

TOWNSHIP COMMITTEE MEETING – MARCH 8, 2021

Mayor Brantley called the meeting to order at 6:00 p.m. The meeting was held via Zoom. The Mayor announced that link for access is available on the Township web site.

The Mayor requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Carol Rizzo, Nicholas Williams, and Mayor Michael Brantley.

Also present were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business Administrator; and Gene Anthony, Township Attorney.

The Mayor announced 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 February 25, 2021, which provided instructions on accessing and participating in the meeting virtually via Zoom. The Notice was filed with the Municipal Clerk and posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)), along with the meeting agenda, ordinances and resolutions.

The following items were discussed in open session:

Mr. Cafferty met with the Recreation Department regarding the upcoming Summer Recreation Program. Due to covid and the resulting economic hardship, the fee will be \$10 per week, or \$60 per child for the full program. Funds from the Recreation Trust Fund will be used to make up the difference in costs. Staff is being selected and paid as usual. The Mayor stated that this is what he envisioned when he raised money for the Trust Fund through his Mayor's Ball.

The Committee will hold a Special Workshop Meeting via zoom on March 15<sup>th</sup> at 2pm to discuss the annual financial and debt statements and the 2021 municipal budget.

Mr. Gadaleta stated the Committee received communication from Michael Bascom, C.F.O. that an ordinance is needed for the purchase of mandated body cameras for police officers. All of the cameras in the police cars will also have to be replaced. The amount of \$145,000 will be reimbursed by the state and \$212,000 will not be reimbursable. We are required to have the cameras by June 1<sup>st</sup> so an ordinance should be introduced at the next meeting. Also, there are other projects that have received grant funding that could be added to the funding ordinance. The Committee indicated agreement and also expressed interest in looking at other capital projects since interest rates are very low.

Mr. Lane asked for information on the appointment to the Rent Leveling Board. Mr. Cafferty replied that the resident recommended, Stephen Lella, wants to get more involved in the community and he believes will be a good fit for this Board. Ms. Rizzo stated that there should be many tenants on the Board. Mr. Anthony stated that majority of Board members are tenants.

The Mayor asked for an update on the Housing Rehabilitation Program. Mr. Gadaleta replied that the plan was to do 20 to 25 homes per year. Covid has delayed the process somewhat and there are 17 units that have been completed. He is looking forward to completing more projects and addressing some operational issues with Affordable Housing Alliance, Plan Administrator.

Mr. Cafferty reminded everyone that today is International Women's Day.

AUTHORIZE AN EXECUTIVE SESSION AS AUTHORIZED BY THE OPEN PUBLIC MEETINGS ACT

Mr. Lane offered the following resolution, moved and seconded by Mr. Cafferty, that it be adopted:

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,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

Potential Litigation – Issuance of solicitor permits during public health emergency  
Personnel – Recommendations for two vacant Driver positions

3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.

4. This Resolution shall take effect immediately.

The resolution was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

The Committee entered executive session for discussion on closed session matters.

The Committee will consider introduction of an ordinance at the next regular meeting to amend the hours for which door-to-door solicitation is permitted.

The Committee reviewed recommendations for the hiring of two Public Works drivers and took action by resolution during the regular meeting.

The Mayor asked that a policy be implemented whereby the Subcommittee Chairperson or second Committee member on the Subcommittee participate in interviews for any Department Head or position over \$50,000 in annual salary. The Committee will decide on a case by case basis in the event that a large number of applicants are interviewed in the initial interview round.

The Committee returned to the Meeting Room for the regular portion of the meeting.

Mayor Brantley called the regular meeting to order at 7:10 p.m. by announcing that this a remote meeting via Zoom. The link for access can be found on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org)

The Mayor requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Carol Rizzo, Nicholas Williams, and Mayor Michael Brantley.

Also present at the dais were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business Administrator; and Gene Anthony, Township Attorney.

The Mayor led a moment of Silent Prayer and the Flag Salute.

The Mayor announced 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 February 25, 2021, which provided instructions on accessing and participating in the meeting virtually via Zoom. The Notice was filed with the Municipal Clerk and posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)), along with the meeting agenda, ordinances and resolutions.

#### APPROVAL OF MINUTES

Ms. Rizzo offered a motion, seconded by Mr. Lane, to approve the minutes of the meeting held on February 22, 2021. All were in favor.

#### COMMENTS FROM THE DAIS

Ms. Rizzo attended a meeting of the Meridian Hackensack Patient Family Council to discuss ideas to improve the patient experience. She continues to be involved in the initiative to make greeting cards for staff and patients. CBS published a story about the cards and she had the opportunity to see a patient receive a card from a stranger and it was very moving. She attended the virtual Black History Month celebration. She was proud to be a part of it and really enjoyed it.

Mr. Lane stated that O.H.I. will be doing 200 vaccinations on March 18<sup>th</sup>. The Senior Center staff is working on a plan to do a mass vaccination at the Center. The Memorial Day Parade Committee met and is trying to put together a virtual parade and slideshow as well as the scholarship program. He announced that he has been appointed as a Board member to the Jersey Shore Dream Center. They did a lot for the community during covid including food trucks and clothes drives.

Mr. Cafferty stated that he met with the Recreation Department and the Township will be doing the Summer Program at a greatly reduced rate this year. Everyone at the Township really cares about the community and he looks forward to helping out in any way possible. The new signs went up around Wesley Lake regarding the geese and the geese chasers will be out with dogs to chase the geese away from the lake. The budget workshop will be held on March 15<sup>th</sup>.

Mr. Williams thanked the Public Works staff for their work this winter. There was a lot of snow in February and we had a lot of new Drivers, but they stepped up and did the job. He visited the marina and boaters are working on getting their boats ready. This also means the revenues will be coming into the marina. The Black History Month celebration was done very professionally. It was a great presentation and he thanked Dianna Harris and the entire Committee.

Mayor Brantley stated the Black History Month celebration was tremendous and the best he has seen. He thanked Mr. Williams for participating by videotaping the Keel Family and their presentation on Moe's Restaurant. The Visiting Nurses Association contacted him about getting in touch with the Senior Center to get some vaccines done.

#### PUBLIC COMMENTS ON RESOLUTIONS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes.

Nadine (last name not given) stated she has an issue with the affordable housing program. Her daughter is #11 on the list. Mr. Gadaleta told her there is an issue with the Affordable Housing Alliance but they say there is no problem. The contractor says he is stopping work. Mr. Gadaleta stated that Nadine was advised that there are issues but he hopes to get the project up and running again shortly.

Nancy Clarke, 47 Embury Avenue, stated that Mr. Cafferty stated in the workshop meeting that the appointee to the Rent Leveling Board is a good guy, but he offered no qualifications or information on his background. She asked why Connie Holmes is not being appointed. The Mayor stated that the Committee does not always get resumes but they meet with candidates and present them to the Township Committee. He wants to get other people involved in the Township so occasionally a person is dropped so another person can be appointed.

Joan Venezia, Mt. Hermon Way, stated that resumes should be submitted by all perspective appointees and everyone should know the person's background. She asked when the additional citizen member to the Police Committee will be appointed. The Mayor replied that the Committee intends to fill it as soon as possible. Ms. Venezia asked if the public will be able to see the background on the person being appointed.

Dianna Harris, Willow Drive, stated that she knows the community member being appointed to the Economic Development Corporation (Estelle Cadet). She works at Santander Bank and is very qualified to serve on the EDC.

Eileen Michaels, Seaview Avenue, stated that she is concerned if someone wants to serve on a board but is opposed to providing information on themselves.

#### ORDINANCE NO. 21-07 - ADOPTED

Mr. Cafferty offered the following ordinance, moved and seconded by Mr. Lane, that it be adopted:

#### ORDINANCE NO. 21-07

AN ORDINANCE TO AMEND THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY AMENDING SECTION 528 ENTITLED "STORMWATER MANAGEMENT" IN ITS ENTIRETY TO INCORPORATE REQUIREMENTS BY THE NJDEP UPDATED STORMWATER MANAGEMENT RULES (N.J.A.C. 7:8)

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

The ordinance was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

#### ORDINANCE NO. 21-09 - ADOPTED

Mr. Lane offered the following ordinance, moved and seconded by Ms. Rizzo, that it be adopted:

ORDINANCE NO. 21-09

AN ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF DEDICATION WITH REGARD TO BLOCK 1703, LOT 8, POPLAR PLACE, NEPTUNE TOWNSHIP, NEW JERSEY TO THE TOWNSHIP OF NEPTUNE

The Mayor requested comments on the above ordinance. There being no comments, he closed the public hearing.

The ordinance was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

ORDINANCE NO. 21-10 - ADOPTED

Mr. Cafferty offered the following ordinance, moved and seconded by Mr. Williams, that it be adopted:

ORDINANCE NO. 21-10

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT VOLUME I, CHAPTER II, SECTION 2-10 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "POLICE DEPARTMENT"

The Mayor requested comments on the above ordinance and they were as follows:

Nancy Clarke, Embury Avenue, stated that she is concerned about the one year terms. This does not provide for continuity and makes the Police Committee subject to shifts in the political winds. The previous two year terms were good so she is against the changes. She asked for someone other than the Mayor to comment. Mr. Cafferty replied that he has previously offered his reasons for supporting this ordinance. It is a great idea to have the Mayor and additional citizens as members. Mr. Lane stated he is not in favor of one year terms and is in favor of adding another citizen.

Barbara Burns, Ocean Avenue, stated that the reduction in term makes it easier to change people and the Mayor has stated that it is hard to find people who are willing to serve on boards. The one year terms provide for no institutional knowledge of the members and no continuity. This will not accomplish anything. The Mayor stated that this does not mean that the Committee will be changing members each year. Ms. Burns replied that she believes the intention of the Committee is to change members which is why the term is being reduced to one year. Mr. Anthony stated that 90% of the citizen committees have one year terms and that does not mean it will change every year.

There being no further comments, the Mayor closed the public hearing.

The ordinance was adopted on the following vote: Cafferty, aye; Lane, no; Rizzo, no; Williams, aye; and Brantley, aye.

ORDINANCE NO. 21-11 - APPROVED

Mr. Cafferty offered the following ordinance, moved and seconded by Mr. Lane, that it be approved:

ORDINANCE NO. 21-11

AN ORDINANCE TO AMEND VOLUME I, CHAPTER II OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING THE FEE FOR THE SUMMER RECREATION PROGRAM

The ordinance was approved on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye, adding that Mayor's Ball raised funds with this purpose in mind.

Mr. Cuttrell announced that the Public Hearing on Ordinance No. 21-11 will be held on Monday, March 22, 2021.

CONSENT AGENDA

Mr. Cafferty offered the following resolutions of the Consent Agenda, moved and seconded

by Ms. Rizzo, that they be adopted:

ACCEPT THE RESIGNATION OF SUZANNE VAZQUEZ AS A PART-TIME EMERGENCY MEDICAL TECHNICIAN

WHEREAS, the Human Resource Director has received a letter from Suzanne Vazquez resigning as an Emergency Medical Technician in the EMS Department effective February 22, 2021,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Suzanne Vazquez as an Emergency Medical Technician in the EMS Department is hereby accepted effective February 22, 2021; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, EMS Director, Assistant C.F.O., and Human Resources Director.

ANTICIPATE MISCELLANEOUS REVENUES IN THE 2021 BUDGET USING THE THREE-YEAR AVERAGE OF REALIZED REVENUES FROM THE PRIOR THREE YEARS

WHEREAS, the COVID 19 pandemic had an adverse effect on the anticipated municipal revenues in the 2020 municipal current and utility fund budgets; and

WHEREAS, Section 1 of P.L. 2020, c.74 amended N.J.S.A 40A:4-26 authorized the Director of the Division of Local Government Services ("Division") to promulgate new standards for the anticipation of COVID-19 affected revenues in the FY2021 budget, and, if necessary, in future years; and

WHEREAS, for FY 2021, the Director authorizes the use of a three-year average for the calculation of affected revenues; and

WHEREAS, the Chief Financial Officer of the Township of Neptune, certifies that the following revenues were affected in 2020 by the COVID 19 pandemic and that the 3 year average of the amounts realized in 2018-2020 be anticipated in the introduced budget for 2021:

<u>Revenue Category</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>Average</u>
Municipal Court	651,280.79	675,515.71	348,805.16	558,533.89

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Neptune in the County of Monmouth, State of New Jersey that the above referenced revenues be anticipated using the 3 year average as permitted by the amendments to 40A: 4-26, adopted by the P.L. 2020, c. 74; and,

BE IT FURTHER RESOLVED, that a certified copy this resolution be forwarded to the Chief Financial Officer and Assistant C.F.O.

APPOINT MEMBERS TO THE NEPTUNE TOWNSHIP HOUSING AUTHORITY

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms the Mayor's appointment of Carol Foster to the Neptune Township Housing Authority for a five year term expiring March 31, 2026; and,

BE IT FURTHER RESOLVED, that the Township Committee hereby appoints Eileen Holly to the Neptune Township Housing Authority for a five year term expiring March 31, 2026; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Neptune Township Housing Authority.

APPOINT TRUSTEES TO THE ECONOMIC DEVELOPMENT CORPORATION

BE IT RESOLVED, that the Township Committee hereby consents to the Mayor's designee of Reverend Edmund Lee to the Economic Development Corporation for the year 2021; and,

BE IT FURTHER RESOLVED, that the Township Committee hereby appoints Carol Rizzo and Keith Cafferty as Municipal Trustees to the Economic Development Corporation for the year

2021; and,

BE IT FURTHER RESOLVED, that the Township Committee hereby appoints Estelle Cadet as the Neptune Business Community Trustee to the Economic Development Corporation for a three year term expiring December 31, 2023; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Executive Director of the Economic Development Corporation.

APPOINT MEMBER TO THE RENT LEVELING BOARD

WHEREAS, due to the resignation of Ava Johnson, a vacancy exists on the Rent Leveling Board,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Stephen Lella be and is hereby appointed as a member of the Rent Leveling Board for the year 2021; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Secretary to the Rent Leveling Board.

AUTHORIZE REVOCABLE LICENSE AGREEMENT WITH KELLY McINTYRE AND KARINA McINTYRE, 211 FAIRWAY LANE, A/K/A BLOCK 3602, LOT 7

WHEREAS, Kelly McIntyre and Karina McIntyre, their successors and assigns, with property located at 211 Fairway Lane, Neptune Township, New Jersey, and more specifically identified as Block 3602, Lot 7, on the tax map of the Township of Neptune have requested a Revocable License Agreement be entered into between Neptune Township, and Kelly McIntyre and Karina McIntyre, their successors and assigns, in Neptune Township concerning a fence encroachment upon a Municipal Drainage Easement; and

WHEREAS, Kelly McIntyre and Karina McIntyre are seeking a license to provide and to maintain a proposed six foot high dogwood white solid fence along the property line and subject to a Zoning permit within the Municipal Drainage Easement, which the property owners intend to continue use of, subject to removal should the controlling authority have reasonable cause to believe that such encroachment needs to be removed from the aforesaid Municipal Drainage Easement, and subject to a Revocable License Agreement; and

WHEREAS, it was also agreed that the parties would remove the existing shed presently located in the Municipal Drainage Easement,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes a Revocable License Agreement with Kelly McIntyre and Karina McIntyre, their successors and assigns, with property located at 211 Fairway Lane, Neptune Township, New Jersey, and more specifically identified as Block 3602, Lot 7, Neptune Township, New Jersey, a true copy of said proposed Agreement is on file in the Office of the Municipal Clerk, subject to the conditions of the Agreement and prior review of the Township Engineer and approval of this Agreement as a minor encroachment, with a one-time payment to the Township of Neptune of \$150.00 for preparation of the Revocable License Agreement for a minor encroachment, plus costs of recording of said Revocable License Agreement in the Clerk's Office of Monmouth County, paid to the Law Office of Gene J. Anthony, Esq., and subject to all other requirements in the aforesaid Revocable License Agreement; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute the Agreement, and return to the Township Attorney for recording; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Attorney.

AUTHORIZE THE PURCHASE OF FURNITURE AND ACCESSORIES THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, there is a need to purchase furniture and related accessories for the new Public Works/OEM building through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, JC Office Consultants has been awarded New Jersey State Contract No. A81628 for this furniture; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of the furniture and accessories shall not exceed \$18,500.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 20-23 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of furniture and related accessories for the new Public Works/OEM building through New Jersey Cooperative Purchasing Program Contract No. A81628, JC Office Consultants, be and is hereby authorized at an amount not to exceed \$18,500.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Public Works Director, Township Engineer, Assistant C.F.O. and Auditor.

AUTHORIZE THE REFUND OF TAXES AS A RESULT OF AN OVERPAYMENT (135 LOUISVILLE AVENUE)

WHEREAS, the property listed below reflect an overpayment; and,

WHEREAS, they have furnished the necessary documentation and have requested a refund; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and is hereby authorized to refund the taxes as stated herein; and,

<b>BLOCK</b>	<b>LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
250	9	Love	85 Cookman Ave	2020	2,691.60

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Tax Collector, Assistant C.F.O. and Auditor.

ACCEPT THE RESIGNATION OF ALEXIS LINARES AS A DRIVER IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Public Works Director has received a letter from Alexis Linares resigning as a Driver in the Public Works Department effective March 10, 2021,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Alexis Linares as a Driver in the Public Works Department is hereby accepted effective March 10, 2021; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Public Works Director, Assistant C.F.O., and Human Resources Director.

The resolutions of the Consent Agenda were adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

APPOINT MEMBERS TO THE POLICE COMMITTEE

Mr. Williams offered the following resolution, moved and seconded by Mr. Cafferty, that it be adopted:

WHEREAS, on March 8, 2021, the Township Committee adopted Ordinance No. 21-06, amending, revising and supplementing Volume I, Chapter II, Section 2-10 of the Code of the Township of Neptune, entitled, "Police Department" which amended the composition, terms and responsibilities of the Police Committee; and

WHEREAS, the aforesaid amended Ordinance provided that the Mayor of Neptune Township be appointed to the Police Committee every year (whoever was appointed as Mayor) and that all terms be limited to one year; and

WHEREAS, the aforesaid amended Ordinance terminated the prior two year appointments and requires new appointments or reappointments to the Police Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Neptune hereby authorizes the following assignments to the Police Committee:

1. Dr. Michael Brantley be appointed as Mayor for a term ending December 31, 2021;
2. Robert Lane, Jr. be appointed as the Township Committeeperson for a term ending December 31, 2021;
3. Vito Gadaleta be appointed as the Township Administrator for a term ending December 31, 2021;
4. Lisa Boyd and Reverend Nancy Jackson-Johnson be appointed as non-employee, resident members to the Police Committee for a one year term; expiring December 31, 2021.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Business Administrator, Township Attorney and Chief of Police.

The resolution was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, abstain; Williams, aye; and Brantley, aye.

EXTEND OFFERS OF EMPLOYMENT FOR THE POSITION OF DRIVER IN THE DEPARTMENT OF PUBLIC WORKS

Mr. Lane offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

WHEREAS, there are vacancies in the position of Driver in the Public Works Department; and,

WHEREAS, the position was duly posted and applicants have been interviewed; and,

WHEREAS, the Human Resources Director and Public Works Director have made their recommendation; and,

WHEREAS, funds will be provided for the first three months of 2021 in the 2021 Temporary Budget and funds for the balance of 2021 will be provided in the 2021 Municipal Budget in the appropriation entitled Solid Waste S&W, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that offers of employment be and are hereby extended to Javan Carrington and Thomas Saldutti for the position of Class A Driver in the Department of Public Works at an annual salary of \$32,200.00, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective March 15, 2021; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #2792, and Human Resources Director.

The resolution was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

AUTHORIZE THE PAYMENT OF BILLS

Mr. Cafferty offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	1,407,685.06
GRANT FUND	3,734.23



TRUST FUND	76,252.31
GENERAL CAPITAL FUND	49,030.00
SEWER OPERATING FUND	1,009,126.91
SEWER CAPITAL FUND	9,624.28
MARINA OPERATING FUND	17,725.55
MARINA CAPITAL FUND	4,567.14
LIBRARY TRUST	2,301.86
BILL LIST TOTAL	\$2,580,047.34

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Assistant C.F.O.

The resolution was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE CITY OF ASBURY PARK FOR GEESE CONTROL SERVICE AT WESLEY LAKE

Ms. Rizzo offered the following resolution, moved and seconded by Mr. Cafferty, that it be adopted:

WHEREAS, the Township of Neptune and City of Asbury Park desire to share its best practices and resources by engaging the services of a third party contractor to provide geese control services at Wesley Lake; and,

WHEREAS, the Township of Neptune and the City of Asbury Park desire to enter into a Shared Services Agreement pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. to serve the best interests of residents in both municipalities by engaging in activities to maintain Wesley Lake; and,

WHEREAS, the Township and City agree to share equally in the costs of these activities and the Township; and,

WHEREAS, this Agreement shall be effective on the date of the signing of said Agreement and through December 31, 2021,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Shared Services Agreement with the City of Asbury Park, a copy of which is on file in the Office of the Municipal Clerk, for geese control services at Wesley Lake, at a cost not to exceed \$6,000.00 per year for each municipality; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Grants Coordinator, Assistant C.F.O., Public Works Director, Wesley Lake Commission and the City of Asbury Park.

The resolution was adopted on the following vote: Cafferty, aye; Lane, aye; Rizzo, aye; Williams, aye; and Brantley, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes. Comments were as follows:

The Mayor stated that he and Mr. Gadaleta recently met with the Borough of Bradley Beach to discuss shared service opportunities.

Bernard Haney, Lane Use Administrator, announced that the Ocean Grove North End Development (OGNED) has a hearing scheduled with the Historic Preservation Commission (HPC) on March 15<sup>th</sup> via Zoom. There will likely be two or three meetings on the application.

Richard Williams, 1 Abbott Avenue, stated the Police Committee is a sad case of hypocrisy because the Mayor now says that the Mayor is an essential element of the Police Committee. He asked who he can contact regarding electric car charging stations in Ocean Grove. Mr. Gadaleta offered to be the point of contact.

Eileen Michaels, 15 Seaview Avenue, asked why OGNED is appearing before the HPC. Mr. Haney replied the Redevelopment Agreement requires a Certificate of Appropriateness. This will be advertised as a special HPC meeting. The HPC is a required approval independent of the state approval which has not yet been granted. Ms. Michaels asked what is being done to clean the property. Mr. Gadaleta replied the matter is before Municipal Court on March 11<sup>th</sup>. If the site is not cleaned up by March 15<sup>th</sup>, Public Works will move in and clean the site.

Barbara Burns, Ocean Avenue, stated she appreciates that Public Works will be cleaning the site. She asked if the Township can get paid for the cost of the clean-up without having to wait for a lien to be paid. She asked if the HPC hearing could be conditional on a clean site. Mr. Anthony replied that action taken by the Township and the Court is separate from the HPC. The Court cannot require reimbursements, they can only impose a fine. The lien would be through the property maintenance ordinance and the ordinance allows for a lien but does not allow the Township to require reimbursement for costs. Ms. Burns stated that it should be the discretion of the HPC to not hold the hearing until after the site is clean.

Nancy Clarke, 47 Embury Avenue, asked why the HPC hearing is taking place prior to the approval by CAFRA. She is concerned about qualifications of individuals on Township boards. She cited Mr. Cafferty as an example of someone who gained experience on the Planning Board before becoming a member of the Township Committee. Mr. Cafferty stated he had no prior experience prior to his appointment to the Planning Board. Ms. Clarke asked for a transparent process in the appointment of board members. Mr. Haney stated that OGNED is appearing before the HPC at their own risk and the CAFRA approval in a compliant issue with the Planning Board.

Gail Alba, Spray Avenue, stated that the fence around the North End property is not keeping anyone off the property. She asked that the fence be taken down and questioned why OGNED was appearing before the HPC prior to obtaining CAFRA approval. Mr. Gadaleta stated no formal decision has been made on the fence. Mr. Anthony stated that the clean-up of the site is occurring and the Township is still deciding about the fence. There are attractive nuisance and insurance issues as well as concern about someone getting injured on the site if the fence is removed.

Joan Venezia, Mt. Hermon Way, stated that OGNED claims their consultant says they cannot clean the site, but there is other stuff there and items are being added. This has been going on for years and she hopes Mr. Anthony will get a fine in Court. She asked why the HPC application is being heard because the documents may need to be changed even with a CAFRA approval.

Dianna Harris, Willow Drive, asked for an update on the housing rehab program and how many homes have been completed. Mr. Gadaleta replied the lottery selected 100 homes. Covid delayed the program a bit and close to 17 homes are complete. Mr. Anthony is working on mortgages on properties that have been completely finalized. Ms. Harris asked if there is a plan to reach out to minority communities to assist in getting covid vaccinations available. Mr. Gadaleta replied information will be coming out shortly. Ms. Harris announced that the number of views of the virtual Black History Month celebration is now 779.

Frank Gaciovano, Spray Avenue, stated the North End site needs to be cleaned up and the fence removed. People get on the other side of the fence all of the time. He called the DEP and was advised that debris can be removed and should be removed. He asked for an ordinance to prevent people from sleeping in their vehicles. Mr. Anthony is preparing an ordinance for consideration at the next meeting. Mr. Gaciovano stated that the Police Department told him that they cannot do anything about a vehicle with an expired inspection sticker unless the vehicle is moving. Mr. Anthony replied that he is not aware of that. Mr. Gaciovano asked if the Township will continue to clean the property in the event of tall grass in the summer. Mr. Anthony replied the property maintenance allows for a process where the Township can cut the grass and put a second lien on the property.

Mr. Lane offered a motion, seconded by Mr. Cafferty, to adjourn. All were in favor.

Richard J. Cuttrell,  
Municipal Clerk