

TOWNSHIP COMMITTEE WORKSHOP MEETING – February 12, 2024 – 6:00 P.M.

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

Township Committee	Present/ Absent	Professionals	Present/ Absent
Keith Cafferty	_____	Gina LaPlaca, Business Administrator	_____
Kevin McMillan	_____	Gabriella Siboni, Township Clerk	_____
Robert Lane, Jr.	_____	Gene Anthony, Township Attorney	_____
Tassie D. York	_____		

Mayor York 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 5, 2024, 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).

ITEMS FOR DISCUSSION IN OPEN SESSION

1. Liquor License Fee Increase
2. Installation of Town Hall Streams at Senior Center
3. GPS
4. Committee Calendars

Res #24 - 091 Authorize An Executive Session As Authorized By The Open Public Meetings Act.

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

TOWNSHIP COMMITTEE– February 12, 2024 – 6:30 P.M.

Mayor York calls the meeting to order at 6:30 p.m. and asks the Clerk to call the roll:

Township Committee	Present/ Absent	Professionals	Present/ Absent
Keith Cafferty	_____	Gina LaPlaca, Business Administrator	_____
Kevin McMillan	_____	Gabriella Siboni, Township Clerk	_____
Robert Lane, Jr.	_____	Gene Anthony, Township Attorney	_____
Tassie D. York	_____	Michael Celli, Assistant Township Attorney	_____
	_____		_____

Mayor York 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 5, 2024, 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).

Items for Public Consideration

Appeal of Decision of Rent Leveling Board regarding Tenant Complaint, Maria Kapetanovich

Res#24- 092 A Resolution Of The Township Committee Of The Township Of Neptune Addressing The Appeal Of Decision Of Rent Leveling Board Regarding Tenant Complaint From Maria Kapetanovich

Offered by: _____ Seconced by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Removal of member of the Historic Preservation Committee

Res#24- 093 A Resolution Of The Township Committee Of The Township Of Neptune Removing Member Of The Historic Preservation Commission

Offered by: _____ Seconced by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

TOWNSHIP COMMITTEE MEETING – February 12, 2024 – 7:00 P.M.

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

Township Committee	Present/ Absent	Professionals	Present/ Absent
Keith Cafferty	_____	Gina LaPlaca, Business Administrator	_____
Kevin McMillan	_____	Gabriella Siboni, Township Clerk	_____
Robert Lane, Jr.	_____	Gene Anthony, Township Attorney	_____
Tassie D. York	_____		

MOMENT OF SILENCE 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 York 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 5, 2024, 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).

APPROVAL OF MINUTES

Motion offered by _____, seconded by _____, to approve the minutes of meetings of January 22, 2024.

VACANCY ON TOWNSHIP COMMITTEE

Res#24- 094 Appointing A Successor To Fill The Vacancy Of An Incumbent Committeeperson On The Neptune Township Committee Pursuant To N.J.S.A. 40A:16-11

Name of Nomination: _____

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Mayor York will swear in the appointed candidate.

PRESENTATION

Proclaiming February Black History 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

The Clerk will announce additional information regarding Separated Resolutions if necessary.

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 24-02 Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40a: 4-45.14)

Explanatory Statement: This ordinance permits the introduction of the annual municipal budget with a maximum increase in total appropriations of 3.5%. This ordinance does not change or negate the 2% tax levy cap.

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Ordinance 24-03 An Ordinance To Amend Volume I, Chapter VII Of The Code Of The Township Of Neptune By Adding A Resident Only Handicapped Parking Zone On Heck Ave. And Ocean Pathway

Explanatory Statement: This ordinance adds a resident handicapped parking space at 30 Ocean Pathway and 131 Heck Ave.

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

ORDINANCES FOR FIRST READING

Ordinance 24-04 An Ordinance To Amend Volume I, Chapter VII Of The Code Of The Township Of Neptune By Removing A Resident Only Handicapped Parking Zone On Pilgrim Pathway And Embury Ave.

Explanatory Statement: This ordinance removes resident handicapped parking spaces at 79 Embury Ave. and 15 Pilgrim Pathway.

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Ordinance 24-05 Capital Ordinance Amending And Restating In Its Entirety Capital Ordinance Number 21-52 Finally Adopted By The Township Committee Of The Township Of Neptune, In The County Of Monmouth, State Of New Jersey On December 6, 2021 To Increase The Total Appropriation Therein From \$360,000 To \$560,000 From The Township's Receipt Of Funds From The Coronavirus State And Local Fiscal Recovery Fund

Explanatory Statement: Amend and restate in its entirety Capital Ordinance Number 21-52 (the "Original Ordinance"), which provides for the construction and installation of improvements to the Township's Municipal Complex to enhance the safety of the general public and Township employees, including, but not limited to, the construction of a second drive-up window for customer transactions at the municipal building, and construction within the municipal offices intended to accommodate social distancing and reduce the potential of disease transmission among Township employees and the general public) to increase the total appropriation therein by \$200,000, from \$360,000 to \$560,000 due to a \$200,000 increase in the amount received or expected to be received from the Coronavirus State and Local Fiscal Recovery Fund

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Ordinance 24-06 Capital Ordinance Providing For Improvements To Atkins Avenue, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$570,000 To Pay For The Cost Thereof, Which Amount Will Be Funded By A \$541,000 Grant Received Or Expected To Be Received From The NJDOT Transportation Trust Fund And By \$29,000 From The Township's General Capital Surplus Fund

Explanatory Statement: The Capital Ordinance appropriates and authorizes the amount of \$570,000 to finance road improvements to Atkins Avenue within the Township under the 2024 New Jersey Department of Transportation ("NJDOT") Safe Routes to Transit Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer.

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Ordinance 24-07 Capital Ordinance Providing For Improvements To Myrtle Avenue, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$400,000 To Pay For The Cost Thereof, Which Amount Will Be Funded By A \$356,754 Grant Received Or Expected To Be Received From The NJDOT Transportation Trust Fund And By \$43,246 From The Township's General Capital Surplus Fund

Explanatory Statement: The Capital Ordinance appropriates and authorizes the amount of \$400,000 to finance road improvements to Myrtle Avenue within the Township under the 2024 New Jersey Department of Transportation ("NJDOT") Municipal Aid Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer.

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

Ordinance 24-08 An Ordinance Of The Township Of Neptune To Amend And Supplement Chapter 4 Business And Licensing Regulations By Adding Section 35 “Special Events”

Explanatory Statement: This ordinance amends Chapter 4 and defines “Special Events”, establishes regulations, application, fees and reimbursement, use of public building or public land, permit revocation and penalties.

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

CONSENT AGENDA

- Res#24- 095** Authorize The Granting Of Veteran Deduction For Prior Tax Year
- Res#24- 096** Resolution Authorizing Municipal Service Agreement Between The Township Of Neptune And High Pointe Crossing At Neptune Condominium Association
- Res#24- 097** Resolution Supporting Monmouth County’s Federal Funding Application Under The U.S. Department Of Transportation’s Fy 2024 Raise Grant For Improvements Along Asbury Avenue Between State Highway 35 And Ocean Avenue North In The Townships Of Neptune And Ocean, And The City Of Asbury Park
- Res#24- 098** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The County Of Monmouth Mosquito Control Operations Within Neptune Township
- Res#24- 099** A Resolution Of The Township Committee Of The Township Of Neptune Accepting Resignations
- Res#24- 100** Authorize The Granting Of Veteran Deduction For Prior Tax Year
- Res#24- 101** A Resolution Of The Township Committee Of The Township Of Neptune Granting Leave Of Absence
- Res#24- 102** A Resolution Of The Township Committee Of The Township Of Neptune Granting Leave Of Absence
- Res#24- 103** A Resolution Requesting The Division Of Local Government Services Grant Approval Of A Dedication By Rider Of Revenues Received For Emergency Medical Services Donations
- Res#24- 104** Authorizing The Application For Spotted Lanternfly Program 2023 Chemical Control Treatment Grant From The New Jersey Department Of Agriculture
- Res#24- 105** Authorizing The Application For Recreation Improvement Grant From The New Jersey Department Of Community Affairs
- Res#24- 106** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Office Of Emergency Management
- Res#24- 107** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Police Department
- Res#24- 108** Resolution Authorizing Agreement For Rhinotab Tablets, Software, Accessories And Warranty From Elite Vehicles Solutions Under New Jersey State Contract #17-Fleet-00749 In An Amount Not To Exceed \$99,571.88
- Res#24- 109** Resolution Authorizing Agreement For Law Enforcement Firearms Equipment And Supplies From Eagle Point Gun/ Tj Morris And Son Under New Jersey State Contract #17-Fleet-00721 In An Amount Not To Exceed \$46,000.00
- Res#24- 110** Authorizing The Purchase Of Lights, Sights And Holsters From Eagle Point Gun/ TJ Morris & Son In An Amount Not To Exceed \$20,000.00
- Res#24- 111** Resolution Authorizing Agreement For Two (2) 2024 Chevrolet Suburban 4wd From Hertrich Fleet Services Under New Jersey State Contract #20-Fleet-01387 In An Amount Not To Exceed \$114,920.00

- Res#24- 112** Resolution Authorizing Agreement For Five (5) 2025 Ford Interceptor SUV From Winner Ford Under New Jersey State Contract #20-Fleet-01189 In An Amount Not To Exceed \$225,045.00
- Res#24- 113** Resolution Authorizing Agreement For Purchase Of Two (2) 2024 Ford Bronco 4x4 From Nielsen Ford Under New Jersey State Co-Op #65mcesccps, Contract # ESCNJ 23/24-11 In An Amount Not To Exceed \$64,286.82
- Res#24- 114** Resolution Authorizing Purchase Of Software Upgrades For Finance, Tax, Sewer And Revenue From Shi International, Corp Under Sourcewell National Cooperative Contract #081419-Shi, In The Amount Not To Exceed \$36,000.00
- Res#24- 115** Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Renewal Of Contract For Animal Control Services
- Res#24- 116** Resolution Authorizing Purchase 2024 Ford F-150 Xl 4wd Supercrew From Nielsen Ford, Corp Under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01, In The Amount Not To Exceed \$48,568.00
- Res#24- 117** Resolution Authorizing Purchase 2024 Ford Interceptor Awd From Nielsen Ford, Corp Under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01, In The Amount Not To Exceed \$48,235.00
- Res#24- 118** Authorizing The Agreement For Repair Of Sanitary Sewer Manhole To Pim Corporation In An Amount Not To Exceed \$12,235.00
- Res#24- 119** Resolution Of The Township Committee Of The Township Of Neptune Awarding Dutchman Contracting, Llc Contract “Improvements To Public Works Facility Phase Ii- Pole Barn Construction” In An Amount Not To Exceed \$2,365,245.00
- Res#24- 120** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Appointment Of Architect For Economic Development Committee
- Res#24- 121** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing The Appointment Of Architect For Public Relations And Marketing Consultant
- Res#24- 122** Authorizing Payment of Bills

CONSENT AGENDA

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

SEPARATED RESOLUTIONS

- Res#24- 123** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Code And Construction

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

- Res#24- 124** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Environmental Shade Tree Commission

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

- Res#24- 125** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- EMS

Offered by: _____ Seconded by: _____
Vote: Cafferty _____ Lane _____ McMillan _____ York _____

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 24-02

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Neptune in the County of Monmouth finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$401,449.59 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Neptune, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Township of Neptune shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$ 1,405,073.57. and that the CY 2024 municipal budget for the Township of Neptune be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Motion/ Roll Call To Adopt On First Reading

Second YAY NAY ABSTAIN ABSENT

Adopted on First Reading

Dated: January 22, 2024

Second Keith Cafferty X

Motion Robert Lane, Jr X

Kevin McMillan X

Nicholas Williams X

Tassie D. York X

Dainene Roberts

Deputy Clerk

Motion/ Roll Call To Adopt On Second and Final Reading

Second YAY NAY ABSTAIN ABSENT

Adopted on Second Reading

Dated:

Keith Cafferty

Robert Lane, Jr

Kevin McMillan

Nicholas Williams

Tassie D. York

Gabriella Siboni, RMC

Township Clerk

Gabriella Siboni
Township Clerk

Tassie D. York
Mayor

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 24-03**

**AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE
TOWNSHIP OF NEPTUNE BY ADDING A RESIDENT ONLY HANDICAPPED PARKING
ZONE ON HECK AVE. AND OCEAN PATHWAY**

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 adding the following:

<u>Name of Street</u>	<u>No. Of Spaces</u>	<u>Location</u>
Heck Ave	1	80 feet west of the northwest corner of Heck Ave. and Whitefield Ave.
Ocean Pathway	1	117 Feet west of the Northwest Corner of McClintock Ae. And Beach Ave.

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: January 22, 2024
	YAY	NAY	ABSTAIN	ABSENT	
	X				
	X				
Second	X				
Motion	X				Dainene Roberts
	X				Deputy Clerk

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

Gabriella Siboni
Township Clerk

Tassie D. York
Mayor

TOWNSHIP OF NEPTUNE

ORDINANCE NO. 24-04

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON PILGRIM PATHWAY AND EMBURY 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 7-21.7 – 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>
Pilgrim Pathway	1	West side of Pilgrim Pathway beginning 25 feet north of the northwest intersection of Pilgrim Pathway and Surf Avenue
Embury Ave.	1	North side of Embury Avenue beginning 25 feet west of the northwest intersection of New York Avenue and Embury 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		
	Keith Cafferty		
	Robert Lane, Jr		
	Kevin McMillan		_____
	Tassie D. York		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		
	Keith Cafferty		
	Robert Lane, Jr		
	Kevin McMillan		_____
	Tassie D. York		Gabriella Siboni, RMC Township Clerk

Gabriella Siboni
Township Clerk

Tassie D. York
Mayor

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

CAPITAL ORDINANCE NUMBER 24-05

**CAPITAL ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY CAPITAL
ORDINANCE NUMBER 21-52 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW
JERSEY ON DECEMBER 6, 2021 TO INCREASE THE TOTAL APPROPRIATION THEREIN
FROM \$360,000 TO \$560,000 FROM THE TOWNSHIP'S RECEIPT OF FUNDS FROM THE
CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND**

WHEREAS, the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), heretofore finally adopted Capital Ordinance Number 21-52 on December 6, 2021, entitled "CAPITAL ORDINANCE PROVIDING FOR THE CONSTRUCTION AND INSTALLATION OF IMPROVEMENTS TO THE TOWNSHIP'S MUNICIPAL COMPLEX, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$360,000 FROM THE TOWNSHIP'S RECEIPT OF FUNDS FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND TO PAY FOR THE COST THEREOF" (the "Original Ordinance"); and

WHEREAS, the amount of funds the Township has received or expects to receive from the Coronavirus State and Local Fiscal Recovery Fund to fund the Capital Improvements (as defined in the Original Ordinance) is more than the amount of such funds contemplated in the Original Ordinance; and

WHEREAS, the Township Committee of the Township desires to amend and restate the Original Ordinance in its entirety in order to increase the total appropriation therein by \$200,000, from \$360,000 to \$560,000, due to a \$200,000 increase in the amount received or expected to be received from the Coronavirus State and Local Fiscal Recovery Fund.

NOW, THEREFORE, 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 ordinance of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), heretofore finally adopted by the Township Committee on December 6, 2021, numbered 21-52 and entitled, "CAPITAL ORDINANCE PROVIDING FOR THE CONSTRUCTION AND INSTALLATION OF IMPROVEMENTS TO THE TOWNSHIP'S MUNICIPAL COMPLEX, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$360,000 FROM THE TOWNSHIP'S RECEIPT OF FUNDS FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND TO PAY FOR THE COST THEREOF" (the "Original Ordinance"), is hereby amended and restated in its entirety as set forth below:

"CAPITAL ORDINANCE PROVIDING FOR THE CONSTRUCTION AND INSTALLATION OF IMPROVEMENTS TO THE TOWNSHIP'S MUNICIPAL COMPLEX, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$560,000 FROM THE TOWNSHIP'S RECEIPT OF FUNDS FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND TO PAY FOR THE COST THEREOF

WHEREAS, the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), wishes to undertake capital improvements consisting of the construction and installation of improvements to the Township's Municipal Complex to enhance the safety of the general public and Township employees, including, but not limited to, the construction of a second drive-up window for customer transactions at the municipal building, and construction within the municipal offices intended to accommodate social distancing and reduce the potential of disease transmission among Township employees and the general public, and all as shall be more particularly described in documents on file in the Office of the Engineer of the Township and by this reference incorporated herein (collectively, the "Capital Improvements");

WHEREAS, the cost of said Capital Improvements is estimated to be \$560,000; and

WHEREAS, the Township Committee desires to authorize an appropriation from the Township's receipt of funds from the Coronavirus State and Local Fiscal Recovery Fund in the amount of \$560,000 to undertake 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 amount of \$560,000 from the Township's receipt of funds from the Coronavirus State and Local Fiscal Recovery Fund for said improvements or purposes stated in Section 3 hereof.

SECTION 3. The Capital Improvements or purposes hereby authorized are for the construction and installation of improvements to the Township's Municipal Complex to enhance the safety of the general public and Township employees, including, but not limited to, the Capital Improvements, and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. The expenditure of moneys from the Township's receipt of funds from the Coronavirus State and Local Fiscal Recovery Fund 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.”

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE,
IN THE COUNTY OF MONMOUTH, NEW JERSEY
PUBLIC NOTICE
NOTICE OF PENDING CAPITAL ORDINANCE 24-05 AND SUMMARY**

The capital ordinance 24-05, 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 February 12, 2024. 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 February 26, 2024 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 AMENDING AND RESTATING IN ITS ENTIRETY CAPITAL ORDINANCE NUMBER 21-52 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON DECEMBER 6, 2021 TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$360,000 TO \$560,000 FROM THE TOWNSHIP'S RECEIPT OF FUNDS FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND
- Purpose(s):** Amend and restate in its entirety Capital Ordinance Number 21-52 ((the "Original Ordinance"), which provides for the construction and installation of improvements to the Township's Municipal Complex to enhance the safety of the general public and Township employees, including, but not limited to, the construction of a second drive-up window for customer transactions at the municipal building, and construction within the municipal offices intended to accommodate social distancing and reduce the potential of disease transmission among Township employees and the general public) to increase the total appropriation therein by \$200,000, from \$360,000 to \$560,000 due to a \$200,000 increase in the amount received or expected to be received from the Coronavirus State and Local Fiscal Recovery Fund
- Appropriation:** \$560,000 (increased from \$360,000 in the Original Ordinance), consisting of funds received or expected to be received from the Coronavirus State and Local Fiscal Recovery Fund in the amount of \$560,000

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE,
IN THE COUNTY OF MONMOUTH, NEW JERSEY
PUBLIC NOTICE
CAPITAL ORDINANCE 24-05 NOTICE OF FINAL PASSAGE AND SUMMARY**

The capital ordinance 24-05, 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 February 26, 2024. 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 AMENDING AND RESTATING IN ITS ENTIRETY CAPITAL ORDINANCE NUMBER 21-52 FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY ON DECEMBER 6, 2021 TO INCREASE THE TOTAL APPROPRIATION THEREIN FROM \$360,000 TO \$560,000 FROM THE TOWNSHIP'S RECEIPT OF FUNDS FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND
- Purpose(s):** Amend and restate in its entirety Capital Ordinance Number 21-52 ((the "Original Ordinance"), which provides for the construction and installation of improvements to the Township's Municipal Complex to enhance the safety of the general public and Township employees, including, but not limited to, the construction of a second drive-up window for customer transactions at the municipal building, and construction within the municipal offices intended to accommodate social distancing and reduce the potential of disease transmission among Township employees and the general public) to increase the total appropriation therein by \$200,000, from \$360,000 to \$560,000 due to a \$200,000 increase in the amount received or expected to be received from the Coronavirus State and Local Fiscal Recovery Fund
- Appropriation:** \$560,000 (increased from \$360,000 in the Original Ordinance), consisting of funds received or expected to be received from the Coronavirus State and Local Fiscal Recovery Fund in the amount of \$560,000

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 12, 2024 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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 26, 2024 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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 12, 2024 and finally adopted on February 26, 2024.

2. After introduction, the capital ordinance was published as required by law in the _____ (name of the newspaper) on February __, 2024.

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 _____, 2024 and was duly published as required by law in the _____ (name of the newspaper) on _____, 2024.

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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

**TOWNSHIP OF NEPTUNE.
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

CAPITAL ORDINANCE NUMBER 24-06

CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO ATKINS AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$570,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$541,000 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$29,000 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 road improvements to Atkins Avenue within the Township under the 2024 New Jersey Department of Transportation (“NJDOT”) Safe Routes to Transit Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer, and all other related improvements including, but not limited to, as applicable, engineering and design work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, 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 (collectively, the “Capital Improvements”); and

WHEREAS, the cost of said Capital Improvements is estimated to be \$570,000; and

WHEREAS, the Township has received or expects to receive a Transportation Trust Fund Grant from the NJDOT under the Fiscal Year 2024 NJDOT Safe Routes to Transit Program in the amount of \$541,000 (the “NJDOT Grant”) to finance a portion of the Capital Improvements; and

WHEREAS, the Township Committee desires to authorize the appropriation and expenditure of (i) the NJDOT Grant and (ii) the amount of \$29,000 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 NJDOT Grant in the amount of \$541,000 and the Township Funds in the amount of \$29,000 for said Capital Improvements or purposes stated in Section 3 hereof.

SECTION 3. The Capital Improvements or purposes hereby authorized are for road improvements to Atkins Avenue within the Township under the 2024 NJDOT Safe Routes to Transit Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer, and all other related improvements including, but not limited to, as applicable, engineering and design work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, 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.

SECTION 4. The expenditure of the NJDOT 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 Transportation 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.

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE,
IN THE COUNTY OF MONMOUTH, NEW JERSEY
PUBLIC NOTICE
NOTICE OF PENDING CAPITAL ORDINANCE 24-06 AND SUMMARY**

The capital ordinance 24-06, 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 February 12, 2024. 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 February 26, 2024 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 IMPROVEMENTS TO ATKINS AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$570,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$541,000 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$29,000 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND

Purpose(s): The Capital Ordinance appropriates and authorizes the amount of \$570,000 to finance road improvements to Atkins Avenue within the Township under the 2024 New Jersey Department of Transportation ("NJDOT") Safe Routes to Transit Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer.

Appropriation and Grant: \$570,000, consisting of (i) a Transportation Trust Fund Grant received or expected to be received from the NJDOT under the Fiscal Year 2024 NJDOT Safe Routes to Transit Program in the amount of \$541,000, and (ii) the amount of \$29,000, 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,
IN THE COUNTY OF MONMOUTH, NEW JERSEY
PUBLIC NOTICE
CAPITAL ORDINANCE 24-06 NOTICE OF FINAL PASSAGE AND SUMMARY**

The capital ordinance 24-06, 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 February 26, 2024. 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 IMPROVEMENTS TO ATKINS AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$570,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$541,000 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$29,000 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND

Purpose(s): The Capital Ordinance appropriates and authorizes the amount of \$570,000 to finance road improvements to Atkins Avenue within the Township under the 2024 New Jersey Department of Transportation ("NJDOT") Safe Routes to Transit Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer.

Appropriation and Grant: \$570,000, consisting of (i) a Transportation Trust Fund Grant received or expected to be received from the NJDOT under the Fiscal Year 2024 NJDOT Safe Routes to Transit Program in the amount of \$541,000, and (ii) the amount of \$29,000, which amount is from the Township's General Capital Surplus Fund

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

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

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 February 12, 2024 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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 26, 2024 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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 12, 2024 and finally adopted on February 26, 2024.

2. After introduction, the capital ordinance was published as required by law in the _____ (name of the newspaper) on February __, 2024.

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 _____, 2024 and was duly published as required by law in the _____ (name of the newspaper) on _____, 2024.

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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

**CERTIFICATE OF PAYMENT FROM CAPITAL SURPLUS ACCOUNT CONCERNING
CAPITAL 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 capital ordinance entitled,

“CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO ATKINS AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$570,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$541,000 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$29,000 FROM THE TOWNSHIP’S GENERAL CAPITAL SURPLUS FUND”,

there was available as an appropriation for the improvements or purposes authorized by said capital ordinance the amount of \$29,000 (the “Township Funds”), which Township Funds were available from the Township’s Capital Surplus Account in the General Capital Fund and which Township Funds have been appropriated for the improvements or purposes authorized by said capital ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand as of this ___ day of _____, 2024.

MICHAEL J. BASCOM,
Chief Financial Officer

**TOWNSHIP OF NEPTUNE.
IN THE COUNTY OF MONMOUTH, NEW JERSEY**

CAPITAL ORDINANCE NUMBER 24-07

CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO MYRTLE AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$356,754 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$43,246 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 road improvements to Myrtle Avenue within the Township under the 2024 New Jersey Department of Transportation (“NJDOT”) Municipal Aid Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer, and all other related improvements including, but not limited to, as applicable, engineering and design work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, 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 (collectively, the “Capital Improvements”); and

WHEREAS, the cost of said Capital Improvements is estimated to be \$400,000; and

WHEREAS, the Township has received or expects to receive a Transportation Trust Fund Grant from the NJDOT under the Fiscal Year 2024 NJDOT Transportation Trust Fund Municipal Aid Program in the amount of \$356,754 (the “NJDOT Grant”) to finance a portion of the Capital Improvements; and

WHEREAS, the Township Committee desires to authorize the appropriation and expenditure of (i) the NJDOT Grant and (ii) the amount of \$43,246 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 NJDOT Grant in the amount of \$356,754 and the Township Funds in the amount of \$43,246 for said Capital Improvements or purposes stated in Section 3 hereof.

SECTION 3. The Capital Improvements or purposes hereby authorized are for road improvements to Myrtle Avenue within the Township under the 2024 NJDOT Municipal Aid Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer, and all other related improvements including, but not limited to, as applicable, engineering and design work, consulting, preparation of plans and specifications, construction planning, surveying, permits, bid documents, construction inspection and contract administration, 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.

SECTION 4. The expenditure of the NJDOT 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 Transportation 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.

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE,
IN THE COUNTY OF MONMOUTH, NEW JERSEY
PUBLIC NOTICE
NOTICE OF PENDING CAPITAL ORDINANCE 24-07 AND SUMMARY**

The capital ordinance 24-07, 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 February 12, 2024. 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 February 26, 2024 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 IMPROVEMENTS TO MYRTLE AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$356,754 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$43,246 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND

Purpose(s): The Capital Ordinance appropriates and authorizes the amount of \$400,000 to finance road improvements to Myrtle Avenue within the Township under the 2024 New Jersey Department of Transportation ("NJDOT") Municipal Aid Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer.

Appropriation and Grant: \$400,000, consisting of (i) a Transportation Trust Fund Grant received or expected to be received from the NJDOT under the Fiscal Year 2024 NJDOT Transportation Trust Fund Municipal Aid Program in the amount of \$356,754, and (ii) the amount of \$43,246, 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,
IN THE COUNTY OF MONMOUTH, NEW JERSEY
PUBLIC NOTICE
CAPITAL ORDINANCE 24-07 NOTICE OF FINAL PASSAGE AND SUMMARY**

The capital ordinance 24-07, 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 February 26, 2024. 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 IMPROVEMENTS TO MYRTLE AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$356,754 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$43,246 FROM THE TOWNSHIP'S GENERAL CAPITAL SURPLUS FUND

Purpose(s): The Capital Ordinance appropriates and authorizes the amount of \$400,000 to finance road improvements to Myrtle Avenue within the Township under the 2024 New Jersey Department of Transportation ("NJDOT") Municipal Aid Program, which includes, but is not limited to, roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements, as further described in the NJDOT Transportation Trust Fund application related to this project on file with the Township Engineer.

Appropriation and Grant: \$400,000, consisting of (i) a Transportation Trust Fund Grant received or expected to be received from the NJDOT under the Fiscal Year 2024 NJDOT Transportation Trust Fund Municipal Aid Program in the amount of \$356,754, and (ii) the amount of \$43,246, which amount is from the Township's General Capital Surplus Fund

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

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

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 February 12, 2024 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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 26, 2024 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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

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 February 12, 2024 and finally adopted on February 26, 2024.

2. After introduction, the capital ordinance was published as required by law in the _____ (name of the newspaper) on February __, 2024.

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 _____, 2024 and was duly published as required by law in the _____ (name of the newspaper) on _____, 2024.

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 _____, 2024.

(SEAL)

GABRIELLA SIBONI,
Clerk of the Township of Neptune

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

**CERTIFICATE OF PAYMENT FROM CAPITAL SURPLUS ACCOUNT CONCERNING
CAPITAL 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 capital ordinance entitled,

“CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO MYRTLE AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 TO PAY FOR THE COST THEREOF, WHICH AMOUNT WILL BE FUNDED BY A \$356,754 GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NJDOT TRANSPORTATION TRUST FUND AND BY \$43,246 FROM THE TOWNSHIP’S GENERAL CAPITAL SURPLUS FUND”,

there was available as an appropriation for the improvements or purposes authorized by said capital ordinance the amount of \$43,246 (the “Township Funds”), which Township Funds were available from the Township’s Capital Surplus Account in the General Capital Fund and which Township Funds have been appropriated for the improvements or purposes authorized by said capital ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand as of this ___ day of _____, 2024.

MICHAEL J. BASCOM,
Chief Financial Officer

TOWNSHIP OF NEPTUNE

ORDINANCE NO. 24 -08

AN ORDINANCE OF THE TOWNSHIP OF NEPTUNE TO AMEND AND SUPPLEMENT CHAPTER 4 BUSINESS AND LICENSING REGULATIONS BY ADDING SECTION 35 “SPECIAL EVENTS”

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

SECTION 1.

§4-35 Special Events

§4-35.1 Definitions

Carnival or Festival shall mean a planned public or social occasion held on a premises not typically used for stated purposes or a one-time or infrequently occurring event outside normal programs or activities of the sponsoring or organizing body.

Parade or Run shall mean a public procession, especially one celebrating a special day or event that may include marching bands and floats. Any event that traverses the municipality.

Public Building shall mean any building or structure owned and maintained by the Township of Neptune.

Public Property shall mean any land, park or parcel that is owned and maintained by the Township of Neptune.

Public Sidewalk shall mean that portion of the public street between the curb lines or lateral lines of the roadway and the adjacent property lines intended for use by pedestrians. Sidewalks shall include boardwalks, and bridges where intended for pedestrian traffic.

Public Street shall mean any public right-of-way, including public street, public highway, public road, public alley, public bridge, public easement or other public way owned or controlled by Neptune Township. The aforesaid includes boardwalks subject to a right-of-way or easement.

Reimbursements shall mean all costs associated with municipal services or use of municipal property.

Special Event shall mean any preplanned occasion to occur in a location, manner or size that is not typically used for the stated purpose, which is:

- a. Located wholly or partially on property owned or maintained by the Township, and is a joint event with the Township; or
- b. Permissibly located on any other property and requires for its successful execution the provision and coordination of municipal services to a degree significantly over and above that which the Township routinely provides; or
- c. Any parade or other event, such as a concert, race, walkathon, bicycle race, fair, carnival, celebration, sporting event, flea market, plunge, bonfire, show, service or wedding, or any other type of large event generating a parking or traffic situation that may interfere with the movement of normal traffic and/or emergency vehicle, taking place in or upon any public street, park, beach or other public place, or private property in the Township of Neptune.

The following shall be illustrative of, but not limited to, the type of event requiring a permit: the closing of a public street, the sale of merchandise, food or beverage on public property utilized in a joint sponsorship with the Township, or on private property where otherwise prohibited by law, the installation of a stage, bandshell, trailer, van, portable building, tent, grandstand or bleachers on public property if a joint event with the Township exists, or private property or on a public street or sidewalk.

Special Events Committee shall mean a committee assembled pursuant to and in accordance with §4-35.9 of this Chapter for the review, processing and preliminary approval of Special Event Applications.

§4-35.2 Intent

The intent of this Section is to enable the Township of Neptune and its governing body to have control over the type and scope of special events as defined herein, to be held within the confines of the Township, while ensuring the protection of the interest of those in the community upon which such special events shall impact.

§4-35.3 Permit Required

It shall be unlawful for any person, business or entity to engage in any operation in the Township as defined in this Section without first obtaining a permit thereof in compliance with the provision of this Section and adhering to the regulations set forth in this Section. A Permit is not necessary for Special Events sponsored by the Township, but a Permit is still required for co-sponsored events with the Township, with the Application completed by the private sponsor.

§4-35.4 Application for Permit

All applicants must complete an Application form as prescribed by the Township Clerk, which may request the following information:

- a. Applicant's and/or Co-applicant's information to include, but not be limited to: Name, address, email and phone number.
- b. Event information to include, but not be limited to: Location, date, time, nature of event and anticipated number of attendees.
- c. Safety information to include, but not be limited to: Incident action plan, weather condition plan, fire safety precautions, law enforcement or security measures, emergency medical services and emergency vehicle access plans.
- d. Health information to include, but not be limited to: Potable water access, bathroom access and review of Application.
- e. Satisfy all conditions under §4-35.10 prior to final approval.

§4-35.5 Fees and Reimbursements

All applicants for Special Event Permits shall be required to pay a non-refundable Application Fee as well as all other fees that are determined to be necessary by this Ordinance; depending upon the nature and extent of the proposed activity, along with the Application to the Township Clerk. The Application Fee shall be due at the time that an Application is submitted. Other fees or reimbursements that may be required include, but are not necessarily limited to: costs associated with provisions of police and/or fire supervision; emergency services; staffing; use of municipal owned property and/or use of municipal owned vehicles or equipment and the creation and/or use of temporary parking areas. Applicants shall be provided with an estimate of the required fees by the Township Administrator or their designee after the Special Events Committee has reviewed the contents of the Application, pursuant to this Section. Final confirmation of the total fee shall be made by the Special Events Committee with recommendations to the Township Committee as part of a final approval by Resolution. The Special Events Committee may require in its discretion that the estimated cost be paid by the Applicant in advance as a deposit pending final cost determination. All required costs and reimbursements determined by the Special Events Committee prior to the event shall be due and payable at least ten (10) days prior to the event. In addition to the fees and reimbursements payable prior to each event, the Applicant shall be required to pay for any and all additional or anticipated expenses which are occasion, oriented or became necessary during or after the event, as a direct result of the event.

As for Application Fees; Maintenance Personnel and Equipment Fees and Reimbursements Street Blocking Fees; Off-duty Police Officer Fees; EMT/Fire Fees; Utility Fees and Returned Check Fees, there is hereby established and incorporated in this Section by way of reference a table of Fees and

Reimbursements established by Resolution at the time of adoption of this Ordinance and amended by Resolutions each year during the Reorganization Meeting or thereafter.

It shall also be understood that all fees involving Fire Districts shall also be subject to approval by said Fire District.

Co-sponsored events shall not be subject to non-refundable application fee or reimbursement costs.

§4-35.6 Use of Public Building or Public Land

Use or rental of Public Buildings or Public Land to individuals, organizations or companies not associated with the Neptune Township Municipal Government or Co-sponsored with the Township is prohibited for events, activities or meetings that are outside of the intended purpose.

§4-35.7 Revocation of Permit

The Permit may be revoked by the governing body of this municipality at any time if any of the conditions necessary for the issuance of or contained in the Permit are not complied with or if any condition previously met ceases to be complied with.

§4-35.8 Penalty

Any person, firm, corporation, or entity violating or failing to comply with any of the provision of this Section shall, upon conviction, be liable to a penalty of \$500.00 for the first offense, \$1,000.00 for a second offense, with suspension for obtaining any Special Event License for five years and for a third or subsequent offense, a fine of \$2,000.00 and/or ninety days in jail and/or ninety days of community service or any combination thereof and loss of ability to obtain any Special Event Permit in the future.

§4-35.9 Special Events Committee and Township Committee

A Special Events Committee is hereby created to review and assist in processing and preliminary approval of Applications in accordance with this Section; subject to final approval by the Township Committee. The Special Event Committee may require the Applicant to supplement its Application with any pertinent documentation that may be of assistance to the Special Events Committee and to the Township Committee in their review of the Application. The Special Events Committee shall consist of the Administrator, Municipal Clerk, the Mayor or Mayor's Designee, the Police Chief, Fire Official, Emergency Management Coordinator, EMS Manager, CFO, Public Works Director and Mercantile Officer and any other relevant Municipal Officials deemed necessary. The Township Committee may in lieu of any of the aforesaid officials designate an alternative in its discretion.

.All completed Applications must be submitted to the Municipal Clerk or their designee at least sixty (60) days prior to the event, or within a reasonable amount of time for review by the Special Events Committee and Township Committee. There will be a late fee of \$20.00 per day for Applications submitted less than sixty (60) days prior to event. Events permitted in parks are subject to review and approval and regulations for Park Use under Chapter 23 of the Municipal Code of the Township Ordinances and also reviewed by the Director of Recreation. The Township reserves the right to reject any Application if a prior year's fees have not been paid in full, or if the Applicant is delinquent in payment of any municipal taxes, fines, or other fees, or fails to satisfy any condition or standard in this Chapter.

Following receipt of a written report from the Special Events Committee indicating the appropriate fee and reimbursements to be charged, the Township Committee shall make the final determination as to whether to issue a Special Events Permit by Resolution, by affirmative vote by a majority of the Township Committee. Issuance of a permit may be subject to such conditions and restrictions as may be determined necessary by the Township Committee and the Special Events Committee. The Applicant shall be required to abide by all conditions and restrictions imposed by the Township Committee.

The Special Events Committee will determine whether any application represents a genuine Co-sponsored or joint event with the Township, with final approval made by Resolution of the Township Committee. All Co-sponsored or joint events must identify a Township Representative or Committee and said Representative or Committee must participate in the coordination and organization of the event, as if it were solely a Township event.

§4-35.10 Conditions for Approval of Permit

- a. Execution of a Hold Harmless Agreement and indemnification prepared by the Township with regard to the Township and in favor of the Township.
- b. Proof of Liability Insurance naming the Township as an “Additional Insured” in an amount to be determined by the Special Events Committee after review of the Application.
- c. A plan for potable water meeting all Federal and State requirements for purity sufficient to provide drinking water for the maximum number of people assembled at a rate of one gallon per person, per day.
- d. A plan to include toilets for meeting all State and Local Specifications, conveniently located for the Special Event in anticipation of a duration of 8 or less hours, with the anticipated attendance of each person participating in the Event during 8 or less hours with two toilets for every 125 persons in attendance. In the event the duration of the Special Event is anticipated to be more than 8 hours, then four toilets for every 125 people in attendance.
- e. A plan for sanitary method of disposing of solid waste in compliance with local laws.
- f. A plan for basic life support “BLS” (Ambulance and two EMT’s) and advance Life Support “ALS” availability.
- g. A plan for illumination of sufficient light for the entire Special Event area, if Special Event continues after hours of darkness.
- h. A plan for parking in the area of the Special Event site sufficient to provide parking for the maximum number of people to be assembled.
- i. A plan for security sufficient for the number of anticipated participants in the Special Event.
- j. A Fire Protection Plan approved by a local Fire District.
- k. Inclement Weather Plan.
- l. Reasonable precautions to ensure that the sound volume of the Special Event does not violate Local, State or Federal Law.
- m. No use of existing Township Concession Stands or permanent bathrooms or facilities, if any, without the consent of the Special Events Committee and a submitted, accepted plan for cleaning and maintenance of said facilities.
- n. All of the aforesaid conditions may be modified or eliminated by the Special Events Committee.

§4-35.11 Permit is Not Transferrable

A permit is not transferrable in any manner whatsoever.

§4-35.12 Enforcement

This Section shall be enforced in the Municipal Court upon a Complaint signed by the Police, Code Enforcement, the Zoning Officer and/or Officer of the Township, or by a citizen.

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.

TOWNSHIP OF NEPTUNE

RESOLUTION 24-092

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
ADDRESSING THE APPEAL OF DECISION OF RENT LEVELING BOARD REGARDING
TENANT COMPLAINT FROM MARIA KAPETANOVICH**

WHEREAS, On September 26, 2022, a Tenant Complaint Form was submitted by Maria Kapetanovich regarding 43 Webb Ave, and;

WHEREAS, the complaint claimed infestation of bed bugs in more than one (1) unit in a multi-dwelling building that caused displacement of the tenant and which the landlord did not correct, and;

WHEREAS, the Rent Leveling Board held meetings on this matter December 1, 2022, January 5, 2023 and March 2, 2023, and;

WHEREAS, on March 2, 2023, the Rent Leveling Board adopted resolution 23-04 which indicates the Rent Leveling Board determined a reduced service was provided to the Tenant and authorized a reduced rental value of the unit from April 19, 2022 to November 26, 2022 which included a reduced rent of 75% during April 19- June 14, 2022 authorizing a credit of \$2,100, a reduced rent of 100% during June 15 to September 26, 2022 authorizing a credit of \$5,150, and a reduced rent of 75% during September 27, 2022 to November 26, 2022 authorizing a credit of \$2,250.00 for a total credit due to the tenant of \$9,500.00, and;

WHEREAS, on March 21, 2023, an appeal of the decision of the Rent Leveling Board was submitted to the Township of Neptune on behalf of the Landlord, McNeely Agency, and;

WHEREAS, the Township Committee has reviewed the transcripts and exhibits of the complaint submitted to the Rent Leveling Board and have offered an opportunity for a public discussion on the appeal of the decision of the Rent Leveling Board.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby _____ (*Confirm or Repeal*) the decision made by the Rent Leveling Board through Resolution 23-04.

TOWNSHIP OF NEPTUNE

RESOLUTION 24-093

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
REMOVING MEMBER OF THE HISTORIC PRESERVATION COMMISSION**

WHEREAS, The Township Committee has been made aware of an incident involving a member of the Historic Preservation Commission on January 10, 2024, and;

WHEREAS, after review of the reports and information provided regarding this matter, the Township Committee must determine if there is reason to remove the member from the Historic Preservation Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby remove Mr. Kurt Cavano from his position as member of the Historic Preservation Commission and the position will be deemed vacant with an unexpired term that may be served by an appointment made by the Township Committee.

TOWNSHIP OF NEPTUNE

RESOLUTION 24-094

**APPOINTING A SUCCESSOR TO FILL THE VACANCY OF AN INCUMBANT COMMITTEEPERSON
ON THE NEPTUNE TOWNSHIP COMMITTEE PURSUANT TO N.J.S.A. 40A:16-11**

WHEREAS, by Resolution on February 12, 2024, the Township Committee of the Township of Neptune established, pursuant to N.J.S.A. 40A:16-3(g), that a Township Committee position previously held by Committeeman, Nicholas Williams was vacant as of January 31, 2024, based on Mr. William's resignation before the Township Committee at the Township Committee Meeting of January 22, 2024; establishing January 31, 2024 as his date of resignation; and

WHEREAS, the Township Committee, through the Clerk's Office of the Township of Neptune, and pursuant to N.J.S.A. 40A:16-11, received and considered the names of three nominees from the Democratic Municipal Committee of Neptune Township, the political party for which the former Township Committeeman, Nicholas Williams was a member of; more specifically, the names of Ava S. Johnson; Jason A. Jones and Derel Stroud for consideration and the selection by the Township Committee as successor/appointee to fill the aforesaid vacancy.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Township of Neptune, County of Monmouth and State of New Jersey, that the Township Committee does hereby appoint _____ as the successor/appointee to fill the vacancy left by former Township Committeeperson, Nicholas Williams, until the results of the next general election are certified, pursuant to N.J.S.A. 40A:16-5(b), and completion of Township Committeeperson, Nicholas Williams's term.

BE IT FURTHER RESOLVED, that the aforesaid appointee shall be sworn in immediately upon appointment.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded by the Township Clerk to the Monmouth County Clerk and the successor/appointee, as well as any appropriate Township Officials.

TOWNSHIP OF NEPTUNE

RESOLUTION #24-095

AUTHORIZE THE GRANTING OF VETERAN DEDUCTION FOR PRIOR TAX YEAR

WHEREAS, in 2022 the Assessing Department granted a Veteran Deduction on Block 2603, Lot 14, 639 Wayside Rd; and,

WHEREAS, the deduction was inadvertently not granted by the Assessor from the Tax Duplicate for 2023; and,

WHEREAS, the error resulted in the property not receiving the Veteran Deduction for the 2023 Tax year; and,

WHEREAS, the Assessor has requested that Tax Collector's Office grant the Veterans Deduction for the 2023 Taxes in the amount of \$250.00; and

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Deputy Tax Collector be and is hereby authorized to cancel 2023 Taxes as stated herein.

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

TOWNSHIP OF NEPTUNE

RESOLUTION #24-096

RESOLUTION AUTHORIZING MUNICIPAL SERVICE AGREEMENT BETWEEN THE TOWNSHIP OF NEPTUNE AND HIGH POINTE CROSSING AT NEPTUNE CONDOMINIUM ASSOCIATION

WHEREAS, N.J.S.A. 40:67-23.3 entitled “Municipality to Reimburse Private Community for Services or Provide Services” requires that a municipality reimburse a qualified private community or provide the services with regards to the removal of snow, ice and other obstructions from certain roads and streets; providing lighting or reimbursement for lighting of roads and streets to the extent of payment for electricity required only and provide garbage, recyclable pick-up and street sweeping or reimbursement thereof and other services as set forth by statute; and

WHEREAS, N.J.S.A. 40:67-23.1 entitled “Road, Street Services” provides for such services and/or reimbursement of streets and roads at the municipality’s discretion in all cases; and

WHEREAS, High Pointe Crossing at Neptune Condominium Association is seeking municipal services and/or reimbursement pursuant to the Municipal Service Act; and

WHEREAS, pursuant to Municipal Service Act the municipality has undertaken negotiations and has prepared a Municipal Service Agreement to address all service issues under the Municipal Service Act.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, Monmouth County, New Jersey, that the governing body hereby authorizes the Municipal Service Agreement, a true copy of which is attached hereto and made a part hereof as Exhibit “A” between the Township of Neptune and High Pointe Crossing at Neptune Condominium Association, to address all obligations of the Municipal Service Act N.J.S.A. 40:67-23.2 et seq.

BE IT FURTHER RESOLVED, that the governing body authorizes the Mayor and Clerk to execute the agreement negotiated and completed by the Municipal Attorney, a true copy of which is attached hereto and made a part hereof as Exhibit “A”, and acknowledges receipt of an executed Agreement from High Pointe Crossing at Neptune Condominium Association as well as a Resolution of Authorization from its Board of Directors, and authorizes a fully executed Agreement and Resolution be forward to the Municipal Attorney upon execution by Neptune Township for recording purposes in the Clerk’s Office of Monmouth County, and forwarding a fully executed, recorded copy to the attorney for High Pointe Crossing at Neptune Condominium Association once the recorded document has been received by the Municipal Attorney.

**MUNICIPAL SERVICE AGREEMENT BETWEEN
THE TOWNSHIP OF NEPTUNE
AND
HIGH POINTE CROSSING AT NEPTUNE CONDOMINIUM ASSOCIATION**

THIS AGREEMENT made this *2nd* day of *January*, 2024, by and between:

THE TOWNSHIP OF NEPTUNE with offices located at 25 Neptune Blvd., Neptune Township, New Jersey 07753 (hereinafter referred to as "Township") and

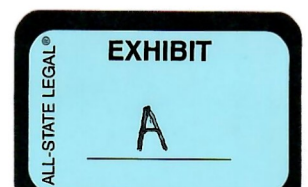
HIGH POINTE CROSSING AT NEPTUNE CONDOMINIUM ASSOCIATION, with offices located at 782 Wayside Road, Neptune Township, New Jersey 07753 (hereinafter referred to as "Association").

WITNESSETH

WHEREAS, N.J.S.A. 40:67-23.3 entitled "Municipality to Reimburse Private Community for Services or Provide Services," requires that a municipality reimburse a qualified, private community or provide the services with regards to the removal of snow, ice and other obstructions from certain roads and streets; provide lighting or reimbursement for lighting of roads and streets to the extent of payment for the electricity required only, and other services as set forth by the aforesaid statute, unless streets or roads have not been accepted for dedication to public use or does not meet all municipal standards and specifications for such dedication, except for width; and

WHEREAS, N.J.S.A. 40:67-23.1 entitled "Road, Street Services," provides for such services and/or reimbursement of streets and roads in the municipality's discretion in all cases; and

WHEREAS, the Association is seeking municipal services and/or reimbursement pursuant to the Municipal Service Act; and



WHEREAS, it is in the best interest of all parties and the citizens of the Township that the parties reach an agreement as to the municipal services and/or reimbursements for those services not exempt by the Municipal Service Act for the Association.

NOW, THEREFORE, in consideration of the mutual benefits, promises and covenants agreed upon between and for the parties and other good and valuable consideration for which the parties mutually agree that they have received during the term of this Agreement, the parties hereby agree by and between themselves as follows:

I. **Parties Acknowledgement:** The parties acknowledge that in 1989 the Municipal Service Act N.J.S.A. 40:67-23.2 et seq. was passed mandating that municipalities provide garbage collection, snow removal, street lighting and street sweeping services or make reimbursements to the same to “qualified private communities”. The parties further acknowledge that the instant community may be a “qualified private community” subject to the aforesaid statute and recognize that “qualified private communities” and the municipalities often reach agreement by way of a Municipal Service Agreement setting for the obligations of the parties. The undersigned parties hereby agree to the following obligations:

II. **Street Lighting:** The Township shall be responsible to assume the cost of street lighting on the public street(s) namely High Pointe Lane only, by transferring the electric street lighting bill and the number of street lights noted below to the Township from JCP&L for direct payment, within the condominium complex (hereinafter referred to as “Community”). The number of light fixtures assumed shall be based on a formula established by State standards and implemented by the Township’s Engineer based on all site plan approvals, including the one with regard to the instant community and generally accepted Township street light placement of every 150 feet on one side of the street, and staggered 150 feet on the other side of the street, and

based on standard light illumination approved by the Township, and previously approved by the Planning Board by Resolution 14-23; adopted January 7, 2015, which included lighting plan approval by the Township Engineer. The number of street lights subject to reimbursement shall be seventeen (17) street lights. That is, should more street lights be placed on the aforesaid street(s) and those lights which do not exist on High Pointe Lane, and those lights that exist closer than 150 feet staggered on both sides of the street or a total of 300 feet, and/or if illumination surpasses municipal standards or those standards established by the lighting plan adopted by the Planning Board and approved by the Township Engineer, then the Township shall only be responsible for the equivalency of those lights and expenses associated with the electricity for said lights at 150 feet interval on each side of the street staggered or total of 300 feet interval with standard light illumination approved by the Township. In regard to the question of public streets, the Township is only responsible for street lighting costs on High Pointe Lane. The Township is not responsible for street lighting costs with regard to parking areas or areas beyond High Pointe Lane in excess of the seventeen (17) light poles approved by the Planning Board.

- a. The Township is also not responsible for the placement of any new lighting fixtures for street lighting chosen by the Community over the original fixtures approved initially for the development.

III. Snow Plowing: The Township shall be responsible for all snow plowing in accumulations that exceed two (2") inches, including salting and salting exclusively if less than two (2") when needed, and street sweeping on High Pointe Lane only, which shall include the culdesac. The Township is not responsible for driveways, parking lots, indented parking spaces of High Pointe Lane, or sidewalks. Since N.J.S.A. 40:67-23.3 does not specifically include

maintenance of streets and roads beyond removal of snow, ice and other obstructions, the Community shall continue to maintain its parking areas, including any section of the Community which the Township is not responsible for snow plowing and street sweeping.

- a. The Township and the Association recognizes the Township’s obligation to have performed snow plowing for the years 2021 and 2022 only; prior to the execution of this Agreement, and prior to commencement of snow plowing by the Township. Based on the Township’s schedule of labor, equipment, material and costs for snowplowing and salting, the Township shall reimburse the Association for the following:

YEAR - 2021	WORK COMPLETED	COST
Jan 31, 2021 - Feb. 4, 2021	3 passes with snow accumulation at 10.4 inches	\$605.22
Feb. 7, 2021 – Feb. 8, 2021	2 passes with snow accumulation at 4.8 inches	\$403.48
Feb. 13, 2021	Snow accumulations less than 2 inches – salting only	\$156.00
Feb. 18, 2021 – Feb. 20, 2021	2 passes with snow accumulation at 5.5 inches	\$403.48
TOTAL 2021		\$1,568.18

YEAR – 2022	WORK COMPLETED	COST
Jan. 3, 2022	Less than 2 inch accumulation – salting only	\$156.00
Jan. 7, 2022	2 passes with snow accumulation at 4.8 inches	\$403.48
Jan. 20, 2022 – Jan. 21, 2022	Less than 2 inch accumulation – salting only	\$156.00
Jan. 28, 2022 – Jan. 29, 2022	4 passes with snow accumulation at 17 inches	\$804.96
TOTAL 2022		\$1,520.44

Additional Services		\$500.00
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GRAND TOTAL: 2021 – 2022	\$3,588.62
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\$3,588.62 represents the total reimbursement for the years 2021 and 2022 as well as additional services. All future years after execution of this Agreement shall be subject to snowplowing and salting by the Township.

The Township only snow plows in a snow event exceeding 2 inches of snow.

IV. **Garbage and Recyclable Pick-up:** The Township shall be responsible for all residential garbage collection and recyclable pickup in the manner and under the standards set forth by municipal practice and Ordinance. The Township will not be responsible for residential garbage pickup or recyclable pickup which deviates with the practice followed throughout the Township or within other residential communities or neighborhoods; unless a separate Agreement mutually agreed upon between the parties is reached. The Township is not responsible for commercial garbage and recyclable pick-up either due to commercial aspects of the Community/Association, or due to construction activities, if any, of the Community/Association.

V. **Responsibilities of Association:** The Association shall submit invoices for designated light fixtures and demonstrate the invoices applied to light fixtures and number of light fixtures stated here above on a quarterly basis.

VI. **Term:** The term of this Agreement shall be for ten (10) years commencing January 1, 2023 and ending December 31, 2033. The term of this Agreement shall automatically renew for additional ten (10) year periods unless terminated by either party by six (6) months

notice prior to the end of any given term or renegotiated and replaced with a new Municipal Service Agreement.

VII. *Maintenance of Streets and Other Improvements:* Since N.J.S.A. 40:67-23.3 does not specifically include maintenance of streets and roads beyond removal of snow, ice and other obstructions, the Community shall continue to maintain its own driveways and parking lots, indented parking spaces off of High Pointe Lane, and with regards to the streets and roads, the municipality's sole responsibility is with regards to removal of snow, ice and other obstruction associated with normal street maintenance. The Township is not responsible for maintenance of other common areas within the Community, if any. The detention basins and any Community areas, if any, not owned by the Township within the Community are the sole responsibility of the Association pursuant to this Agreement and local Ordinance. Any property within the Community owned by the Township shall be maintained by the Township.

VIII. *Hold Harmless and Indemnification:* The Parties agree to indemnify, hold harmless and defend each other and their respective officers, agents, consultants, employees, servants, business invitees, invitees and guests (collectively, the "Indemnitees") against and from any and all liability, loss, cost, damage, or expense (including reasonable attorney's fees) of whatsoever nature growing out of or in connection with personal injury or death of persons whomsoever, or loss or destruction or damage to property whatsoever (including, without limitation, any property rights of tenants, occupants, users or Licensee of the Association's Property and/or of any Township right-of-way), where such personal injury, death, loss, destruction or damage is caused by the acts or omissions of the other party as it related to any work performed on the Association's Property and/or the right-of-way or property of the Township, including any work performed by either parties' agents, consultants, servants,

business invitees, invitees or guests, or all of the forgoing an (“Indemnified Claim”). If any judgment shall be rendered against the either party by reason of the “Indemnified Claim,” the *Indemnifying Party shall satisfy such judgment at its sole cost and expense. This paragraph shall survive the termination of this Municipal Service Agreement by either party, but only as to acts occurring prior to such termination.*

IX. Insurance: The Association shall furnish the Township with satisfactory proof of insurance coverage acceptable to the Township and of such character and in such amounts as will provide adequate protection for the Township, its elected officials and their successors, all officers, agents, employees and servants of the Township, and the Township, against all claims, liabilities, damages and injuries arising from the Association’s rights and responsibilities under this Agreement. The Association shall provide 30 day’s written notice to the Township by Certified Mail/RRR prior to any modification, cancellation or change in status. The Association shall provide a Certificate of Liability Insurance on an annual basis at the anniversary date naming the Township as an additional insured and demonstrating the existence of all of the insurance coverages required by this Agreement. Insurance shall include Workers’ Compensation, Commercial, General Liability Insurance, Insurance covering explosion, collapse and other special hazards incident to the use of the Association’s property and municipal right-of-ways and property within the Association’s property. Neither the approval of the Township nor failure to disapprove insurance furnished by the Association shall release the Association of full responsibility for all claims, liability, damages and accidents set forth in this Agreement. The policies and minimum amounts of insurance to be carried by the Association shall be as follows:

- a. **Workers' Compensation Insurance: Statutory New Jersey limits and Liability Part B in the amount of \$500,000.00;**
- b. **Commercial General Liability Insurance: Including blanketed contractual liability and personal injury with the combined single limit of \$1,000,00 per occurrence, or as follows:**
 1. **One person per occurrence in the amount of \$1,000,000.00;**
 2. **Two or more persons per occurrence in the amount of \$2,000,000.00;**
 3. **Property damage per occurrence in the amount of \$500,000.00.**

The above policy shall be written as to provide coverage for all other special hazards incident to the use of the Association's property and Township right-of-way or property within the Association's property.

X. **Binding on all Parties: This Agreement is binding upon the Association and any future Board of Directors or homeowners within the Community and this Agreement shall be recorded in the Clerk's office of Monmouth County as notice to the public with regards to future responsibilities.**

INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF the parties to this agreement have hereunto set their hands and seals the day and year first above written.

ATTEST:

TOWNSHIP OF NEPTUNE

GABRIELLA SIBONI, RMC
Township Clerk

By:

TASSIE YORK
Print name: TASSIE YORK
Print title: Mayor, Township of Neptune

ATTEST:

HIGH POINTE CROSSING AT NEPTUNE
CONDOMINIUM ASSOCIATION, INC.

Catherine Lavoie
Print name: Catherine Lavoie
Print title: Secretary

By:

RICHARD D'LOVIE, PRESIDENT
Print name: Richard D'Lovie
Print title: President

STATE OF NEW JERSEY:

COUNTY OF Monmouth SS:

I CERTIFY that on January 2nd, 2024

Richard Dilavia
Print Name personally came before me and this person acknowledged under oath, to my satisfaction, that:

- (a) this person is named in and personally signed the attached document; and
- (b) this person acknowledges that he/she is the President of
Print Title
High Pointe Crossing at Neptune Homeowners Association;
- (c) this person signed, sealed and delivered this document as his or her act and deed.

MJC
President, High Pointe Crossing at Neptune
Condominium Association, Inc

Michael V. Willner
Print Name: Michael V. Willner
Attorney at Law
State of New Jersey

STATE OF NEW JERSEY:
SS:
COUNTY OF MONMOUTH:

I CERTIFY that on _____, 2024

GABRIELLA SIBONI

personally came before me, and this person acknowledged under oath, to my satisfaction that:

- (a) this person is the TOWNSHIP CLERK of the TOWNSHIP OF NEPTUNE, the municipal corporation named in this document;
- (b) this person is the attesting witness to the signing of this document by the proper corporate officer, who is Mayor of the municipal corporation;
- (c) this document was signed and delivered by the municipal corporation as its voluntary act duly authorized by a proper resolution of the Township Committee;
- (d) this person knows the proper seal of the municipal corporation which was affixed to this document;
- (e) this person signed this proof to attest to the truth of these facts.

GABRIELLA SIBONI, RMC,
Township Clerk

Signed and sworn to before me
on _____, 2024

GENE J. ANTHONY, ESQ.
Attorney At Law of New Jersey

TOWNSHIP OF NEPTUNE

RESOLUTION NO. 24-097

RESOLUTION SUPPORTING MONMOUTH COUNTY'S FEDERAL FUNDING APPLICATION UNDER THE U.S. DEPARTMENT OF TRANSPORTATION'S FY 2024 RAISE GRANT FOR IMPROVEMENTS ALONG ASBURY AVENUE BETWEEN STATE HIGHWAY 35 AND OCEAN AVENUE NORTH IN THE TOWNSHIPS OF NEPTUNE AND OCEAN, AND THE CITY OF ASBURY PARK

WHEREAS, the County of Monmouth is applying for federal funding under U.S. Department of Transportation's Fiscal Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program for the planning and design of roadway improvements along an approximate 1.82 mile segment of Asbury Avenue between State Highway 35 and Ocean Avenue North in the Townships of Neptune and Ocean, and the City of Asbury Park; and,

WHEREAS, an approximate 0.47 mile roadway segment of County Route 16 (Asbury Avenue) is within Neptune Township municipal limits; and,

WHEREAS, the intent of this project is to enhance the safety of travelling public and enhance connectivity within the neighborhoods along Asbury Avenue; and,

WHEREAS, the proposed improvements include corridor-wide traffic signal/ITS upgrades, ADA compliant sidewalks, bicycle facilities, bus shelters, storm drainage, lighting and utility upgrades; and,

WHEREAS, the Township Council of the Township of Neptune believes that the proposed improvements along Asbury Avenue would greatly benefit vehicle, bicycle and pedestrian safety for the citizens of the City of Asbury Park, and the general traveling public; and.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Neptune herein expresses its full support of the County of Monmouth's RAISE Grant Application for the improvements along Asbury Avenue between State Highway 35 and Ocean Avenue North and believes it to be vital for improving public safety and enhance community connectivity.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to Monmouth County Clerk of the Board of County Commissioners and Monmouth County Engineer.

**TOWNSHIP OF NEPTUNE
RESOLUTION 24-098**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL OPERATIONS
WITHIN NEPTUNE TOWNSHIP**

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the county; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the county of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Township of Neptune is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
 - b. such operations will be performed in compliance with applicable Federal and State regulations, and
 - c. the County will notify the police department of each municipality over which aerial pesticide, and
 - d. operations are planned prior to commencement of such operations.

TOWNSHIP OF NEPTUNE

RESOLUTION 24-099

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
ACCEPTING RESIGNATIONS**

WHEREAS, the Human Resources Director has received notification from employee(s) that they will be resigning their position; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation(s) of noted below are hereby accepted.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>DATE OF NOTIFICATION</u>	<u>EFFECTIVE DATE OF RESIGNATION</u>
J. Dan Doggett	EMS	Senior EMT	11/8/2023	11/17/2023
LyKerria Richardson	Public Works	Customer Service Representative	1/26/2024	2/1/2024
Michael Pullano	Zoning Board of Adjustment	Member	1/23/2024	1/23/2024
Nicholas Williams	Township Committee	Committee member	1/22/2024	1/31/2024

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the respective departments, Business Administrator and Human Resources Director.

**TOWNSHIP OF NEPTUNE
RESOLUTION # 24-100**

AUTHORIZE THE GRANTING OF VETERAN DEDUCTION FOR PRIOR TAX YEAR

WHEREAS, in 2022 the Assessing Department granted a Veteran Deduction on Block 5111, Lot 2, 644 S. Riverside Dr; and,

WHEREAS, the deduction was inadvertently not granted by the Assessor from the Tax Duplicate for 2023; and,

WHEREAS, the error resulted in the property not receiving the Veteran Deduction for the 2023 Tax year; and,

WHEREAS, the Assessor has requested that Tax Collector's Office grant the Veterans Deduction for the 2023 Taxes in the amount of \$250.00; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Deputy Tax Collector be and is hereby authorized to cancel 2023 Taxes as stated herein.

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

TOWNSHIP OF NEPTUNE

RESOLUTION 24-101

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
GRANTING LEAVE OF ABSENCE**

WHEREAS, Bryan Wartel, Emergency Medical Technician, has requested an unpaid leave of absence under the provisions of the Family Medical Leave Act from January 15, 2024, and returning April 15, 2024, and;

WHEREAS, the Human Resources Director has approved the request, and;

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Leave of Absence noted above is hereby granted.

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

TOWNSHIP OF NEPTUNE

RESOLUTION 24-102

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
GRANTING LEAVE OF ABSENCE**

WHEREAS, Ahmya Crozier, Bookkeeper, has requested an unpaid leave of absence under the provisions of the Family Medical Leave Act from February 20, 2024, and returning April 9, 2024, and;

WHEREAS, the Human Resources Director has approved the request, and;

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Leave of Absence noted above is hereby granted.

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

TOWNSHIP OF NEPTUNE

RESOLUTION 24-103

**A RESOLUTION REQUESTING THE DIVISION OF LOCAL GOVERNMENT SERVICES
GRANT APPROVAL OF A DEDICATION BY RIDER OF REVENUES RECEIVED FOR
EMERGENCY MEDICAL SERVICES DONATIONS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and,

WHEREAS, NJSA 40A:5-29 et seq. authorizes a municipality to accept donations and utilize same so long as the use is consistent with the laws of the State and of the United States; and,

WHEREAS, NJSA 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of said monies by dedication by rider.

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

The Township Committee does hereby request permission of the Director of the Division of Local Government Services to utilize donated funds received for Emergency Medical Services Donations for the stated purpose.

The Township Clerk is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

TOWNSHIP OF NEPTUNE

RESOLUTION 24-104

**AUTHORIZING THE APPLICATION FOR SPOTTED LANTERNFLY PROGRAM 2023
CHEMICAL CONTROL TREATMENT GRANT FROM THE NEW JERSEY DEPARTMENT
OF AGRICULTURE**

WHEREAS, the Township of Neptune desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for \$20,000.00 to purchase materials to perform treatment activities against the Spotted Lanternfly, and;

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

1. The Township of Neptune does hereby authorize the application for such a grant, and;
2. Recognizes and accepts that the department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Agriculture, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Neptune and the New Jersey Department of Agriculture.
3. That the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

Gabriella Siboni
Township Clerk

Tassie York
Mayor

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 February 12, 2024

Gabriella Siboni
Township Clerk

TOWNSHIP OF NEPTUNE

RESOLUTION 24-105

AUTHORIZING THE APPLICATION FOR RECREATION IMPROVEMENT GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

WHEREAS, the Township of Neptune desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for \$100,000.00 to carry out a project to make improvements to Central Avenue Playground.

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

1. The Township of Neptune does hereby authorize the application for such a grant, and;
2. Recognizes and accepts that the department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Neptune and the New Jersey Department of Community Affairs.
3. That the persons whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

Gabriella Siboni
Township Clerk

Tassie York
Mayor

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 February 12, 2024.

Gabriella Siboni
Township Clerk

**TOWNSHIP OF NEPTUNE
RESOLUTION 24-106**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- OFFICE OF EMERGENCY MANAGEMENT**

WHEREAS, the Township has a long-time policy of compensating volunteers who are assigned to work during certain Declared Emergencies; and,

WHEREAS, The Declaration of Emergency contains measures to be taken to insure order and to protect the health of all persons affected by this emergency; and,

WHEREAS, the Township Administrator and Emergency Management Coordinator took such action to employ Emergency Management members and Emergency Medical Services volunteers to assist with storm duties.

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>
Katie Allen	Emergency Management	Storm Duty	\$15.00/hr	1/9/2024

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 February 12, 2024.

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 above noted personnel actions.

Account Name

Emergency Management S & W

Account Number

01-201-25-252-010

Michael Bascom, Chief Financial Officer

Date

**TOWNSHIP OF NEPTUNE
RESOLUTION 24-107**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- POLICE 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>
Robert Bagley	Police Department	Crossing Guard	\$18.01/hour	2/13/2024

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 February 12, 2024

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 above noted personnel actions.

<u>Account Name</u>	<u>Account Number</u>
Police Department S&W	01-201-25-240-010

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-108

RESOLUTION AUTHORIZING AGREEMENT FOR RHINOTAB TABLETS, SOFTWARE, ACCESSORIES AND WARRANTY FROM ELITE VEHICLES SOLUTIONS UNDER NEW JERSEY STATE CONTRACT #17-FLEET-00749 IN AN AMOUNT NOT TO EXCEED \$99,571.88

WHEREAS, the Township of Neptune wishes to enter an agreement for RhinoTab Tablets, software, accessories and warranty from Elite Vehicles Solutions under New Jersey State Contract #17-FLEET-00749 for an amount not to exceed \$99,571.88; and,

WHEREAS, Elite Vehicles Solutions, having an address at 1000 Bennett Boulevard Lakewood, NJ 08701, has been awarded under New Jersey State Contract #17-FLEET-00749 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. Agreement for RhinoTab Tablets, software, accessories and warranty from Elite Vehicles Solutions under New Jersey State Contract #17-FLEET-00749 for an amount not to exceed \$99,571.88 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 Business Administrator.

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 February 12, 2024.

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 above named contract.

Account Name	Account Number
DCA Public Safety Grant	02-213-41-807-020
Ord. 22-31 Acquisition of Vehicles and Equipment	04-215-55-917-020
Federal Law Enforcement Trust	03-299-55-37

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-109

RESOLUTION AUTHORIZING AGREEMENT FOR LAW ENFORCEMENT FIREARMS EQUIPMENT AND SUPPLIES FROM EAGLE POINT GUN/ TJ MORRIS AND SON UNDER NEW JERSEY STATE CONTRACT #17-FLEET-00721 IN AN AMOUNT NOT TO EXCEED \$46,000.00

WHEREAS, the Township of Neptune wishes to enter an agreement for Law Enforcement Firearms Equipment and supplies from Eagle Point Gun/ TJ Morris & Son from Elite Vehicles Solutions under New Jersey State Contract #17-FLEET-00721 for an amount not to exceed \$46,000.00; and,

WHEREAS, Eagle Point Gun/ TJ Morris & Son, having an address at 1707 Third Street Thorofare, NJ 08086, has been awarded under New Jersey State Contract #17-FLEET-00721 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. Agreement for Law Enforcement Firearms Equipment and supplies from Eagle Point Gun/ TJ Morris & Son from Elite Vehicles Solutions under New Jersey State Contract #17-FLEET-00721 for an amount not to exceed \$46,000.00 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 Business Administrator.

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 February 12, 2024.

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 above named contract.

Account Name
DCA Public Safety Grant

Account Number
02-213-41-807-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-110

AUTHORIZING THE PURCHASE OF LIGHTS, SIGHTS AND HOLSTERS FROM EAGLE POINT GUN/ TJ MORRIS & SON IN AN AMOUNT NOT TO EXCEED \$20,000.00

WHEREAS, the Qualified Purchasing Agent solicited quotes for lights, sights and holsters for the Police Department; 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 Qualified Purchasing Agent who has 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 purchase of Lights, Sights and Holsters be awarded to Eagle Point Gun/ TJ Morris & Son, located at 1707 Third Street Thorofare, NJ 08086, in an amount not to exceed \$20,000.00, 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 Business Administrator, Chief Financial Officer, and Qualified Purchasing Agent

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 expenditure noted above.

Account Name
DCA Public Safety Grant

Account Number
02-213-41-807-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-111

RESOLUTION AUTHORIZING AGREEMENT FOR TWO (2) 2024 CHEVROLET SUBURBAN 4WD FROM HERTRICH FLEET SERVICES UNDER NEW JERSEY STATE CONTRACT #20-FLEET-01387 IN AN AMOUNT NOT TO EXCEED \$114,920.00

WHEREAS, the Township of Neptune wishes to enter an agreement for two (2) 2024 Chevrolet Suburban 4WD from Hertrich Fleet Services Under New Jersey State Contract #20-Fleet-01387 In An Amount Not To Exceed \$114,920.00; and,

WHEREAS, Hertrich Fleet Services, Inc, having an address at 1427 Bay Rd. Milford, DE 19963, has been awarded under New Jersey State Contract #20-FLEET-01387 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. Agreement for two (2) 2024 Chevrolet Suburban 4WD from Hertrich Fleet Services Under New Jersey State Contract #20-Fleet-01387 In An Amount Not To Exceed \$114,920.00 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 Business Administrator.

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 February 12, 2024.

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 above named contract.

Account Name
Ord 23-32 2023 MCIA

Account Number
05-220-55-932-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-112

RESOLUTION AUTHORIZING AGREEMENT FOR FIVE (5) 2025 FORD INTERCEPTOR SUV FROM WINNER FORD UNDER NEW JERSEY STATE CONTRACT #20-FLEET-01189 IN AN AMOUNT NOT TO EXCEED \$225,045.00

WHEREAS, the Township of Neptune wishes to enter an agreement for Five (5) 2025 Ford Interceptor SUV From Winner Ford Under New Jersey State Contract #20-Fleet-01189 In An Amount Not To Exceed \$225,045.00; and,

WHEREAS, Winner Ford, Inc, having an address at 250 Haddonfield- Berlin Road Cherry Hill, NJ 08034, has been awarded under New Jersey State Contract #20-FLEET-01387 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. Agreement for Five (5) 2025 Ford Interceptor SUV from Winner Ford Under New Jersey State Contract #20-Fleet-01189 in an Amount Not To Exceed \$225,045.00 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 Business Administrator.

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 February 12, 2024.

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 above named contract.

Account Name	Account Number
Ord 23-32 2023 MCIA	05-220-55-932-020
2024 Police OE	01-201-25-240-020
Insurance Refunds	01-299-55

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-113

RESOLUTION AUTHORIZING AGREEMENT FOR PURCHASE OF TWO (2) 2024 FORD BRONCO 4X4 FROM NIELSEN FORD UNDER NEW JERSEY STATE CO-OP #65MCESCCPS, CONTRACT # ESCNJ 23/24-11 IN AN AMOUNT NOT TO EXCEED \$64,286.82

WHEREAS, the Township of Neptune sought Two (2) 2024 Ford Bronco 4x4 from Nielsen Ford Under New Jersey State Co-Op #65mcescpps, Contract # ESCNJ 23/24-11 In An Amount Not To Exceed \$64,286.82; and

WHEREAS, Nielsen Ford , having an address at 170 Ridgedale Ave. Morristown, NJ 07960 has been awarded under State Co-Op #65MCESCCPS, Contract# ESCNJ 20/21-06 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 of Two (2) 2024 Ford Bronco 4x4 from Nielsen Ford Under New Jersey State Co-Op #65mcescpps, Contract # ESCNJ 23/24-11 In An Amount Not To Exceed \$64,286.82 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 January 22, 2024.

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 above noted agreement.

Account Name
Ord 23-32 2023 MCIA

Account Number
05-220-55-932-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-114

RESOLUTION AUTHORIZING PURCHASE OF SOFTWARE UPGRADES FOR FINANCE, TAX, SEWER AND REVENUE FROM SHI INTERNATIONAL, CORP UNDER SOURCEWELL NATIONAL COOPERATIVE CONTRACT #081419-SHI, IN THE AMOUNT NOT TO EXCEED \$36,000.00

WHEREAS, the Township of Neptune wishes to purchase Software U[grades for Finance, Tax, Sewer, and Revenue from SHI International Corp under Sourcewell National Cooperative Contract #081419-SHI in an amount not to exceed \$36,000.00; and,

WHEREAS, SHI International, Corp, having an address at 290 Davidson Avenue Somerset, NJ 08873, has been awarded under Sourcewell National Cooperative Contract #081419-SHI 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 Software U[grades for Finance, Tax, Sewer, and Revenue from SHI International Corp under Sourcewell National Cooperative Contract #081419-SHI in an amount not to exceed \$36,000.00 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.

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 February 12, 2024

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 above named contract.

Account Name	Account Number
Finance OE	01-201-20-130-020
Revenue Admin OE	01-201-20-145-020
Sewer OE	07-201-55-501-020

Michael Bascom, Chief Financial Officer

Date

**TOWNSHIP OF NEPTUNE
RESOLUTION 24-115**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING THE RENEWAL OF CONTRACT FOR ANIMAL CONTROL SERVICES**

WHEREAS, the Business Administrator has negotiated with the organization currently supplying animal control services to Neptune Township and has received from the Chief of Police a satisfactory report of the organization's work over the past calendar year; and,

WHEREAS, pursuant to NJSA 40:48-5.1 a municipality may contract with an approved organization providing animal control services for a period not exceeding five (5) years; and,

WHEREAS, on December 19, 2019, the Township Committee adopted Resolution #19-422 which authorized the execution of an agreement with Monmouth County SPCA for animal control services for the year 2020 along with the authorization to renew said contract annually through 2024; and,

WHEREAS, Monmouth County SPCA has proposed a rate of \$7,125.00 per month for 2024 which is the same rate as provided in the 2023 contract; and,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute an agreement with Monmouth County SPCA for animal control services for the year 2024 at a cost of \$7,125.00 per month.

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

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 February 12, 2024

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 above named contract.

Account Name

Account Number

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-116

RESOLUTION AUTHORIZING PURCHASE 2024 FORD F-150 XL 4WD SUPERCREW FROM NIELSEN FORD, CORP UNDER CRANFORD COOPERATIVE PRICING SYSTEM (ID#47-CPCPS) CONTRACT #23-01, IN THE AMOUNT NOT TO EXCEED \$48,568.00

WHEREAS, the Township of Neptune sought 2024 Ford F-150 XL 4WD SUPERCREW from Nielsen Ford, Corp Under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01, In The Amount Not To Exceed \$48,568.00; and

WHEREAS, Nielsen Ford, having an address at 170 Ridgedale Ave. Morristown, NJ 07960 has been awarded under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01 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 2024 Ford F-150 XL 4WD SUPERCREW from Nielsen Ford, Corp Under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01, in the Amount Not To Exceed \$48,568.00 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.

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 February 12, 2024.

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 above named contract.

Account Name
Ord 23-32 2023 MCIA

Account Number
05-220-55-932-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-117

**RESOLUTION AUTHORIZING PURCHASE 2024 FORD INTERCEPTOR AWD FROM
NIELSEN FORD, CORP UNDER CRANFORD COOPERATIVE PRICING SYSTEM (ID#47-
CPCPS) CONTRACT #23-01, IN THE AMOUNT NOT TO EXCEED \$48,235.00**

WHEREAS, the Township of Neptune sought 2024 Ford Interceptor From Nielsen Ford, Corp Under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01, In The Amount Not To Exceed \$48,235.00; and

WHEREAS, Nielsen Ford , having an address at 170 Ridgedale Ave. Morristown, NJ 07960 has been awarded under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01 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 2024 Ford Interceptor From Nielsen Ford, Corp Under Cranford Cooperative Pricing System (Id#47-Cpcps) Contract #23-01, In The Amount Not To Exceed \$48,235.00 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.

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 February 12, 2024

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 above named contract.

Account Name
Ord 23-32 2023 MCIA

Account Number
05-220-55-932-020

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-118

AUTHORIZING THE AGREEMENT FOR REPAIR OF SANITARY SEWER MANHOLE TO PIM CORPORATION IN AN AMOUNT NOT TO EXCEED \$12,235.00

WHEREAS, the Sewer Department Supervisor solicited quotes for repair of sanitary sewer manhole; 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 Qualified Purchasing Agent who has 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 agreement for repair of sanitary sewer manhole be awarded to PIM Corp, located at 201 Circle Dr. North Suite 105 Piscataway, NJ 08854, in an amount not to exceed \$20,000.00, 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 Business Administrator, Chief Financial Officer, and Qualified Purchasing Agent

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 expenditure noted above.

Account Name

Account Number

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION #24-122

AUTHORIZING 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:

February 12, 2024, BILL LIST

Current Fund	\$957,080.71
Grant Fund	\$93,792.18
Trust Other	\$45,972.14
General Capital	\$52,842.74
Sewer Operating Fund	\$62,853.32
Sewer Capital Fund	\$3,716.25
Marina Operating Fund	\$2,677.78
Marina Capital Fund	\$0.00
Dog Trust	\$0.00
Library Trust	\$49,323.86
Payroll Fund	\$0.00
Bill List Total	\$1,268,258.98

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

**TOWNSHIP OF NEPTUNE
RESOLUTION 24-123**

**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; 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>
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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 February 12, 2024.

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 above noted personnel action.

Account Name

Account Number

Michael Bascom, Chief Financial Officer

Date

TOWNSHIP OF NEPTUNE

RESOLUTION 24-124

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- ENVIRONMENTAL SHADE TREE
COMMISSION**

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>
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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 February 12, 2024.

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 above noted personnel action.

Account Name

Account Number

Michael Bascom, Chief Financial Officer

Date

**TOWNSHIP OF NEPTUNE
RESOLUTION 24-125**

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
AUTHORIZING CERTAIN PERSONNEL ACTIONS- EMS**

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; 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>
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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 February 12, 2024.

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 above noted personnel action.

Account Name

Account Number

Michael Bascom, Chief Financial Officer

Date