

TOWNSHIP COMMITTEE WORKSHOP MEETING – JUNE 8, 2009

Mayor Brantley 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>
J. Randy Bishop	_____
Mary Beth Jahn	_____
James W. Manning, Jr.	_____
Kevin B. McMillan	_____
Dr. Michael Brantley	_____

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

Mayor Brantley 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 March 12, 2009, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. Discussion – Property maintenance ordinance section that requires street numbers to be displayed on structures.

2. Discussion – Sale of OEM vehicle to Borough of Pompton Lakes.

3. Discussion – Change of location for Township Committee meetings.

4. Discussion – Special Event Permits.

OPEN SESSION DISCUSSION ITEMS - CON'T

5. Discussion – Neptune Day fireworks.

6. Outstanding parking lot items (PW)

Res. # 09-272 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Jahn, _____; Manning, _____; McMillan, _____; Brantley, _____.

TOWNSHIP COMMITTEE MEETING – JUNE 8, 2009

Mayor Brantley 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>
J. Randy Bishop	_____	Bill Bowman Asbury Park Press
Mary Beth Jahn	_____	
James W. Manning, Jr.	_____	Don Stine The Coaster
Kevin B. McMillan	_____	
Dr. Michael Brantley	_____	

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

Silent Prayer and Flag Salute

The Clerk states, "Fire exits are located in the rear of the room and to my left and 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 Brantley 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 March 12, 2009, 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 on the afternoon of the business day preceding each meeting.

APPROVAL OF MINUTES

Motion offered by _____, seconded by _____, to approve the minutes of the meetings held on May 11th, May 14th and June 3rd, regular and executive sessions.

REPORT OF THE CLERK

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

Tax Collector's monthly statement for May.

Senior Center monthly statistics for April and Senior Beacon for June.

Monmouth County Board of Health agenda for May 19th and minutes of the April 21st meeting.

Copies of thank you notes from Rosemary Gray to Alison Trembly, RN for her presentation at the Center and to Dr. Ira Sharma for providing a free Oral Cancer Screening Clinic.

Copies of thank you letters to the Senior Center staff from Beverly Berhany, Allen Rusca, Carol Freeman and Ann Myers.

COMMENTS FROM THE DAIS

JUNE 8, 2009

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. (There are no ordinances with a scheduled public hearing this evening)

ORDINANCE NO. 09-22 - An ordinance to amend Volume I, Chapter II of the Code of the Township of Neptune by adding a provision regarding the use of powers of eminent domain. – First Reading

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

ORDINANCE NO. 09-23 - An ordinance to amend Ordinance #05-45 entitled "An ordinance creating job titles and setting the salary ranges for said job titles and for existing job titles of the Township of Neptune in the County of Monmouth and repealing all parts of previous ordinances inconsistent herewith." by amending the salary range for the health benefits opt-out. – First Reading

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

ORDINANCE NO. 09-24 - An ordinance repealing Chapter III Section 3-29 entitled "Sex offender residency prohibition and Chapter III Section 3-20 entitled "Registration of sex offenders and offenders who commit other predatory acts against children". – First Reading

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

ORDINANCE NO. 09-25 - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding a handicapped parking zone on Atlantic Avenue – First Reading

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

ORDINANCE NO. 09-26 – An ordinance to further amend Ordinance #00-56 entitled "An ordinance to adopt the Hi-Tech Park Redevelopment Plan" and amend the zoning map of Neptune Township to include the Hi-Tech Park Redevelopment Area. – First Reading

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

ORDINANCE NO. 09-27 - Bond ordinance providing for the Ocean Grove Drainage Project – Broadway Area, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$375,000 therefor (including a \$314,195 grant from the New Jersey Department of Transportation) and authorizing the issuance of \$60,805 bonds or notes of the township to finance part of the cost thereof – First Reading

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Jahn, _____; Manning, _____; McMillan, _____; Brantley, _____.

The Public Hearings on Ordinances 09-22 through 09-27 will be held on Monday, June 22, 2009. (Also, the public hearing on Ordinance 09-21, which was introduced at a previous meeting, will be held on June 22nd)

CONSENT AGENDA

Res. # 09-273 – Employ summer personnel under the Clean Communities Program.

Res. # 09-274 – Accept the resignation of Laura Granelli as a member of the Library Board of Trustees.

Res. # 09-275 – Employ part-time Marina Attendant.

Res. # 09-276 – Authorize the closing of streets in connection with the Ocean Grove Chamber of Commerce vintage auto displays.

Res. # 09-277 – Authorize submission of a grant application and execution of a grant agreement with the New Jersey Department of Transportation for pedestrian safety and ADA access improvements to 7th Avenue.

Res. # 09-278 – Authorize submission of a grant application and execution of a grant agreement with the New Jersey Department of Transportation for South Riverside Drive bike path.

Res. # 09-279 – Authorize submission of a grant application and execution of a grant agreement with the New Jersey Department of Transportation for Improvements to Millbrook Drive.

Res. # 09-280 – Employ temporary seasonal personnel for the Neptune Summer Recreation Program.

Res. # 09-281 – Employ temporary seasonal personnel for the Municipal Alliance Summer Program.

Res. # 09-282 – Appoint School Crossing Guard.

Res. # 09-283 – Accept a maintenance guarantee and release a performance guarantee filed by Johnson Obayuwana for site improvements at 2006 Stratford Avenue.

Res. # 09-284 – Authorize the refund of taxes as a result of an overpayment.

Res. # 09-285 – Authorize the cancellation of a credit balance.

Res. # 09-286 – Authorize the Tax Collector to transfer credits.

Res. # 09-287 – Authorize the refund of sewer rent (1013 Eton Way).

Res. # 09-288 – Authorize the transfer of a credit balance from interest on taxes to 2008 taxes (87 Heck Avenue).

Res. # 09-289 – Authorize the transfer of a credit balance from interest on taxes to 2009 taxes (303 Birch Drive).

Res. # 09-290 – Authorize the transfer of a credit balance from interest on taxes to 2009 taxes (1601 Huntington Avenue).

Res. # 09-291 – Authorize the transfer of a credit balance from 2009 sewer to 2009 taxes (1601 Heck Avenue).

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

Res. # 09-292 – Adopt 2009 Municipal Budget.

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

Res. # 09-293 – Authorize Change Order #1 in connection with Improvements to South Riverside Drive.

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

Res. # 09-294 – Authorize the purchase of enhanced 9-1-1 telephone system for the Police Department Emergency Communications Center.

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

Res. # 09-295 – Re-designate certain areas of the Township of Neptune as “an area in need of rehabilitation”.

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

Res. # 09-296 – Authorize the Township Engineer to design and prepare plans and specifications for the rehabilitation of the wet well at the Pennsylvania Avenue Pumping Station.

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

Res. # 09-297 – Award bid for uniform maintenance.

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

Res. # 09-298 – Authorize execution of a Stipulation of Settlement in the matter of Knox Hill Townhomes Condominium Association v. Various Defendants.

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

Res. # 09-299 – Terminate employee.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Jahn, _____; Manning, _____; McMillan, _____; Brantley, _____.

Res. # 09-300 – Waive municipal portion of construction permit fees for World Changers rehabilitation project.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Jahn, _____; Manning, _____; McMillan, _____; Brantley, _____.

Res. # 09-301 – Authorize the payment of bills.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Jahn, _____; Manning, _____; McMillan, _____; Brantley, _____.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township. After all have the opportunity to speak, individuals who desire to speak again will be invited back to the microphone. All comments are limited to five minutes per visit to the microphone.

ADJOURNMENT

ORDINANCE NO. 09-22

AN ORDINANCE TO AMEND VOLUME I, CHAPTER II OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A PROVISION REGARDING THE USE OF POWERS OF EMINENT DOMAIN

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., authorizes municipalities that have designated specific areas of their municipalities as areas “in need of redevelopment” to exercise the power of eminent domain and to transfer those properties to a private developer under certain conditions; and

WHEREAS, the Township the Township Committee adopted resolutions in the past limiting the power of eminent domain but recognizes that those resolutions were limited both in scope and authority based on their language and the inherent limitation of resolutions; and

WHEREAS, the Township Committee desires to memorialize a policy with regards to eminent domain in the form of an ordinance declaring its intent to exclude the power with regards to the taking of all property except for traditional public purposes.

THEREFORE BE IT ORDAINED by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter II, Article VII, Section 2-62- Use of Powers of Eminent Domain, is hereby added as follows:

2-62.1 Purpose and Intent

It is the purpose and intent of the Township of Neptune to restrict the use of its authority pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. as that law may be amended and supplemented, to exercise the power of eminent domain under circumstances that would allow for the transfer of private property to or for the benefit of another private citizen or entity while not limiting the Township’s authority of eminent domain for public use or public purposes established under the New Jersey Eminent Domain Act.

2-62.2 Use

Eminent Domain under traditional authority shall continue to exist as to both residential and non-residential property where required in the opinion of the Township Committee for public use or public purpose such as but not limited to road construction, park or recreation facility construction or use or where the public health, safety or welfare has been determined to be at issue and condemnation is the last and/or best process for correcting the situation, but under no circumstances for purposes of transferring those properties to a private developer or other private entity except as provided by Section 2-62-4. In all such cases, the procedure and the taking shall be pursuant to state statute as set forth by the Eminent Domain Act and similar state legislation.

2-62.3 Prohibition

Eminent Domain shall be prohibited as to residential properties and commercial properties pursuant to the Local Redevelopment and Housing Law except where specifically allowed below.

2-62.4 Exclusions – Eminent Domain is Allowed as Exception.

The provisions of Section 2-62.2 and 2-62.3 shall not apply with regards to the redevelopment of West Lake Avenue only as defined by the West Lake Avenue Redevelopment Plan adopted by the Township Committee under Ordinance 05-20 with designated properties set forth within the aforesaid area pursuant to Resolution No. 05-212 and any subsequent amendments of said resolution and ordinance and subject to the terms of an existing Redevelopment Agreement between the Township of Neptune and CityWorks West Lake, LLC entered June 13, 2005 and any subsequent amendments made prior to adoption of this ordinance.

SECTION 2

RESIDENTIAL AND NON-RESIDENTIAL RELOCATION RIGHTS IN AREAS WHERE EMINENT DOMAIN IS ALLOWED FOR PURPOSES OF REDEVELOPMENT

Any residential or non-residential properties which are subject to eminent domain in the above stated excepted redevelopment area shall be subject to relocation assistance pursuant to the Relocation Assistance Law of 1967, N.J.S.A. 52:31B-1 et seq. and the Relocation Assistance Act of 1971, N.J.S.A. 20:4-1 et seq. and the regulations promulgated pursuant thereto, the cost and responsibilities of which are set forth more fully with regards to the one excepted redevelopment area in the Redevelopment Agreement by and between the Township of Neptune and CityWorks West Lake, LLC dated June 13, 2005 and its subsequent amendments, if any, prior to the adoption of this ordinance.

SECTION 3

PROCEDURES FOR IMPLEMENTATION OF EMINENT DOMAIN WHERE UTILIZED

Where Eminent Domain is allowed under traditional uses as set forth in Section 2-62.2 all standard procedures set forth in the New Jersey Eminent Domain Act and other relevant statutory and case law shall be followed. Where eminent domain is allowed as an exception pursuant to Section 2-62-4 and where implemented, all standard procedures required under the Local Redevelopment and Housing Law shall be followed along with the additional procedures set forth under the West Lake Redevelopment Plan – Ordinance 05-20 and the Redevelopment Agreement by and between the Township of Neptune, New Jersey and CityWorks West Lake, LLC dated June 13, 2005 and subsequent amendments, if any, prior to adopting this ordinance.

SECTION 4

All ordinances or parts of ordinances of the Township of Neptune, in conflict or inconsistent with this ordinance, are hereby repealed, but only, however, to the extent of such conflict or inconsistency; it being the legislative intent that all other ordinances, or parts of ordinances, now existing and in effect, unless the same be in conflict or inconsistent with any of the provisions of this ordinance, shall remain in full force and effect. The provisions of this

ordinance shall remain in full force and effect. The provisions of this ordinance shall supercede all existing local law established by the Township Committee concerning eminent domain.

SECTION 5

If any subsection, paragraph or provision of this ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions of this Ordinance.

SECTION 6

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

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

ORDINANCE NO. 09-23

AN ORDINANCE TO AMEND ORDINANCE #05-45 ENTITLED "AN ORDINANCE CREATING JOB TITLES AND SETTING THE SALARY RANGES FOR SAID JOB TITLES AND FOR EXISTING JOB TITLES OF THE TOWNSHIP OF NEPTUNE IN THE COUNTY OF MONMOUTH AND REPEALING ALL PARTS OF PREVIOUS ORDINANCES INCONSISTENT HEREWITH." BY AMENDING THE SALARY RANGE FOR THE HEALTH BENEFITS OPT-OUT

BE IT ORDAINED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, as follows:

Section 1. Ordinance No. 05-45 be and is hereby amended to amend the salary range of the Health Benefits Opt-Out:

<u>OFFICIAL</u>	<u>MINIMUM SALARY</u>	<u>MAXIMUM SALARY</u>
Health Benefits Opt-Out	\$ 7,000.00	\$10,000.00

Section 2. The above ordinance shall be effective immediately upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED AND ADOPTED:

ATTEST:

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

ORDINANCE NO. 09-24

AN ORDINANCE REPEALING CHAPTER III SECTION 3-29 ENTITLED "SEX OFFENDER RESIDENCY PROHIBITION AND CHAPTER III SECTION 3-20 ENTITLED "REGISTRATION OF SEX OFFENDERS AND OFFENDERS WHO COMMIT OTHER PREDATORY ACTS AGAINST CHILDREN"

WHEREAS, The Township Committee created ordinances for the registration of sex offenders and imposed limitations on residency of said sex offenders in the Township of Neptune; and,

WHEREAS, similar ordinances in the Township of Galloway and the Township of Cherry Hill were challenged as having been preempted by the State Registration Act N.J.S.A. 2C:7-1 (Community Notification Act), N.J.S.A. 2C:7-6 and N.J.S.A. 2C:43.6-4 (Community Supervision for Life Statute) often known as Megan's Law in the Superior Court of New Jersey Appellate Division; and,

WHEREAS, the Appellate Court rendered a decision finding that all local ordinances for registration and limitation of residency of sex offenders were preempted by State Statute and therefore illegal; and,

WHEREAS, the aforesaid cases were appealed to the New Jersey Supreme Court which rendered its decision upholding the Appellate Court's decision of preemption in May 2009,

THEREFORE BE IT ORDAINED by the Township Committee of the Township of Neptune of the County of Monmouth of the State of New Jersey that Neptune Township's Code of Ordinances, Chapter III Section 3-29 entitled "Sex Offender Residency Prohibition" and Chapter III Section 3-20 entitled "Registration of Sex Offenders and Offenders who commit other Predatory Acts against Children" are hereby repealed in accordance with the New Jersey Supreme Court decision of G.H. v. Township of Galloway and Township of Cherry Hill v. James Barclay and Jeffrey Finguerra; and,

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency; and,

BE IT FURTHER ORDAINED that the amended ordinance shall become effective immediately upon its passage and publication as required by law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell
Municipal Clerk

Dr. Michael Brantley
Mayor

ORDINANCE NO. 09-25

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

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

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

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Atlantic Avenue	1	South side of Atlantic Avenue beginning 158 feet east of the southeast intersection of Atlantic Avenue and Central Avenue.

SECTION 2. This ordinance shall take effect upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

ORDINANCE NO. 09-26

AN ORDINANCE TO FURTHER AMEND ORDINANCE #00-56 ENTITLED "AN ORDINANCE TO ADOPT THE HI-TECH PARK REDEVELOPMENT PLAN" AND AMEND THE ZONING MAP OF NEPTUNE TOWNSHIP TO INCLUDE THE HI-TECH PARK REDEVELOPMENT AREA

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

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

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

WHEREAS, the developer has been impacted by the current economic downturn affecting the Township of Neptune, the County of Monmouth, the State of New Jersey and the United States of America, and,

WHEREAS, the developer, while still complying with the overall design standards of the planned commercial development in terms of developable area, etc., wishes the option to construct market housing complying with the requirements of the R-5 multi-family residential zone, with no age restriction, and,

WHEREAS, the Planning Board of the Township of Neptune has amended the master plan of the Township and its land use element to permit as an additional use the development of market housing conforming with the requirements of the R-5 multi-family residential zone with no age restriction, and,

WHEREAS, the Planning Board has recommended amendment of the Hi-Tech Park Redevelopment Plan and the development regulations consistent therewith,

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

1. The redevelopment plan is renamed as the "High Pointe – Route 18 Redevelopment Plan;"

2. The Neptune Township Committee accepts the recommendations of the Planning Board;
3. The Redevelopment Plan, namely Section 2, West of New Jersey State Highway Route 18, is amended by the addition thereto as an additional use, market housing developed in conformance with the requirements of the R-5 multi-family residential zone provided that the same comply with the overall design standards of the planned commercial development in terms of developable area, lot coverage, building coverage, building height, and exemption from disturbance of steep slope areas. The maximum permitted density shall be ten (10) units per acre and the minimum tract size for any R-5 multifamily development use shall be ten (10) acres.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

ORDINANCE NO. 09-27

BOND ORDINANCE PROVIDING FOR THE OCEAN GROVE DRAINAGE PROJECT – BROADWAY AREA, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$375,000 THEREFOR (INCLUDING A \$314,195 GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION) AND AUTHORIZING THE ISSUANCE OF \$60,805 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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 improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the “Township”). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$375,000, which sum includes a \$314,195 grant expected be received from the New Jersey Department of Transportation, Transportation Trust Fund Municipal Aid Program (the “Grant”). Pursuant to N.J.S.A. 40A:2-11(c), as amended and supplemented, no down payment is required for the improvement or purpose set forth in Section 3 hereof, as such project is expected to be funded by the Grant.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the portion of the \$375,000 appropriation not provided by the Grant, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$60,805 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$60,805 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the Ocean Grove Drainage Project – Broadway Area (the “Project”), including but not limited to, construction and reconstruction of roadway and drainage systems in the Broadway area, and also including, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$60,805.

(c) The estimated cost of said improvement or purpose is \$375,000.

SECTION 4. Except for the Grant, in the event the United States of America, the State of New Jersey, the County of Monmouth and/or any other lawful outside source make a

contribution or grant in aid to the Township for the improvement and purpose authorized hereby and the same shall be received or appropriated, as applicable, by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received or appropriated, as applicable, from the United States of America, the State of New Jersey, the County of Monmouth and/or any other lawful outside source. Except for the Grant, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Monmouth and/or any other lawful outside source, shall be received or appropriated, as applicable, by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed

duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$60,805 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$60,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

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 bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Township, or any member of the same "Controlled Group" as the Township, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create, within one year, following the reimbursement of any expenditures of bond proceeds "replacement proceeds", within the meaning of Treasury Regulation Section 1.148-1 of the bonds, or any other bond issue, or (iii) to reimburse the Township for any expenditure or payment that was originally paid with the proceeds of any obligation of the Township (other than borrowing by the Township from one of its own funds or the funds of a member of the same "Controlled Group" within the meaning of Treasury Regulation Section 1.150-1(e)). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$60,805. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code and Treasury Regulation Section 1.150-1. This provision will take effect immediately, but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2).

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrel,
Municipal Clerk

Dr. Michael Brantley,
Mayor

RESOLUTION #09-272 – 6/8/09

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:

Litigation – Knox Hill

Legal opinion – Clothing bin ordinance amendments.

Personnel – Township vehicles.

Real Estate negotiations – Welsh Farms property.

Personnel – Health benefits dependent eligibility audit.

Personnel – Employee termination.

Personnel – Sanitation Foreman vacancy.

Potential Litigation – Building demolitions.

Real Estate negotiations – Dedication of property adjacent to Division Street Park.

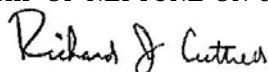
Contract negotiations – Municipal Building renovations.

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

4. This Resolution shall take effect immediately.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-273 - 6/8/09

EMPLOY SUMMER PERSONNEL UNDER THE CLEAN COMMUNITIES PROGRAM

WHEREAS, the Township of Neptune has been awarded a grant through the Clean Communities Program; and,

WHEREAS, a portion of said grant is eligible to be used to hire individuals on a temporary basis to clean Township properties; and,

WHEREAS, funds for this purpose will be provided by the Clean Communities grant and the Chief Financial Officer has so certified in writing,

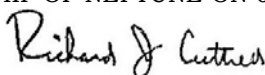
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following individuals be and are hereby employed as temporary Clean Communities personnel at a salary of \$10.00 per hour for seven (7) hours per day for forty (40) days, from July 6, 2009 to August 28, 2009, for the purpose as stated herein under the direction of the Director of Public Works:

Dale Floyd Charles Borges, Jr. Christopher Foster Kyle Reid
Bailey Sarambo – Alternate #1

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-274 - 6/8/09

ACCEPT THE RESIGNATION OF LAURA GRANELLI AS A
MEMBER OF THE LIBRARY BOARD OF TRUSTEES

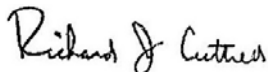
WHEREAS, the Township Committee has received a letter from Laura Granelli resigning as a member of the Library Board of Trustees effective April 27, 2009,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Laura Granelli as a member of the Library Board of Trustees is hereby accepted effective April 27, 2009; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator and the Secretary of the Library Board of Trustees.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-275 - 6/8/09

EMPLOY PART-TIME MARINA ATTENDANT

WHEREAS, there is a need for a part-time Marina Attendant at the Shark River Municipal Marina; and,

WHEREAS, the Marina Supervisor has made his recommendation; and,

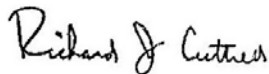
WHEREAS, funds will be provided in the appropriation entitled Marina S & W, known as Account No. 09-501-013, and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Andrew Hallgring be and is hereby employed as a part-time Marina Attendant in the Marina Utility, not to exceed an average of twenty hours per week, effective May 15, 2009, at a hourly rate of \$10.40; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-276 - 6/8/09

AUTHORIZE THE CLOSING OF STREETS IN CONNECTION WITH THE
OCEAN GROVE CHAMBER OF COMMERCE VINTAGE AUTO DISPLAYS

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled two vintage auto displays for Saturday, June 13, 2009 and Saturday, September 19, 2009, on Main Avenue in Ocean Grove; and,

WHEREAS, it is necessary to designate temporary no parking and close two blocks of Main Avenue prior to and during the events; and,

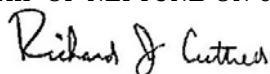
WHEREAS, the Police Department has reviewed and approved these closures,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary closure and posting of temporary no parking on Main Avenue between New York Avenue and Central Avenue from 7:00 A.M. to 6:00 P.M. on Saturday, June 13, 2009 and Saturday, September 19, 2009; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief of Police, Sgt. Gualario, Director of Public Works, Fire Inspector, Business Administrator, 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 06/08/09



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

RESOLUTION #09-277 - 6/8/09

AUTHORIZE SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR PEDESTRIAN SAFETY AND ADA ACCESS IMPROVEMENTS TO 7TH AVENUE

WHEREAS, the New Jersey Department of Transportation provides grants through the Transportation Trust Fund grant programs; and,

WHEREAS, the Township of Neptune desires to apply for and obtain a grant through the NJDOT Safe Routes to Transit Program for the project known as Pedestrian Safety and ADA Access Improvements to 7th Avenue,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune formally approves the grant application for the above stated project; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as SST-2010-Neptune Township 00058 to the New Jersey Department of Transportation on behalf of the Township of Neptune; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Neptune and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement; and,

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

Certified as a true copy of the Resolution adopted by the Neptune Township Committee on this 8th day of June, 2009

Richard J. Cuttrell, Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

RESOLUTION #09-278 - 6/8/09

AUTHORIZE SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR SOUTH RIVERSIDE BIKE PATH

WHEREAS, the New Jersey Department of Transportation provides grants through the Transportation Trust Fund grant programs; and,

WHEREAS, the Township of Neptune desires to apply for and obtain a grant through the NJDOT Bikeway Program for the project known as South Riverside Drive Bikeway,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune formally approves the grant application for the above stated project; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2010-Neptune Township 00090 to the New Jersey Department of Transportation on behalf of the Township of Neptune; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Neptune and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement; and,

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

Certified as a true copy of the Resolution adopted by the Neptune Township Committee on this 8th day of June, 2009

Richard J. Cuttrell, Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

RESOLUTION #09-279 - 6/8/09

AUTHORIZE SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO MILLBROOK DRIVE

WHEREAS, the New Jersey Department of Transportation provides grants through the Transportation Trust Fund grant programs; and,

WHEREAS, the Township of Neptune desires to apply for and obtain a grant through the NJDOT Municipal Aid Program for the project known as Improvements to Millbrook Drive from Bingham Street to its terminus,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune formally approves the grant application for the above stated project; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as Municipal Aid-2010-Neptune Township 00541 to the New Jersey Department of Transportation on behalf of the Township of Neptune; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Neptune and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement; and,

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

Certified as a true copy of the Resolution adopted by the Neptune Township Committee on this 8th day of June, 2009

Richard J. Cuttrell, Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

RESOLUTION #09-280 - 6/8/09

EMPLOY TEMPORARY SEASONAL PERSONNEL FOR
THE NEPTUNE SUMMER RECREATION PROGRAM

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

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

WHEREAS, funds will be provided in the 2009 Municipal Budget in the appropriation entitled Rec S & W, known as Account No. 370-013, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following persons be employed in the Neptune Summer Recreation Program for the number of hours and days as specified herein,

Counselors, \$10.50 per hour, 7.5 hours per day/22 days

Michael Oglesby

Counselors, \$10.00 per hour, 7.5 hours per day/22 days

Dwayne Allen
Melvin Durham

Tara Airel
Symone Henderson

Amy Brockel
Thomas Shields

Substitute Counselors, \$10.00 per hour, 7.5 hours per day/22 days

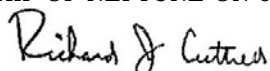
Andrew Wildeman

Hank Johnson

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-281 - 6/9/08

EMPLOY TEMPORARY SEASONAL PERSONNEL FOR
THE MUNICIPAL ALLIANCE SUMMER PROGRAM

WHEREAS, the Municipal Alliance Against Alcoholism and Drug Abuse will be sponsoring a Summer Program; and,

WHEREAS, applications were received and the following qualified applicants were recommended for hire by the Alliance Coordinator; and,

WHEREAS, funds will be provided in the 2009 Municipal Budget in the appropriation entitled Alliance S& W, known as Account No. 710-551, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following persons be employed in the Municipal Alliance Summer Program from June 30 to July 28 for the number of hours as specified herein,

Coordinator, \$15.00 per hour, 67 hours

Michael Oglesby

Bus Drivers, \$14.00 per hour, 37.5 hours

Marion Koval

Betty Andrews

Assistants, \$14.00 per hour, 59 hours

Gail Baker

Takia Clayton

Clinton Thomas

Cara Capestro

Jamie Parks

Substitute Assistant, \$14.00 per hour, 2 ½ hours per day

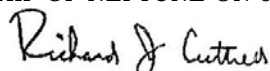
Melvin Durham

Hank Johnson

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-282 - 6/8/09

APPOINT SCHOOL CROSSING GUARD

WHEREAS, there is a need for a School Crossing Guard for the 2008-2009 school year;
and,

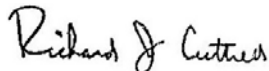
WHEREAS, funds are available for this purpose in the appropriation entitled Police -
Salaries and Wages known as Account No. 240-012 and the Chief Financial Officer has
so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune
that Nicholas Williams be and is hereby appointed as a Crossing Guard for the 2008-2009 school
year and to perform such other duties as prescribed by the Chief of Police, at an hourly rate of
\$12.84; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-283 - 6/8/09

ACCEPT A MAINTENANCE GUARANTEE AND RELEASE A PERFORMANCE BOND
FILED BY JOHNSON OBAYUWANA FOR SITE IMPROVEMENTS
AT 2006 STRATFORD AVENUE

WHEREAS, on May 22, 2008, Johnson Obayuwana filed a performance bond written by Bond Safeguard Insurance Company in the amount of \$83,484.00 guaranteeing site improvements for site improvements at 2006 Stratford Avenue (Block 255, Lot 6); and,

WHEREAS, the Township Engineer has certified that all site improvements have been completed in a satisfactory manner as of May 21 and said performance bond can be released; and,

WHEREAS, Johnson Obayuwana has filed Maintenance Bond #5023566 written by Bond Safeguard Insurance Company guaranteeing said site improvements for a period of two years; and,

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

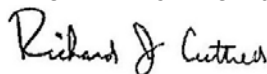
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Maintenance Guarantee as stated above be and is hereby accepted and the performance bond is authorized to be released; and,

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

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-284 - 6/8/09

AUTHORIZE THE REFUND OF TAXES
AS A RESULT OF AN OVERPAYMENT

WHEREAS, the properties listed below reflect overpayments; and,

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

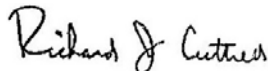
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and is hereby authorized to refund the taxes as stated herein; and,

BLOCK	LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
189.02	1	HUFF	1827 SUMMERFIELD	2008	621.00
63	154	SHELDON	88 LAKE AVE	2009	2,410.14
192	71.02	FARMER	1714 SUMMERFILED AV	2007	261.95
102	1111	MANDEL	114 BROADWAY	2008	3,331.31
102	1111	MANDEL	114 BROADWAY	2009	3,237.45

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 06/08/09



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

RESOLUTION #09-285 - 6/8/09

AUTHORIZE THE CANCELLATION OF A CREDIT BALANCE

WHEREAS, the below listed account reflects credit balance for taxes as indicated; and,

WHEREAS, the property is owned by the Township of Neptune; and,

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

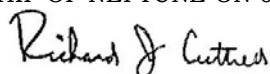
THEREFORE BE IT RESOLVED, by the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and hereby is authorized to cancel credit balances as described herein:

BLOCK	LOT	OWNER	YEAR	AMOUNT
198	767	NEPTUNE TOWNSHIP	2009	1.66

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 06/08/09



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

RESOLUTION #09-286 - 6/8/09

AUTHORIZE THE TAX COLLECTOR TO TRANSFER CREDITS

WHEREAS, a recent review of the records of the Tax Office has confirmed credits on a number of accounts; and,

WHEREAS, the Tax Collector has recommended that said credits be applied to subsequent taxes,

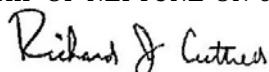
THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and is hereby authorized to transfer credits listed below and apply same against balances as stated herein; and,

BLOCK/LOT	ASSESSED TO	ADDRESS	AMOUNT	FROM YEAR	TO YEAR
189.02/1	HUFF	1827 SUMMERFIELD	568.78	2008	2009
3005/6	HARRELL	2 BLACKWELL WY	79.56	2008	2009
225.02/550	FITTS	1815 MILTON AVE	66.64	2008	2009
16/741	KILLGALLON	34 ABBOTT AVE	185.77	2008	2009

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 06/08/09



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

RESOLUTION #09-287 – 6/8/09

AUTHORIZE THE REFUND OF SEWER RENT

WHEREAS, the properties listed below reflect overpayments; and,

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

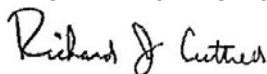
THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the Tax Collector be and hereby is authorized to refund the Sewer Rent as stated herein:

BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
3030/11	BUCKLEY	1013 ETON WAY	2009	58.42

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 06/08/09



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

RESOLUTION #09-288 - 6/8/09

AUTHORIZE THE TRANSFER OF A CREDIT BALANCE FROM
INTEREST ON TAXES TO 2008 TAXES (87 HECK AVENUE)

WHEREAS, a property known as Block 69, Lot 810, with an address of 87 Heck Avenue, assessed to Jean Williamson reflects a balance of \$8.44 on 2008 Taxes; and,

WHEREAS, a payment was applied to Interest on Taxes in error; and,

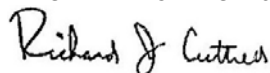
WHEREAS, the Tax Collector has recommended transferring said payment in the amount of \$8.44 from Interest on Taxes to 2008 Taxes,

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 transfer the amount of \$8.44 from Interest on Taxes to 2008 Taxes for the property known as Block 69, Lot 810; and,

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 06/08/09



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

RESOLUTION #09-289 - 6/8/09

AUTHORIZE THE TRANSFER OF A CREDIT BALANCE FROM
INTEREST ON TAXES TO 2009 TAXES (303 BIRCH DRIVE)

WHEREAS, a property known as Block 1313, Lot 11, with an address of 303 Birch Drive, assessed to Samuel & Neddra Crease reflects a balance of \$17.13 on 2009 Taxes; and,

WHEREAS, a payment was applied to Interest on Taxes in error; and,

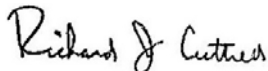
WHEREAS, the Tax Collector has recommended transferring said payment in the amount of \$17.13 from Interest on Taxes to 2009 Taxes,

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 transfer the amount of \$17.13 from Interest on Taxes to 2009 Taxes for the property known as Block 1313, Lot 11; and,

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 06/08/09



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

RESOLUTION #09-290 - 6/8/09

AUTHORIZE THE TRANSFER OF A CREDIT BALANCE FROM
INTEREST ON TAXES TO 2009 TAXES (1601 HUNTINGTON AVENUE)

WHEREAS, a property known as Block 199, Lot 12, with an address of 1601 Huntington Avenue, assessed to Ulysses Mosley reflects a balance of \$9.37 on Interest on Taxes; and,

WHEREAS, a payment was applied to 2009 Taxes in error; and,

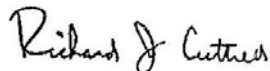
WHEREAS, the Tax Collector has recommended transferring said payment in the amount of \$9.37 from 2009 Taxes to Interest on Taxes,

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 transfer the amount of \$9.37 from 2009 Taxes to Interest on Taxes for the property known as Block 199, Lot 12; and,

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 06/08/09



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

RESOLUTION #09-291 - 6/8/09

AUTHORIZE THE TRANSFER OF A CREDIT BALANCE FROM
2009 SEWER TO 2009 TAXES (1601 HECK AVENUE)

WHEREAS, a property known as Block 195, Lot 18, with an address of 1601 Heck Avenue, assessed to Theodore & Darlene Hall reflects a balance of \$152.91 on 2009 Taxes; and,

WHEREAS, a payment was applied to 2009 Sewer in error; and,

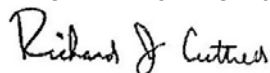
WHEREAS, the Tax Collector has recommended transferring said payment in the amount of \$152.91 from 2009 Sewer to 2009 Taxes,

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 transfer the amount of \$152.91 from 2009 Sewer to 2009 Taxes for the property known as Block 195, Lot 18; and,

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 06/08/09



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

RESOLUTION #09-292 - 6/8/09

ADOPT 2009 MUNICIPAL BUDGET

BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$21,856,655.02 for municipal purposes,

General Revenues

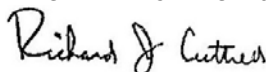
Surplus Anticipated	3,950,000.00
Miscellaneous Revenues Anticipated	14,633,112.88
Receipts from Delinquent Taxes	1,238,426.29
Local Tax for Municipal Purposes	21,856,655.02
Total Revenues	41,678,194.19

General Appropriations

Within "CAPS"	
Operations including contingent	26,759,645.00
Deferred Charges and Statutory Expenditures	3,054,552.00
Excluded from "CAPS"	
Operations	4,834,449.19
Capital Improvements	250,000.00
Municipal Debt Service	4,068,449.00
Deferred Charges – Municipal	11,099.00
Reserve for Uncollected Taxes	2,700,000.00
Total General Appropriations	41,678,194.19

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-293 - 6/8/09

AUTHORIZE CHANGE ORDER #1 IN CONNECTION WITH
IMPROVEMENTS TO SOUTH RIVERSIDE DRIVE

WHEREAS, a contract was awarded to Lucas Construction Corp. in the amount of \$267,040.68 in connection with Improvements to South Riverside Drive; and,

WHEREAS, changes to the contract have been experienced as a result of adding drainage improvements at Sylvan Drive, Vernon Avenue and Pinewood Drive; the elimination of cross drains at Oakdale and Glenmere intersection and final as-built quantities; and,

WHEREAS, these changes have been approved by the Director of Engineering and Planning; and,

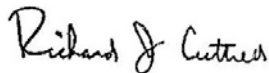
WHEREAS, funds for this purpose are available in Ordinance No. 08-21 and 08-50 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute Change Order #1 in the contract with Lucas Construction Corp. in connection with Improvements to South Riverside Drive resulting in a net increase of \$33,078.50 revising the total contract amount to \$300,119.18; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-294 - 6/8/09

AUTHORIZE THE PURCHASE OF ENHANCED 9-1-1 TELEPHONE SYSTEM FOR THE
POLICE DEPARTMENT EMERGENCY COMMUNICATIONS CENTER

WHEREAS, the Neptune Township Police Department wishes to purchase an Enhanced 9-1-1 Telephone System for the purpose to replace, upgrade and expand the existing 9-1-1 Telephone System installed into the New Police Department Emergency Communications Center utilizing pricing 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, Quality Communication, Inc., 1985 Swarthmore Avenue Suite 4 Lakewood, NJ 08701, an authorized Zetron E9-1-1 telephone system dealer, has been awarded New Jersey State Contract No. A69908 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 Zetron Enhanced 9-1-1 Telephone System shall not exceed \$310,668.86 and,

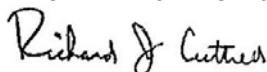
WHEREAS, funds for this purpose are available in 2007 MCIA Capital Equipment Lease Program and through a 2006 State of New Jersey Enhanced 9-1-1 Equipment grant, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the purchase of the Zetron Enhanced 9-1-1 Telephone System through New Jersey Cooperative Purchasing Program Contract No. A69908 for the Neptune Township Police Department Emergency Communications Center at an amount not to exceed \$310,668.86; 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 06/08/09



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

RESOLUTION #09-295 - 6/8/09

REDESIGNATE CERTAIN AREAS OF THE TOWNSHIP OF NEPTUNE
AS "AN AREA IN NEED OF REHABILITATION"

WHEREAS, the Neptune Township Planning Board adopted on October 13, 2004 a document entitled "Gateways at Neptune: A Strategic Revitalization Plan" as part of the Neptune Township Master Plan; and

WHEREAS, the Strategic Revitalization Plan recommends revitalization of the Shark River waterfront; and

WHEREAS, the Township Planner has provided the Township Committee with a planning report confirming that a portion of the Shark River Waterfront area complies with the statutory criteria for designation as an area in need of rehabilitation as specified in Section 14 of the LRHL (N.J.S.A. 40A:12a-14); and

WHEREAS, these areas were identified in Figure 1 attached hereto as Exhibit "A" along with planner's letter of December 22, 2006 which was included in the planner's report to the Township Committee; and

WHEREAS, at the conclusion of the Planning Board public hearings which took place on December 5, 2006 and December 20, 2006 the Planning Board of Neptune Township adopted the resolution recommending the entire study area previously prepared as a Study and Preliminary Investigation Report by T & M Associates, except for certain properties named, be declared an area in need of redevelopment; and

WHEREAS, on December 26, 2006 the Township Committee adopted Resolution 06-679 declaring certain properties which were the subject of the preliminary investigation as an area in need of redevelopment as specified in Section 5 of the Local Redevelopment Housing Law including property located at Block 559, Lots 2 and 3 owned and operated by MIFCO, Inc. trading as Midway Ice and Fuel Oil Company; and

WHEREAS, Resolution 06-679 did exclude certain properties for redevelopment and designated said properties in Areas in Need of Rehabilitation though this did not include the MIFCO property which had been declared by the Township Committee by resolution in need of redevelopment; and

WHEREAS, MIFCO, Inc. filed a timely Complaint in Lieu of Prerogative Writs seeking to set aside the resolution that declared MIFCO's property in need of redevelopment; and

WHEREAS, on January 2, 2008 the Honorable Lawrence Lawson, the trial judge in this matter, sustained in part the Neptune Township Committee's designation of the MIFCO property; and

WHEREAS, on March 17, 2009 as a result of an appeal before the Appellate Division by MIFCO the Superior Court of New Jersey Appellate Division reversed the trial court's decision and remanded the matter to trial court for a determination as to the circumstances that led the

distinction and designation standards between MIFCO's property and Pilot Electric's property north of the MIFCO property; and

WHEREAS, by Consent Order of MIFCO, Inc. and the Township Committee Judge Lawson remanded the designation matter to the Township Committee of the Township of Neptune to make a determination as a matter of law whether to re-designate the two subject properties owned by MIFCO, Inc. and Pilot Electric as properties in need of rehabilitation, or to proceed under State Statute to re-designate both properties for redevelopment, or to refer this matter to the Planning Board of Neptune Township for the sole purpose of establishing a more complete record as to the distinction, if any, between the two properties and designating MIFCO's property for redevelopment and Pilot Electric's property for rehabilitation; and

WHEREAS, the Township Committee believes that the re-designation of the MIFCO property alone for rehabilitation will benefit the Township of Neptune, the property owners within the designated area and will advance the goals of revitalization and reinvestment as described in the Strategic Revitalization Plan; and,

WHEREAS, the Township Committee adopted Resolution #09-265 which authorized the submission of the contents of this Resolution to the Planning Board for review and comment; and,

WHEREAS, said review and comment was provided by the Planning Board,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune hereby re-designates Block 559, Lots 2 and 3 located on Highway 35 in Neptune Township and owned by MIFCO, Inc. trading as Midway Ice and Fuel Oil Company as an "Area in Need of Rehabilitation"; and

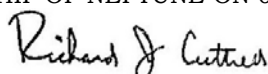
BE IT FURTHER RESOLVED that a certified copy of this resolution will be forwarded to the Township Planner and the Planning Board.

DATED: June 8, 2009

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CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-296 - 6/8/09

AUTHORIZE THE TOWNSHIP ENGINEER TO DESIGN AND PREPARE PLANS AND SPECIFICATIONS FOR THE REHABILITATION OF THE WET WELL AT THE PENNSYLVANIA AVENUE PUMPING STATION

WHEREAS, there is a need to rehabilitate the wet well at the Pennsylvania Avenue Pumping Station; and,

WHEREAS, it is necessary for the Township Engineer to design these improvements, prepare plans and specifications and provide bid services in connection with this project; and,

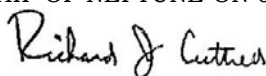
WHEREAS, funds for this purpose will be provided in Ordinance No. 08-51 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes Birdsall Engineering to perform the services as stated herein at an amount not to exceed \$82,500.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., Birdsall Engineering, Director of Engineering and Planning, Business Administrator and Sewer Department Supervisor.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-297 - 6/8/09

AWARD BID FOR UNIFORM MAINTENANCE

WHEREAS, on May 12, 2009, the Purchasing Agent received bids for the award of a contract for uniform maintenance; and,

WHEREAS, said bids were reviewed by the Purchasing Agent who has recommended that the bid be awarded to the lowest bid submitted by Top Hat Uniform; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

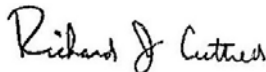
WHEREAS, funds for this purpose will be provided in the 2009 budget in the appropriation entitled DPW-various, known as Account No. 290-32, 305-032, 310-032, 501-532 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Top Hat Uniform on their lowest responsible bid of \$312.45 per week for uniform maintenance for a period of three years concluding December 31, 2011; 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 Public Works Director.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-298 - 6/8/09

AUTHORIZE THE EXECUTION OF A STIPULATION OF SETTLEMENT IN THE MATTER OF
KNOX HILL TOWNHOME CONDOMINIUM ASSOCIATION V. VARIOUS DEFENDANTS

WHEREAS, the Township of Neptune has engaged in settlement negotiations as a non-party in the matter of Knox Hill Condominium Association v. Knox Hill Development Corp., El-Ad Group, Ltd., Ofer Kalina and Benjamin Orbach as well as Notices of Violations and Orders to Terminate issued by the Township concerning deficient fire separation assemblies which are the subject of an Appeal before the Monmouth County Construction Board of Appeals; and,

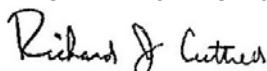
WHEREAS, Donald Beekman, Esq., in his capacity as Special Counsel to the Township has recommended the execution of a Stipulation of Settlement in this matter which set forth the rights and obligations to the parties,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the governing body hereby authorizes settlement in the above referenced matter as set forth in the Stipulation of Settlement and approves Donald Beekman, Esq., Special Counsel, to execute the aforesaid Stipulation of Settlement as stated; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Special Counsel, Township Attorney, Business Administrator, Chief Financial Officer, Construction Official and Assistant C.F.O.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-299 - 6/8/09

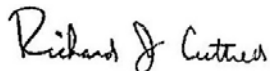
TERMINATE EMPLOYEE

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Shannel Barbour be and is hereby terminated as an employee with the Township of Neptune, not in good standing, effective May 27, 2009; 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., Senior Center Director, Carina Santos and Mandy To.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-300 - 6/8/09

WAIVE MUNICIPAL PORTION OF CONSTRUCTION PERMIT FEES
FOR WORLD CHANGERS REHABILITATION PROJECT

WHEREAS, World Changers is performing a roof rehabilitation project that requires construction permits at 1308 11th Avenue; and,

WHEREAS, World Changers is a non-profit volunteer organization providing home improvement projects at various locations throughout the Township; and,

WHEREAS, the Township Committee desires to authorize a waiver of the construction permit fees associated with this project,

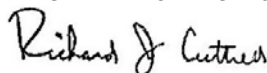
THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby waives the municipal portion of the construction fee permits for roof repairs being performed by World Changers at 1308 11th Avenue for the reasons as stated herein; and,

BE IT FURTHER RESOLVED, that this resolution does not waive the requirement to obtain applicable construction permits and the performance of construction inspections; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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

RESOLUTION #09-301 – 6/8/09

AUTHORIZE THE PAYMENT OF BILLS

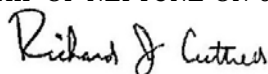
BE IT RESOLVED, That the following bills be paid if properly certified:

CURRENT FUND	1,833,640.72
FEDERAL & STATE GRANT FUND	5,257.95
TRUST OTHER	55,000.24
GENERAL CAPITAL FUND	358,288.26
SEWER OPERATING FUND	14,620.23
MARINA OPERATING FUND	24,205.88
DOG TRUST	8,317.20
UDAG RECIPROCAL TRUST	20,295.55
BILL LIST TOTAL	\$2,319,626.03

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY
THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF NEPTUNE ON 06/08/09



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