

TOWNSHIP COMMITTEE MEETING – MAY 9, 2016

Deputy Mayor Brantley called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, Carol Rizzo, and Nicholas Williams. (Mayor Kevin B. McMillan arrived during the open workshop session)

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

Mayor McMillan announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 7, 2016, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

The following items were discussed in open session:

Ms. Rizzo stated that she attended a meeting of the Rent Leveling Board and saw an inability to help people who reside in a particular residential complex. She suggested if there are multiple validated complaints against a landlord, the posting of escrow funds to make emergency repairs would be required. Mr. Anthony stated that Eatontown has an escrow requirement for all landlords. These funds are used for an emergency type situation and as a relocation escrow. The ordinance would create a Special Emergency Board to decide if relocation is necessary, but the Township cannot make repairs with the funds. The Board would decide if housing is needed, transportation costs associated with the relocation, and any other costs pertaining to the emergency situation. Mr. Bascom stated that currently, the Red Cross will relocate and, if they do not, the Township uses Public Assistance funds to relocate for a day or two. The property owner's insurance carrier is then contacted. This process involved the Police Department, Emergency Management and Code Enforcement. Ms. Rizzo stated that the current process puts the impetus on the Township to chase the landlord. The Township needs escrow on hand to make the landlord accountable.

Mayor McMillan arrived.

Mr. Anthony stated that the escrow requirement would have to apply to all landlords. Currently, the Rent Leveling Board is fining landlords and awarding funds to tenants for lost services. He will forward a sample escrow ordinance and the Committee can review it against the current procedure.

Mr. Bishop stated that the Committee adopted an ordinance last year to amend the density calculation for residential development. This amendment did not include commercial property. The Planner should have an amendment for the May 23rd meeting to change the floor area coverage calculation for commercial property.

Mr. Bishop stated that the Ocean Grove Camp Meeting Association is re-examining land lease amounts for commercial leases. In one case, the lease amount went from \$21 to \$5,000. The Association will not discuss the criteria for establishing the lease amount, nor can the property owner discuss. Mr. Bishop added that the Association says they have no control over the land for code enforcement issues, but since they are not charging more for the land lease, the Township will need to look at the Association's responsibility for property maintenance. Mr. Bishop expressed concern about the Association's rights to do this and the effect on property values. Mr. Anthony will research the matter.

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

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

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

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

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

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

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

Contract negotiations – Cityworks owned West Lake Avenue property
Personnel – Employee disciplinary matter

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

4. This Resolution shall take effect immediately.

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

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

Mr. Bascom stated that the Township has a \$34,785 lien against the West Lake Avenue property owned by Cityworks for a UDAG loan. The property is in foreclosure and the Township lien is in 4th place behind \$16 million to three different entities, so there is no hope of receiving payment.

Mr. Anthony stated that the Committee can discharge the lien to allow a short sale and get the property under new ownership. The Committee asked that a resolution to cancel the lien be placed on the next meeting.

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

Mayor McMillan called the meeting to order and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, Carol Rizzo, Nicholas Williams and Mayor Kevin B. McMillan.

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

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

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

Mayor McMillan announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 7, 2016, 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.

APPROVAL OF MINUTES

Mr. Bishop offered a motion, seconded by Ms. Rizzo, to approve the minutes of the meetings held on March 28th and April 11th. All were in favor.

COMMENTS FROM THE DAIS

Carol Rizzo stated that it was a pleasure to see the new marina and it is a testament to the partnership between towns, the County and the Contractor. She attended the Early Childhood Center open house and was very impressed with the facility, staff, and the no cost program for 3 and 4 year olds.

Mr. Williams extended congratulations to the police officers up for promotion and their families. They achieved through hard work and he looks forward to their continued commitment to the police force. He attended the State of Neptune address at the Shark River Hills Homeowners Association meeting, the Shark River Municipal Marina dedication, the Arbor Day tree planting at Gables Park, the Recovery along the River run and walk, the St. Jude Committee meeting for the fund raiser on June 9th, and the installation luncheon for Dawn Thompson as President of the NJ Parks and Recreation Association.

Mr. Bishop attend the Aging in Place kickoff event. The program will help seniors stay in their homes by assisting with home repairs for those with income challenges. The marina dedication was great and he was proud to see how far we have come since Hurricane Sandy. He met with the American Legion Post 346 about taking back ownership of the cemetery at Gully Road and Old Corlies. He attended the St. Jude's meeting, the Veterans Park Committee meeting (wreath laying

on May 29th at 2:00 p.m.), the Troop 187 dinner at the Elks Lodge, a dedication of a new home in Asbury Park that was built by Interfaith Neighbors and NJNG, a Memorial Day Parade meeting (parade is May 30th at 10:30 a.m.), Early Childhood Center open house, and Shark River Hills Property Owners Association meeting. Finally, he expressed condolences to the Jones family and stated that it was a pleasure to have Ermon Jones call Neptune Township his home.

Dr. Brantley attended the marina dedication on April 27th. He witnessed the devastation after Sandy and he is happy to have been a part of the accomplishment to rebuild the marina. He also attended a Planning Board meeting and Teacher Appreciation Day at New Bethel Church in Asbury Park. He attended the 20th anniversary of Pastor Gibson of the Second Baptist Church in Long Branch, although his congregation is in Long Branch he has a lot of Neptune residents and Neptune leaders who attend his church. He has accomplished a lot. He went on to state that Ermon Jones who was a fraternity brother of his. His wife's family knew him almost forever and he met Mr. Jones through them. He went on to state that Mr. Jones was a trailblazer and was an inspiration to a lot of people. He expressed his condolences to the family. He wished all mothers a Happy Mother's Day.

Mayor McMillan reiterated his condolences to the Jones Family. Ermon Jones always let them know that it was their responsibility to carry on. He stated he also went by the home of former Mayor Saunders and expressed his condolences on behalf of Neptune Township. He stated he attended the memorial and repast for Vivian Evans former member of the Asbury Park Board of Education. He thanked Mr. Cuttrell for preparing all of the proclamations and for his professionalism. He went on to state that he was a guest speaker for friends in need Children's Center in Edison Park this past Saturday. Their theme was the "Community, Where Do We Go From Here". He had the opportunity to speak with over a 150 adults and about 25 kids. He stated it felt good telling them about the Neptune Community and the role and responsibilities of the Mayor. He also had the pleasure of attending the New Jersey Conference of Mayors. He attended the dedication of the Shark River Marina and Dawn Thompson being elevated to the President of New Jersey Parks and Recreation.

PROMOTION OF POLICE OFFICERS

Chief Hunt and Mr. Bascom introduced the police officers being recommended for promotion. The Chief recognized former police officers and the soon to be graduating Special Law Enforcement Officers in attendance.

The Mayor asked for public comments on the resolution to promote officers.

Russ Harmstead, Hawthorne Street, stated that he is overjoyed at the promotion of Sgt. Zarro and he made a special effort to get here tonight to thank him

Christina Schuetz, congratulated all of the officers, particularly Sgt. Zarro for his concerns about traffic on Jumping Brook Road and at Summerfield School.

Stephanie Seyr, Shark River Hills Homeowners President, congratulated Sgt. Zarro on his promotion.

PROMOTE POLICE OFFICERS TO THE RANK OF SERGEANT AND LIEUTENANT IN THE POLICE DEPARTMENT

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

WHEREAS, the Township Committee desires to promote police officers to the rank of Sergeant and Lieutenant in the Police Department; and,

WHEREAS, the positions were duly posted and applicants went through the promotional procedure; and,

WHEREAS, funds will be provided in the 2016 municipal budget in the appropriation entitled Police S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Police Officers in the Township of Neptune be and are hereby promoted to the rank of Sergeant and Lieutenant, at an annual salary as indicated in the F.O.P. Local #19 contract, effective May 10, 2016:

To the rank Sergeant:

Officer Vincent Letsch
Officer Brice Byham
Officer Matthew Webb

To the rank Lieutenant:

Sgt. Michael Zarro

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

The resolution was adopted on the following vote: Bishop, aye, adding that he thinks the world of all four and this continues to solidify the idea that the best rise to the top. He extended congratulations to all and their families; Brantley, aye, adding great job by all; Rizzo, aye, adding congratulations and commendations to the officers and their families; Williams, aye, adding that he is excited for all and that the review and interview process for promotions was extensive; and McMillan, aye, adding that these are four great individuals.

Mayor McMillan administered the Oath of Office to each officer and then called for a brief recess. The Committee recessed for five minutes.

Mr. Bishop offered a motion, seconded by Ms. Rizzo, to return to open session. All were in favor.

PUBLIC COMMENTS ON RESOLUTIONS

Michael Fornino, Fulham Place, spoke regarding Resolution #16-218 and stated he was sure that the Committee was aware of the phlegm phlam that was going on with the third party energy. He questioned whether they've investigated the firms that they were going to be doing business with.

Mr. Bascom stated yes they have and this is the same firm they have used in the past. It is part of a small list of approved agencies approved by the Board of Utilities and the Department of Community Affairs at the State.

Mr. Fornino questioned whether they had any redress if things went bad.

Mr. Bascom stated this was just a supply contract so they are purchasing their gas from them and we pay after we receive it. He stated there was no upfront investment on the Township's part and if things backfired they would just go to another vendor.

Mr. Fornino questioned what time of equipment were they getting as mentioned in Resolution #16-227.

Mr. Bascom stated this was not for equipment but for salaries for the Click it or Ticket it campaign.

Mr. Fornino questioned what type of police communication was this and whether they were tied into the County as far as Resolution #16-231.

Mr. Bascom stated this was part of the County program and was replacing twelve or fifteen year old hand unit radios for all of our police officers on a new digitalized trunking system that gives them privacy and moral liability.

Dorothy Argyros, 2100 Rutherford Avenue, asked about the hazardous material training and stated that she hopes it prevents another Exxon spill situation that occurred on 10th Avenue. Nothing was done at that site when the Wawa was built. Mr. Gadaleta stated that the Township and state involved in continuing clean-up.

Michael Golub, 305 Cliffwood Drive, asked about the four budget amendments. Mr. Bascom stated that the amendments involve grants for planning, hazardous material training, Click It or Ticket initiative and community forestry. Mr. Golub asked if the grant application for the Veterans Park walking trail can be reviewed with the public. Mr. Gadaleta asked Mr. Golub to contact him.

Hank Coakley, Valley Road, asked that in addition to the Click It or Ticket program, the Township should ticket drivers who do not turn on their headlights when their windshield wipers are in operation.

ORDINANCE NO. 16-15 - ADOPTED

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

ORDINANCE NO. 16-15

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A RESIDENT HANDICAPPED ON-STREET PARKING ZONE ON CENTRAL AVENUE

Mayor McMillan requested public comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 16-16 - ADOPTED

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

ORDINANCE NO. 16-16

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-9 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY DESIGNATING INSKIP AVENUE AS A ONE-WAY STREET

Mayor McMillan requested public comments on the above ordinance. There being no comments, he closed the public hearing.

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

ORDINANCE NO. 16-17 - APPROVED

Mr. Bishop offered the following ordinance, moved and seconded by Ms. Rizzo, that it be approved:

ORDINANCE NO. 16-17

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE TO ADD A PARKING TIME LIMITATION TO A PORTION OF SIXTH AVENUE

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; Rizzo, aye; Williams, aye, and McMillan, aye.

ORDINANCE NO. 16-18 - APPROVED

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

ORDINANCE NO. 16-18

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A RESIDENT HANDICAPPED ON-STREET PARKING ZONE ON ABBOTT AVENUE AND REMOVING HANDICAPPED PARKING ZONES ON ABBOTT AVENUE AND BATH AVENUE

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; Rizzo, aye; Williams, aye, and McMillan, aye.

Mr. Cuttrell stated that the public hearings on Ordinances 16-17 and 16-18 will be held on Monday, May 23rd.

CONSENT AGENDA

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

AUTHORIZE THE PURCHASE OF NATURAL GAS SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, the Township of Neptune has determined to move forward with the EMEX Reverse Auction in order to procure Natural Gas for Neptune Township; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of Natural Gas supply service for public use through the use of an online auction service; and

WHEREAS, the Township will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Purchasing Agent of Neptune Township be and he is hereby authorized to execute on behalf of Neptune Township any Natural Gas contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction.

SUPPORT CLICK IT OR TICKET MOBILIZATION EFFORTS

WHEREAS, there were 560 motor vehicle fatalities in New Jersey in 2015; and,

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and,

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and,

WHEREAS, the National Highway Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975 and 2000; and,

WHEREAS, the State of New Jersey will participate in the nationwide *Click it or Ticket* safety belt mobilization from May 23, 2016 until June 5, 2016 in an effort to raise awareness and increase seat belt usage through a combination of education and enforcement; and,

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 91% to 93%; and,

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares its support for the Click It or Ticket seat belt mobilization both locally and nationally from May 23, 2016 through June 5, 2016 and pledges to increase awareness of the mobilization and the benefits of seat belt use; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Neptune Township Police Department.

ESTABLISH POLICY FOR SELECTING PROFESSIONAL SERVICES FROM THE ENGINEERING POOL LIST

WHEREAS, Neptune Township maintains an Engineering Pool List of engineers who are chosen for professional services when needed, and in accordance with the Public Contract Law, and based on their listing on the Engineering Pool List and expertise in the area needed by Neptune Township; and

WHEREAS, any engineer on the Engineering Pool List, which is selected for professional services on behalf of Neptune Township cannot serve or be retained by private clients in Neptune

Township on services that require the attention or review of Municipal Officials, Agencies or Boards, since such dual representation of both Neptune Township and private clients would serve as a conflict of interest; and

WHEREAS, Neptune Township desires to establish a policy to address potential and actual conflicts of interest with regard to the Request for Professional Services in the area of engineering, which is the basis of this Resolution.

THEREFORE, BE IT RESOLVED, by Township Committee of the Township of Neptune, that the governing body shall continue to maintain through the Engineering Department of Neptune Township, an Engineering Pool List of qualified engineers to be used for various engineering projects sponsored by Neptune Township, but in furtherance of the policy to avoid conflicts of interest, shall require any engineer on the Engineering Pool List who is selected for services to execute a Certification concerning conflict of interest certifying that the particular engineer/engineering firm, while providing services under any contract with Neptune Township for Neptune Township, shall not be representing private clients in Neptune Township at the same time, where such representation of private clients would require action or review by Neptune Township Municipal Officials, Agencies or Boards in fulfilling the engineer's obligations for a private client; and,

BE IT FURTHER RESOLVED, that should an engineer have a conflict, it shall not be selected by Neptune Township on a municipal project while the conflict exists, and should the conflict be discovered by Neptune Township and confirmed after an engineer on the Engineering Pool List certifies that no conflict exists, then that engineer/firm shall be removed from the Engineering Pool List, and not be returned to the Engineering Pool List for a period of at least three years, with further certification of lack of conflict of interest at the time of future placement on the Engineering Pool List; and,

BE IT FURTHER RESOLVED, that the Municipal Engineer shall provide a monthly report to the governing body as to the selection of engineers for services by the Municipal Engineering Department, and the basis for such selection from the Engineering Pool List.

AUTHORIZE THE CANCELLATION OF MORTGAGES IN CONNECTION WITH FAÇADE IMPROVEMENT PROGRAM LOANS

WHEREAS, the Township of Neptune holds the following four mortgages in connection with Façade Improvement Program Loans:

<u>DATE</u>	<u>NAME</u>	<u>ADDRESS</u>
June 18, 2010	Anthony Sauta d/b/a Total Car Care	604 Highway 35
Dec. 15, 2010	Paul & Kathleen Passante	54 Olin Street
May 18, 2010	Monica Kowalski, Esq., LLC & Poppy Do, LLC	601 Highway 35
May 18, 2010	Julius A. Lodato, Jr. & Poppy Do, LLC	601 Highway 35

WHEREAS, the loans have been paid in full and the façades have been maintained for the required five year period; and;

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

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and they are hereby authorized to execute cancellations of four mortgages, as stated herein, in connection with four Façade Improvement Program Loans; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Secretary to the Economic Development Corporation.

AUTHORIZE EARLY OPENING FOR THE HEADLINER NIGHTCLUB ON MAY 27, 2016

WHEREAS, the Headliner Nightclub has announced that it is hosting a live broadcast of the WFAN Boomer & Carton Morning Radio Program on Friday, May 27, 2016; and,

WHEREAS, the Program begins live coverage at 6:00 a.m. and the Headliner has requested special authorization to open and serve alcoholic beverages beginning at 5:45 a.m. on that day only; and,

WHEREAS, municipal ordinance establishes 7:00 a.m. as the opening time for consumption of alcoholic beverages on licensed premises; and,

WHEREAS, the Police Department has reviewed and approved this request to permit the sale of alcoholic beverages beginning at 5:45 a.m. on May 27th only,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes an extension to the operating hours of the Headliner Nightclub, 1401 Highway 35, to sell alcoholic beverages for on-premise consumption only beginning at 5:45 a.m. on Friday, May 27, 2016 (closing time remains 2:00 a.m.); and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief of Police and Police Director.

AUTHORIZE A DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN COMMUNITIES GRANT FOR A COMMUNITY FORESTRY MANAGEMENT PLAN

WHEREAS, the Township of Neptune desires to further the public interest by obtaining a grant for from the State of New Jersey in the amount of approximately \$3,000.00 to the fund the following project: Green Communities Grant – Community Forestry Management Plan; and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Vito Gadaleta or the successor to the office of Township Administrator, is hereby authorized to:

- a) make application for such a loan and/or such a grant;
- b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$3,000.00 and not more than \$3,000.00;
- c) to execute any amendment thereto which do not increase the Grantee's obligations; and,

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Neptune hereby agrees to match 50% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified 100% of the match will be made up of in-kind services; and,

BE IT FURTHER RESOLVED, that the Grantee agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance pursuant to the agreement

AUTHORIZE HAZARDOUS MATERIAL TRAINING

WHEREAS, on July 13, 2015, the Township Committee adopted Resolution #15-297 which authorized Federal Resources Supply to supply four hazardous material training sessions for Township emergency responders; and,

WHEREAS, this award was based on the review of Request for Proposals submitted for these services; and,

WHEREAS, the Purchasing Agent recommends that said Proposal be extended for an additional year under the same terms and conditions in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the 2016 Municipal Budget through a 2016 HMEP Training Grant and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Federal Resources Supply be and is hereby authorized to provide four 2016 hazardous material training sessions at \$5,950.00 per session (total of \$23,800.00) to Township emergency responders; and,

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

AUTHORIZE AN AMENDMENT TO THE 2016 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION OFFICE OF COASTAL AND LAND USE PLANNING

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 2016 in the sum of \$15,000.00 which is now available from the New Jersey Department of Environmental Protection Office Of Coastal and Land Use Planning in the amount of \$15,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$15,000.00 is hereby appropriated under the caption of Coastal Zone Management – Municipal Public Access Planning; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from a NJDEP Office of Coastal and Land Use Planning – Municipal Public Access Planning Grant in the amount of \$15,000.00; and,

BE IT FURTHER RESOLVED, that the Clerk shall forward a certified copy of this resolution to the Chief Financial Officer, Assistant C.F.O., Township Engineer and Auditor.

AUTHORIZE AN AMENDMENT TO THE 2016 MUNICIPAL BUDGET TO REALIZE MONIES FROM NJ DEPARTMENT OF LAW AND PUBLIC SAFETY HMEP PLANNING & TRAINING 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 2016 in the sum of \$26,000.00 which is now available from a New Jersey Department of Law & Public Safety Division of State Police FY 15-16 HMEP Planning & Training Grant in the amount of \$26,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$26,000.00 is hereby appropriated under the caption of NJSP HMEP Planning & Training Grant; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from a NJDL&PS Division of State Police annual HMEP Planning & Training Grant in the amount of \$26,000.00; and,

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

AUTHORIZE AN AMENDMENT TO THE 2016 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE DEPARTMENT OF LAW AND PUBLIC SAFETY DIVISION OF HIGHWAY TRAFFIC SAFETY

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 2016 in the sum of \$5,000.00 which is now available from the NJ Department of Law & Public Safety – Division of Highway Traffic Safety in the amount of \$5,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$5,000.00 is hereby appropriated under the caption of Click It or Ticket 2016 Seat Belt Mobilization; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the New Jersey Department of Law & Public Safety – Division of Highway Traffic Safety 2016 Click It or Ticket Seat Belt Mobilization grant in the amount of \$5,000.00; and,

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

AUTHORIZE AN AMENDMENT TO THE 2016 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION – GREEN COMMUNITIES 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 2016 in the sum of \$3,000.00 which is now available from the New Jersey Department of Environmental Protection Division of Parks and Forestry in the amount of \$3,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$3,000.00 is hereby appropriated under the caption of Green Communities Grant – Community Forestry Management Plan; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from a NJDEP Division of Parks and Forestry Green Communities Grant in the amount of \$3,000.00; and,

BE IT FURTHER RESOLVED, that the Clerk shall forward a certified copy of this resolution to the Chief Financial Officer, Assistant C.F.O., Environmental/Shade Tree Commission and Auditor.

AUTHORIZE SUBMISSION OF A 2016 RECREATIONAL TRAILS PROGRAM GRANT APPLICATION TO THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR PHASE I OF THE VETERANS PARK WALKING TRAIL

WHEREAS, the Township desires to submit an application to the New Jersey Department of Environmental Protection Division of Parks and Forestry Office of Natural Lands Management for a Recreational Trails Program Grant in the amount of \$24,000 for Phase I of the Veterans Park Walking Trail at Veterans Park on Old Corlies Avenue; and;

WHEREAS, the funding will be used for necessary planning studies, environmental assessments and associated permit costs for the proposed walking trail; and,

WHEREAS, construction and implementation of said trail furthers multiple goals and objectives of the Township of Neptune Master Plan and the Parks and Recreation Plan; and,

WHEREAS, the Township will meet the required 20% match through in-kind materials and services,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a 2016 Recreation Trails Program Grant Application to the New Jersey Department of Environmental Protection Division of Parks and Forestry Office of Natural Lands Management in the amount of \$24,000 for planning studies, environmental assessments and permit costs associated with Phase I of the Veterans Park Walking Trail at Veterans Park on Old Corlies Avenue; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Engineer, Business Administrator, Recreation Director, Chief Financial Officer, Grants Coordinator and Community Programs Coordinator.

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

The Mayor announced the following appointments to the Planning Board:

Robert Lane, as a Class IV member for an unexpired four year term.
John Bonney as the Class II Member for an unexpired one year term.

CONFIRM MAYOR'S APPOINTMENTS TO THE PLANNING BOARD

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

BE IT RESOLVED, that the Township Committee hereby confirms the Mayor's appointments of the following persons to the Neptune Township Planning Board:

Robert Lane as a Class IV member for an unexpired four year term expiring December 31, 2018.

John Bonney as the Class II member for an unexpired one year term expiring December 31, 2016.

BE IT FURTHER RESOLVED, that a certified copy of this resolution will be forwarded to the Administrative Officer of the Neptune Township Planning Board.

The resolution was adopted on the following vote: Bishop, aye, adding that Robert Lane has been a wonderful member of the Board and he is proud of John Bonney for stepping up to do more in the Township; Brantley, aye, adding that he is happy to see John Bonney offering to serve on the Board; Rizzo, aye, adding that she is happy to see this; Williams, aye, adding that John Bonney is always willing to do more; and McMillan, aye, adding that John Bonney is a compassionate individual.

AUTHORIZE THE PURCHASE OF POLICE COMMUNICATIONS EQUIPMENT THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

Ms. Rizzo offered the following resolution, moved and seconded by Mr. Williams, that it be adopted:

WHEREAS, the Chief of Police and Police Director have recommended the purchase of police communications equipment through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, PMC Associates has been awarded New Jersey State Contract No. 83900 for this equipment; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of the equipment shall not exceed \$329,253.40; and,

WHEREAS, funds for this purpose are available from Ordinance No. 15-33 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of police communications equipment through New Jersey Cooperative Purchasing Program Contract No. 83900 be and is hereby authorized at an amount not to exceed \$329,253.40; and,

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

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

AUTHORIZE THE PAYMENT OF BILLS

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

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

CURRENT FUND	\$910,171.31
FEDERAL & STATE GRANT FUND	3,020.16
TRUST FUND	80,463.51

GENERAL CAPITAL FUND	294,369.83
SEWER OPERATING FUND	27,663.98
SEWER CAPITAL FUND	350.00
MARINA OPERATING FUND	12,290.25
UDAG TRUST	500.00
LIBRARY TRUST	3,046.58
BILL LIST TOTAL	\$1,331,875.62

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Rizzo, aye; Williams, aye; and McMillan, aye with the exception of his reimbursement check.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Cathleen O'Connell, 35 Embury Avenue, distributed pictures taken within the past 72 hours of Serenity Inn showing the continued deterioration of the building, a mattress in the alley way and seven trash containers at the curb for pick-up when a maximum of five are permitted. She asked what the Township was doing to fix the building up and to prevent its citizens from living in squalor and in a dangerous living condition. She also questioned whether she could contact the Health Department so that the mattress matter could be addressed. She discussed private carting of garbage for commercial entities. She stated at a meeting Mr. Bishop stated it was kind of fluid based on the number of bed and breakfasts there were.

Mr. Bishop stated she would have to contact the Health Department directly. He also stated they do not insist that private cartage be done for their commercial properties. It is a service from the township for payment of taxes. He stated for years private cartage was discouraged in Ocean Grove because of excess trucks coming into Ocean Grove.

Ms. O'Connell stated she's been in contact with DCA and the State has said the Township is now responsible for this building. However, the State will still inspect this building. She asked when the next State inspection of this building will take place.

Mr. Gadaleta replied that he will follow up on her concerns and that Code Enforcement will continue to monitor.

Dorothy Argyros, 2100 Rutherford Avenue, stated that the Assessment Demonstration Program will cause people to sell and leave and buyers to shy away because of high taxes. She asked the Committee to opt-out and show concern for then taxpayer.

Kathy Arlt, Ocean Grove Homeowners Association, stated that the Committee indicated that money was set aside for separating Ocean Grove and the remainder of Neptune in the municipal land use ordinance. When she volunteered to perform the research, she was told that there was no money available in the budget. She reiterated that the Department of Community Affairs indicates that the Township does not need to separate its ordinances to be approved as a Certified Local Government.

Nancy Clark, 42 Embury Avenue, reviewed the application and process for Certified Local Government and urged the Township to apply. The Department of Community Affairs will review the application and inform the Township of any deficiencies to which the Township can then address. They will not simply deny the request; therefore, there is no risk to the Township to apply now.

Kennedy Buckley, Broadway, stated that there is no requirement in the Certified Local Government process to separate the ordinances of the historic district. He gave a copy of the application to Mr. Cuttrell.

Michael Fornino, 120 Fulham Place, stated that the passing of Ermon Jones is said news. He asked the Committee to consider some type of permanent recognition. He stated that the Committee should be ashamed of its lawsuit against the hospital concerning taxation. He asked that site triangles be addresses and particularly noted Huntington and Fisher Avenues and Wayside

Road and West Bangs Avenue.

Joan Venezia, 107 Mt. Hermon Way, requested a status on the Redevelopment Agreement with WAVE, the Residential Site Improvement Standard application, parking of commercial vehicles on Main Avenue, the condition of 68 Clark Avenue, and the Certified Local Government process. She also stated that she was told that the one way sign at Stockton and Pilgrim Pathway is missing.

Mr. Bishop stated that the Committee will ask the Certified Local Government Consultant to provide an update. Mr. Anthony stated that there is no progress on the Redevelopment Agreement with WAVE and he is not aware of a pending court matter with 68 Clark Avenue. Mr. Gadaleta stated that there is nothing new to report on RSIS and he will look into the one way sign issue.

James McMichael, 111 ½ Asbury Avenue, stated that he provided the Committee with a petition asking for a 10:00 p.m. closing of the gates on the two Wesley Lake footbridges. People continue to park in Ocean Grove and go to the bars in Asbury Park. They are loud and disruptive when they return to leave. Dr. Brantley suggested that this issue be discussed at the June 13th meeting as part of the discussion on the Ocean Grove parking proposal. Ms. Rizzo stated that in addition to a parking concern, this is also a noise issue.

Barbara Burns, 4 Ocean Avenue, suggested that DWI enforcement in Ocean Grove would help in this matter.

Dianna Harris, MURC, thanked the Committee for attending the block party. She stated that the park needs some cleaning up. She also implored the Committee to get the West Lake Redevelopment project moving.

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

Richard J. Cuttrell,
Municipal Clerk