee of the Township of Neptune, Monmouth County, State of New Jersey at a meeting held on April 11, 2022



Gabriella Siboni
Township Clerk

TOWNSHIP OF NEPTUNE

RESOLUTION #22-348

AUTHORIZING EXECUTION OF A TREATMENT WORKS APPLICATION TO CONSTRUCT SEWER LINES TO CONNECT TO AN EXISTING SEWER MAIN ON RT. 33 TO SERVICE THE PROJECT KNOWN AS IRONWORKS ON HOVCHILD BLVD. BY D.R. HORTON

WHEREAS; D.R. Horton has submitted a Treatment Works Application to construct sewer lines to connect to an existing sewer main on Rt. 33 to service the project known as Ironworks on Hovchild Blvd.; and

WHEREAS, the Township Engineer has reviewed said application and has certified that available capacity exists.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby authorizes Mayor and Clerk to execute the Treatment Works Application Statement of Consent for the sanitary sewer extensions to service Ironworks on Hovchild Blvd.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to the TNSA along with the Treatment Works Application.

TOWNSHIP OF NEPTUNE

RESOLUTION 22-349

RESOLUTION AUTHORIZING THE PROFESSIONAL SERVICES AGREEMENT WITH LEON S. AVAKIAN, INC. FOR ENGINEERING SERVICES RELATING TO SHARK RIVER LIVING SHORELINE FLOOD MITIGATION CAPITAL PROJECT IN AN AMOUNT NOT TO EXCEED \$89,000.00

WHEREAS, the Township of Neptune desires to appoint an engineering services relating to the replacement of sewer main on Sixth Avenue; and

WHEREAS, The Department of Engineering has requested proposals from the consulting firms in the engineering pool that was designated by resolution 22-13; and

WHEREAS, The department of Engineering has recommended the contract be awarded to Leon S. Avakian, Inc. for the following:

Meetings	\$8,500.00
Permitting	\$14,500.00
Preparation of Specifications	\$54,000.00
Bid Support	\$12,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that:

1. The award to Leon S. Avakian, Inc. for the contract related to replacement of sewer main on Sixth Avenue in an amount not to exceed \$89,000.00 is hereby approved.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, Public Works Director, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Public Works Director.

I, Gabriella Siboni, Clerk of the Township of Neptune hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township Committee of the Township of Neptune, Monmouth County, State of New Jersey at a meeting held on July 25, 2022

Gabriella Siboni
Township Clerk

Certification of Funds

I, Michael Bascom, Chief Financial Officer of the Township of Neptune, do hereby certify to the Township Committee of the Township of Neptune that funds are available for the agreement to Leon S. Avakian, Inc. For Engineering Services Relating To Shark River Living Shoreline Flood Mitigation Capital Project In An Amount Not To Exceed \$89,000.00

Account Name
Ordinance 19-02

Account Number
04-215-55-985-999

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 22-350

**A RESOLUTION ACCEPTING A GRANT FROM THE HAZARDOUS DISCHARGE SITE
REMEDATION FUND PUBLIC ENTITY PROGRAM THROUGH THE NEW JERSEY
ECONOMIC DEVELOPMENT AUTHORITY AND THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

WHEREAS, the Township of Neptune has applied for and has been awarded a grant in the amount of up to \$321,573.75 from the hazardous Discharge Site Remediation Fund Municipal Grant Program through the New Jersey Department of Environmental Protection and the New Jersey Economic Development Authority for Remedial Action of the Former Welsh Farms property; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the above referenced grant is hereby accepted and All Township officials, including, but not limited to, the Mayor, Business Administrator, Public Works Director, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

BE IT FURTHER RESOLVED, that a comprehensive plan exists specifically for the development or redevelopment of suspected or confirmed discharge of a hazardous substance or hazardous waste in the host municipality or can otherwise demonstrate its commitment to the Authority that the Project Site will be developed or redeveloped within a three-year period from the completion of remediation.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the New Jersey Economic Development Authority

I, Gabriella Siboni, Clerk of the Township of Neptune hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township Committee of the Township of Neptune, Monmouth County, State of New Jersey at a meeting held on July 25, 2022

Gabriella Siboni
Township Clerk

TOWNSHIP OF NEPTUNE

RESOLUTION 22-351

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- CODE AND CONSTRUCTION**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
	Code and Construction	Customer Service Representative	\$30,139.38	8/1/2022

TOWNSHIP OF NEPTUNE

RESOLUTION 22-352

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- TAX DEPARTMENT**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
	Tax Department	Bookkeeper	\$33,503.14	Upon completion of all pre-employment requirements
	Tax Department	Bookkeeper	\$30,000.00	Upon completion of all pre-employment requirements

TOWNSHIP OF NEPTUNE

RESOLUTION 22-353

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- PUBLIC WORKS**

WHEREAS, the following appointments have been reviewed by the Department Heads of the respective Departments; and

WHEREAS, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and

WHEREAS, the Township Administrator concurs with the findings of the Department Head and hereby recommends to the Township Committee that the following appointments be made.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
	DPW	Seasonal Employment	\$17.14/hour	June 1, 2022- October 14, 2022

TOWNSHIP OF NEPTUNE

RESOLUTION 22-354

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE APPOINTING MEMBERS TO THE ENVIRONMENTAL/ SHADE TREE COMMISSION

WHEREAS, the following members are being appointed to the Environmental/ Shade Tree Commission:

Board	Term		Position	Expiration	Name
Environmental/ Shade Tree Commission	2 Year	<i>Unexpired term of Diane Allen</i>	Alternate #1	12/31/2022	

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following be and are hereby made and the composition of the board is as follows:

Board	Term		Position	Expiration	Name
Environmental/ Shade Tree Commission	3 Year	<i>Filling unexpired vacant term</i>	Member	12/31/2022	Diane Allen
Environmental/ Shade Tree Commission	3 Year		Member	12/31/2022	Nadia Holzer
Environmental/ Shade Tree Commission	3 Year		Member	12/31/2023	Paul Bagdanov
Environmental/ Shade Tree Commission	3 Year		Member	12/31/2023	Joseph W. Halifko, III
Environmental/ Shade Tree Commission	3 Year		Member	12/31/2024	Gregory Sharin
Environmental/ Shade Tree Commission	3 Year		Member	12/31/2024	Richard Ambrosio
Environmental/ Shade Tree Commission	3 Year		Member	12/31/2024	William Heyniger
Environmental/ Shade Tree Commission	2 Year	<i>Unexpired term of Diane Allen</i>	Alternate #1	12/31/2022	
Environmental/ Shade Tree Commission	2 Year		Alternate #2	12/31/2023	Vacant