

**TOWNSHIP COMMITTEE WORKSHOP MEETING – JUNE 11, 2012 – 6:00 P.M.**

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

| <u>ROLL CALL</u>     | <u>PRESENT/ABSENT</u> |
|----------------------|-----------------------|
| Dr. Michael Brantley | _____                 |
| Eric J. Houghtaling  | _____                 |
| Mary Beth Jahn       | _____                 |
| Kevin B. McMillan    | _____                 |
| J. Randy Bishop      | _____                 |

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

Mayor Bishop announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 5, 2012, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

**ITEMS FOR DISCUSSION IN OPEN SESSION**

1. Discussion – COAH Spending Plan.
  
2. Discussion – Monmouth County Open Space grant application. (PW)
  
3. Discussion – Request for ordinance amendment to permit consumption of alcohol at licensed establishments on Sundays beginning at 7:00 a.m. (currently 10:00 a.m.) (PW)
  
4. Discussion – Signalization of Route 35 and Heck Avenue intersection and traffic pattern change at Route 35 and Monroe Avenue. (PW)
  
5. Discussion – Policy on Township Committee members attendance at seminars and other functions. (PW)

6. Review Committee calendars/follow-up on outstanding issues from previous meeting.
  
7. Outstanding parking lot items. (PW)

Res. # 12-223 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**TOWNSHIP COMMITTEE MEETING – JUNE 11, 2012 – 7:00 P.M.**

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

| <u>ROLL CALL</u>     | <u>PRESENT/ABSENT</u> | <u>PRESS REPRESENTATIVES</u>      |
|----------------------|-----------------------|-----------------------------------|
| Dr. Michael Brantley | _____                 | Don Stine<br>The Coaster          |
| Eric J. Houghtaling  | _____                 | Charles Layton<br>Blogfinger      |
| Mary Beth Jahn       | _____                 | Kevin Penton<br>Asbury Park Press |
| Kevin B. McMillan    | _____                 |                                   |
| J. Randy Bishop      | _____                 |                                   |

Also present at the dais: Gene Anthony, Township Attorney; Philip D. Huhn, Business Administrator; Michael J. Bascom, Chief Financial Officer; and Richard J. Cuttrell, 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 Bishop announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on January 5, 2012, 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 posted online at [www.neptunetownship.org](http://www.neptunetownship.org).

**PROCLAMATION**

The Mayor will proclaim the month of July as Recreation and Parks Month in the Township of Neptune.

**REPORT OF THE CLERK**

The Clerk states that the following reports and communications are on file in the Clerk's office:

Senior Beacon for June.

A letter from Roger Wenzek thanking the Public Works Department for recent work on South Riverside Drive.

A letter from Rosemary Gray thanking Joe Shafto for volunteering his services to move a shed to the new Senior Center location.

**COMMENTS FROM THE DAIS**

The Mayor will now request comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

**PUBLIC COMMENTS ON RESOLUTIONS**

Public comments regarding resolutions presented on this agenda only. The public will be permitted one

visit to the microphone with a limit of five minutes.

**ORDINANCES**

For each ordinance with a public hearing, the public will be permitted one visit to the microphone with a limit of five minutes.

**ORDINANCE NO. 12-12** - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding handicapped parking zones on Mt. Carmel Way and New York Avenue and removing a handicapped parking zone on Abbott Avenue. - Final Reading

*Explanatory Statement: This ordinance authorizes a handicapped parking stall on Mt. Carmel Way adjacent to the Tabernacle and moves a handicapped parking stall from in front of 77 Abbott Avenue to the New York Avenue side of the same address.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-13** - An ordinance to amend Section 1001 of the Land Development Ordinance of the Township of Neptune by amending the affordable housing contribution requirements and procedures in accordance with Council on Affordable Housing regulations. – Final Reading

*Explanatory Statement: This ordinance establishes standards for the collection, maintenance, and expenditure of development fees pursuant to Council on Affordable Housing’s regulations. Fees collected pursuant to this ordinance shall be used for the sole purpose of providing low-and moderate-income housing. This ordinance shall be interpreted within the framework of COAH’s rules on development fees, codified at N.J.A.C. 5:97-8.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-14** - Bond ordinance providing for various sewer utility improvements, by the Sewer Utility of 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 Sewer Utility of the Township to finance part of the cost thereof – Final Reading

*Explanatory Statement: This ordinance authorizes a Sanitary Sewer Infrastructure Program, including but not limited to, the reconstruction of sewer system infrastructure in the Gables section of the Township and other locations in the Township as specified in documents on file in the Office of the Township Engineer and the acquisition of a utility truck*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-15** - Bond Ordinance providing for the acquisition of various equipment, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$100,000 therefor and authorizing the issuance of \$95,000 bonds or notes of the Township to finance part of the cost thereof – Final Reading

*Explanatory Statement: This ordinance authorizes the acquisition of various equipment, including but not limited to, the acquisition and installation, as applicable, of various computer hardware and software, radar units, plotters, printers, and various police equipment*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-16** - Bond Ordinance providing for the acquisition of various equipment and vehicles, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$300,000 therefor and authorizing the issuance of \$285,000 bonds or notes of the Township to finance part of the cost thereof – Final Reading

*Explanatory Statement: This ordinance authorizes the acquisition of various equipment and non-passenger vehicles, including but not limited to, the acquisition of a pothole patching machine, turf maintenance equipment, leaf vacuum truck, utility truck, skid steer machine, and dump truck*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-17** - Bond Ordinance providing for various improvements to various parks and other township facilities, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$250,000 therefor and authorizing the issuance of \$237,500 bonds or notes of the Township to finance part of the cost thereof – Final Reading

*Explanatory Statement: This ordinance authorizes various improvements to various parks, playgrounds and other Township facilities in the Township, including but not limited to, Loffredo Field, Pittenger Park and Jumping Brook Park, such improvements shall include but are not limited to, as applicable, various drainage improvements and the construction or repair, as applicable, of various walking paths and renovations to various Township garages and storage facilities*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-18** - Bond Ordinance providing for various marina utility improvements, by the Marina Utility of the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$90,000 therefor and authorizing the issuance of \$85,500 bonds or notes of the Marina Utility of the Township to finance part of the cost thereof – Final Reading

*Explanatory Statement: This ordinance authorizes various Marina Utility improvements, including but not limited to, the acquisition, construction and installation, as applicable, of floating docks and security systems, various piling and dock improvements, various plumbing and electrical improvements, and various improvements to the marina office facility*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-19** - An ordinance to amend Volume I, Chapter III, Section 3-8 of the Code of the Township of Neptune by prohibiting skateboarding and rollerblading on certain public property – Final Reading

*Explanatory Statement: This ordinance prohibits the use of skateboards and rollerblades on public property such as parking areas, parking lots, steps, walkways and ramps that provide access buildings, and recreational areas not designated for skateboard and rollerblade use.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-20** - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding a handicapped parking zone on Olin Street and deleting a handicapped parking zone on Fisher Avenue. – First Reading

*Explanatory Statement: This ordinance authorizes a handicapped parking zone in front of 15 Olin Street and removes a handicapped parking zone in front of 225 Fisher Avenue.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**ORDINANCE NO. 12-21** - An ordinance to further amend Ordinance #00-56 to remove the exemption from disturbance of steep slope areas for market housing developed in conformance with the requirements of the R-5 multi-family residential zone in the High Pointe – Route 18 Redevelopment Plan. – First Reading

*Explanatory Statement: This ordinance eliminates the exemption from disturbance of steep slope areas for market housing in the section of the High Pointe – Route 18 Redevelopment Plan where market housing is permitted.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

The Public Hearings on Ordinances 12-20 and 12-21 will be held on Monday, June 25, 2012.

**CONSENT AGENDA**

Res. # 12-224 – Place lien on various properties.

Res. # 12-225 – Authorize execution of Lease/Use Agreements with Youth Sports Organizations regulating use of municipal ball fields.

Res. # 12-226 – Authorize a place-to-place transfer (expansion of premises) of the liquor license issued to Saker Shop-Rites, Inc. t/a Shop Rite.

Res. # 12-227 – Authorize a person-to-person transfer of the liquor licensed issued to Mezznotti Riverfront, LLC t/a Sunsets.

Res. # 12-228 – Authorize the execution of a Release of Part of Mortgaged Property with TRF Ridge Avenue, LLC in connection with the Schoolhouse Square project.

Res. # 12-229 – Accept donation of a 2004 Ford Explorer from Neptune Fire District #1.

Res. # 12-230 – Authorize an amendment to the 2012 municipal budget to realize monies from a 2012 Cops in Shops Grant

Res. # 12-231 – Reject all bids for multipurpose wheel loaders.

Res. # 12-232 – Designate Deborah Herche as a Matron in the Police Department.

Res. # 12-233 – Employ temporary seasonal personnel for the Neptune Summer Recreation Program.

Res. # 12-234 – Employ temporary seasonal personnel for the Municipal Alliance Summer Program.

Res. # 12-235 – Renew liquor license held by Krenkel-Liquors, Inc. t/a Krenkel Liquors.

Res. # 12-236 – Authorize the renewal of liquor licenses for the 2012-2013 licensing year.

Res. # 12-237 – Accept a maintenance guarantee and release a performance bond filed by Wawa, Inc. for site improvements at 3520 Route 66.

Res. # 12-238 – Accept the resignation of Cody Smith as a Special Law Enforcement Officer- Class II.

CONSENT AGENDA Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-239 – Support NJDOT efforts to install a traffic signal at Heck Avenue and Route 35.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-240 – Request review and approval of a Municipal Affordable Housing Trust Fund Spending Plan from the Department of Community Affairs Local Planning Services.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-241 – Employ Special Law Enforcement Officers in the Police Department on a part-time basis.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

Res. # 12-242 – Authorize the payment of bills.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Brantley, \_\_\_\_\_; Houghtaling, \_\_\_\_\_; Jahn, \_\_\_\_\_; McMillan, \_\_\_\_\_; Bishop, \_\_\_\_\_.

**PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS**

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

**ADJOURNMENT**



ORDINANCE NO. 12-20

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A HANDICAPPED PARKING ZONE ON OLIN STREET AND DELETING A HANDICAPPED PARKING ZONE ON FISHER 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 7-21.2 - Handicapped Parking Spaces on Public Roads - Locations Designated, is hereby amended by adding the following:

| <u>Name of Street</u> | <u>No. of Spaces</u> | <u>Location</u>  |
|-----------------------|----------------------|--|
| Olin Street           | 1                    | North side of Olin Street beginning 68 feet east of the northeast intersection of Olin Street and Beach Avenue |

SECTION 2

Volume I, Chapter VII, Section 7-21.2 - Handicapped Parking Spaces on Public Roads - Locations Designated, is hereby amended by *deleting* the following:

| <u>Name of Street</u> | <u>No. of Spaces</u> | <u>Location</u>   |
|-----------------------|----------------------|---|
| Fisher Avenue         | 1                    | West side of Fisher Avenue beginning 260 feet north of the northwest intersection of Heck Avenue and Fisher Avenue. |

SECTION 3

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

\_\_\_\_\_  
Richard J. Cuttrell,  
Municipal Clerk

\_\_\_\_\_  
J. Randy Bishop,  
Mayor

ORDINANCE NO. 12-21

AN ORDINANCE TO FURTHER AMEND ORDINANCE #00-56 TO REMOVE THE EXEMPTION FROM DISTURBANCE OF STEEP SLOPE AREAS FOR MARKET HOUSING DEVELOPED IN CONFORMANCE WITH THE REQUIREMENTS OF THE R-5 MULTI-FAMILY RESIDENTIAL ZONE IN THE HIGH POINTE – ROUTE 18 REDEVELOPMENT PLAN

WHEREAS, the Township Committee of the Township of Neptune on December 26, 2000 adopted Ordinance 00-56 entitled “An Ordinance to Adopt the Hi-Tech Park Redevelopment Plan” and amend the zoning map of Neptune Township to include the Hi-Tech Park Redevelopment area, and,

WHEREAS, the Township Committee, from time to time, has adopted ordinances which amend the above-captioned matter and allow additional uses in the Redevelopment area of the LI Light Industrial Zoning District, and,

WHEREAS, the Neptune Township Committee, following required statutory standards, amended Ordinance 00-56 by adoption of Ordinance 05-47 to allow, in Section 2, west of New Jersey State Highway Route 18, as an additional use, the development of planned adult community consistent with the overall design standards of the planned commercial development in town of developable area, lot coverage, building coverage, building height, and exemption from disturbance of steep slope area, allowing further that such planned adult community would be developed in conformance with the requirements of the R-5 multi-family residential zone, and,

WHEREAS, the Township Engineer recommends that the ordinance be further amended to eliminate the provision that allows an exemption from disturbance of steep slope area in circumstances as authorized by Ordinance 05-47; and,

WHEREAS, the Planning Board has recommended amendment of the High Pointe – Route 18 Redevelopment Plan and the development regulations consistent therewith,

THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Neptune that Ordinance 00-56 and subsequent amending Ordinance 05-47 be and is hereby further amended to remove the exemption from disturbance of steep slope areas for market housing developed in conformance with the requirements of the R-5 multi-family residential zone. This section of the Redevelopment Plan therefore now reads and is restated as follows:

The Redevelopment Plan, namely Section 2, West of New Jersey State Highway Route 18, permits as an additional use, market housing developed in conformance with the requirements of the R-5 multi-family residential zone provided that the same comply with the overall design standards of the planned commercial development in terms of developable area, lot coverage, building coverage and building height. The maximum permitted density shall be ten (10) units per acre and the minimum tract size for any R-5 multifamily development use shall be ten (10) acres.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrel,  
Municipal Clerk

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J. Randy Bishop,  
Mayor

RESOLUTION #12-223 – 6/11/12

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,

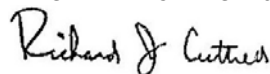
WHEREAS, this public body is of the opinion that such circumstances presently exist,

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 – Lease of land on adjacent to West Bangs Avenue by the County  
Potential Litigation – Fairway at Heritage Estates performance bond
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**

I HEREBY CERTIFY THE ABOVE TO BE A TRUE  
COPY OF A RESOLUTION ADOPTED BY  
THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF NEPTUNE ON 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-224 - 6/11/12

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,

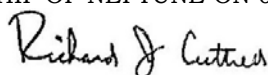
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following properties; and,

| <u>BLOCK/LOT</u> | <u>ADDRESS</u>    | <u>AMOUNT</u> |
|------------------|-------------------|---------------|
| 9005/4           | 734 Gail Drive    | \$1,595.00    |
| 215/107          | 155 Fisher Avenue | 980.00        |

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-225 - 6/11/12

AUTHORIZE EXECUTION OF LEASE/USE AGREEMENTS WITH YOUTH SPORTS ORGANIZATIONS REGULATING USE OF MUNICIPAL BALL FIELDS

WHEREAS, the Neptune Soccer Association, Neptune Little League and AYF-Neptune Fliers Youth Football and Cheer, Inc. conduct organized youth sports leagues and activities on Green Acres designated fields owned by the Township of Neptune; and,

WHEREAS, the Township and Youth Sports Organizations desire to enter into Lease/Use Agreement for the use of each respective Township owned field; and,

WHEREAS, the term of each Agreement is five years; each Agreement will go into effect upon execution by the Township and the respective Youth Sports Organization; however, each Agreement will be submitted to the State of New Jersey Green Acres Program for approval,

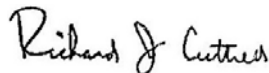
THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of Lease/Use Agreements, dated May 30, 2012, with the Neptune Soccer Association, Neptune Little League and AYF-Neptune Fliers Youth Football and Cheer, Inc. to establish regulations for conducting organized youth sports leagues and activities on Sunshine Village Fields, Jumping Brook Ballfields and Loffredo Fields, respectively; and,

BE IT FURTHER RESOLVED, that each Agreement shall be for a term of five years from January 1, 2012 to December 31, 2016 and shall be in effect upon the execution of the Agreement by the Township and respective Youth Sports Organization but will be subject to approval by the State of New Jersey Green Acres Program; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Township Attorney, Business Administrator and Recreation Director.

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-226 - 6/11/12

AUTHORIZE A PLACE-TO-PLACE TRANSFER (EXPANSION OF PREMISES) OF THE  
LIQUOR LICENSE ISSUED TO SAKER SHOP RITES, INC. T/A SHOP RITE

WHEREAS, an application has been filed for a place-to-place transfer (Expansion of Premises) of Plenary Retail Consumption License 1334-32-014-010, for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized;

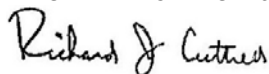
WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby approves, effective June 12, 2012, the expansion of the aforesaid Plenary Retail Consumption licensed premises located at 2200 Highway 66, Neptune, New Jersey, to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution by forwarded to the Applicant the Division of A.B.C.

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-227 - 6/11/12

AUTHORIZE A PERSON TO PERSON TRANSFER OF THE PLENARY RETAIL  
CONSUMPTION LICENSE PRESENTLY ISSUED TO  
MEZZNOTTI RIVERFRONT, LLC T/A SUNSETS

WHEREAS, Chen Group, Inc. has applied for a person-to-person transfer of Plenary Retail Consumption License # 1334-32-020-005 which is presently issued to Mezznotti Riverfront, LLC for premises at 302 South Concourse Avenue, Neptune, NJ; and,

WHEREAS, the application is complete in all respects; and,

WHEREAS, the required Affidavit of the source of funds of said liquor license has been filed by the applicant for the transfer and examined by the members of the Township Committee; and,

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey statutes, the regulations promulgated thereunder as well as the pertinent local ordinances and conditions imposed consistent with Title 33; and,

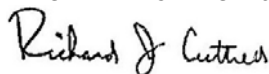
WHEREAS, all transfer procedures as outlined by state statute and local ordinances have been completed satisfactorily,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the person-to-person transfer of Plenary Retail Consumption License (w/ Broad Package Privilege #1334-32-020-005 as stated herein to Chen Group, Inc. t/a Sunsets effective June 12, 2012; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the New Jersey Division of ABC, Chief of Police, Municipal Clerk and the Applicant.

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-228 - 6/11/12

AUTHORIZE THE EXECUTION OF A RELEASE OF PART OF MORTGAGED  
PROPERTY WITH TRF DP RIDGE AVENUE. LLC IN CONNECTION WITH  
THE SCHOOLHOUSE SQUARE PROJECT

WHEREAS, the Township of Neptune holds a mortgage dated April 8, 2009 in the amount of \$400,000 with TRF DP Ridge Avenue, LLC in connection with the Schoolhouse Square project; and,

WHEREAS, Block 197.05, Lot 10, with an address of 148 Myrtle Avenue is included in the properties bound by said mortgage; and,

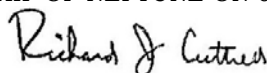
WHEREAS, said property is being sold as a housing unit and TRF DP Ridge Avenue, LLC is requesting that this property be released from the mortgage,

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 a Release of Part of Mortgaged Property to release Block 197.05, Lot 10, with an address of 148 Myrtle Avenue, from the properties bound by the existing mortgage dated April 8, 2009 in the amount of \$400,000.00; and,

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-229 - 6/11/12

ACCEPT DONATION OF A 2004 FORD EXPLORER FROM  
NEPTUNE TOWNSHIP FIRE DISTRICT #1

WHEREAS, Neptune Township Fire District #1 has declared that a 2004 Ford Explorer owned by the District is no longer needed by the District and is therefore surplus equipment; and,

WHEREAS, the Township of Neptune Code and Construction Department is in need of a four wheel drive vehicle; and,

WHEREAS, the Township's Fleet Maintenance provider has inspected said vehicle and found that the cost of any needed repair work is less than the value of the vehicle; and,

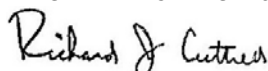
WHEREAS, the Fire District has offered the vehicle to the Township of Neptune at no cost,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby accepts a donation of a 2004 Ford Explorer bearing vehicle identification number 1FMZU72K24UA88451 from Neptune Township Fire District #1 at no cost to the Township; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Director of Public Works, Construction Official and Neptune Township Fire District #1.

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-230 - 6/11/12

AUTHORIZE AN AMENDMENT TO THE 2012 MUNICIPAL BUDGET TO REALIZE  
MONIES FROM A 2012 COPS IN SHOPS GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2012 in the sum of \$2,400.00 which is now available from a NJDL&PS Division of Highway Traffic Safety Cops in Shops – Summer Shore Initiative 2012 Grant in the amount of \$2,400.00; and,

BE IT FURTHER RESOLVED that the like sum of \$2,400.00 is hereby appropriated under the caption of Cops in Shops - Summer Shore Initiative 2012; and,

BE IF FURTHER RESOLVED, that the above is the result of funds from a NJDL&PS Division of Alcoholic Beverage Control Cops in Shops 2012 Summer Shore Initiative Grant in the amount of \$2,400.00; and,

BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution to Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

Vote:

Brantley:  
Houghtaling:  
Jahn:  
McMillan:  
Bishop:

RESOLUTION #12-231 - 6/11/12

REJECT ALL BIDS FOR MULTIPURPOSE WHEEL LOADERS

WHEREAS, on March 15, 2012, the Purchasing Agent received bids for the award of a contract to supply multipurpose wheel loaders; and,

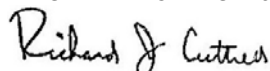
WHEREAS, said bids were reviewed by the Purchasing Agent who has recommended that all bids be rejected because they exceed the Township's budget estimate for this equipment in accordance with N.J.S.A. 40A:11-13.2(b),

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby rejects all bids received for multipurpose wheel loaders because all bids exceed the Township's budget estimate for this equipment in accordance with N.J.S.A. 40A:11-13.2(b); and,

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-232 - 6/11/12

DESIGNATE DEBORAH HERCHE AS A MATRON IN THE POLICE DEPARTMENT

WHEREAS, the Chief of Police has requested that Deborah Herche, Clerk/Typist in the Records Bureau, be designated as a Matron in the Police Department; and,

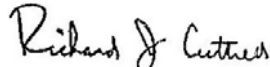
WHEREAS, in accordance with the current AFSCME Local #1844 contract, employees designated by the Chief of Police to perform Matron duties receive an \$800.00 annual stipend,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Deborah Herche be and is hereby designated as a Police Department Matron effective June 12, 2012 at an annual stipend of \$800.00 in accordance with the AFSCME Local #1844 contract; and,

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-233 - 6/11/12

EMPLOY TEMPORARY SEASONAL PERSONNEL FOR  
THE NEPTUNE SUMMER RECREATION PROGRAM

WHEREAS, the Township of Neptune Recreation Department will be sponsoring a Summer Recreation Program; and,

WHEREAS, applications were received and the following qualified applicants have been recommended for hire by the Recreation Director; and,

WHEREAS, funds will be provided in the 2012 Municipal Budget in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_, 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 persons be and are hereby employed in the Neptune Summer Recreation Program for the number of hours and days as specified herein, with the understanding that staffing levels will be based on final enrollment and this resolution does not guarantee either employment or number of hours; and,

Camp Director                      \$15.00/hour                      3.5 hours/day 32 days max

Rodney Taylor

Asst. Camp Director/Nurse    \$12.00/hour                      3.5 hours/day 30 days max

Cathy Long

Bus Drivers                      \$12.00/hour                      3.5 hours/day 30 days max

Janiesue Masco                  Betty Andrews (sub)

Role Models                      \$10.50/hour                      3.5 hours/day 30 days max

Barbara Carter                  Katie D'Ambrosia                  Taylor Dow  
Christa Pearsall                  Casey Trochanowski              Reid Cashour

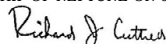
Substitute Role Models        \$10.50/hour                      3.5 hours/day 30 days max

Dyese Davis                      Woody Deroses                      Andrew Wildeman  
Takia Clayton                  Michael Oglesby                      Teesha Robinson

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-235 - 6/11/12

RENEW LIQUOR LICENSE HELD BY KRENKEL-LIQUORS, INC. T/A KRENKEL LIQUORS

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Plenary Distribution Consumption License known as 1334-44-009-005 be renewed to Krenkel-Liquors, Inc. t/a Krenkel Liquors, located at 700 Highway 35 for the 2012-2013 licensing year under the following conditions (continued from the prior licensing period):

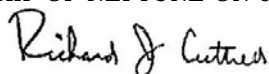
1) There will be no ingress and egress for customers of the liquor store and the main food store within the building. The only ingress and egress of the liquor store will be from the outside of the building. Employees of Krenkel's may utilize a door, or common counter area only to be utilized by employees of Krenkel's, within the subject building for ingress and egress between the two businesses.

2) A surveillance camera will be installed on the outside of the building to monitor the package goods store. Alternatively, a camera installed on the inside of the store will suffice so long as it monitors the outside of the store.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control, Municipal Clerk and the License Holder.

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-236 - 6/11/12

AUTHORIZE THE RENEWAL OF LIQUOR LICENSES  
FOR THE 2012-2013 LICENSING YEAR

WHEREAS, the following liquor licensees have completed the renewal application and a New Jersey State Sales Tax Clearance Certificate has been received by the Clerk's Office,

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses, and Club Licenses in the Township of Neptune be and are hereby renewed for the period July 1, 2012 to June 30, 2013:

PLENARY RETAIL CONSUMPTION LICENSES

| <u>STATE NUMBER</u> | <u>NAME</u>  | <u>ADDRESS</u>                       |
|---------------------|--|--------------------------------------|
| 1334-33-004-005     | Ruby Tuesday, Inc. t/a Ruby Tuesday                              | 3595 Highway #66, Neptune            |
| 1334-33-007-004     | Garden Bar Liquors t/a Sprengel's Sports Bar                     | 2447 Highway #33, Neptune            |
| 1334-33-010-007     | Jumping Brook Spirits, Inc. t/a Jumping Brook Spirits            | 3701 Highway #33, Neptune            |
| 1334-33-011-003     | 35 Brew Inc., t/a Headliner                                      | 1401 Highway #35, Neptune            |
| 1334-33-012-013     | East Coast Eatery, LLC   | 3548 Route 66, Neptune               |
| 1334-32-014-010     | Saker Shop-Rites, Inc, t/a ShopRite Liquors and Wines of Neptune | 2200 Highway #66, Neptune            |
| 1334-33-018-013     | Clones, LLC t/a "Clancy's"                                       | 25 South Main St., Neptune           |
| 1334-33-021-005     | Ayles Corp., t/a "Shore Lanes"                                   | 701 Highway 35, Neptune              |
| 1334-33-023-007     | Neptune Ale House, LLC t/a MJ's                                  | 3295 Highway 66, Neptune             |
| 1334-32-024-003     | Sudsy Enterprises, Inc. t/a Sudsy Mug Saloon                     | 1105 6 <sup>th</sup> Avenue, Neptune |
| 1334-32-025-009     | Atlantic Coast Food Systems, LLC                                 | Inactive                             |
| 1334-33-026-007     | Matrix/Jumping Brook, LLC t/a Jumping Brook Golf & Country Club  | 210 Jumping Brook Rd, Neptune        |
| 1334-36-037-001     | Residence Inn  | 230 Jumping Brook Rd, Neptune        |

PLENARY RETAIL DISTRIBUTION LICENSES

|                 |  |                            |
|-----------------|--|----------------------------|
| 1334-44-001-004 | Karan NJ Inc. t/a<br>"Rick's Wines & Liquors Store"  | 2832 West Bangs Ave,       |
| 1334-44-006-005 | Jai Durga Ma, Inc. t/a<br>Guy's Package Store        | 1417 Corlies Ave., Neptune |
| 1334-44-015-002 | Prit & Prisha, Inc. t/a<br>Discount Liquor Warehouse | 1611 Asbury Ave., Neptune  |

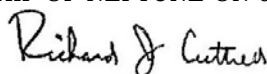
CLUB LICENSES

|                 |   |                               |
|-----------------|---|-------------------------------|
| 1334-31-027-001 | Frederick Dempsey Post No. 266<br>American Legion | 240 Drummond Ave, Neptune     |
| 1334-31-029-002 | SRBYC, Inc. t/a Shark River<br>Beach & Yacht Club | South Riverside Dr. Neptune   |
| 1334-31-031-001 | O'Brien Major VFW Post 2639                       | 1515 Corlies Ave. Neptune     |
| 1334-31-035-001 | Lodge 128 BPOE of the USA, Inc.                   | 3409 West Bangs Ave., Neptune |
| 1334-31-036-001 | Shark River Hills Fire Company #4, Inc.           | 200 Brighton Ave., Neptune    |

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control, and Municipal Clerk.

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-237 - 6/11/12

ACCEPT A MAINTENANCE GUARANTEE AND RELEASE A PERFORMANCE BOND  
FILED BY WAWA, INC. FOR SITE IMPROVEMENTS AT 3520 ROUTE 66

WHEREAS, on July 28, 2008, Wawa, Inc., filed a performance bond written by Travelers Casualty and Surety Company of America in the amount of \$625,320.00 guaranteeing site improvements for the Wawa location at 3520 Route 66 (Block 10000, Lots 27 & 28); and,

WHEREAS, the Township Engineer has certified that all site improvements have been completed in a satisfactory manner as of April 26, 2012 and said performance bond can be released; and,

WHEREAS, Wawa, Inc. has filed Maintenance Bond #105753805 written by Travelers Casualty and Surety Company of America guaranteeing said site improvements for a period of two years; and,

WHEREAS, the Township Attorney has reviewed and approved said maintenance bond,

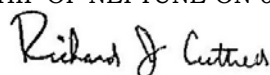
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Maintenance Guarantee as stated above be and is hereby accepted and the performance bond is authorized to be released; and,

BE IT FURTHER RESOLVED, that the cash portion of the performance guarantee on escrow with the Township be and is hereby authorized to be refunded; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Developer and Township Engineer.

**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 06/11/12



Richard J. Cuttrell, R.M.C., Municipal Clerk

RESOLUTION #12-238 - 6/11/12

ACCEPT THE RESIGNATION OF CODY SMITH AS A  
SPECIAL LAW ENFORCEMENT OFFICER – CLASS II

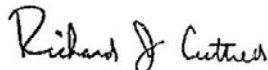
WHEREAS, the Township Committee has received a letter from Cody Smith resigning as a Special Law Enforcement Officer – Class II effective June 18, 2012,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Cody Smith as a Special Law Enforcement Officer – Class II is hereby accepted effective June 18, 2012; and,

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-239 - 6/11/12

SUPPORT NJDOT EFFORTS TO INSTALL A TRAFFIC SIGNAL  
AT HECK AVENUE AND ROUTE 35

WHEREAS, the Township of Neptune believes it is in the public's interest and safety to support the efforts of the New Jersey Department of Transportation to install a traffic signal at the intersection of Route 35 and Heck Avenue; and,

WHEREAS, due to the proximity of Neptune High School, Neptune Middle School, Neptune Municipal Complex, Board of Education offices and Brookdale College satellite branch, there is a high volume of pedestrian and vehicle traffic at this intersection during school hours and after school events; and,

WHEREAS, there is a delineated crosswalk at this intersection with a school crossing guard present during certain hours; and,

WHEREAS, the Neptune Township Police Department and New Jersey Department of Transportation have identified motor vehicle accidents at this intersection; and,

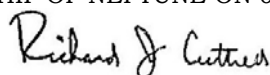
WHEREAS, the Township agrees with the findings of the New Jersey Department of Transportation to start required analysis to install a traffic signal at this location,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby conveys its full support to the efforts of the New Jersey Department of Transportation to install signalization at the intersection of Route 35 and Heck Avenue; and,

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk

RESOLUTION #12-240 - 6/11/12

REQUEST REVIEW AND APPROVAL OF A MUNICIPAL AFFORDABLE HOUSING  
TRUST FUND SPENDING PLAN FROM THE DEPARTMENT OF COMMUNITY  
AFFAIR'S LOCAL PLANNING SERVICES

WHEREAS, the Township Committee of the Township of Neptune petitioned the Council on Affordable Housing (COAH) for substantive certification in November, 2009; and

WHEREAS, Neptune Township received approval from COAH on October 27, 2008 of its development fee ordinance; and

WHEREAS, pursuant to the Executive Reorganization Act of 1969, P.L. 1969, c. 203 (C. 52:14C-1 et seq.), the Governor abolished COAH and transferred all functions, powers, and duties to the Commissioner of the Department of Community Affairs, effective August 29, 2011; and

WHEREAS, as a result of the Reorganization Plan, No. 001-2011, the review formerly to be conducted by COAH is now conducted by the Department of Community Affairs' ("DCA" or "the Department"), Local Planning Services unit; and

WHEREAS, the development fee ordinance establishes an affordable housing trust fund that includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, proceeds from the sale of affordable units; and,

WHEREAS, N.J.A.C. 5:97-8.1(d) requires a municipality with an affordable housing trust fund to receive approval of a spending plan from the Department prior to spending any of the funds in its housing trust fund; and

WHEREAS, N.J.A.C. 5:97-8.10 requires a spending plan to include the following:

1. A projection of revenues anticipated from imposing fees on development, based on pending, approved and anticipated developments and historic development activity;
2. A projection of revenues anticipated from other sources, including payments in lieu of constructing affordable units on sites zoned for affordable housing, funds from the sale of units with extinguished controls, proceeds from the sale of affordable units, rental income, repayments from affordable housing program loans, and interest earned;
3. A description of the administrative mechanism that the municipality will use to collect and distribute revenues;
4. A description of the anticipated use of all affordable housing trust funds pursuant to N.J.A.C. 5:97-8.7, 8.8, and 8.9;

5. A schedule for the expenditure of all affordable housing trust funds, provided that the trust fund balance as of July 17, 2008 is committed for expenditure within four years of that date and that all development fees and any payments in lieu of construction are committed for expenditure within four years from the date of collection;
6. If applicable, a schedule for the creation or rehabilitation of housing units;
7. A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions supporting or sponsoring public sector or non-profit construction of housing; and
8. The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan; and
9. A description of the anticipated use of excess affordable housing trust funds, in the event more funds than anticipated are collected, or projected funds exceed the amount necessary for satisfying the municipal affordable housing obligation.

WHEREAS, the Township of Neptune has prepared a spending plan consistent with N.J.A.C. 5:97-8.10 and P.L. 2008, c.46.,

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Neptune, County of Monmouth, hereby requests that DCA's Local Planning Services review and approve the Township of Neptune's spending plan.

Dated: June 11, 2012

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Richard J. Cuttrell  
Municipal Clerk

---

J. Randy Bishop,  
Mayor

RESOLUTION #12-241 - 6/11/12

EMPLOY SPECIAL LAW ENFORCEMENT OFFICERS  
IN THE POLICE DEPARTMENT ON A PART-TIME BASIS

WHEREAS, there is a need for additional Special Law Enforcement Officers – Class II in the Police Department on a part-time hourly basis; and,

WHEREAS, the positions were duly posted and applicants have been interviewed; and,

WHEREAS, the Chief of Police has made his recommendations; and,

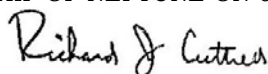
WHEREAS, funds will be provided in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Anthony Carafa and Shane Leaming be and are hereby employed as part-time Special Law Enforcement Officers - Class II, and to perform such other duties as prescribed by the Chief of Police, contingent upon successful completion of a background investigation and medical evaluation, effective immediately, at an hourly rate as established by prior resolution of the Township Committee:

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk



RESOLUTION #12-242 – 6/11/12

AUTHORIZE THE PAYMENT OF BILLS

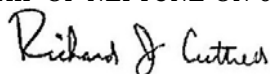
BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

|                            |                |
|----------------------------|----------------|
| CURRENT FUND               | 542,874.17     |
| FEDERAL & STATE GRANT FUND | 1,960.80       |
| TRUST OTHER                | 23,814.80      |
| GENERAL CAPITAL FUND       | 191,018.11     |
| SEWER OPERATING FUND       | 26,178.19      |
| SEWER CAPITAL FUND         | 223,605.17     |
| MARINA OPERATING FUND      | 23,475.02      |
| MARINA CAPITAL FUND        | 4,826.80       |
| DOG TRUST                  | 407.70         |
| LIBRARY TRUST              | 1,150.95       |
| BILL LIST TOTAL            | \$1,039,311.71 |

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

**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 06/11/12



Richard J. Cuttrel, R.M.C., Municipal Clerk