

TOWNSHIP COMMITTEE WORKSHOP MEETING – FEBRUARY 27, 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. Grow Monmouth presentation.
2. Discussion – 2012 municipal budget.
3. Discussion – Fencing/buffering between Memorial Drive and NJ Transit railroad tracks.
4. Review Committee calendars.
5. Outstanding parking lot items. (PW)

Res. # 12-105 – 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 – FEBRUARY 27, 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	_____	Charles Layton Blogfinger
Mary Beth Jahn	_____	
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 fire, you will be notified by fire alarm and/or public address system, then calmly move 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.

PROCLAMATIONS

The Mayor will proclaim the March 2nd as "Read Across America Day" and the month of March as "Developmental Disabilities Awareness Month" in the Township of Neptune.

PRESENTATION

The Mayor will make presentations to the Neptune Fliers Youth Football & Cheer Cadet team and Pee Wee team for their outstanding accomplishments this season.

REPORT OF THE CLERK

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

March edition of the Senior Beacon and Monmouth County Board of Health February 21st meeting agenda.

A letter from FEMA to Wayne Rode expressing thanks for the recycling containers provided for FEMA's Joint Field Office in Neptune.

Marge Morrissey was recognized by the Midtown Community Elementary School 1st Grade for her program on recycling.

Mark Balzarano, Assistant Director of Public Works, has earned the Certified Public Works Manager designation.

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. 12-02 - An ordinance authorizing the execution of an amendment to the June 9, 1997 service agreement between the Township of Neptune, the Borough of Tinton Falls, Tinton Falls Campus, LLC, and the Township of Neptune Sewerage Authority regarding the purchase of township sewer capacity – Final Reading

Public Hearing:

Explanatory Statement: This ordinance amends a June 9, 1997 agreement to sell sewer capacity to the Borough of Tinton Falls for property located adjacent to Essex Road. The amendment adds a Co-developer as a part of the agreement, clarifies changes in block and lot designation, and clarifies that the capacity is assigned to the property and not a specific project on the property.

Offered by: _____ Seconded by: _____
Vote: Brantley, ____; Houghtaling, ____; Jahn, ____; McMillan, ____; Bishop, ____.

ORDINANCE NO. 12-03 - An ordinance to amend Volume I, Chapter XXIII, Section 23-1 of the Code of the Township of Neptune by amending certain rules and regulations of parks/playfields. – Final Reading

Public Hearing:

Explanatory Statement: This ordinance amends the rules and regulations governing parks and playgrounds by assigning responsibility for scheduling the use of certain playfields to the Township Recreation Department in compliance with New Jersey Green Acres rules and regulations.

Offered by: _____ Seconded by: _____
Vote: Brantley, ____; Houghtaling, ____; Jahn, ____; McMillan, ____; Bishop, ____.

ORDINANCE NO. 12-04 - An ordinance authorizing the Township of Neptune to exceed the 2.5% cola rate appropriation limits and establish a cap bank for purposes of introducing the 2012municipal budget – First Reading

Explanatory Statement: This ordinance permits the introduction of the annual municipal budget with a maximum appropriations increase of 3.5%. This ordinance does not amend or change the 2% tax levy cap.

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

ORDINANCE NO. 12-05 - Refunding bond ordinance amending and restating Refunding Bond Ordinance Number 10-42 (which provides for the refunding of certain bonds heretofore issued by the Township to the Monmouth County Improvement Authority), finally adopted by the by the Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, increasing the not to exceed amount of refunding bonds by \$5,270,000 therein – First Reading

Explanatory Statement: This ordinance provides for the refunding of certain bonds issued by the Township to the Monmouth County Improvement Authority to enable the Township to experience a savings in debt costs.

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

The Public Hearing on Ordinance 12-04 will be held on Monday, March 12, 2012.

The Public Hearing on Ordinance 12-05 will be held on Monday, March 26, 2012.

CONSENT AGENDA

Res. # 12-106 – Authorize the execution of Lease Agreement with the Ocean Grove Chamber of Commerce to operate a Tourism Bureau in a portion of 45 Pilgrim Pathway.

Res. # 12-107 – Accept a 2012 Title IIIB funding grant from the Monmouth County Office on Aging.

Res. # 12-108 – Authorize employment of part-time temporary Plumbing Sub-Code Official.

Res. # 12-109 – Accept a FY10 EMPG Exercise Pass Through Grant and authorize execution of required grant documents.

Res. # 12-110 – Authorize the Ocean Grove Camp Meeting Association's annual Independence Day Parade.

Res. # 12-111 – Employ part-time on-call Custodians in the Building Maintenance Department.

Res. # 12-112 – Authorizing the making of an application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 and N.J.S.A. 40A:2-55 in connection with the issuance of not to exceed \$7,520,000 aggregate principal amount of general obligation refunding bonds to the Monmouth County Improvement Authority.

Res. # 12-113 – Authorize the cancellation of a Fgade Improvement Program mortgage issued to Gourmet Kitchen for property located at 1238 Corlies Avenue.

Res. # 12-114 – Authorize the refund of taxes as a result on an overpayment (40 Ocean Pathway).

Res. # 12-115 – Authorize the cancellation of sewer rent (2110 Harding Avenue)

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

Res. # 12-116 – Authorize the purchase of three patrol cars under the New Jersey State Cooperative Purchasing Program

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

Res. # 12-117 – Authorize the payment of bills.

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

Res. # 12-118 – Authorize purchase of police officer duty gear.

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. 12-04

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF NEPTUNE
TO EXCEED THE 2.5% COLA RATE APPROPRIATION LIMITS
AND ESTABLISH A CAP BANK FOR PURPOSES OF
INTRODUCING THE 2012 MUNICIPAL BUDGET

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Neptune in the County of Monmouth finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$ 293,850.40 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee of the Township of Neptune hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years,

THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Neptune shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$1,028,476.40 and that the CY 2012 municipal budget for the Township of Neptune be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

APPROVED ON FIRST READING:

APPROVED, PASSED AND ADOPTED:

VOTE ON ADOPTION:

Brantley:
Houghtaling:
Jahn:
McMillan:
Bishop:

ATTEST:

Richard J. Cuttrell,
Municipal Clerk

J.
Mayor

Randy Bishop,

ORDINANCE NO. 12-05

REFUNDING BOND ORDINANCE AMENDING AND RESTATING
REFUNDING BOND ORDINANCE NUMBER 10-42 (WHICH
PROVIDES FOR THE REFUNDING OF CERTAIN BONDS
HERETOFORE ISSUED BY THE TOWNSHIP TO THE
MONMOUTH COUNTY IMPROVEMENT AUTHORITY), FINALLY
ADOPTED BY THE BY THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH,
STATE OF NEW JERSEY, INCREASING THE NOT TO EXCEED
AMOUNT OF REFUNDING BONDS BY \$5,270,000 THEREIN

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), had previously issued (i) General Obligation Bonds, Series 2001 (the "2001 Bonds") to the Monmouth County Improvement Authority (the "MCIA") in connection with the MCIA's 2001 Pooled Governmental Loan Program, (ii) General Obligation Bonds, Series 2004 (the "2004 Bonds") to the MCIA in connection with the MCIA's 2004 Pooled Governmental Loan Program, and General Obligation Bonds, Series 2005 (the "2005 Bonds") to the MCIA in connection with the MCIA's 2005 Pooled Governmental Loan Program; and

WHEREAS, \$848,000 of such 2001 Bonds are currently outstanding and can be defeased or are subject to redemption prior to their stated maturity, as applicable (the "2001 Refunded Bonds"); and

WHEREAS, \$1,323,000 of such 2004 Bonds are currently outstanding and can be defeased or are subject to redemption prior to their stated maturity, as applicable (the "2004 Refunded Bonds"); and

WHEREAS, \$4,413,000 of such 2005 Bonds are currently outstanding and can be defeased or are subject to redemption prior to their stated maturity, as applicable (the "2005 Refunded Bonds" and, together with the 2001 Refunded Bonds and the 2004 Refunded Bonds, the "Refunded Bonds"); and

WHEREAS, on October 25, 2010, the Township previously adopted refunding bond ordinance number 10-42 (the "Prior Refunding Ordinance"), in order to effect a debt service savings to the Township by refunding the 2001 Refunded Bonds and a portion of the 2004 Refunded Bonds (the "Prior Refunding"); and

WHEREAS, due to the fluctuating interest rate environment at that time and the significant negative arbitrage penalty of the escrow, the Township was unable to complete the Prior Refunding.

WHEREAS, the MCIA and the Township have determined that refunding bonds can be issued to defease or refund, in whole or in part, the 2001 Refunded Bonds, the 2004 Refunded Bonds, and the 2005 Refunded Bonds, which, under current market conditions, can generate a debt service savings to the Township; and

WHEREAS, the Township has determined to provide for the defeasance or refunding of the Refunded Bonds through its issuance of General Obligation Refunding Bonds in a principal amount not to exceed \$7,520,000 to the MCIA, by amending and restating the Prior Refunding Ordinance as follows.

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

SECTION 1. The refunding bond ordinance of the Township of Neptune, in the County of Monmouth, State of New Jersey, heretofore finally adopted by the governing body thereof on October 25, 2010, number 10 -42, entitled "REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,250,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS BY THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY (THE "MCIA") FOR THE PURPOSE OF REFUNDING CERTAIN BONDS HERETOFORE ISSUED BY THE TOWNSHIP TO THE MCIA", is hereby amended and restated in its entirety, as follows, including increasing the not to exceed amount of refunding bonds therein by \$5,270,000:

"Section 1. In order to finance the purposes described in Section 2 hereof, negotiable refunding bonds of the Township hereby designated as General Obligation Refunding Bonds (the "Refunding Bonds") are hereby authorized to be issued to the MCIA in a principal amount not to exceed \$7,520,000. The proceeds of the Refunding Bonds are hereby appropriated to the purposes described in Section 2 hereof.

Section 2. (a) The purposes for which the Refunding Bonds are to be issued are (i) defeasing or refunding the principal amount of Refunded Bonds, including the payment of interest accrued thereon to the date fixed for redemption or defeasance, as applicable, and the redemption price thereof, if applicable, and (ii) paying the cost of the issuance relating to the Refunding Bonds, including printing, advertising, accounting, financial and legal expenses, rating agency fees, underwriter's discount, bond insurance premium, if any, and MCIA costs of issuance, which may include any of the foregoing set forth in this Section 2(a)(ii).

(b) The aggregate cost of issuing the Refunding Bonds, as provided by N.J.S.A. 40A:2-51(b) (which amount includes all items described in Section 2(a)(ii) hereof) will not exceed \$180,000. Such amount is included in the maximum authorized principal amount set forth in Section 1 hereof.

(c) The Refunded Bonds shall be defeased or called for redemption, as applicable, prior to maturity thereof as provided in the Refunded Bond certificates. A portion of the proceeds from the sale of the Refunding Bonds shall be deposited in trust by the MCIA to provide for the payment and retirement of the Refunded Bonds. Any moneys held in trust by the MCIA may be invested as provided in N.J.S.A. 40A:2-60.

Section 3. Any further provisions as to terms of sale, deposit, securing, regulation, investment, reinvestment, disposition or application of the proceeds of the Refunding Bonds, and matters in connection therewith, shall be determined by resolution of the Township adopted prior to the issuance of the Refunding Bonds.

Section 4. The Township Committee hereby delegates to the Chief Financial Officer or Administrator of the Township the power to sell the Refunding Bonds at private sale to the MCIA, to determine the terms of the Refunding Bonds and to perform such other actions and make such other determinations.

Section 5. The Township Committee hereby authorizes and delegates to the Chief Financial Officer or the Administrator, in consultation with Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey ("Bond Counsel") and Fallon & Larsen, LLP, Hazlet, New Jersey (the "Township Auditor"), the authority to negotiate and execute on behalf of the Township any document for the purchase and sale of the Refunding Bonds to the MCIA.

Section 6. All other matters relating to the Refunding Bonds shall be performed or determined pursuant to a resolution of the Township, or the performance or determination thereof shall be delegated by resolution of the Township to an official or officer of the Township, Bond Counsel or the Township Auditor.

Section 7. A certified copy of this refunding bond ordinance, as introduced and adopted upon first reading, shall be filed with (i) the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs prior to final adoption hereof, together with the statement signed by the Chief Financial Officer of the Township required by N.J.S.A. 40A:2-55, and (ii) the MCIA.

Section 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the Refunding Bonds authorized by this refunding bond ordinance. The Refunding Bonds shall be direct, unlimited obligations of the Township, and, unless paid from other sources, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the Refunding Bonds and the interest thereon without limitation as to rate or amount.

Section 9. After passage upon first reading of this refunding bond ordinance, the Township Clerk is hereby authorized and directed to publish a summary of this refunding bond ordinance, together with a Notice of Pending Bond Ordinance, at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven (7) days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten (10) days after introduction and first reading). The Township Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this refunding bond ordinance.

Section 10. After final adoption of this refunding bond ordinance by the Township Committee, the Township Clerk is hereby directed to publish a summary of this refunding bond ordinance, as finally adopted, together with a Bond Ordinance Statement (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The Township Committee hereby covenants on behalf of the Township to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the Refunding Bonds authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. The purpose of the issuance of the Refunding Bonds is to effect a debt service savings to the Township.

Section 13. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided herein and the Local Bond Law, but not prior to the time that the consent of the Local Finance Board, Division of Local Government Services in the New Jersey Department of Community Affairs has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, as provided by N.J.S.A. 40A:2-55."

SECTION 2. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided herein and the Local Bond Law, but not prior to the time that the consent of the Local Finance Board, Division of Local Government Services in the New Jersey Department of Community Affairs has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, as provided by N.J.S.A. 40A:2-55."

APPROVED ON FIRST READING: February 27, 2012

APPROVED, PASSED AND ADOPTED:

ATTEST:

Richard J. Cuttrell,
Municipal Clerk

J.
Mayor

Randy Bishop,

RESOLUTION #12-105 – 2/27/12

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,

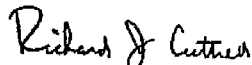
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, as follows:

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:

Personnel – Appointment to Housing Authority
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 02/27/12



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

RESOLUTION #12-106 - 2/27/12

AUTHORIZE THE EXECUTION OF A LEASE AGREEMENT
WITH THE OCEAN GROVE CHAMBER OF COMMERCE TO OPERATE A
TOURISM BUREAU IN A PORTION OF 45 PILGRIM PATHWAY

WHEREAS, the Township of Neptune operates a Tourism Bureau during the summer months at 45 Pilgrim Pathway through a lease agreement with the Ocean Grove Chamber of Commerce; and,

WHEREAS, the Township of Neptune desires to renew said lease for a portion of 45 Pilgrim Pathway for the 2012 summer season; and,

WHEREAS, the Township agrees to pay the Chamber of Commerce a total of \$1,320.00 for use of the office space from May 15, 2012 to October 15, 2012 (\$264.00 per month); and,

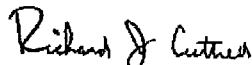
WHEREAS, funds will be provided for the first three months of 2012 in the 2012 Temporary Budget in the appropriation entitled Publicity & Tourism, known as Account No. 412-010 and funds for the balance of 2012 will be provided in the Budget for the year 2012, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Lease Agreement, a copy of which is on file in the Office of the Municipal Clerk, with the Ocean Grove Chamber of Commerce for use of a portion of 45 Pilgrim Pathway as a Tourism Bureau from May 15, 2012 to October 15, 2012 at a total cost of \$1,320.00 (\$264.00 per month); and,

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

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 02/27/12



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

RESOLUTION #12-107 - 2/27/12

ACCEPT 2012 TITLE IIIB FUNDING GRANT FROM THE
MONMOUTH COUNTY OFFICE ON AGING

WHEREAS, the Township of Neptune applied for Title IIIB funding for the year 2012, in the amount of \$25,000, from the Monmouth County Office on Aging to provide services to Neptune Seniors through the Neptune Senior Center; and,

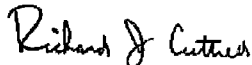
WHEREAS, the Monmouth County Office on Aging has notified the Township that the grant will be awarded,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby accepts a FY2012 Title IIIB funding grant in the amount of \$25,000 from the Monmouth County Office on Aging to provide services to Neptune Seniors through the Neptune Senior Center; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator and Senior Center 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 02/27/12



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

RESOLUTION #12-108 - 2/27/12

AUTHORIZE EMPLOYMENT OF PART-TIME
TEMPORARY PLUMBING SUB-CODE OFFICIAL

WHEREAS, due to an extended absence of the Plumbing Sub-Code official, there is a need in the Construction Department for a part-time temporary Plumbing Sub-Code official to perform inspections as needed; and,

WHEREAS, the Construction Official recommends the temporary employment of an individual to serve in this capacity; and,

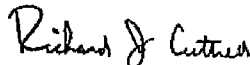
WHEREAS, funds will be provided for the first three months of 2012 in the 2012 Temporary Budget in the appropriation entitled Constr. S&W, known as Account No. 195-010 and funds for the balance of 2012 will be provided in the Budget for the year 2012, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the part-time temporary employment of Steven Losacco as part-time temporary Plumbing Sub-Code Official from February 15, 2012 to April 30, 2012 at an hourly rate of \$30.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Construction Official, Chief Financial Officer, Assistant C.F.O., Business Administrator, 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 02/27/12



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

RESOLUTION #12-109 - 2/27/12

ACCEPT A FY10 EMPG EXERCISE PASS THROUGH GRANT
AND AUTHORIZE EXECUTION OF REQUIRED GRANT DOCUMENTS

WHEREAS, by Resolutions dated May 23, 2011 and February 13, 2012, the Township Committee authorized the submission of a New Jersey Department of Law & Public Safety FY2010 Emergency Management Preparedness Grant/Exercise Program Pass Through Grant for haz-mat equipment and training; and,

WHEREAS, the New Jersey Department of Law & Public Safety has notified the Township a grant has been awarded in the amount of \$15,000.00; and,

WHEREAS, the Township desires to accept said grant,

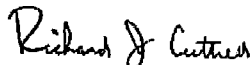
THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby accepts a New Jersey Department of Law and Public Safety FY2010 Emergency Management Preparedness Grant/FY2010 Exercise Support Program Pass Through Grant in the amount of \$15,000.00; and,

BE IT FURTHER RESOLVED, that Michael J. Bascom, Deputy Office of Emergency Management Coordinator, is hereby authorized to execute any and all required grant documents and/or agreements in connection with said grant; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Office of Emergency Management Coordinator, Business Administrator and Chief Financial Officer.

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 02/27/12



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

RESOLUTION #12-110 - 2/27/12

AUTHORIZE THE OCEAN GROVE CAMP MEETING ASSOCIATION'S
ANNUAL INDEPENDENCE DAY PARADE

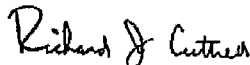
BE IT RESOLVED, by the Township Committee of the Township of Neptune as follows:

1. Permission is hereby granted for Ocean Grove Camp Meeting Association to hold their annual Independence Day Parade on Wednesday, July 4, 2012.
2. Temporary no parking will be designated from 7:00 A.M. to 1:00 P.M. on July 4, 2012 on the following streets:

Both sides of Whitefield Avenue from Stockton Avenue to Main Avenue
Both sides of westbound Ocean Pathway from Central Avenue to Ocean Avenue
West side of Central Avenue from westbound Ocean Pathway to McClintock Street
3. A contribution in the amount of \$1,000.00 toward expenses incurred in connection with the parade is hereby authorized.
4. Funds for this purpose are available in the appropriation entitled Celebration of Public Events and the Chief Financial Officer has so certified in writing.
5. A copy of this resolution shall be forwarded to the Parade Committee, Ocean Grove Camp Meeting Association, Director of Public Works and the 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 02/27/12



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

RESOLUTION #12-111 - 2/27/12

**EMPLOY PART-TIME ON-CALL CUSTODIANS
IN THE BUILDING MAINTENANCE DEPARTMENT**

WHEREAS, there is a need for part-time on-call Custodians with a Black Seal License to work in the absence of regular full-time custodial staff in the Building Maintenance Department; and,

WHEREAS, the Business Administrator has recommended hiring eight individuals with a Black Seal License to work in an on-call as-needed capacity; and,

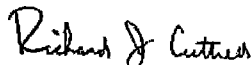
WHEREAS, funds will be provided for the first three months of 2012 in the 2012 Temporary Budget in the appropriation entitled Bldg Maint S&W, known as Account No. 310-010 and funds for the balance of 2012 will be provided in the Budget for the year 2012, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Daniel Patton, Ronald Kutsy and Vito Grande be and are hereby employed as part-time on-call Custodians with Black Seal License in the Building Maintenance Department contingent upon favorable results of a background check and physical examination at an hourly wage of \$18.00:

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the 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 02/27/12



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

RESOLUTION #12-112 – 2/27/12

RESOLUTION OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING THE MAKING OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-51 AND N.J.S.A. 40A:2-55 IN CONNECTION WITH THE ISSUANCE OF NOT TO EXCEED \$7,520,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY

WHEREAS, the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), previously issued General Obligation Bonds, Series 2001 (the "2001 Bonds") to the Monmouth County Improvement Authority (the "MCIA") in connection with the Township's participation in the 2001 Pooled Governmental Loan Program (the "2001 MCIA Loan Program"), which 2001 Bonds were issued to (i) memorialize the Township's applicable loan through the 2001 MCIA Loan Program, and (ii) permanently finance the costs of various Township projects; and

WHEREAS, the Township previously issued General Obligation Bonds, Series 2004 (the "2004 Bonds") to the MCIA in connection with the Township's participation in the 2004 Pooled Governmental Loan Program (the "2004 MCIA Loan Program"), which 2004 Bonds were issued to (i) memorialize the Township's applicable loan through the 2004 MCIA Loan Program, and (ii) permanently finance the costs of various Township projects; and

WHEREAS, the Township previously issued General Obligation Bonds, Series 2005 (the "2005 Bonds") to the MCIA in connection with the Township's participation in the 2005 Pooled Governmental Loan Program (the "2005 MCIA Loan Program"), which 2005 Bonds were issued to (i) memorialize the Township's applicable loan through the 2005 MCIA Loan Program, and (ii) permanently finance the costs of various Township projects; and

WHEREAS, the Township has been informed by the MCIA that all or a portion of the outstanding 2001 Bonds, 2004 Bonds and the 2005 Bonds are eligible for refunding through the MCIA and that such a refunding will achieve debt service savings for the Township; and

WHEREAS, the Township Committee now desires to authorize the MCIA to make application to the Local Finance Board, in the Division of Local Government Services, New Jersey Department of Community Affairs (the "Local Finance Board"), requesting the Local Finance Board's approval of a refunding bond ordinance authorizing (i) the refunding of \$848,000 aggregate principal amount of the 2001 Bonds, (ii) the refunding of \$1,323,000 aggregate principal amount of the 2004 Bonds, (iii) the refunding of \$4,413,000 aggregate principal amount of the 2005 Bonds, and (iv) the issuance of General Obligation Refunding Bonds in the aggregate principal amount not to exceed \$7,520,000 to the MCIA (collectively, the "Refunding"); and

WHEREAS, the Township believes that:

- (a) it is in the public interest to accomplish the Refunding;

(b) said Refunding is for the health, wealth, convenience or betterment of the inhabitants of the Township;

(c) the amounts to be expended for said Refunding are not unreasonable or exorbitant;

(d) the Refunding is an efficient and feasible means of providing services for the needs of the inhabitants of the Township and will not create an undue financial burden to be placed upon the Township.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

SECTION 1. The Township consents to the preparation and submission of the application to the Local Finance Board for the Refunding (the "Application") by the MCIA, and such preparation and submission of the Application is hereby approved. Bond Counsel, Wilentz, Goldman & Spitzer, P.A. ("Bond Counsel") and the Township Auditor, Fallon & Larsen, LLP, Hazlet, New Jersey (the "Township Auditor") and other officials, officers and professionals of the Township, including but not limited to, the Mayor, the Chief Financial Officer, the Administrator, the Township Clerk and the Township Attorney (collectively, the "Township Officials"), are each hereby authorized and directed, to represent the Township in matters pertaining thereto.

SECTION 2. The Local Finance Board is hereby respectfully requested to consider such Application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statutes.

SECTION 3. The Township Clerk is hereby directed to file a certified copy of this resolution with the Local Finance Board and to forward a certified copy of this resolution to the MCIA to supplement the Application therewith.

SECTION 4. The Chief Financial Officer or the Administrator are each hereby authorized and directed to determine all matters in connection with the Refunding not determined by this or a subsequent resolution, all in consultation with Bond Counsel and the Township Auditor, and the manual or facsimile signature of the Chief Financial Officer or the Administrator upon any documents shall be conclusive as to all such determinations. The Township Officials and any other Township representatives, including but not limited to, Bond Counsel and the Township Auditor, are each hereby authorized and directed to take such actions or refrain from such actions as are necessary to consummate the transaction contemplated by the Refunding and the Township's participation in the MCIA refunding loan program and any and all such actions or inactions taken by the aforesaid Township Officials, including Bond Counsel and the Township Auditor heretofore are hereby ratified and confirmed.

SECTION 5. This resolution shall take effect immediately.

ADOPTED: February 27, 2012

Recorded Vote

AYE: Brantley, Houghtaling, Jahn, McMillan & Bishop

NAY: None

ABSTAIN: None

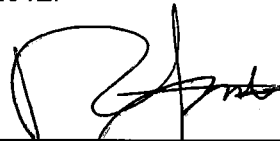
ABSENT: None

CERTIFICATION

I, RICHARD J. CUTTRELL, Clerk of the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the annexed resolution entitled, "RESOLUTION OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING THE MAKING OF AN APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-51 AND N.J.S.A. 40A:2-55 IN CONNECTION WITH THE ISSUANCE OF NOT TO EXCEED \$7,520,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY", is a copy of a resolution which was duly adopted by the Township Committee at a meeting duly called and held on February 27, 2012 in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout and which resolution has been compared by me with the original thereof as contained in the minutes as officially recorded in my office in the Minute Book of such governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to within and aforesaid resolution has not been repealed, amended or rescinded but remains in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township as of this 27th day of February, 2012.

(SEAL)



RICHARD J. CUTTRELL,
Clerk of the Township of Neptune

RESOLUTION #11-113 - 2/27/12

AUTHORIZE THE CANCELLATION OF A FAÇADE IMPROVEMENT PROGRAM MORTGAGE
ISSUED TO GOURMET KITCHEN FOR PROPERTY LOCATED 1238 CORLIES AVENUE

WHEREAS, the Township of Neptune holds a mortgage in connection with a Façade Improvement Program loan issued to Gourmet Kitchen for property located at 1238 Corlies Avenue; and,

WHEREAS, the loan has been paid in full and the façade has been maintained for the required five year period; and;

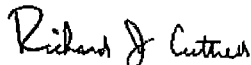
WHEREAS, the Township desires to cancel said mortgage in accordance with the terms of the mortgage note,

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 the cancellation of a mortgage in connection with a Façade Improvement Program loan issued to Gourmet Kitchen for property located at 1238 Corlies Avenue; and,

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

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 02/27/12



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

RESOLUTION #12-114 - 2/27/12

AUTHORIZE THE REFUND OF TAXES AS A RESULT
OF AN OVERPAYMENT (40 OCEAN PATHWAY)

WHEREAS, the properties listed below reflect overpayments; and,

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

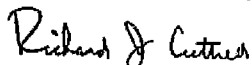
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and is hereby authorized to refund the taxes as stated herein; and,

BLOCK	LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
24	477C01	Wood	40 Ocean Pathway	2012	1,365.94

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

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 02/27/12



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

RESOLUTION #12-115 - 2/27/12

AUTHORIZE THE CANCELLATION OF SEWER RENT
(2110 HARDING AVENUE)

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

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

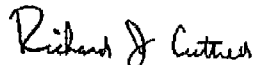
BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
267.02/372	Meridian Health Realty Corp	2110 Harding Ave.	2010/2011	840.00

REASON: Building demolished

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

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 02/27/12



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

RESOLUTION #12-116 - 2/27/12

AUTHORIZE THE PURCHASE OF THREE PATROL CARS UNDER THE
NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Neptune Township Police Department wishes to purchase three 2012 Chevrolet Caprice 9C1 patrol cars 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, Charles Winner, Inc. has been awarded New Jersey State Contract No. A79008 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 amount of the three patrol cars shall not exceed \$77,246.07 (\$25,748.69 per car); and,

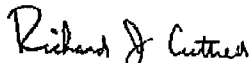
WHEREAS, funds for this purpose are available in Ordinance No. 11-32, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of three 2012 Chevrolet Caprice 9C1 patrol cars through the New Jersey Cooperative Purchasing Program for the Neptune Township Police Department be and is hereby authorized at an amount not to exceed \$77,246.07; and,

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

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 02/27/12



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

RESOLUTION #12-117 – 2/27/12

AUTHORIZE THE PAYMENT OF BILLS

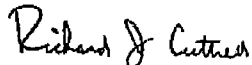
BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	3,838,964.86
FEDERAL & STATE GRANT FUND	976.88
TRUST OTHER	10,332.75
GENERAL CAPITAL FUND	11,632.95
SEWER OPERATING FUND	9,274.24
MARINA OPERATING FUND	186.58
DOG TRUST	403.20
LIBRARY TRUST	1,912.50
 BILL LIST TOTAL	 \$3,873,683.96

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
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THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 02/27/12



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

RESOLUTION #12-118 - 2/27/11

AUTHORIZE PURCHASE OF POLICE OFFICER DUTY GEAR

WHEREAS, the Chief of Police has recommended the purchase of police officer duty gear including belts, cases, equipment holders and holsters for each sworn member of the Police Department; and,

WHEREAS, the cost of said item is less than the bid threshold but exceeds \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, the Chief of Police has obtained the necessary approvals to utilize the Special Law Enforcement Trust Fund for this purchase; and,

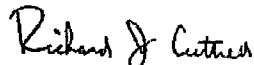
WHEREAS, funds for this purpose will be provided in the Special Law Enforcement Trust Fund and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of eighty (80) sets of Safariland police officer duty gear including belts, cases, equipment holders and holsters six metal be and is hereby authorized through Lanigan Associates Inc. pursuant to their quote of \$24,228.00 (\$302.85 per set); 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 Chief of Police.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
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THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 02/27/12



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