

**TOWNSHIP COMMITTEE WORKSHOP MEETING – JULY 23, 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 – Penalty section of Animal Control ordinance.
2. Discussion – International Coastal Cleanup (PW).
3. Review Committee calendars/follow-up on outstanding issues from previous meeting.
4. Outstanding parking lot items. (PW)

Res. # 12-281 – 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 – JULY 23, 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 The Coaster
Eric J. Houghtaling	_____	
Mary Beth Jahn	_____	Charles Layton Blogfinger
Kevin B. McMillan	_____	Kevin Penton Asbury Park Press
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. 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 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).

**APPROVAL OF MINUTES**

Motion offered by \_\_\_\_\_, seconded by \_\_\_\_\_, to approve the minutes of the meeting held on June 11th.

**REPORT OF THE CLERK**

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

Tax Collector's monthly statements for April, May and June.

Senior Center monthly statistics for June.

A letter from Louis Bianco commending the staff of the Neptune Library.

**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. 12-24** – Bond Ordinance providing for the acquisition of equipment associated with the implementation of a single stream recycling program, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$1,100,000 therefor and authorizing the issuance of \$1,045,000 bonds or notes of the Township to finance part of the cost thereof. - Final Reading

*Explanatory Statement: The Ordinance appropriates funds for the acquisition of equipment associated with the Township's implementation of a single stream recycling program, including but not limited to, the acquisition of semi-automated recycling trucks and all supporting capital equipment and supplies.*

Public Hearing:

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

**ORDINANCE NO. 12-25** – An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding a handicapped parking zone on Abbott Avenue, removing a handicapped parking zone at a different location on Abbott Avenue and adding a loading zone on Ocean Avenue - First Reading

*Explanatory Statement: The Ordinance authorizes a handicapped parking stall in front of 97 Abbott Avenue, removes an existing handicapped parking stall in front of 148 Abbott Avenue and adds a loading zone on Ocean Avenue adjacent to the boardwalk pavilion.*

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

**ORDINANCE NO. 12-26** – An ordinance to amend Volume I, Chapter VII, Section 7-13 of the Code of the Township of Neptune by adding a left turn prohibition at State Highway 35 and Monroe Avenue - First Reading

*Explanatory Statement: The Ordinance prohibits left turns from Monroe Avenue on to State Highway 35 at the recommendation of the New Jersey Department of Transportation..*

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

The Public Hearings on Ordinances 12-25 and 12-26 will be held on Monday, August 13, 2012.

**CONSENT AGENDA**

Res. # 12-282 – Accept a grant from the Hazardous Discharge Site Remediation Fund Public Entity Program through the New Jersey Economic Development Authority and the Department of Environmental Protection for the former Tides Motel property – remedial investigation and report preparation.

Res. # 12-283 – Place lien on various properties.

Res. # 12-284 – Authorize the submission of a 2013 grant application by the Neptune Alliance Against Alcoholism and Drug Abuse.

Res. # 12-285 – Amend source of funds certified for Resolutions #12-217 and #12-278.

Res. # 12-286 – Acknowledge the retirement of Thomas Faust as a Bus Driver at the Senior Center.

Res. # 12-287 – Confirm submission of an application to the FY2012 Federal Emergency Management Agency Assistance to Firefighters Grant Program.

Res. # 12-288 – Accept the resignation of Andrew Hallgring as a Special Law Enforcement Officer – Class II.

Res. # 12-289 – Authorize the refund of Municipal Marina summer dockage deposit.

Res. # 12-290 – Terminate employee.

Res. # 12-291 – Authorize the execution of an extension of the Employment Agreement with the Chief of Police.

Res. # 12-292 – Authorize the submission of a 2013 Title IIIB funding grant to the Monmouth County Office on Aging.

Res. # 12-293 – Authorize the cancellation and refund of taxes due to consolidation of lots (Block 189, Lots 17, 18 & 19)

Res. # 12-294 – Authorize the cancellation of taxes for 108 Hamilton Avenue due to tax exempt status.

Res. # 12-295 – Authorize the refund of taxes as a result of an overpayment.

Res. # 12-296 – Authorize the cancellation of a credit balance (615 Highway 35).

Res. # 12-297 – Authorize the cancellation of taxes for 3618 Highway 33 as a result of the granting of a totally disabled veterans exemption.

Res. # 12-298 – Authorize the cancellation of sewer rent.

Res. # 12-299 – Accept a Corrective Action Plan in connection with the 2011 audit recommendations.

Res. # 12-300 – Authorize Birdsall Services Group to perform additional remedial investigation activities at the former Tides Motel (155 South Riverside Drive)

Res. # 12-301 – Authorize Najarian Associates to perform preliminary assessment and site investigation at the former Welsh Farms property (703 Old Corlies Avenue)

Res. # 12-302 – Authorize the submission of a grant application to the Seot Delaware Bay Area Maritime Security Committee Port Security Program.

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

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

\_\_\_\_\_ **for a five year term expiring December 31, 2012.**

Res. # 12-303 – Consent to the Mayor’s appointment to the Environmental/Shade Tree Commission.

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

**The Mayor makes the following appointment to the Housing Authority:**

**Lois Lawson for a five year term expiring March 31, 2016.**

Res. # 12-304 – Consent to the Mayor’s appointment to the Housing Authority.

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

Res. # 12-305 – Authorize the execution of an agreement between the Township of Neptune and Local #74 of New Jersey State Policeman’s Benevolent Association.

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

Res. # 12-306 – Authorize Change Order #3 (final) for the conversion of the former RiteAid Building to a Senior Center

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

Res. # 12-307 – Employ Drivers in the Department of Public Works on a probationary basis.

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

Res. # 12-308 – 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. 12-25

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A HANDICAPPED PARKING ZONE ON ABBOTT AVENUE, REMOVING A HANDICAPPED PARKING ZONE AT A DIFFERENT LOCATION ON ABBOTT AVENUE AND ADDING A LOADING ZONE ON OCEAN 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>
Abbott Avenue	1	North side of Abbott Avenue beginning 93 feet east of the northeast intersection of Abbott Avenue and New Jersey Avenue

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>
Abbott Avenue	1	South side of Abbott Avenue beginning 25 feet east of the southeast intersection of Abbott Avenue and Lawrence Avenue.

SECTION 2

Volume I, Chapter VII, Section 7-15 – Loading Zones - is hereby amended by adding the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Ocean Avenue	East	East side of Ocean Avenue beginning 60 feet south of the southeast intersection of Ocean Avenue and westbound Ocean Pathway and extending 35 feet.

SECTION 3. This ordinance shall take effect upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

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J.  
Mayor

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Randy Bishop,

ORDINANCE NO. 12-26

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-13 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A LEFT TURN PROHIBITION AT STATE HIGHWAY 35 AND MONROE AVENUE

BE IT ORDAINED, by the Township Committee of the Township of Neptune that Volume I, Chapter VII, Section 7-13 of the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-13 – Turn Prohibitions - is hereby amended to add the following:

<u>Intersection</u>	<u>Turn Prohibited</u>	<u>Movement Prohibited</u>
State Highway 35 and Monroe Avenue	Left State	Monroe Avenue onto Highway 35

SECTION 2

This ordinance shall become effective immediately upon its adoption and publication according to law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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

\_\_\_\_\_  
J.  
Mayor

\_\_\_\_\_  
Randy Bishop,



RESOLUTION #12-281 – 7/23/12

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 – West Lake Avenue Redevelopment update  
Personnel – Appointment to Environmental/Shade Tree Commission  
Potential Litigation – Senior Center flooring  
Personnel – Recommendation for hiring of DPW Drivers

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.

RESOLUTION #12-282 - 7/23/12

ACCEPT A GRANT FROM THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND PUBLIC ENTITY PROGRAM THROUGH THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION (FORMER TIDES MOTEL PROPERTY – REMEDIAL INVESTIGATION AND REPORT PREPARATION)

WHEREAS, the Township of Neptune has applied for and has been awarded a grant in the amount of \$65,515.00 from the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the Department of Environmental Protection and the New Jersey Economic Development Authority for the Remedial Investigation along with report preparation of the Former Tides Motel property,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the Township of Neptune; and,

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the New Jersey Economic Development Authority, the Chief Financial Officer, Business Administrator and Administrative Assistant to the C.F.O.

Date

Adopted by Committee: July 23, 2012

(seal)

Attest:

\_\_\_\_\_ J.

\_\_\_\_\_ Randy Bishop, Mayor

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

RESOLUTION #12-283 - 7/23/12

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>
220/521		404 Drummond Avenue	660.00
9005/16	12	Kenneth Terrace	440.00
3004/1	300	Wakefield Road	220.00
215/107		155 Fisher Avenue	220.00
242/73	1715	Bradford Avenue	440.00
175/1.01	16	Ridge Avenue	440.00
8000/31	304	Michelle Court	440.00
451/1	115	Lakewood Road	550.00
9012/11	801	Ruth Drive	925.00
340/20	506	Green Grove Road	1,650.00

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

RESOLUTION #12-284 - 7/23/12

AUTHORIZE THE SUBMISSION OF A 2013 GRANT APPLICATION  
BY THE NEPTUNE ALLIANCE AGAINST ALCOHOLISM AND DRUG ABUSE

WHEREAS, the Neptune Township Municipal Alliance Against Alcoholism and Drug Abuse desires to submit a comprehensive funding proposal to the Governor's Council of Alcoholism and Drug Abuse for 2013; and,

WHEREAS, the Alliance is eligible to apply for funding in the amount of \$41,419.00 for 2013 prevention services,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a 2013 Grant Application by the Neptune Township Municipal Alliance Against Alcoholism and Drug Abuse to the Governor's Council of Alcoholism and Drug Abuse, which requests the amount of \$41,419.00 for 2013; and,

BE IT FURTHER RESOLVED, that the Mayor, Business Administrator and Drug Alliance Mayoral Representative are hereby authorized to execute said proposal; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Business Administrator, Chief Financial Officer and Drug Alliance Coordinator.

RESOLUTION #12-285 - 7/23/12

AMEND SOURCE OF FUNDS CERTIFIED FOR RESOLUTIONS #12-217 & 12-278

WHEREAS, on May 24, 2012, the Township Committee adopted Resolution #12-217 which awarded a contract to D&D Trenchless Solutions on their lowest responsible bid of \$27,250.00 for the relocation of a sanitary sewer main at Broadway and Central Avenue; and,

WHEREAS, on July 9, 2012, the Township Committee adopted Resolution #12-278 which authorized D&D Trenchless Solutions to perform emergency work in connection with the same project at an amount not to exceed \$5,300.00; and,

WHEREAS, in both resolutions, available funds were certified through Bond Ordinance No. 09-27; and,

WHEREAS, the Assistant Chief Financial Officer has advised that this work is being performed on the sanitary sewer system and therefore should be certified through Sewer Utility Bond Ordinance No. 09-21,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the certification of funds in both Resolution #12-217 and Resolution #12-278 is hereby amended from Ordinance No. 09-27 to Ordinance No. 09-21; and,

BE IT FURTHER RESOLVED, that all other aspects of said resolutions remains in full force and effect; and,

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

RESOLUTION #12-286 - 7/23/12

ACKNOWLEDGE THE RETIREMENT OF THOMAS FAUST  
AS BUS DRIVER AT THE SENIOR CENTER

WHEREAS, the Township Committee has received a letter indicating that Thomas Faust will be retiring as a part-time Bus Driver at the Senior Center effective August 23, 2012,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the retirement of Thomas Faust as a part-time Bus Driver at the Senior Center be and is hereby acknowledged effective August 23, 2012; and,

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

RESOLUTION #12-287 - 7/23/12

CONFIRM SUBMISSION OF AN APPLICATION TO THE FY 2012 FEDERAL EMERGENCY  
MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM

WHEREAS, the Federal Emergency Management Agency (FEMA) is offering grants for various assets in connection with fire and/or emergency medical services; and,

WHEREAS, the Township identified a need to submit an application for emergency medical services personal protective equipment; and,

WHEREAS, a grant application was submitted electronically prior to the July 6, 2012 deadline and receipt of the application was acknowledged by FEMA; and,

WHEREAS, the Township Committee wishes to formally acknowledge and confirm the submission of said grant application,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby acknowledges and confirms the submission of an application to the FY 2012 Federal Emergency Management Agency Assistance to Firefighters Grant Program for emergency medical services personal protective equipment; and,

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

RESOLUTION #12-288 - 7/23/12

ACCEPT THE RESIGNATION OF ANDREW HALLGRING AS A  
SPECIAL LAW ENFORCEMENT OFFICER – CLASS II

WHEREAS, the Township Committee has received a letter from Andrew Hallgring resigning as a Special Law Enforcement Officer – Class II effective July 15, 2012,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Andrew Hallgring as a Special Law Enforcement Officer – Class II is hereby accepted effective July 15, 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.



RESOLUTION #12-289 - 7/23/12

AUTHORIZE THE REFUND OF MUNICIPAL MARINA SUMMER DOCKAGE DEPOSIT

WHEREAS, Gloria & Bill Henderson submitted a deposit for summer dockage fee; and,

WHEREAS, they have advised the Marina Bookkeeper that they did not acquire a boat and therefore do not have use for the slip; and,

WHEREAS, the Harbor Commission recommends the granting of the refund,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the refund of a Municipal Marina summer dockage fee to Gloria & Bill Henderson in the amount of \$400.00; and,

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

RESOLUTION #12-290 - 7/23/12

TERMINATE EMPLOYEE

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Douglas Johnson, Jr. be and is hereby terminated from employment with the Township as a Public Works Driver, not in good standing, effective July 16, 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., Director of Public Works and Mandy To.

RESOLUTION #12-291 - 7/23/12

AUTHORIZE THE EXECUTION OF AN EXTENSION OF THE  
EMPLOYMENT AGREEMENT WITH THE CHIEF OF POLICE

WHEREAS, on December 14, 2009, the Township Committee adopted Resolution #09-529 which authorized the execution of Employment Agreements with various officials not represented in a bargaining unit, including the Chief of Police; and,

WHEREAS, said Employment Agreements have an expiration date of December 31, 2012; and,

WHEREAS, the Committee desires to extend the terms and conditions of the Employment Agreement with the Chief of Police through June 1, 2013,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute an Extension of the Employment Agreement between the Township of Neptune and the Chief of Police to extend the expiration date of the Agreement from December 31, 2012 to June 1, 2013; and,

BE IT FURTHER RESOLVED, that a copy of said agreement is available for public inspection in the office of the Municipal Clerk; and,

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

RESOLUTION #12-292 - 7/23/12

AUTHORIZE THE SUBMISSION OF A 2013 TITLE IIIB FUNDING  
GRANT TO THE MONMOUTH COUNTY OFFICE ON AGING

WHEREAS, the Township of Neptune desires to submit a grant application to the Monmouth County Office on Aging for an Older Americans Title IIIB Funding Grant to provide services to Neptune Seniors through the Neptune Senior Center; and,

WHEREAS, the Senior Center Director will complete the necessary documentation for submission,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a 2013 grant application to the Monmouth County Office on Aging for an Older Americans Title IIIB Funding Grant; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer and Senior Center Director.

RESOLUTION #12-293 – 7/23/12

AUTHORIZE THE CANCELLATION AND REFUND OF TAXES DUE TO  
CONSOLIDATION OF LOTS (BLOCK 189, LOTS 17, 18 & 19)

WHEREAS, effective January 1, 2012 the Assessors' office combined Lots 17, 18 & 19 in Block 189 creating a new lot known as Lot 17.01; and,

WHEREAS, the combination of said lots should have deleted them from the Tax rolls effective January 1, 2012; and,

WHEREAS, the Assessing Office did not make the necessary changes to the Tax Duplicates for 2012 resulting in the property being over billed; and,

WHEREAS, the Assessing Office has requested that Tax Office cancel the 2012 Taxes on Lots 17, 18 & 19 in Block 189; and

WHEREAS, the amounts to cancel and refund are as follows:

<u>Tax Year</u>	<u>Lot</u>	<u>Amount to be cancelled</u>
2012	17	\$1,863.02
2012	18	\$1,636.13
2012	19	\$2,999.99

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the Tax Collector be and is hereby authorized to cancel 2012 Taxes as stated herein; and,

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

RESOLUTION #12-294 – 7/23/12

AUTHORIZE THE CANCELLATION OF TAXES FOR  
108 HAMILTON AVENUE DUE TO TAX EXEMPT STATUS

WHEREAS, the property known as Block 273, Lot 52.02, with an address of 108 Hamilton Ave, is assessed to Collaborative Support Programs NJ and should be tax exempt; and,

WHEREAS, the properties status was not changed in the 2012 Tax Duplicate to tax exempt causing the property to be billed 2012 Taxes; and,

WHEREAS, the Township Committee desires to cancel taxes assessed against the above property for 2012; and,

WHEREAS, the amounts to be canceled are as follows;

Tax Year	Amount to Cancel	Refund
2012	\$3,799.15	\$0.00

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

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

RESOLUTION #12-295 - 7/23/12

AUTHORIZE THE REFUND OF TAXES  
AS A RESULT OF AN OVERPAYMENT

WHEREAS, the properties listed below reflect overpayments; and,

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

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

<b>BLOCK</b>	<b>LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
105	1789	BUFFARDI	105 STOCKTON AVE	2012	1,560.70
79	1984	LYONS	96 STOCKTON AVE	2012	225.44
9013	8	SESSIONS	715 RUTH DR	2012	423.56

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

RESOLUTION #12-296 - 7/23/12

AUTHORIZE THE CANCELLATION OF A CREDIT BALANCE  
(615 HIGHWAY 35)

WHEREAS, a property known as Block 245, Lot 63, with an address of 615 Highway 35, assessed to Mildner reflects a credit balance; and,

WHEREAS, the property owner of said property has been notified and has not been able to identify the source of said credit; and,

WHEREAS, the Tax Collector has recommended canceling said credit to fund balance,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the Tax Collector be and is hereby authorized to cancel a credit balance as described herein,

<b>BLOCK/LOT</b>	<b>OWNER</b>	<b>YEAR</b>	<b>AMOUNT</b>
245/63	Mildner	2010	\$ 359.75

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



RESOLUTION #12-297 – 7/23/12

AUTHORIZE THE CANCELLATION OF TAXES FOR 3618 HIGHWAY 33 AS A  
RESULT OF THE GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION

WHEREAS, the property known as Block 1307, Lot 4, with an address of 3618 Highway 33, assessed to James W. Manning, is eligible for a Totally Disabled Veterans Exemption effective February 6, 2012; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against the above property effective February 6, 2012 and refund same to the owner of record in accordance with N.J.S.A. 54:4-3.32; and,

WHEREAS, the amounts to be canceled and refunded are as follows;

Year	Cancel	Refund
2012	4,687.22	950.35

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

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

RESOLUTION #12-298 - 7/23/12

AUTHORIZE THE CANCELLATION OF SEWER RENT

WHEREAS, the Tax Collector has requested the cancellation of sewer rent to the properties listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

<b>BLK/LOT AMOUNT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>YEAR</b>
1006/2.01	Faulhaber, Fred & Barbara	794 Wayside Road	2 <sup>nd</sup> half 2012	220.00

**REASON:** Conversion from mother-daughter to single family  
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<b>BLK/LOT AMOUNT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>YEAR</b>
266/37	Living Word Christian Fellow.	81 Highway 35	2 <sup>nd</sup> half 2012	407.17

**REASON:** Closed daycare center and preschool  
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<b>BLK/LOT AMOUNT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>YEAR</b>
255/6c01	Johnson, Avis & Obayuwana	2006 Stratford Ave., Unit 1	2012	440.00

**REASON:** Property changed from condos to apartments  
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<b>BLK/LOT AMOUNT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>YEAR</b>
255/6c02	Johnson, Avis & Obayuwana	2006 Stratford Ave., Unit 2	2012	440.00

**REASON:** Property changed from condos to apartments  
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<b>BLK/LOT AMOUNT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>YEAR</b>
255/6c03	Johnson, Avis & Obayuwana	2006 Stratford Ave., Unit 3	2012	440.00

**REASON:** Property changed from condos to apartments  
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<b>BLK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>
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**AMOUNT**  
255/6c04      Johnson, Avis & Obayuwana 2006 Stratford Ave., Unit 4      2012      440.00

**REASON:**      Property changed from condos to apartments

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

RESOLUTION #12-299 - 7/23/12

ACCEPT A CORRECTIVE ACTION PLAN IN CONNECTION  
WITH THE 2011 AUDIT RECOMMENDATIONS

WHEREAS, the Township Committee previously accepted the 2011 Township of Neptune audit by resolution; and,

WHEREAS, the various Departments within the Township have reviewed the comments and recommendations portion of said audit and submitted a Corrective Action Plan to the Chief Financial Officer and Township Committee,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Corrective Action Plan of the 2011 Township of Neptune Audit be and is hereby accepted and is authorized for submission to the Division of Local Government Services; and,

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

RESOLUTION #12-300 - 7/23/12

AUTHORIZE BIRDSALL SERVICES GROUP TO PERFORM ADDITIONAL REMEDIAL  
INVESTIGATION ACTIVITIES AT THE FORMER TIDES MOTEL  
(155 SOUTH RIVERSIDE DRIVE)

WHEREAS, the Township desires to authorize additional remedial investigation activities, including the preparation of a Remedial Investigation Report/Remedial Action Workplan, at the former Tides Motel property at 155 South Riverside Drive; and,

WHEREAS, the Township Engineer requested a proposal from Birdsall Services Group who previously completed two remediation projects on this property in accordance with NJDEP rules and regulations

WHEREAS, the Township has received a grant from the Hazardous Discharge Site Remediation Fund to cover a large majority of the cost of this work; and,

WHEREAS, funds for this purpose are available in the 2012 Municipal Budget through a Hazardous Discharge Site Remediation Fund Municipal Grant in the amount of \$65,515.00 and \$1,350.00 in the appropriation entitled Engineering O.E., known as Account No. 02-718, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes Birdsall Services Group to perform additional remedial investigation activities as described herein at the former Tides Motel property, 155 South Riverside Drive, at an amount not to exceed \$66,865.00; and,

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

RESOLUTION #12-301 - 7/23/12

AUTHORIZE NAJARIAN ASSOCIATES TO PERFORM PRELIMINARY ASSESSMENT AND  
SITE INVESTIGATION AT THE FORMER WELSH FARMS PROPERTY  
(703 OLD CORLIES AVENUE)

WHEREAS, the Township desires perform a preliminary environmental assessment and site investigation including field work, soil borings, soil sampling, laboratory analysis and the preparation of a Site Investigation Report and updated Receptor Evaluation, at the former Welsh Farms property at 703 Old Corlies Avenue; and,

WHEREAS, the Township Engineer requested a proposal from Najarian Associates, a Licensed Site Remediation Professional, to perform this work in accordance with NJDEP rules and regulations; and,

WHEREAS, funds for this purpose are available in the 2012 Municipal Budget in the appropriation entitled Engineering O.E., known as Account No. 165-028, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes Najarian Associates to perform environmental assessment and investigation activities as described herein at the former Welsh Farms property, 703 Old Corlies Avenue, at an amount not to exceed \$27,585.00; and,

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

RESOLUTION #12-302 - 7/23/12

AUTHORIZE THE SUBMISSION OF A GRANT APPLICATION TO THE SECTOR DELAWARE  
BAY AREA MARITIME SECURITY COMMITTEE PORT SECURITY PROGRAM

WHEREAS, the Township of Neptune desires to submit a grant application to the Sector Delaware Bay Area Maritime Security Committee Port Security Program in the amount of \$75,000 to acquire a side scan sonar system for use on the ANSWER rescue boat; and,

WHEREAS, the Grant Program requires a 25% match, therefore, the amount of grant funding requested is \$56,250 and the amount of matching funds is \$18,750;

WHEREAS, funds are available for the matching funds in Ordinances 11-33 and 12-15, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a grant application to the Sector Delaware Bay Area Maritime Security Committee Port Security Program in the amount of \$75,000 (grant amount - \$56,250/match amount - \$18,750) to acquire a side scan sonar system for use on the ANSWER rescue boat; and,

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

RESOLUTION #12-303 - 7/23/12

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

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby consents to the Mayor's appointment of Mindi Arcoleo to the Environmental/Shade Tree Commission for an unexpired three year term expiring December 31, 2012; and,

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



RESOLUTION #12-304 - 7/23/12

CONSENT TO MAYOR'S APPOINTMENT TO THE HOUSING AUTHORITY

BE IT RESOLVED, by the Township Committee of the Township of Neptune that it hereby consents to the Mayor's appointment of Lois Lawson to the Neptune Township Housing Authority for a five year term expiring March 31, 2016; and,

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

RESOLUTION #12-305 - 7/23/12

AUTHORIZE THE EXECUTION OF AN AGREEMENT BETWEEN THE  
TOWNSHIP OF NEPTUNE AND LOCAL #74 OF NEW JERSEY STATE  
POLICEMAN'S BENEVOLENT ASSOCIATION, INC.

WHEREAS, the Township of Neptune and Neptune Township Local #74 of New Jersey State Policeman's Benevolent Association, Inc. presented evidence to an independent Arbitrator in the matter of establishing a contract with said Local; and,

WHEREAS, the Arbitrator has rendered his decision to both the Township and the Local,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute an agreement between the Township of Neptune, County of Monmouth, and Neptune Township Local #74 of New Jersey State Policeman's Benevolent Association, Inc. defining wages, benefits and other personnel matters for the period beginning January 1, 2009 and ending December 31, 2013, said agreement being consistent with the ruling of the Arbitrator appointed in this matter; and,

BE IT FURTHER RESOLVED, that a copy of said agreement is available for public inspection in the office of the Municipal Clerk; and,

BE IT FURTHER RESOLVED, that a copy of this resolution along with an executed copy of said agreement be forwarded to the President of Local #74, Chief Financial Officer, Business Administrator and Assistant C.F.O.

RESOLUTION #12-306 - 7/23/12

AUTHORIZE CHANGE ORDER #3 (FINAL) FOR THE CONVERSION  
OF THE FORMER RITE AID BUILDING TO A SENIOR CENTER

WHEREAS, on May 24, 2010, a contract was awarded to Structural Concepts, Inc. in the amount of \$1,359,000.00 in connection with the conversion of the former Rite Aid Building on Route 33 into the new Neptune Senior Center; and,

WHEREAS, on March 14, 2011, the Township Committee adopted Resolution #11-146 which authorized Change Order #1, increasing the amount of the contract by \$64,609.64; and,

WHEREAS, on May 23, 2011, the Township Committee adopted Resolution #11-236 which authorized Change Order #2, increasing the amount of the contract by \$32,459.09; and,

WHEREAS, final changes to the contract have been experienced as a result of floor repair and leveling, additional items required to obtain a certificate of occupancy, additional power and data outlets and removal of an allowance for a public address system; and,

WHEREAS, this change has been approved by the Director of Engineering and Planning; and,

WHEREAS, funds for this purpose are available in Ordinance No. 11-02 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 Mayor and Clerk be and are hereby authorized to execute Change Order #3 (final change order) in the contract with Structural Concepts, Inc. in connection with the conversion of the former Rite Aid building on Route 33 into the new Neptune Senior Center resulting in a net increase of \$9,978.67 revising the total contract amount to \$1,466,047.40; and,

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

RESOLUTION #12-307 - 7/23/12

EMPLOY DRIVERS IN THE DEPARTMENT OF  
PUBLIC WORKS ON A PROBATIONARY BASIS

WHEREAS, due to retirements and terminations, there are four vacancies in the position of Driver in the Public Works Department; and,

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

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

WHEREAS, funds will be provided in the appropriation entitled Solid Waste S&W, known as Account No. 305-010, 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 the following individuals be and are hereby employed as Drivers in the Department of Public Works, on a probationary basis for a period of not less than 90 days and not exceeding one year, pending favorable results of the required physical, effective July 30, 2012, at an annual salary of \$26,000.00:

David	Turner	Keith	Stewart
Louis	Rochelle, Jr.	Ryan	Brinson

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., AFSCME Local #1844, and Mandy To.

RESOLUTION #12-308 – 7/23/12

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	1,181,439.36
FEDERAL & STATE GRANT FUND	2,422.30
TRUST OTHER	14,254.35
GENERAL CAPITAL FUND	48,131.22
SEWER OPERATING FUND	227,278.61
SEWER CAPITAL FUND	9,877.00
MARINA OPERATING FUND	40,406.25
MARINA CAPITAL FUND	3,046.90
DOG TRUST	7,477.00
UDAG RECIPROCAL TRUST	13,869.45
LIBRARY TRUST	2,893.25
BILL LIST TOTAL	\$1,551,095.69

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