

TOWNSHIP COMMITTEE MEETING – NOVEMBER 22, 2010

Mayor Jahn called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, James W. Manning, Jr., Kevin B. McMillan and Mayor Mary Beth Jahn.

Also present at the dais were Richard J. Cuttrel, Municipal Clerk; Philip D. Huhn, Township Administrator; Michael J. Bascom, Chief Financial Officer; and Gene Anthony, Township Attorney.

Mayor Jahn announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on August 19, 2010, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

The following items were discussed in open session:

Mr. Bascom stated that the Federal Emergency Management Agency (FEMA) announced that the Township received two grant awards for flood mitigation projects. The projects include bulkheading installation and storm water backflow valves from the East End Avenue bridge to Milford Avenue and along the South Concourse. The bulkheading will be raised to prevent tidal flooding during moon cycles. The Committee will have to consider ordinances in December to authorize the funding. The Township's match is 25% unless the County contributes 10% which reduces the Township share to 15%.

The Mayor stated that she met with interested individuals regarding the RV/Boat storage ordinance and proposed tighter language. She stated the Committee can move to adopt the ordinance on the agenda tonight and consider these revisions in January. Mr. Manning recommended that the ordinance be tabled this evening and then the Committee can consider the amendments and adopt a final version in the new year. Mr. Bishop stated that the Committee needs to consider a percentage of property coverage permitted in the historic district.

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

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

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

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

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

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

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

Contract negotiations – Seabrook Village Sewer Service Agreement
Litigation – Responsible Contractor Ordinance proposed amendments
Personnel – Police promotions

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

4. This Resolution shall take effect immediately.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

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

Mr. Bascom stated that the Township has an agreement to reserve sewer capacity with Seabrook Village that is about to expire. Seabrook Village did not purchase additional property and did not expand the facility. William Sitar, the owner of the property for which the capacity is reserved, has requested an amendment to reflect that the capacity is for the property and not

exclusive to Seabrook Village. Mr. Bascom recommended that the Committee consider amending the agreement as requested because it continues to be a revenue for the Township and we do not have an interest in the type of development on the property since it is not located in Neptune Township.

Leanne Hoffmann was present to discuss a request from Neptune Marina to put trailers and boat storage on the Township easement along the Concourse. The Township originally denied the request; however, Neptune Marina submitted new plans to the Board of Adjustment. These plans show a fence and parking in the right-of-way for which the Township has jurisdiction. The Committee agreed that the Board of Adjustment is not the correct venue and it is a matter for the Township Committee to decide since the activity is in the right-of-way. The Committee asked that their denial of the request be reiterated to Neptune Marina.

The Committee reviewed a proposal from The Passion Group to organize and conduct a Township festival sometime in October, 2011 which will take the place of Neptune Day. The proposal estimates a profit of \$3600 to the Township based on a percentage of the registration and vendor fees. The Committee asked that a resolution be prepared to accept the proposal.

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

Mayor Jahn called the meeting to order and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, James W. Manning, Jr., Kevin B. McMillan and Mayor Mary Beth Jahn.

Also present at the dais were Richard J. Cuttrell, Municipal Clerk; Philip D. Huhn, Township Administrator; Michael J. Bascom, Chief Financial Officer; and Gene Anthony, Township Attorney.

After a moment of Silent Prayer and the Flag Salute, the Mayor asked the Clerk to indicate the fire exits.

The Clerk stated, "Fire exits are located in the direction I am indicating, in case of fire you will be notified by bell and or public address system. If you are alerted of fire, please move in a calm, orderly manner to the nearest smoke-free exit or the next nearest exit as directed over the public address system.

Mayor Jahn announced that the notice requirements of R.S. 10:4-18 for an "Annual Notice" have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on August 19, 2010, 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, resolutions and ordinances are available online at www.neptunetownship.org for public viewing before each Township Committee meeting.

APPROVAL OF MINUTES

Mr. Bishop offered a motion, seconded by Mr. McMillan, to approve the minutes of the meeting held on October 25th. All were in favor except Dr. Brantley who abstained.

PROCLAMATION

The Mayor proclaimed the month of December as Drunk and Drugged Driving Prevention Month.

COMMENTS FROM THE DAIS

The Mayor requested comments from the dais and they were as follows:

Mr. Bishop read the following statement: I want to clarify something that seems to be confused in the minds of a few in our community, a couple in particular. Mr. Golub and Mr. Granelli the election is over.

I and my peers have come to serve, often at personal sacrifice but still we choose to serve. The spewing of venom and darkness that continues is not worthy of our town. I live in a country where we pride ourselves in the peaceful selection of our leaders at all levels. Where we disagree but strive not to be disagreeable in the pursuit of the common good. A creed where men and women fight on foreign soil to protect our freedoms and, as many of these men and women with us today protect our homes and our property here within our own neighborhoods because people who wish to do harm unfortunately walk among us.

The cowardly and childish act of thrusting a box of nails wrapped in a paper bag at someone who ran successfully because they want to give back to their community and hide in that bag a note with a threatening tone is unacceptable and inexcusable. Attempting to get someone fired from their job who does not even serve is reprehensible. It is bad enough to go after the elected officials not because of anything in particular but just because we are in control but threats to someone's livelihood who does not even serve is over the line.

Over the past few months I have participated in vigils, discussions and private moments related to the effects of bullying. We often speak of the influences such as music, video games and movies. Well, we cannot leave out the actions of what should be respected members of our community - the husband of a school board member and a former elected township official. If it's okay for these individuals to harass, demean, and take sophomoric and threatening actions, why should we expect more of our young men and women. We must ask, what kind of example are we setting?

But actually, I am probably angrier at myself. All of my life I have faced the bully in the school yard and kept my head high and walked on. But over the past few weeks I have asked the police to keep an eye on my home and the homes of my colleagues, I moved one of our vehicles to the township lot while I was away so that it could be protected from possible damage. The conventional wisdom is just ignore them, but what am I telling the young people with whom I work. What am I telling the people in our community who look for someone to stand for them if I will not stand up for myself. Enough is enough,

Today our state legislature passed an Anti-Bullying Bill of Rights for our school children. Perhaps it is time for some of our adults to examine their own actions. I will call them out and ask them to explain their actions. I will not take the excuse of "it wasn't me," because they are setting the tone of hatred and much like crying fire in a crowded theatre they are emboldening people. I will not tolerate it in a public meeting and ask my colleagues to do the same.

When politics becomes about personalities, not policies; when potential acts of harm or slander for the sake of winning or justifying a loss seemingly become the sole focus of one's existence, we must realize that the only real losers are the people we all should endeavor to serve.

James Manning stated he attended the League of Municipalities convention in Atlantic City and he also attended the dinner for Chief O'Neil and thanked him for his years of service.

Dr. Michael Brantley stated the Chief has been very helpful and wished him well with his future.

Kevin McMillan thanked Chief O'Neil for serving the Township. He felt he was a great asset. He also stated that he had the opportunity of teaching a third grade class and he attended the League of Municipalities Conference.

Mayor Jahn stated she attended the Chief's dinner and it was bitter sweet. She also stated she attended a meeting held by Cablevision and a number of Neptune Kids were able to ask the presenter questions. She also announced that the Neptune Pee Wee's are regional champions.

PUBLIC COMMENTS ON RESOLUTIONS

The Mayor requested public comments regarding resolutions presented on this agenda and they were as follows:

Dorothy Argyros expressed her concern regarding Resolution #10-455. She stated there were run away taxes in the town and two people quit and they are hiring four. She questioned why they were hiring four people to replace two.

Mr. Cuttrell stated all four for on call. It allows for flexibility.

PROMOTE OFFICERS IN THE POLICE DEPARTMENT

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

WHEREAS, at the request of the Chief of Police, the Business Administrator posted various positions in the Police Department; and,

WHEREAS, the resumes which were submitted were reviewed by the Chief of Police; and,

WHEREAS, the Chief of Police has submitted his recommendations,

WHEREAS, funds for this purpose will be provided in the 2010 budget in the appropriation entitled Police 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 Police Officers in the Township of Neptune be and are hereby promoted to the rank as herein stated, effective December 1, 2010, as recommended by the Chief of Police,

To Captain of Police

Lieutenant James Hunt

To Lieutenant of Police

Sergeant Jeff Force

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief of Police, Chief Financial Officer, F.O.P. #19 and the Business Administrator.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

Mr. Bishop administered the Oath of Office to Lt. Force. Capt. Huhn was attending the F.B.I. Academy in Virginia.

PROMOTE ROBERT H. ADAMS, SR. TO CHIEF OF POLICE

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

WHEREAS, due to the retirement of Howard O'Neil, there is a need to fill the position of Chief of Police; and,

WHEREAS, the Business Administrator has made his recommendation; and,

WHEREAS, funds for this purpose will be provided in the 2010 budget in the appropriation entitled Police 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 Robert H. Adams, Sr. be and is hereby promoted to the position of Chief of Police in the Township of Neptune effective December 1, 2010; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Robert H. Adams, Sr., Business Administrator, Chief Financial Officer and Assistant C.F.O.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

The Oath of Office was administered to Chief Adams by Alexander D. Lehrer, retired Monmouth County Superior Court Judge.

The Mayor called for a brief recess to allow the families of the promoted officers to leave the room.

ORDINANCE NO. 10-37 – TABLED

Mr. McMillan offered a motion, moved and seconded by Dr. Brantley, to table Ordinance No. 10-37. The ordinance was tabled on the following vote: Bishop, no; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, no.

ORDINANCE NO. 10-37

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 411.09 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE AS IT RELATES TO THE STORAGE OF RECREATIONAL VEHICLES AND BOATS

ORDINANCE NO. 10-43 – ADOPTED

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

ORDINANCE NO. 10-43

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A PARKING TIME LIMITATION ON THE SOUTH SIDE OF WEST LAKE AVENUE BETWEEN HIGHWAY 35 AND DRUMMOND AVENUE AND A NO PARKING ZONE ON A PORTION OF THE NORTH SIDE OF WASHINGTON AVENUE

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

There being further comments, the Mayor closed the public hearing.

The ordinance was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

ORDINANCE NO. 10-44 – ADOPTED

Dr. Brantley offered the following ordinance, moved and seconded by Mr. Bishop, that it be adopted:

ORDINANCE NO. 10-44

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVI, SECTION 16-3.5 OF THE CODE OF THE TOWNSHIP OF NEPTUNE TO ADD AN EXCEPTION TO THE REQUIREMENT TO UTILIZE PUBLIC SEWERS

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

The ordinance was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

CONSENT AGENDA

Mr. Bishop offered the following resolutions of the Consent Agenda, moved and seconded by Mr. Manning, that they be adopted:

AUTHORIZE THE CANCELLATION OF MORTGAGES IN CONNECTION WITH REGIONAL CONTRIBUTION AGREEMENT PROJECTS

WHEREAS, the Township of Neptune holds two mortgages in connection with Regional Contribution Agreement Projects at 431 Myrtle Avenue and 1105 Fordham Road; and,

WHEREAS, six full years has passed since the date of the mortgages and the properties remain in the ownership of the borrowers; and;

WHEREAS, the Township desires to cancel said mortgages in accordance with the terms of the mortgage notes,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and they are hereby authorized to execute cancellation of mortgages in connection with Regional Contribution Agreement Projects at 431 Myrtle Avenue and 1105 Fordham Road; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the RCA

Attorney.

EMPLOY ON-CALL PART-TIME YARD ATTENDANTS IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, due to the resignations of Fred Gorsline and John Stocum , there is a need for additional on-call/part-time Yard Attendants in the Public Works Department; and,

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

WHEREAS, the Public Works Director has made his recommendations; and,

WHEREAS, funds will be provided in the 2010 municipal budget in the appropriation entitled _____, known as Account No _____, and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Robert Holmes, Jr., Robert Crelin, Jr., Michael Finer and Kathy Nimbley be and are hereby employed as on-call/part-time Yard Attendants in the Department of Public Works effective November 23, 2010, at an hourly salary of \$12.80; and,

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

AUTHORIZE EXECUTION OF COMMERCIAL REFUSE COLLECTION AGREEMENTS WITH MERIDIAN HEALTH REALTY CORP.

WHEREAS, the Township of Neptune requires the execution of an agreement with commercial establishments desiring to utilize the services of the Department of Public Works for refuse collection; and,

WHEREAS, Meridian Health Realty Corp. is the owner of four commercial locations and has executed a Commercial Refuse Collection Agreement for each location,

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 Commercial Refuse Collection Agreements with Meridian Health Realty Corp. for commercial refuse collection by the Township of Neptune at the following locations:

- 51-81 Davis Avenue
- 2020 6th Avenue
- 2441 Highway 33 (Fortuanto Place)
- 2020 Highway 33

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Meridian Health Realty Corp., Public Works Director, Business Administrator, Chief Financial Officer, Assistant C.F.O., and Deputy Tax Collector.

ACCEPT PERFORMANCE GUARANTEE FILED BY PH SURF AVENUE HOUSE, LLC FOR SITE IMPROVEMENTS AT 27 SURF AVENUE

WHEREAS, PH Surf Avenue House, LLC has filed a cash performance guarantee in the amount of \$24,000.00, guaranteeing site improvements at the proposed project known as Surf Avenue House located at 27 Surf Avenue (Block 27, Lots 370, 372, 374 and 384); and,

WHEREAS, the required inspection fee escrow has been posted; and,

WHEREAS, the acceptance of this Performance Guarantee does not authorize the issuance of any licenses or permits by the Construction Department but serves as certification to the Planning Board/Board of Adjustment that compliance with the Land Development Ordinance of the Township of Neptune has been met;

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

1. The Performance Guarantee as stated above be and is hereby accepted.

2. The Mayor and Clerk be and are hereby authorized to execute a Developer's Agreement for the above referenced project.

3. A copy of this resolution shall be forwarded to the Township Engineer, Planning Board, Construction Department, Director of Engineering and Planning, Chief Financial Officer and the Developer.

AWARD FAÇADE IMPROVEMENT LOAN/GRANT TO PAUL AND KATHLEEN PASSANTE FOR BUSINESS LOCATED AT 54 OLIN STREET

WHEREAS, the Township Committee created a Façade Improvement Loan/Grant Program by adoption of Ordinance 00-3; and,

WHEREAS, on November 15, 2010, the Façade Review Committee approved two applications filed by Paul & Kathleen Passante for two storefronts located at 54 Olin Street, Ocean Grove for a \$5,000 grant and \$5,000 loan for each storefront; and,

WHEREAS, the Township Committee desires to authorize the award of said loan/grant as approved by the Façade Review Committee; and,

WHEREAS, funds will be provided from the U.D.A.G. Reciprocal Loan Account and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an award of two \$5,000/grants and \$5,000/loans be and are hereby approved under the Façade Improvement Loan/Grant Program for two storefronts located at 54 Olin Street pursuant to the application approved by the Façade Review Committee on November 15, 2010; and,

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

PLACE LIEN ON VARIOUS PROPERTIES

WHEREAS, Ordinance #843 of the Township of Neptune states that where a violation or condition exists on any property in the Township of Neptune that is of such a nature as to constitute an immediate threat to life, health, safety and the well being of residents in this township unless abated without delay, the Code Enforcement Supervisor may abate the violation or condition immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

WHEREAS, the Code Enforcement Supervisor determined that the condition of the properties listed below constituted such a threat; and,

WHEREAS, the Code Enforcement Supervisor has notified the Township Committee of the Township of Neptune that the owners of said property have failed to correct the condition/violation as ordered; and

WHEREAS, the Code Enforcement Supervisor has had the condition corrected in accordance with Article IV, Section 6.2 (a) of Ordinance #843 at a total cost as indicated below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following properties; and,

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
158/8	10 Vanderbilt Place	140.00
220/515	1713 Stratford Avenue	165.00

BE IT FURTHER RESOLVED, that a copy of this resolution along with the Code Enforcement Supervisor's report be forwarded to the Tax Collector.

The resolutions of the Consent Agenda were adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

DESIGNATE SATURDAY, NOVEMBER 27TH AS SMALL BUSINESS SATURDAY

Mr. Bishop offered the following resolution, moved and seconded by Mr. McMillan, that it be

adopted:

WHEREAS, for every \$100 spent at local small businesses, \$68 returns to the community; and,

WHEREAS, small businesses employ half of all private sector employees and represent 99.7% of all employer firms nationwide; and,

WHEREAS, over the past two decades, small businesses created 65 percent of net new jobs; and,

WHEREAS, the Township Committee recognizes the importance of small businesses to both the overall economy and the local Neptune community, and desires to set aside a day to support these businesses,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Saturday, November 27, 2010 is hereby designated as Small Business Saturday in the Township of Neptune and the Committee hereby calls upon all Neptune Township residents to recognize this day by supporting and recognizing the importance of these small businesses to our local economy and our community.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

AUTHORIZE THE PAYMENT OF BILLS

Mr. Bishop offered the following resolution, moved and seconded by Dr. Brantley, that it be adopted:

BE IT RESOLVED, That the following bills be paid if properly certified:

CURRENT FUND	2,986,586.83
FEDERAL & STATE GRANT FUND	49,895.94
TRUST OTHER	52,130.79
GENERAL CAPITAL FUND	497,002.29
SEWER OPERATING FUND	7,863.92
MARINA OPERATING FUND	699.57
MARINA CAPITAL FUND	825.00
DOG TRUST	22,052.10
U.D.A.G. TRUST	97.00
BILL LIST TOTAL	\$3,617,153.64

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Manning, aye; McMillan, aye; and Jahn, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Dorothy Argyros stated there has been a lot of repression from the Mayor to the residents and she has spoken to a lawyer and he said that they could speak under the First Amendment unless they were disrupting or defaming. She questioned what could happen if your rights were violated. He told her that you could sue up to \$15,000. She stated she has been chilled at how the Mayor screams at residents. She was concerned with the civility and how the residents are being treated. She stated she did not want to restrict speech. She also stated she wanted to see who was offended by boats being placed in the yard.

Mayor Jahn stated that Code could provide her with a list regarding the boats. She also stated there has been safety issues and they could not allow people to walk around up front because at the last meeting someone threw nails at an upcoming committee person and someone threw a bottle at her in the parade.

Mrs. Argyros stated she felt they were trying to help the marina make a profit.

Mary Ann Carroll questioned whether the RV would allow for parking in driveway/sidewalks.

Mayor Jahn stated yes.

Ms. Carroll went on to stated that she felt that this would not fix the problem and she felt it would be a weak link. She felt the language should be pulled and consider the property values. She stated she could park a cigarette boat and an RV and it would still be acceptable. She went onto state that she already saw boats on lawns, tree removals and this is very distressing to her and the Township is allowing this. She stated she did not understand why the Township was entertaining people with such large toys.

Mayor Jahn stated they would take this information into consideration.

Dr. Brantley stated he has been hearing a lot of similar concerns.

Ms. Carroll stated she did not understand why the Township was trying to accommodate such a small group of people.

Michael Golub applauded the Committee for trying to accommodate the residents regarding the boats because they are taxpayers and we are close to the water. He also stated he wanted to clarify a couple of things regarding campaign signs especially the larger 4X signs. He stated they said he mis-characterized his meeting with the Chief and he would like to meet with him and his comments were different than the Committee. They mentioned he threw a box of nails when he stated he placed it on the table. He went on to state that the Mayor stretches the truth. He requested she show the truth. He stated a lot of oppression was coming from the Mayor.

Mayor Jahn stated the only thing the bag with the nails in it was missing was gun powder and a blasting cap and you had an IRA car bomb. She told him that he was Neptune's version of Hezzbolah.

Mr. Golub stated he was raised as an Orthodox Jew and half of his family lived in Israel and he took offense to her comments.

Mayor Jahn had Mr. Golub escorted out.

Richard Inkeles questioned what was happening at the Rite Aide Site.

Mr. Bishop stated it was an issue with the electrical contractors.

Mr. Inkeles questioned the funding for the Senior Center and if the center was a HUD Project.

Mr. Bascom stated the approval they received from the county was to utilize the funding from the sale of the Senior Center to offset the cost for the new one.

Mr. Inkeles questioned whether anyone got in touch with HUD.

Mr. Bascom stated HUD for them was the County and that they have to go through them and they received County approval through them. He explained the process.

Mr. Inkeles requested to see the requirements because he wasn't understanding the process.

Debbie Koch 1102 Green Grove Road stated there has been some tree removal across from her property and it happened the past couple of weeks and it was her understanding that there wasn't a permit to remove the trees..

Mr. Bishop stated it was the right away of the electric company and they do not have to request anything of us.

Ms. Koch stated she noticed others that are painted red for removal and they don't appear to be in the right a way of it.

Mr. Bishop asked Mr. Huhn look into it.

Ms. Koch questioned having a left hand signal on Green Grove Road and Route 66. She discussed it a year ago.

Mayor Jahn stated they requested it a year ago but would follow it up with a letter.

Ms. Koch stated she would like for them to consider the good of the Committee in spite of the bickering.

Jim Granelli addressed the issue of having new bairs in the lobby of the police department and he had to go outside to discuss his private business. He expressed his concerns to comments made by public officials. He felt that words were stretched. He also stated he hadn eyesore that was a temporary shelter that was parked on his neighbors property.

Michael D. Fornino commended the Committee for Appointing Mr. Adams as the Chief of Police and felt he would be a fine representative of the town. He discussed the parking limitations in the Gables. He also discussed his unhappiness in the rat being placed at the proposed Rite Aide. He stated he asked the guys that were picketing what was their gripe.

Kennedy Buckley questioned what was happening to the political parties and he foundt offensive because it was not productive to him. He hoped that things would get better sthat he would want to come back to the meetings.

Richard Holberthorn, 110 Highland Avenue stated he did not want the large RV's parked in his neighbor's driveway. He hoped they would consider this and not allow it.

Hank Coakley referenced the dredging of the Shark River and he felt that time that has lapsed was not acceptable.

Richie Tillie stated in Ocean Grove there are a large number offalse alarms going off and a large number of the alarms going off were at the Whitefield. He felt the alarm systems should be up to date.

Joe Krimko asked the Clerk to send the ordinance referring to the alarms to the police department and put it to work.

Mr. Bishop offered a motion, seconded by Mr. McMillan, to adjourn. All were in favor.

Municipal

Richard J. Cuttrell,
Clerk

EXECUTIVE SESSION – NOVEMBER 22, 2010

(All members present)

Litigation – Responsible Contractor ordinance amendments

Leanne Hoffmann present.

Mr. Anthony stated that the current Responsible Contractor Ordinance states that the bidder must check off that they are participating in an apprenticeship program. In the case of the Pennsylvania Avenue Pumping Station project, the bidder stated that they applied for certification of their program. Mr. Anthony ruled that this was a curable defect in the bid submittal and allowed them to obtain the certificate and then be awarded the contract as the low bidder. The ordinance should be amended by stating that proof of an apprenticeship program is required rather than just requiring that a box be checked. Mr. Manning suggested that a certificate or like document be required at the time of bid opening for all contractors and sub-contractors and not allow this to be cured after bid opening. Ms. Hoffmann asked if there should be a threshold for the requirement since some sub-contractors may be doing a small amount of work. Mr. Bascom recommended that the bid threshold be the trigger point. The Committee agreed on these amendments and asked th at the appropriate ordinance amendment be prepared for the introduction at the first meeting in December.

Real Estate negotiations – Former Clara's property

Mr. Bascom stated that the property owners are not pleased with the amount of the Township's appraisal (\$165,000) and are obtaining another appraisal.