

TOWNSHIP COMMITTEE WORKSHOP MEETING – APRIL 27, 2020 – 6:00 P.M.

This is a Virtual Meeting. Video and audio access to the meeting is via townhallstreams.com/towns/Neptune_nj.

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

ROLL CALL

PRESENT/ABSENT

Dr. Michael Brantley
Kevin B. McMillan
Carol Rizzo
Nicholas Williams
Robert Lane

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

Mayor Lane 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 3, 2020, a revised notice of virtual meeting with web access instructions published in both newspapers on April 23, 2020, posting the notices on the Board in the Municipal Complex, and filing a copy of said notices with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. May meeting date changes. Workshop and Regular meeting will be held on Monday, May 18th, standard start times. Previously scheduled meetings on May 11th and May 21st are cancelled.
2. 2020 Municipal Budget presentation.
3. Review Committee calendars.

(Resolution to enter Executive Session will be considered at the end of the Regular Meeting)

TOWNSHIP COMMITTEE MEETING – APRIL 27, 2020 – 7:00 P.M.

This is a Virtual Meeting. Video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj. Public comments will be taken via email to vgadaleta@neptunetownship.org

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

ROLL CALL

PRESENT/ABSENT

Dr. Michael Brantley
Kevin B. McMillan
Carol Rizzo
Nicholas Williams
Robert Lane, Jr.

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

Silent Prayer and Flag Salute

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

Mayor Lane 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 3, 2020, a revised notice of virtual meeting with web access instructions published in both newspapers on April 23, 2020, posting the notices on the Board in the Municipal Complex, and filing a copy of said notices with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

APPROVAL OF MINUTES – Motion offered by _____, seconded by _____, to approve the minutes of the meeting held on March 23, 2020.

COMMENTS FROM THE DAIS - Comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

PUBLIC HEARING – 2020 MUNICIPAL BUDGET

Michael Bascom, Chief Financial Officer, will make a presentation on the 2020 municipal budget.

Public comments regarding the 2020 Municipal Budget. The public can submit questions via email to vgadaleta@neptunetownship.org.

ADOPT 2020 MUNICIPAL BUDGET

Res. # 20-155 – Adopt 2020 Municipal Budget.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

PUBLIC COMMENTS ON RESOLUTIONS - Public comments regarding resolutions presented on this agenda only submitted via email to vgadaleta@neptunetownship.org.

ORDINANCE NO. 20-09 – 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 Stockton Avenue and removing a handicapped parking zone on Cookman Avenue - First Reading

Explanatory Statement: This ordinance authorizes a resident only handicapped parking zone in front of 99 Stockton Avenue and the removal of an existing handicapped parking zone in front of 96 Cookman Avenue.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

ORDINANCE NO. 20-10 – An ordinance to amend Volume I, Chapter XVI, Section 16-3 of the Code of the Township of Neptune entitled building sewers and connections by amending the definition of building sewer and clarifying the responsibility of the Township and property owner for the building sewer (lateral) between a building and the sewer main - First Reading

Explanatory Statement: This ordinance amends the definition of "Building Sewer" to indicate this is also referred to as "lateral" and clarifies that the responsibility of the Township and the property owner for the maintenance and repairs to a lateral.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

ORDINANCE NO. 20-11 – An ordinance authorizing transfer and acceptance of title to 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47), 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and 1711 West Lake Avenue (Block 610, Lot 14), Neptune Township to the Township of Neptune - First Reading

Explanatory Statement: This authorizes the purchase of the properties indicated with the West Lake Avenue Redevelopment Zone for a total purchase price of \$625,000.00.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

ORDINANCE NO. 20-12 – Bond Ordinance providing for the acquisition of various parcels of real property in the West Lake Avenue Redevelopment Zone and certain demolition of improvements thereon, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$700,000 therefor and authorizing the issuance of \$665,000 bonds or notes of the Township to finance part of the cost thereof - First Reading

Explanatory Statement: This bond ordinance authorizes an appropriation of \$700,000 for acquisition of and payment of the purchase price for various parcels of real property in the West Lake Avenue Redevelopment Zone in the Township, located at 263 Myrtle Avenue (Block 605, Lot 2 on the official tax map of the Township), 1602 West Lake Avenue (Block 605, Lot 47 on the official tax map of the Township), and 1711 West Lake Avenue (Block 610, Lot 14 on the official tax map of the Township), including the demolition of improvements currently existing thereon

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

The Public Hearings on Ordinances 20-09 through 20-12 will be held at the next Township Committee meeting on Monday, May 18th.

CONSENT AGENDA

Res. #20-156 – Authorize the purchase of a recording system for the interview room in the Police Department.

Res. #20-157 – Employ temporary seasonal personnel in the Department of Public Works.

Res. #20-158 – Accept FY19 Hazardous Materials Emergency Preparedness Award through the New Jersey Department of Law & Public Safety.

Res. #20-159 – Authorize the purchase of two Lucas Chest Compression Systems for the EMS Department.

Res. #20-160 – Request the Division of Local Government Services to grant approval of a Dedication by Rider of revenues received for the Federal Law Enforcement Trust Fund.

Res. #20-161 – Authorize the Mayor and Clerk to execute the FY2021-2023 agreement with Monmouth County for cooperative participation in the Community Development Program pursuant to the Interlocal Services Act.

Res. #20-162 – Authorize the Tax Collector to process third quarter "estimated" tax bills, due August 1, 2020.

Res. #20-163 – Extend due date for summer dockage fess at the Municipal Marina.

Res. #20-164 – Reclassify employee to the position of Foreman in the Public Works Department.

Res. #20-165 – Dismiss appeal filed by Harlee Garden, LLC in the matter of a Rent Leveling Board decision rendered on June 6, 2019.

Res. #20-166 – Authorize Change Order #2 in connection with the 11th Avenue Sewer Rehabilitation Project.

Res. #20-167 – Confirm employment of temporary Emergency Medical Technicians and Office of Emergency Management personnel to fulfill emergent needs as authorized by the Declaration of Emergency in the Township of Neptune.

Res. #20-168 – Request the Division of Local Government Services to grant approval of a Dedication by Rider of Revenues received for Senior Center building improvements.

Res. #20-169 – Authorize a Shift Bonus to Emergency Medical personnel assigned to an ambulance or medical ambulance bus during the COVID-19 public health emergency.

CONSENT AGENDA Offered by: _____ Seconded by: _____

Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

Res. #20-170 – Authorize contracts for the purchase of 1602 (and 1602B) West Lake Avenue; 263 (and 265) Myrtle Avenue; and 1711 West Lake Avenue, by the Township of Neptune.

Offered by: _____ Seconded by: _____

Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

Res. #20-171 – Extend temporary restrictions on transient and seasonal guests in the Township of Neptune through May 18, 2020.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

The Mayor announces the following appointment to the Environmental/Shade Tree Commission:

Paul Bagdanov as the Alternate #2 member for an unexpired to two year term.

Res. #20-172 – Confirm the Mayor’s appointment to the Environmental/Shade Tree Commission.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

Res. #20-173 – Authorize the payment of bills.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

Res. # 20-174 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

Res. # 20-175 – Authorize Notice of Termination of Agreement with Labor Attorney, Grace, Marmero and Associates, LLP.

Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township by submitting questions via email to vgadaleta@neptunetownship.org.

ADJOURNMENT – NEXT MEETING WILL BE HELD ON MAY 18, 2020

ORDINANCE NO. 02-09

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 STOCKTON AVENUE AND REMOVING A HANDICAPPED PARKING ZONE ON COOKMAN AVENUE

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

SECTION 1

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

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Stockton Avenue	1	North side of Stockton Avenue beginning 53 feet east of the southeast intersection of Stockton Avenue and New Jersey Avenue

SECTION 2

Volume I, Chapter VII, Section 7-21.1 – Handicapped Parking on Street, is hereby amended by *removing* the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Cookman Avenue	1	South side of Cookman Avenue 70 feet west of the intersection of Cookman Avenue and Pennsylvania Avenue

SECTION 3

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

APPROVED ON FIRST READING: April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-10

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVI, SECTION 16-3 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED BUILDING SEWERS AND CONNECTIONS BY AMENDING THE DEFINITION OF BUILDING SEWER AND CLARIFYING THE RESPONSIBILITY OF THE TOWNSHIP AND PROPERTY OWNER FOR THE BUILDING SEWER (LATERAL) BETWEEN A BUILDING AND THE SEWER MAIN

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 XVI, Section 16-3.2 – “Definitions”, is hereby amended by amending the definition of “Building Sewer” to read as follows:

Building sewer shall mean the extension from the building drain to the public sewer or other place of disposal. This is also referred to as “house connection” or “lateral”.

SECTION 2

Volume I, Chapter XVI, Section 16-3.11 – “Responsibility of Township and Property Owner (Customer)”, is added as follows:

a. The Township shall not be responsible for maintaining any portion of the building sewer (lateral) from the property owners’ building to the sewer main, or for damage done by sewer escaping there from, or from lines or fixtures on the customer’s property. The customer shall at all times comply with applicable regulations with respect thereto and make changes that are required. All connections, buildings sewers, and fixtures from the main (laterals) to the building shall be maintained by the customer in good order. All leaks in the building’s sewer from the main to the building sewer line (lateral), or in a fixture in the premises served, must be repaired immediately by the owner or occupant of the premises at his/her/its sole expense.

b. The customer shall be responsible for notifying the Township of the party contracted to do any work in the customer’s building sewer (lateral) prior to work being commenced and said contractor shall not backfill any trench until the work has been inspected by the Township’s representative or Plumbing Code Official. Any work not acceptable shall be immediately removed and replaced by work which is acceptable.

SECTION 3

The section “Violations and Penalties”, which is currently numbered as Section 16-3.11, is hereby renumbered as Section 16-3.12

SECTION 4

This Ordinance shall become effective immediately upon its final passage and publication as required by law.

SECTION 5

All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING: April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-11

AN ORDINANCE AUTHORIZING TRANSFER AND ACCEPTANCE OF TITLE TO 1602 (AND 1602B) WEST LAKE AVENUE (BLOCK 605, LOT 47), 263 (AND 265) MYRTLE AVENUE (BLOCK 605, LOT 2), AND 1711 WEST LAKE AVENUE (BLOCK 610, LOT 14), NEPTUNE TOWNSHIP TO THE TOWNSHIP OF NEPTUNE

WHEREAS, by Resolution of Authorization approved by the Township Committee on April 27, 2020, the Township of Neptune was authorized to enter into Contracts of Sale with 1723 Bangs Avenue, LLC; for the purchase of properties located at 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47) and 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and with Hammer Route 9, LLC, for the purchase of property located at 1711 West Lake Avenue, (Block 610, Lot 14) in the Township of Neptune, for consideration of \$207,500.00; \$207,500.00 and \$210,000.0 respectively, for a total purchase price of \$625,000.00, with the intent of redeveloping the aforesaid properties along with other properties in the West Lake Area; and

WHEREAS, it was the intent of the Resolution of April 27, 2020, that the parties enter into the aforesaid Contracts of Sale, subject to the procurement of an appropriate Title Searches and Title Policies providing for the transfer of clear title, the procurement of surveys of the subject properties and the inspection of the properties to the satisfaction of the Township, and a determination by the Township through all means available that clear title on all properties can be transferred without disabling encumbrances; subject to funding through a Capital Funding Ordinance.

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Neptune, County of Monmouth and the State of New Jersey that pursuant to State Statute allowing municipalities to accept and purchase property, the Township hereby authorizes the transfer and acceptance of Deeds to properties located at 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47) and 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and 1711 West Lake Avenue, (Block 610, Lot 14) , Neptune Township, New Jersey, subject to a determination through Title Searches and Title Policies of clear title, no disabling encumbrances as a result of the surveys obtained of the properties, and inspections of the properties, that clear and unencumbered properties and titles can be transferred to the Township of Neptune, as set forth above; and,

BE IT FURTHER ORDAINED, that the Township Attorney is hereby authorized to prepare or review Deeds of Transfer on behalf of the Township, obtain their execution and record the same in the Clerk's Office of Monmouth County, and that the Mayor and Clerk are hereby authorized to execute the Contracts of Sale and/or all other necessary documents of transfer, subject to all conditions and contingencies aforesaid; and,

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

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

APPROVED ON FIRST READING:

April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-12

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VARIOUS PARCELS OF REAL PROPERTY IN THE WEST LAKE AVENUE REDEVELOPMENT ZONE AND CERTAIN DEMOLITION OF IMPROVEMENTS THEREON, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$665,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvement or purpose stated in Section 3 hereof, there is hereby appropriated the sum of \$700,000, said sum being inclusive of a down payment in the amount of \$35,000 (the "Down Payment") for said improvement required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$700,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$665,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$665,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the acquisition of and payment of the purchase price for various parcels of real property in the West Lake Avenue Redevelopment Zone in the Township, located at 263 Myrtle Avenue (Block 605, Lot 2 on the official tax map of the Township), 1602 West Lake Avenue (Block 605, Lot 47 on the official tax map of the Township), and 1711 West Lake Avenue (Block 610, Lot 14 on the official tax map of the Township) (collectively, the "West Lake Redevelopment Properties"), including the demolition of improvements currently existing on the West Lake Redevelopment Properties, and also including all consulting work, preparation of plans and specifications, construction planning, surveying, permits, bid documents, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$665,000.

(c) The estimated cost of said improvement or purpose is \$700,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$35,000 available for such improvement or purpose.

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

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

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

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$665,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

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

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

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

APPROVED ON FIRST READING: April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

RESOLUTION #20-155 – 4/27/20

ADOPT 2020 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET

BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$31,220,939.43 for municipal purposes; and, \$1,399,071.00 for the minimum library levy:

General Revenues

Surplus Anticipated	2,800,000.00
Miscellaneous Revenues Anticipated	9,550,423.27
Receipts from Delinquent Taxes	947,106.95
Local Tax for Municipal Purposes	31,220,939.43
Local Tax for Minimum Library Levy	1,399,071.00

Total Revenues 45,917,540.65

General Appropriations


Within "CAPS"	
Operations including contingent	31,542,255.00
Deferred Charges and Statutory Expenditures	4,292,207.00

Excluded from "CAPS"

Operations	2,862,908.65
Capital Improvements	100,000.00
Municipal Debt Service	4,720,170.00
Reserve for Uncollected Taxes	2,400,000.00

Total General Appropriations 45,917,540.65

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-156 - 4/27/20

AUTHORIZE THE PURCHASE OF A RECORDING SYSTEM FOR THE
INTERVIEW ROOM IN THE POLICE DEPARTMENT

WHEREAS, the Police Department solicited quotes for the purchase of a recording system for the interview room in 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 Police Department and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the 2019 JAG Grant in the amount of \$14,473.00 and in the Law Enforcement Trust Fund in the amount of \$13,360.00, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of a Case Cracker Onyx interview room recording system for the Police Department be and is hereby authorized through Mack Camera & Video Service pursuant to their quote of \$27,833.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-157 - 4/27/20

EMPLOY TEMPORARY SEASONAL PERSONNEL
IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township has a need to employ seasonal workers in the Department of Public Works for the summer season; and,

WHEREAS, the Director of Public Works and Human Resources Director have forwarded their recommendations; and,

WHEREAS, funds for this purpose are available in the 2020 Municipal Budget in the appropriation entitled Solid Waste Collection S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following individuals be and are hereby employed in the Department of Public Works as temporary seasonal employees to perform various tasks within the Department, from May 15, 2020 to August 31, 2020, not to exceed forty (40) hours per week, at a salary of \$15.00 per hour with no health benefits:

Elijah Dennis

Tyler Scorben

Nathaniel Parkman

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-158 – 4/27/20

ACCEPT FY19 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS AWARD
THROUGH THE NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY

WHEREAS, the New Jersey Department of Law & Public Safety offers sub grants via the Hazardous Materials Emergency Preparedness (HMEP) federal grant program to municipalities for HMEP training and drills; and,

WHEREAS, the Township submitted a funding application for training of employees to respond to accidents and incidents involving hazardous materials and/or develop emergency hazardous incident plans; and,

WHEREAS, the Township has received notification from the New Jersey Department of Law & Public Safety of a FY19 Hazardous Materials Emergency Preparedness Grant Program Sub-award (No. 2019-07) for the period from 9/30/2019 to 9/30/2020 in the amount of \$31,500.00 with no local match required,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby accept HMEP Sub-award No. 2019-07 through the New Jersey Department of Law & Public Safety in the amount of \$31,500.00 for the period from 9/30/2019 to 9/30/2020; and,

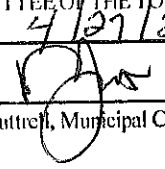
BE IT FURTHER RESOLVED, that the Township of Neptune is accepting this grant of funds specifically for the purpose of training employees to respond to accidents and incidents involving hazardous materials and/or develop emergency hazardous incident plans as described in the grant application, and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the O.E.M. Coordinator and Grant Coordinator.

Vote:

Brantley: aye
McMillan: aye
Rizzo: aye
Williams: aye
Lane: aye

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 4/27/2020


Richard J. Cuttref, Municipal Clerk

RESOLUTION #20-158 – 4/27/20

ACCEPT FY19 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS AWARD
THROUGH THE NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY

WHEREAS, the New Jersey Department of Law & Public Safety offers sub grants via the Hazardous Materials Emergency Preparedness (HMEP) federal grant program to municipalities for HMEP training and drills; and,

WHEREAS, the Township submitted a funding application for training of employees to respond to accidents and incidents involving hazardous materials and/or develop emergency hazardous incident plans; and,

WHEREAS, the Township has received notification from the New Jersey Department of Law & Public Safety of a FY19 Hazardous Materials Emergency Preparedness Grant Program Sub-award (No. 2019-07) for the period from 9/30/2019 to 9/30/2020 in the amount of \$31,500.00 with no local match required,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby accept HMEP Sub-award No. 2019-07 through the New Jersey Department of Law & Public Safety in the amount of \$31,500.00 for the period from 9/30/2019 to 9/30/2020; and,

BE IT FURTHER RESOLVED, that the Township of Neptune is accepting this grant of funds specifically for the purpose of training employees to respond to accidents and incidents involving hazardous materials and/or develop emergency hazardous incident plans as described in the grant application, and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the O.E.M. Coordinator and Grant Coordinator.

Vote:

Brantley:
McMillan:
Rizzo:
Williams:
Lane:

RESOLUTION #20-159 - 4/27/20

AUTHORIZE THE PURCHASE OF TWO LUCAS CHEST COMPRESSION SYSTEMS
FOR THE EMS DEPARTMENT

WHEREAS, the EMS Director has recommended the immediate purchase of two (2) Lucas Chest Compression Systems for the EMS 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, in light of the COVID-19 health crisis, the Center for Disease Control has provided guidance that describes the enhanced risk to Emergency Medical Technicians from highly infectious aerosolized aspiration in the performance of CPR; and,

WHEREAS, the EMS Director has requested the immediate purchase of two (2) Lucas Chest Compression Systems which will greatly reduce the need for EMTs to provide CPR and allow a level of distancing from the patient while providing lifesaving interventions; and,

WHEREAS, due to the emergent need for this equipment, multiple quotes were not obtained,

WHEREAS, funds for this purpose will be provided in Ordinance No. 19-21 and the Recovery Reserve Fund, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the emergency purchase of two (2) Lucas Chest Compression Systems for the EMS Department be and is hereby authorized through Stryker Sales Corp. at an amount not to exceed a total of \$35,000.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-160 - 4/27/20

REQUEST THE DIVISION OF LOCAL GOVERNMENT SERVICES TO GRANT
APPROVAL OF A DEDICATION BY RIDER OF REVENUES RECEIVED FOR
THE FEDERAL LAW ENFORCEMENT TRUST FUND

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, N.J.S.A. 2C:64-1, et. seq. and N.J.S.A. 40A:5-1 et. Seq. establishes the process and procedure for the receipt and expenditure of funds received through forfeiture proceedings and the Township desires to dedicate any such revenues in its annual budget; and,

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

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

1) The Township Committee does hereby request permission of the Director of the Division of Local Government Services to utilize forfeiture funds received for the Federal Law Enforcement Trust Fund.

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

3) The Township Clerk shall forward certified copies of this resolution to the Business Administrator, Chief Financial Officer and Assistant C.F.O.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION 20-161 – 4/27/20

AUTHORIZE THE MAYOR AND CLERK TO EXECUTE THE FY2021-2023 AGREEMENT WITH MONMOUTH COUNTY FOR COOPERATIVE PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM PURSUANT TO THE INTERLOCAL SERVICES ACT

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, it is necessary to establish a legal basis for the County and its people to benefit from this program; and

WHEREAS, an Agreement has been proposed under which the and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

WHEREAS, it is in the best interest of the Township of Neptune to enter into such an agreement,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, that the agreement entitled "AGREEMENT BETWEEN THE COUNTY OF MONMOUTH AND CERTAIN MUNICIPALITIES LOCATED HEREIN FOR THE ESTABLISHMENT OF A COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES", a copy of which is attached hereto, be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its enactment; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the County of Monmouth along with three executed copies of said Agreement, and a copy to the Township's Community Development Representative.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-162 – 4/27/20

AUTHORIZE THE TAX COLLECTOR TO PROCESS THIRD QUARTER
"ESTIMATED" TAX BILLS, DUE AUGUST 1, 2020

WHEREAS, in light of the disruption caused by the coronavirus outbreak, the State has delayed the adoption of the State Fiscal Year 2021 Budget to September 30, 2020; and,

WHEREAS, the Division of Local Government Services (DLGS) cannot certify State Aid allocations to municipal budgets until the State Aid Appropriations are known; and,

WHEREAS, the DLGS cannot approve municipal budgets and the County Board of Taxation cannot certify taxes until long after the June 30, 2020 deadline to process third quarter tax bills due August 1, 2020; and,

WHEREAS, without an adopted 2020 Municipal Budget and without a 2020 Certified Tax Rate, the Tax Collector cannot process the final 2020 Tax Levy; and,

WHEREAS, the DLGS strongly recommends under Local Finance Notice 2020-07 that municipalities prepare to issue estimated property tax bills for 2020; and,

WHEREAS, the tax Collector, in consultation with the Chief Financial Officer, computed and certified an estimated Tax Levy necessary to bill third quarter taxes due August 1, 2020,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey on this 27th day of April, 2020, that the Tax Collector is hereby authorized and directed to process estimated tax bills for the third quarterly installment of 2020 taxes; and,

BE IT FURTHER RESOLVED, that the third quarterly installment of 2020 taxes shall not be subject to interest until the later of August 10, 2020 or the twenty-fifth (25) calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue, and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-163 – 4/27/20

EXTEND DUE DATE FOR SUMMER DOCKAGE FEES AT MUNICIPAL MARINA

WHEREAS, the balance of summer dockage fees at the Municipal Marina is due on March 15th of each year with late fees accruing after April 1st; and,

WHEREAS, in consideration of the on-going public health emergency, the Harbor Master has recommended that this deadline be extended until April 30th with late fees being charged on May 1st,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune does hereby authorize an extension of the deadline for full payment of 2020 summer dockage fees at the Municipal Marina from March 15, 2020 to April 30, 2020; and,

BE IT FURTHER RESOLVED, that late fees on summer dockage fees shall begin to accrue on May 1, 2020, and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Harbor Master, Chief Financial Officer, and Auditor.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-164 - 4/27/20

RECLASSIFY EMPLOYEE TO THE POSITION OF
FOREMAN IN THE PUBLIC WORKS DEPARTMENT

WHEREAS, there is a vacancy in the position of Foreman in the Public Works Department;
and,

WHEREAS, the position was duly posted; and,

WHEREAS, the Human Resources Director and the Business Administrator have made a
recommendation to reclassify an existing employee to said position; and,

WHEREAS, funds will be provided in the 2020 Municipal Budget in the appropriation entitled
Buildings and Grounds S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune
that Derrell Edwards be and is hereby reclassified to the position of Foreman in the Public Works
Department at an annual salary of \$68,000.00 effective May 1, 2020; and,

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

CERTIFICATION

**HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020**



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-165 - 4/27/20

DISMISS APPEAL FILED BY HARLEE GARDEN, LLC IN THE MATTER OF A RENT LEVELING BOARD DECISION RENDERED ON JUNE 6, 2019

WHEREAS, the Neptune Township Rent Leveling Board was presented with a complaint by JADUS McINTYRE, residing at 1516 Monroe Avenue, Apt. 19A, Neptune Township, New Jersey, alleging reduction in services in violation of Section 4-30.9, entitled, "Standards of Service" of the Neptune Township Rent Control Ordinance, and sought relief as a result thereof; and

WHEREAS, a hearing on the complaint was scheduled and heard by the Rent Leveling Board on May 2, 2019; and

WHEREAS, on May 2, 2019, the Complainant appeared before the Neptune Township Rent Leveling Board and testified, with no one appearing on behalf of the Landlord; and

WHEREAS, the Neptune Township Rent Leveling Board on June 6, 2019, adopted Resolution 2019-06 determining certain credits be allowed to the Tenant as a result of reduced rental value caused by both mold and improper flooring in the kitchen; and

WHEREAS, although the Landlord did not participate in the aforesaid hearings, the Landlord filed a Notice of Appeal to the governing body of Neptune Township, and requested a transcript of the aforesaid hearings before the Neptune Township Rent Leveling Board; and

WHEREAS, an invoice for the balance of the cost of said transcript was forwarded in the amount of \$658.45 to the Landlord's attorney on September 27, 2019. However, the invoice was not paid and the Landlord has not proceeded on the aforesaid appeal; and

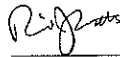
WHEREAS, the Landlord's delay in payment of the aforesaid invoice and proceeding with the aforesaid appeal is over 90 days, and by email from the attorney for the Landlord, Ragan and Ragan, W. Peter Ragan, Jr., on December 12, 2019, Mr. Ragan indicated that he "may not be the attorney much further on the appeal."; and,

WHEREAS, on February 6, 2020, the Neptune Township Rent Leveling Board adopted Resolution #20-06 which recommended that the Mayor and Township Committee consider dismissing the appeal by filed Harlee Gardens, LLC against the decision of the Rent Leveling Board for lack of prosecution in this matter,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Appeal filed by Harlee Gardens, LLC of the June 6, 2019 decision of the Neptune Township Rent Leveling Board, as detailed in Resolution 2019-06, be and is hereby dismissed for lack of prosecution in said matter, as recommended by the Assistant Township Attorney; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-166 - 4/27/20

AUTHORIZE CHANGE ORDER #2 IN CONNECTION WITH THE
11TH AVENUE SEWER REHABILITATION PROJECT

WHEREAS, on March 25, 2019, a contract was awarded to Lucas Construction Group in the amount of \$1,829,800.00 in connection with the 11th Avenue sewer rehabilitation project; and,

WHEREAS, on March 9, 2020, the Township Committee adopted Resolution #20-142 which authorized Change Order #1 for a net increase of \$206,151.26 revising the total contract amount to \$2,035,951.26; and,

WHEREAS, changes to the contract have been experienced as a result of additional concrete curbing and aprons to provide the proper edge for the installation of new road surface and to alleviate ponding of water along the gutter line; and,

WHEREAS, these changes have been approved by the Township Engineer; and,

WHEREAS, funds for this purpose are available through any remaining balances in Ordinances No. 17-19, 16-28 and 09-21, plus Ordinance No. 19-32, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Mayor and Clerk be and are hereby authorized to execute Change Order #2 in the contract with Lucas Construction Group in connection with the 11th Avenue sewer rehabilitation project resulting in a net increase of \$139,550.00 revising the total contract amount to \$2,175,501.26; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-167 - 4/27/20

CONFIRM EMPLOYMENT OF TEMPORARY EMERGENCY MEDICAL TECHNICIANS
AND OFFICE OF EMERGENCY MANAGEMENT PERSONNEL TO FULFILL EMERGENT
NEEDS AS AUTHORIZED BY THE DECLARATION OF EMERGENCY IN THE
TOWNSHIP OF NEPTUNE

WHEREAS, on March 16, 2020, and updated on April 6, 2020, the Mayor of the Township of Neptune and the Neptune Township Emergency Management Coordinator executed and issued a Declaration of Emergency in the Township of Neptune as a result of the COVID-19 public health emergency; and,

WHEREAS, The Declaration of Emergency contains measures to be taken in insure order and to protect the health of all persons affected by this emergency including the granting of authorization to the Township Administrator, in consultation with the Emergency Management Coordinator, to hire part time employees to fulfill emergent needs; and,

WHEREAS, the Township Administrator and Emergency Management Coordinator took such action to employ part time Emergency Medical Technicians and Office of Emergency Management personnel; and,

WHEREAS, funds for this purpose are available in various line items in the 2020 municipal budget and the Chief Financial Officer has so certified in writing. The total appropriation is contingent upon the duration of the public health crisis as determined by applicable Executive Orders of the Governor of the State of New Jersey and the local Declaration of Emergency,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the action taken by the Township Administrator and Emergency Management Coordinator to employ the following part time Emergency Medical Technicians and Office of Emergency Management personnel at a hourly rate of \$15.00 be and is hereby confirmed:

Matthew Breslin
Bailey Burke
Michelle Davidson
Taylor Davis
Jeffrey Downing
Tina Duda
Daniel Hamilton
Kevin Hetzler
Alexandra Kerwin
Timothy Kortenhaus
Stephanie Leather
Karen Lody
Melanie Manning

John Matthews
Rebecca Matthews
Rozziel Murrin
Jeffrey Newenhouse
Jake Niedenstein
Michael Oakes
Gretchen Peters
Joseph Pierro
Brian Rath
Charles Reevey
Katherine Scott
Barbara Thompson
Robert Ware

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-168 - 4/27/20

REQUEST THE DIVISION OF LOCAL GOVERNMENT SERVICES TO GRANT
APPROVAL OF A DEDICATION BY RIDER OF REVENUES RECEIVED FOR
SENIOR CENTER BUILDING IMPROVEMENTS

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, N.J.S.A. 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 this State and of the United States; and,

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

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

- 1) The Township Committee does hereby request permission of the Director of the Division of Local Government Services to utilize donated funds received for Senior Center Building Improvements.
- 2) The Township Clerk is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.
- 3) The Township Clerk shall forward certified copies of this resolution to the Business Administrator, Chief Financial Officer and Assistant C.F.O.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-169 - 4/27/20

AUTHORIZE A SHIFT BONUS TO EMERGENCY MEDICAL PERSONNEL ASSIGNED
TO AN AMBULANCE OR MEDICAL AMBULANCE BUS DURING
THE COVID-19 PUBLIC HEALTH EMERGENCY

WHEREAS, on March 9, 2020, Governor Phil Murphy declared a Public Health State of Emergency for the entire State of New Jersey. On March 16, 2020, and further updated on April 6, 2020, the Mayor of the Township of Neptune and the Neptune Township Emergency Management Coordinator executed and issued a Declaration of Emergency in the Township of Neptune as a result of the COVID-19 public health emergency; and,

WHEREAS, the Township's part-time emergency medical personnel have been operating in high risk conditions for the entirety of the emergency; and,

WHEREAS, in addition to an increase in the volume of calls, emergency medical personnel are working in an environment that places them at risk of a highly contagious and infectious disease; and,

WHEREAS, our part-time emergency medical technicians often work for multiple employers who compete for their time; and,

WHEREAS, the Township's emergency medical services personnel have proudly maintained necessary staffing to answer any and all calls for emergency medical assistance; and,

WHEREAS, the Township Committee recognizes the sacrifice made by Township emergency medical personnel,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes a Shift Bonus paid to emergency medical service responders who worked a shift assigned to an ambulance or the medical ambulance bus of \$4.00 per hour paid as a bonus in the pay period at the end of each month for the duration of the COVID-19 public health emergency; and,

BE IT FURTHER RESOLVED, for this purpose are available in the 2020 municipal budget in the appropriation entitled Emergency Medical Services, S&W and the Chief Financial Officer has so certified in writing. The total appropriation is contingent upon the duration of the public health crisis as determined by applicable Executive Orders of the Governor of the State of New Jersey and the local Declaration of Emergency,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-170 - 4/27/20

AUTHORIZE CONTRACTS FOR THE PURCHASE OF 1602 (AND 1602B) WEST LAKE AVENUE; 263 (AND 265) MYRTLE AVENUE AND 1711 WEST LAKE AVENUE, BY THE TOWNSHIP OF NEPTUNE

WHEREAS, West Lake Avenue and Myrtle Avenue consist of a Redevelopment Area, and two of the properties are presently owned by 1723 Bangs Avenue, LLC; located at 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47) and 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and the other property is owned by Hammer Route 9, LLC, located at 1711 West Lake Avenue, (Block 610, Lot 14) in the Township of Neptune, and are important with regard to the redevelopment of the area; and

WHEREAS, as a result of negotiations between the Township Administrator and the property owners, and based on prior review by the Tax Assessor, it is the recommendation of the Township Administrator that the Township should enter into a contract to purchase the properties as follows:

1602 (and 1602B) West Lake Avenue for \$207,500.00;
263 (and 265) Myrtle Avenue for \$207,500.00;
1711 West Lake Avenue for \$210,000.00;
Representing a total of \$625,000.00; and

WHEREAS, the successful completion of the purchase of said property is contingent upon adoption of an ordinance to authorize the conveyance of property to the Township as well as adoption of an appropriate funding ordinance by the Township Committee,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Township Committee hereby authorizes the Township Attorney to negotiate and to draft or revise a contract to purchase the properties located at 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47), and 263 (and 265) Myrtle Avenue (Block 605, Lot 2), owned by 1723 Bangs Avenue, LLC, and the other property owned by Hammer Route 9, LLC, located at 1711 West Lake Avenue, (Block 610, Lot 14) in the Township of Neptune for a total purchase price of \$625,000.00; and,

BE IT FURTHER RESOLVED, that if the contract negotiations and execution are successful and the Township desires to obtain title to the subject property, the governing body shall approve of said transfer by separate Ordinance; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-171 - 4/27/20

EXTEND TEMPORARY RESTRICTIONS ON TRANSIENT AND SEASONAL GUESTS
IN THE TOWNSHIP OF NEPTUNE THROUGH MAY 18, 2020

WHEREAS, on April 6, 2020, Neptune Township Emergency Management Coordinator executed an updated Declaration of Emergency in the Township of Neptune as a result of the COVID-19 public health emergency; and,

WHEREAS, the Declaration of Emergency places temporary restrictions on transient guest and seasonal guests in the Township of Neptune until April 27, 2020 at which time the Township Committee is to consider a resolution to extend, amend, or expire the restriction; and,

WHEREAS, the Township Committee desires to extend the same restrictions as contained in the Declaration of Emergency through May 18, 2020,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby extends the following temporary restrictions on hotels, motels, guest houses and private residences with regard to "seasonal" or "transient" guests as promulgated by the Declaration of Emergency issued by the Neptune Township Emergency Management Coordinator and Administrative Order 2020-08 issued by the State of New Jersey as follows:

1. Transient guests and seasonal guests, as described below in Paragraph 2, are hereby prohibited from staying at any hotel, motel, guest house, or other short term rental property, including within private residences, effective immediately and remaining in effect until 8:00PM on Monday, May 18, 2020.
2. The term "transient guest or seasonal tenant" shall be any guest of a hotel, motel, guest house, or other short term rental property, staying for less than thirty (30) days, with the exception of (i) individuals housed as a part of State-directed non-congregate shelter initiative, (ii) individuals taking temporary residence supported by Federal, State, or local emergency and/or other housing assistance, or (iii) healthcare or other emergency workers taking temporary residence.
3. The governing body of the Township of Neptune shall include a resolution on their meeting of May 18, 2020 to determine an extension, amendment, or expiration of this restriction.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Emergency Management Coordinator, Chief of Police, Director of Code, Business Administrator, and Township Attorney.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-172 - 4/27/20

CONFIRM MAYOR'S APPOINTMENT TO THE
ENVIRONMENTAL/SHADE TREE COMMISSION

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms the Mayor's appointment of Paul Bagdanov to the Environmental/Shade Tree Commission as the Alternate #2 member to an unexpired two year term expiring December 31, 2021; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Secretary to the Environmental/Shade Tree Commission.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-173 – 4/27/20

AUTHORIZE THE PAYMENT OF BILLS

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

CURRENT FUND	8,244,820.25
GRANT FUND	1,572.08
TRUST FUND	27,671.88
GENERAL CAPITAL FUND	923,451.40
SEWER OPERATING FUND	73,566.28
SEWER CAPITAL FUND	508,876.88
MARINA OPERATING FUND	4,552.31
BILL LIST TOTAL	\$9,784,511.08

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-174 – 4/27/20

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

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

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

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

Contract negotiations – Labor Attorney
3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.
4. This Resolution shall take effect immediately.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON April 27, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-175 – 4/27/20

AUTHORIZE NOTICE OF TERMINATION OF AGREEMENT WITH
LABOR ATTORNEY, GRACE, MARMERO AND ASSOCIATES, LLP

WHEREAS, as a result of a Request for Qualifications submitted in December, 2019 through the Fair and Open Process, the Law Firm of Grace, Marmero and Associates, LLP was appointed as Labor Counsel for the Township of Neptune for the year 2020 on January 1, 2020; and

WHEREAS, the Agreement was entered into between the Law Firm of Grace, Marmero and Associates, LLP and the Township of Neptune on January 6, 2020, with an expiration date per Paragraph 12.0 of the Agreement of December 31, 2020; subject to right of prior termination as set forth in Paragraph 5.0 of the Agreement, which specifically allows: "This Agreement may be terminated by Township upon thirty (30) days written notice to Labor and Employment Attorney without cause"; and

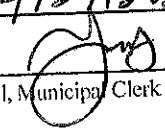
WHEREAS, at the April 27, 2020 meeting of the Township Committee, in Executive Session, the performance of the appointed Labor Attorney and the circumstances of said performance was discussed, and it was concluded that it was in the best interest of the Township of Neptune and the citizens of the Township of Neptune, not to continue with the Law Firm of Grace, Marmero and Associates, LLP as the official Labor Attorney and Employment Attorney; except for certain matters which the Law Firm has been representing Neptune Township in, which are near completion.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Township Committee hereby terminates the Agreement for the Labor and Employment Attorney with the Law Firm of Grace, Marmero and Associates, LLP, pursuant to Paragraph 5.0 of the Agreement with the parties, and authorizes the Township Attorney to send a thirty (30) day Notice of Termination per the Agreement; with the exception that the aforesaid Labor Attorney may continue and finalize its representation of Neptune Township with regard to the matter of Neptune Township v. Nita Raval, Esq. and the Law Firm of Florio, Kenny, Raval, LLP; as well as the litigation matters pending involving Kyheem Davis, Elena Gonzalez and Christine Savage; and,

BE IT FURTHER RESOLVED, that termination of the Agreement with regard to all other matters not excluded shall be effective upon thirty (30) days of receipt of the aforesaid Notice of Termination authorized by the governing body of the Township of Neptune; and,

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 4/27/2020


Richard J. Cuttrel, Municipal Clerk