

TOWNSHIP COMMITTEE MEETING – DECEMBER 21, 2020

Mayor Lane called the meeting to order at 6:00 p.m. In addition to live attendance, the Mayor announced that video and audio access to the meeting is available via townhallstreams.com/towns/neptune_nj.

The Mayor requested the Clerk to call the roll. The following members were present: Dr. Kevin B. McMillan, Carol Rizzo, (via phone), Nicholas Williams (via phone), and Mayor Robert Lane, Jr. (Dr. Brantley arrived via phone immediately after roll call)

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

The Mayor announced 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 October 22, 2020, which indicated the ability to attend the meeting in person and included instructions on accessing and participating in the meeting virtually through townhallstreams.com. The Notice was filed with the Municipal Clerk and posted on the Township web site (www.neptunetownship.org), along with the meeting agenda, ordinances and resolutions.

The following items were discussed in open session:

The Committee reviewed proposed meeting dates for 2021 and with consider a resolution at the 2021 Reorganization meeting.

The Mayor stated that a 7-Eleven opened at West Lake and Highway 35. The ribbon cutting was postponed until January due to the storm.

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

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

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

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

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

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

Litigation – Labor Attorney to provide update on on-going litigation
Contract negotiations – First Aid Squad Lease Agreements
Personnel – Recommendations for offers of employment to full-time EMTs
Personnel – 2021 appointments
3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.
4. This Resolution shall take effect immediately.

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

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

Mr. Gadaleta stated that the Township has been operating a paid per diem EMS program out of the volunteer first aid squad buildings. Neptune First Aid Squad and Shark River Hills First Aid Squad both own their buildings. Neptune First Aid needs repairs to their concrete apron. The Township looked at ways to assist them with this capital expenditure and settled on a lease agreement with each squad. The agreement will allow the Township to run the paid EMS from the buildings and in turn assist the squads with capital expenses and operational costs through the EMS budget. Mr. Anthony reviewed and approved the Lease Agreements and a resolution is on this

agenda for consideration.

Mr. Gadaleta stated that administration and the Committee have been discussing the hiring of full time EMTs utilizing the funds coming in from insurance payments for EMS responses. The recommendation is to hire a total of eight full time EMTs over the next year and five are being recommended this evening. There was an extensive interview process along with a hands-on skill evaluation. Mr. Gadaleta recommended the five EMTs for hire out of eleven that interviewed. The Committee took action by resolution during the business portion of the meeting.

The Committee indicated that they are in the process of finalizing appointments for 2021.

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

Mayor Lane called the regular meeting to order at 7:00 p.m. by announcing that in person attendance is permitted. In addition, video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj. Questions and comments will also be accepted via townhallstreams.com/towns/neptune_nj.

The Mayor requested the Clerk to call the roll. The following members were present: Dr. Michael Brantley (by phone), Kevin B. McMillan, Carol Rizzo (by phone), Nicholas Williams (by phone), and Mayor Robert Lane, Jr.

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

The Mayor led a moment of Silent Prayer and the Flag Salute.

The Mayor announced 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 October 22, 2020, which indicated the ability to attend the meeting in person and included instructions on accessing and participating in the meeting virtually through townhallstreams.com. The Notice was filed with the Municipal Clerk and posted on the Township web site (www.neptunetownship.org), along with the meeting agenda, ordinances and resolutions.

APPROVAL OF MINUTES

Mr. McMillan offered a motion, seconded by Ms. Rizzo, to approve the minutes of the meeting held on December 7, 2020. All were in favor.

PRESENTATIONS

Mayor Lane presented a plaque and Assemblyman Eric Houghtaling presented a joint resolution of the New Jersey Senate and Assembly to Committeeman Kevin McMillan for his 12 years of service as a member of the Township Committee 2009-2020. Both spoke of Mr. McMillan friendship, guidance, and commitment to serving the residents of Neptune Township.

COMMENTS FROM THE DAIS

Mr. McMillan expressed thanks to the Township employees for all they did during his tenure as an elected official. He tried to do everything in the best interest of the Township. He stated that he had a great run and thanked everyone for coming out this evening. He wished future Township Committees the best of luck.

Ms. Rizzo paid tribute to Mr. McMillan and stated that she will miss him. She stated that Neptune Township has a poverty rate of 11%. She asked Senator Vin Gopal for some type of program to help these residents through the covid crisis. The Senator developed legislation to extend the added unemployment benefits from December 31st to February 27th. She stated that she is also proud of Assembly members Eric Houghtaling and Joanne Downey for their support of the bill.

Dr. Brantley thanked Mr. McMillan for all of his time and effort as a member of the Township Committee.

Mr. Williams congratulated Mr. McMillan. He stated that Mr. McMillan represented the people well and he wishes him the best in the future. He added that there is an ordinance on this agenda to require boats be removed from the Municipal Marina in the event of a storm and he is happy to see it moving forward.

Mayor Lane stated that he has known Mr. McMillan since his daughter played Bidy

Basketball. He hopes to see Mr. McMillan involved in the community moving forward. He conveyed thoughts and prayers to everyone during the upcoming holidays. Last week, the Elks distributed 120 gifts to children and the Jersey Shore Dream Center gave out 500 gifts. He thanked Dawn Thompson for her work in the Recreation Department during this difficult year. He announced that next year's Black History Month celebration theme will be Black Restaurateurs Past and Present. The living shoreline project in Shark River Hills will take place in the Spring. A new 7-Eleven opened at the corner of Highway 35 and West Lake Avenue.

PUBLIC COMMENTS ON RESOLUTIONS

Mayor Lane asked for public comments regarding resolutions on this agenda either in person or remotely via townhallstreams.com/towns/neptune_nj and they were as follows:

Randy Bishop, Senior Center Director, stated that he worked with Mr. McMillan on many different issues and they never had a disagreement. Mr. McMillan has been a gentleman and a scholar at all times.

Nancy Clarke, 47 Embury Avenue, asked about the changes to the Police Department Rules & Regulations. Mr. Gadaleta stated that the changes were mostly due to the changes made in the recent amendment to the Police Department ordinance. He will make the Rules and Regulations available upon request.

Rich Williams, 1 Abbott Avenue, asked if the changes to the Rules and Regulations were a joint recommendation of the Police Department and Police Committee. Mr. Gadaleta responded yes, both the Police Department Command Staff and the Police Committee approved the changes.

ORDINANCE NO. 20-32 - ADOPTED

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

ORDINANCE NO. 20-32

AN ORDINANCE PROVIDING FOR THE SALE OF PROPERTY, KNOWN AS BLOCK 506, LOT 2, WITH AN ADDRESS OF HECK AVENUE OWNED BY THE TOWNSHIP OF NEPTUNE, NO LONGER NEEDED FOR THE PUBLIC USE, BEING LESS THAN THE MINIMUM SIZE REQUIRED FOR DEVELOPMENT UNDER THE MUNICIPAL ZONING ORDINANCE TO OWNERS OF CONTIGUOUS LAND

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

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

ORDINANCE NO. 20-33 - ADOPTED

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

ORDINANCE NO. 20-33

AN ORDINANCE TO AMEND VOLUME I, CHAPTER III, SECTION 3-1 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "UNNECESSARY AND DISTURBING NOISE"

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

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

ORDINANCE NO. 20-34 - ADOPTED

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

ORDINANCE NO. 20-34

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVIII OF THE CODE OF THE TOWNSHIP OF NEPTUNE KNOWN AS "HARBOR UTILITY, SECTION 18-3.7"

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

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

ORDINANCE NO. 20-35 - ADOPTED

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

ORDINANCE NO. 20-35

AN ORDINANCE CREATING AND SETTING THE SALARY RANGE FOR NEW JOB TITLES AND AMENDING THE SALARY RANGES FOR ALL OTHER EXISTING JOB TITLES OF THE TOWNSHIP OF NEPTUNE AND REPEALING ALL PARTS OF PREVIOUS ORDINANCES INCONSISTENT HEREWITH

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

The ordinance was adopted on the following vote: Brantley, aye; McMillan, aye; Rizzo, aye; Williams, aye, adding that some boat owners who do not have trailers are against this, but this will save headaches and cost from damage at the marina when a storm hits; and Lane, aye.

CONSENT AGENDA

Mr. McMillan offered the following resolutions of the Consent Agenda, moved and seconded by Ms. Rizzo, that they be adopted:

AUTHORIZE THE CANCELLATION OF A CREDIT BALANCE FOR TAXES ON PROPERTY OWNED BY THE TOWNSHIP

WHEREAS, the below listed property reflects a 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 credit to fund balance,

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 cancel a credit balance as described herein,

BLOCK/LOT	OWNER	YEAR	AMOUNT
605/45	Neptune Township	2020	\$ 400.42

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

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
2603	40	Smallwood	26 Heath Dr	2020	1,660.23

4401	26	Jones	22 Crest Dr	2020	3,932.86
211	2	Pizzie	16 Main Ave	2020	1,129.37
5501	169	Schofield	211 Spinnaker Way	2020	2,229.73
2401	8	Rhem	12 Sunnyfield Tr	2020	1,878.79
3805	6	Uppal	23 Cornell Ave	2020	1,604.83
105	4	Pennisi	528 Prospect Ave	2020	1,762.96
5501	148	Milnes	110 Sea Spray Ln	2020	1,955.66
4501	22	Navarrete	724 Old Corlies Ave	2020	2,245.05
415	2	Sims	1224 07 th Ave	2020	1,136.93

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

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION (325 SHADOWLAWN DRIVE)

WHEREAS, the property known as Block 2512, Lot 8, with an address of 325 Shadowlawn Drive was granted a Totally Disabled Veteran Exemption as of March 10, 2020 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against this property for 2020 as of March 10, 2020 in accordance with N.J.S.A. 54:4-3.32; and,

WHEREAS, the amounts to be cancelled and refunded are as follows:

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2020	\$ 909.84	\$ 293.51

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

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

AUTHORIZE THE CANCELLATION OF TAXES AS A RESULT OF THE GRANTING OF A TOTALLY DISABLED VETERANS EXEMPTION (3 VERNON AVENUE)

WHEREAS, the property known as Block 5408, Lot 11, with an address of 3 Vernon Avenue was granted a Totally Disabled Veteran Exemption as of July 21, 2020 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against this property for 2020 as of July 21, 2020 in accordance with N.J.S.A. 54:4-3.32; and,

WHEREAS, the amounts to be cancelled and refunded are as follows:

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2020	\$3,559.92	\$1,550.19

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

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

AUTHORIZE THE CANCELLATION OF TAXES ON PROPERTY PURCHASED BY THE TOWNSHIP (1711 WEST LAKE AVENUE)

WHEREAS, the property known as Block 610, Lot 14, with an address of 1711 West Lake Avenue, is now owned by the Township of Neptune as should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against the property for the year 2020; 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 cancel and refund taxes on Block 610, Lot 14 as stated below:

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2020	\$1,127.22	\$0.00

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

AUTHORIZE THE CANCELLATION OF TAXES ON PROPERTY PURCHASED BY THE TOWNSHIP (1602 WEST LAKE AVENUE)

WHEREAS, the property known as Block 605, Lot 47, with an address of 1602 West Lake Avenue, has been purchased by the Township of Neptune as of July 9, 2020 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against the property for 2020 as of July 9, 2020,

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 cancel and refund taxes on Block 605, Lot 47 as stated below:

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2020	\$1,704.09	\$0.00

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

AUTHORIZE THE CANCELLATION OF TAXES ON PROPERTY PURCHASED BY THE TOWNSHIP (263 MYRTLE AVENUE)

WHEREAS, the property known as Block 605, Lot 2, with an address of 263 Myrtle Avenue, has been purchased by the Township of Neptune as of July 9, 2020 and should be tax exempt; and,

WHEREAS, the Township Committee of the Township of Neptune desires to cancel taxes assessed against the property for 2020 as of July 9, 2020,

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 cancel and refund taxes on Block 605, Lot 47 as stated below:

YEAR	AMOUNT TO CANCEL	AMOUNT TO REFUND
2020	\$1,652.15	\$0.00

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

DESIGNATE QUALIFIED PURCHASING AGENTS OF THE TOWNSHIP OF NEPTUNE

WHEREAS, due to the pending retirement of Edward Hudson, the Township must appoint certified individuals to serve as Qualified Purchasing Agent of the Township of Neptune; and,

WHEREAS, Vito Gadaleta, Business Administrator, and Richard Cuttrell, Municipal Clerk, both possess the QPA certification,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Vito Gadaleta and Richard Cuttrell be and are hereby appointed as Qualified Purchasing Agents of the Township of Neptune effective January 1, 2021 at no change in annual salary; and,

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

APPROVE UPDATED POLICE DEPARTMENT RULES AND REGULATIONS

WHEREAS, Section 2-10.8 of Ordinance No. 20-28 states that the Police Committee, as the "Appropriate Authority" shall, from time to time as may be necessary, adopt and amend the rules and regulations for the government and discipline of the Police Department and employees thereof subject to approval of the Township Committee; and,

WHEREAS, the Police Committee and Chief of Police have recommended amendments and updates to the existing Rules and Regulations approved by the Township Committee on January 14, 2019 by adoption of Resolution 19-62,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, that based on the recommendation of the Police Committee, the Governing Body hereby approves amendments and updates to the Police Department Rules and Regulations, a copy of which is on file in the Office of the Municipal Clerk and the Police Department; and,

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

APPOINT BI-LINGUAL TRANSLATOR

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby appoints Lilian Bedrosian, Bookkeeper, as a Bi-Lingual Translator, at the annual amount of \$639.85 effective January 1, 2021; and,

BE IT FURTHER RESOLVED, that the Bi-Lingual Translator stipend awarded to Alison Walby on March 23, 2020, be and is hereby removed effective January 1, 2021; and,

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

SUPPORT SOLAR LANDSCAPE COMMUNITY SOLAR PROJECT AT 2990 ROUTE 66 (JASON'S STORAGE)

WHEREAS, for more than a decade, the State of New Jersey has promoted energy policies that have created a vibrant solar energy market; and,

WHEREAS, the State of New Jersey adopted the 2019 New Jersey Energy Master Plan, Pathway to 2050 (EMP); and,

WHEREAS, Strategy 6 of the EMP calls for support of community energy planning and action with an emphasis on encouraging and supporting participation by low and moderate income and environmental justice communities; and,

WHEREAS, Goal 6.2.1 of the EMP calls for the support of community-led development of community solar projects; and,

WHEREAS, this governing body is knowledgeable about the direct benefits of community solar projects as approved by the New Jersey Board of Public Utilities, including the following:

- Local, clean power generation
- Support for active participation in the program by low and moderate income families
- Reduction of energy bills for all participants
- Job training and support

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby supports the Solar Landscape community solar project proposed for 2990 Route 66 (Jason's Storage); and,

BE IT FURTHER RESOLVED, that the Township of Neptune endorses for selection by the New Jersey Board of Public Utilities, the Solar Landscape community solar project listed above; and,

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

AUTHORIZE ISSUANCE OF DUPLICATE TAX SALE CERTIFICATE

WHEREAS, TTLBL, LLC previously purchased a Tax Sale Certificate comprising a lien on the following property:

Certificate #	Block/Lot	Address	Property Owner
2015-404	3507/1	717 Shell Place	Frank Vitale

WHEREAS, TTLBL, LLC has filed a duly executed affidavit swearing that he is still the lawful owner of said certificate but has lost same; and,

WHEREAS, the Tax Collector has recommended the issuance of a duplicate tax sale certificate pursuant to Chapter 99, P.L. 1997,

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 issue a duplicate tax sale certificate to be marked "Duplicate Certificate" to TTLBL, LLC upon payment of the sum of \$100.00; and,

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

AUTHORIZE WIRING OF GENERATOR AT THE NEW PUBLIC WORKS/OEM BUILDING

WHEREAS, the Township Engineer solicited quotes for wiring the generator at the new Public Works/OEM building; 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, said quotes were reviewed by the Township Engineers and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 20-20, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Reed Electrical Power Systems ne and is hereby authorized to wire the generator at the new Public Works/OEM building pursuant to their quote of \$27,771.00; and,

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

AUTHORIZE DEVELOPER'S AGREEMENT WITH PSI ATLANTIC NEPTUNE NJ LLC, BLOCK 1709, LOT 1, 2419 HIGHWAY 33

WHEREAS, PSI ATLANTIC NEPTUNE NJ LLC is the Developer of property subject to an Final Major Site Plan Approval by the Neptune Township Zoning Board of Adjustment seeking to make certain improvements at 2419 Highway 33, a/k/a Block 1709, Lot 1 on the Tax Map of the Township of Neptune; and

WHEREAS, PSI ATLANTIC NEPTUNE NJ LLC, has agreed to enter into a Developer's Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Zoning Board of Neptune Township; and

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's Agreement with PSI ATLANTIC NEPTUNE NJ LLC, to ensure the proper compliance and guaranteed performance of items and improvements made on said parcel,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's Agreement with PSI ATLANTIC NETPTUNE LLC, a true copy of which is on file in the Office of the Municipal Clerk, for compliance with the Zoning Board of Adjustment of Neptune Township's Resolutions ZBA#20-14, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County; and,

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

AUTHORIZE EXECUTION OF A LEASE AGREEMENT WITH SHARK RIVER HILLS FIRST AID SQUAD, INC. AND NEPTUNE FIRST AID SQUAD, INC.

WHEREAS; the Township of Neptune, is a duly constituted public agency, pursuant to statute; and,

WHEREAS; Shark River Hills First Aid Squad, Inc. and Neptune First Aid Squad, Inc. are duly constituted Not for Profit corporations organized pursuant to the laws of the State of New Jersey for the purpose of providing volunteer emergency medical services; and

WHEREAS; the parties hereto desire to enter into a Lease Agreement to define the rights, duties and responsibilities of each regarding the furnishing of volunteer emergency medical services to the residents of the Township of Neptune,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Lease Agreement with Shark River Hills First Aid Squad, Inc. and Neptune First Aid Squad, Inc. for the premises located at 201 Carton Avenue, Neptune, NJ 07753, owned by Shark River Hills First Aid Squad, Inc., and 5 Neptune Boulevard, Neptune, NJ 07753, owned by Neptune First Aid Squad, Inc. for a period of three (3) years commencing on December 15, 2020 and terminating, unless the parties exercise their option to renew for an additional period of two (2) years, on December 15, 2023 for the sum of \$1.00 paid by the Township to the Squads for the purpose of operating a basic life support ambulance service; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the EMS Manager, Business Administrator, Shark River Hills First Aid Squad, Inc., and Neptune First Aid Squad, Inc.

AUTHORIZE THE TRANSFER OF 2020 BUDGET APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of current year appropriations during the last two months of the fiscal year; and,

WHEREAS, the Chief Financial Officer has recommended that the following appropriation transfers be authorized:

<u>GENERAL BUDGET LINE ITEM</u>	<u>TO</u>	<u>FROM</u>
Municipal Clerk S&W	2,600.00	
Legal Services O.E.	25,000.00	
Construction S&W	2,000.00	
Water	6,000.00	
Telecommunications	5,000.00	
Debt Service	205.00	
Administration S&W		2,600.00
Human Resources O.E.		10,000.00
Recreation O.E.		8,205.00
Employee Group Insurance		20,000.00
TOTAL	40,805.00	40,805.00
<u>MARINA UTILITY</u>	<u>TO</u>	<u>FROM</u>
Marina S&W	1,400.00	
Marina Debt - BANs	11,050.00	
FICA	550.00	
Marina O.E.		1,950.00
Marina Debt – MCIA		11,050.00
TOTAL	13,000.00	13,000.00

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, that 2020 Budget Appropriations be transferred as stated herein; and,

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

AUTHORIZE THE PURCHASE OF MOBILE RADIOS, ACCESSORIES AND INSTALLATION FOR THE NEW PUBLIC WORKS/OEM BUILDING THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, there is a need to purchase of mobile radios, including accessories and

installation for the new Public Works/OEM building 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, A.R. Communications has been awarded New Jersey State Contract No. 83911; and,

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

WHEREAS, the cost of the equipment shall not exceed \$30,035.35; and,

WHEREAS, funds for this purpose are available from Ordinance No. 19-21 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 mobile radios, including accessories and installation for the new Public Works/OEM building through New Jersey Cooperative Purchasing Program Contract No. 83911 be and is hereby authorized at an amount not to exceed \$30,035.35; and,

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

AUTHORIZE THE PURCHASE OF AN AUTOMATED LICENSE PLATE READER FOR THE POLICE DEPARTMENT

WHEREAS, the Police Department has recommended the purchase of an Automated License Plate Reader; 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, said quotes were reviewed by the Chief of Police and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose are available through a FY20 Edward Byrne Memorial Justice Assistance Grant in the amount of \$18,378.00 and the Law Enforcement Trust in the amount of \$6,225.25 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 a ELSAG Automatic License Plate Reader, with licenses and three year extended warranty, be and is hereby authorized Selex ES, Inc. pursuant to their quote of \$24,603.25; and,

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

AUTHORIZE THE CANCELLATION OF CREDIT BALANCES FOR TAXES

WHEREAS, the below listed properties reflect credit balances for taxes as indicated; and,

WHEREAS, the Tax Collector has exhausted all means in an effort to identify the owner of said funds; and,

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

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

BLOCK/LOT	OWNER	YEAR	AMOUNT
605/45	Neptune Twp	2020	400.42
305/13	Goodridge	2018	300.00
3803/12	Market St	2020	.01
2701/22	Ganguly	2017	828.54
219/12C323	Daniels	2017	1,020.22

2514/8	Fannie	2017	1,093.30
1511/11	Frederick	2017	1,182.51
4917/7	Gordon	2017	1,571.40
3704/6	Pearman	2017	1,573.23
409/23	Hogar	2018	1,594.29
4714/10	McHugh	2017	1,973.36
4801/16	Zapco	2017	2,191.51
4501/1	Flynn	2017	2,255.96
212/5	Sweson	2017	2,896.97
1902/1C106	Suppiah	2015	1,288.56

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

AUTHORIZE THE CANCELLATION OF THE UNEXPENDED BALANCE OF VARIOUS ORDINANCES

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed or no longer required; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund, or credited to Surplus, and unused debt authorizations may be canceled; and

WHEREAS, there are grant and other receivables related to these cancellations, and as such, the finance department is authorized to cancel all associated receivables,

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the unexpended and dedicated balances of General Capital Grants Receivables be canceled:

<u>ORDINANCE</u>	<u>AMOUNT</u>
Ordinance 11-05	\$ 0.50
Ordinance 15-03	\$ 34,974.63
Ordinance 15-07	\$ 13,029.11

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

AUTHORIZE THE CANCELLATION OF GRANT RECEIVABLE AND GRANT RESERVE

WHEREAS, a Grant Receivable and Grant Reserve balance remains open for a project that was completed for less than the anticipated grant amount and/or for which the funding will not be received; and,

WHEREAS, it is necessary to formally cancel said balances,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the following grant receivable and grant reserve be and are hereby authorized to be cancelled:

<u>GRANT NAME</u>	<u>APPROPRIATION CANCELLED</u>	<u>RECEIVABLE CANCELLED</u>
HMEP Training Grant	\$ 908.27	\$ 908.27

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

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

AWARD BID FOR SOUTH RIVERSIDE DRIVE BICYCLE AND PEDESTRIAN PATH

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

WHEREAS, on October 27, 2020, the Township Engineer received bids for the award of a contract for the South Riverside Drive Bicycle and Pedestrian Path; and,

WHEREAS, funding was received for this project through a New Jersey Department of Transportation Federal Aid TAP Grant; and,

WHEREAS, said bids were reviewed by the Township Engineer and Township Attorney who have recommended that the bid be awarded to the lowest bid submitted by Albert Marine Construction, Inc. contingent upon approval by the New Jersey Department of Transportation; 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 Ordinances No. 13-28 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 Albert Marine Construction on their lowest responsible bid of \$477,749.55 for the South Riverside Drive Bicycle and Pedestrian Path, subject to approval by the New Jersey Department of Transportation; and,

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

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

EXTEND OFFERS OF EMPLOYMENT FOR POSITION OF EMERGENCY MEDICAL TECHNICIAN IN THE EMS DEPARTMENT

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

WHEREAS, the Township desires to hire five full-time Emergency Medical Technicians in the EMS Department; and,

WHEREAS, the position was advertised and applicants were interviewed by the EMS Director and Human Resources Director; and,

WHEREAS, the EMS Director and Human Resources Director have made their recommendations; and,

WHEREAS, funds will be provided for the first three months of 2021 in the 2021 Temporary Budget, when adopted, and funds for the balance of 2021 will be provided in the 2021 Municipal Budget in the appropriation entitled Police S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that five offers of employment be and are hereby extended the following individuals for the position of Emergency Medical Technician at an annual salary of \$45,000.00, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective February 1, 2021:

George Breslin
J. Dan Doggett
Kevin Hetzler
Matthew Kershaw
Timothy Constantino

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

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

APPOINT PURCHASING AGENT

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

WHEREAS, due to the pending retirement of Edward Hudson, a vacancy exists in the position of Purchasing Agent; and,

WHEREAS, the position was duly posted and advertised and interviews were conducted; and,

WHEREAS, the Chief Financial Officer and Human Resources Director have made their recommendation; and,

WHEREAS, funds will be provided for the first three months of 2021 in the 2021 Temporary Budget, when adopted, and funds for the balance of 2021 will be provided in the 2021 Municipal Budget in the appropriation entitled Purchasing S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Melissa Zucconi be and is hereby appointed as Purchasing Agent of the Township of Neptune effective January 1, 2021 at an annual salary of \$84,700.00; and,

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

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

AUTHORIZE THE EXECUTION OF A SUCCESSOR COLLECTIVE BARGAINING AGREEMENT WITH AFSCME LOCAL #1844

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

WHEREAS, the Collective Bargaining Agreement between the Township of Neptune and AFSCME Local #1844 will expire on December 31, 2020; and,

WHEREAS, representatives from the bargaining unit and the Township of Neptune engaged in negotiations to develop a Successor Collective Bargaining Agreement; and,

WHEREAS, an agreement has been reached and a Memorandum of Understanding has been endorsed by the bargaining unit and Township; and,

WHEREAS, final execution of the agreement is contingent upon ratification by the full membership of AFSCME Local #1844,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Successor Collective Bargaining Agreement, a copy of which is on file with the Municipal Clerk, which details the terms and conditions of employment for the term January 1, 2021 through December 31, 2024 with AFSCME Local #1844, contingent upon ratification by the full membership of the bargaining unit; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, Human Resources Director and the President of AFSCME Local #1844.

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

AUTHORIZE THE PAYMENT OF BILLS

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

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

CURRENT FUND	5,304,543.02
GRANT FUND	74,627.11
TRUST FUND	78,584.49

GENERAL CAPITAL FUND	303,461.85
SEWER OPERATING FUND	1,513,621.52
SEWER CAPITAL FUND	31,837.86
MARINA OPERATING FUND	106,947.07
DOG TRUST	55.20
BILL LIST TOTAL	\$7,413,678.12

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

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

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

The Mayor announced that public may address any concern relating to the Township by either in person or remotely via townhallstreams.com/towns/neptune_nj. Comments were as follows:

Joan & Albert Venezia, 107 Mt. Hermon Way, thanked Mayor Lane for his year as Mayor. He is the only committee member who visited the North End site and met with representative of residents of Spray Ave. She thanked Kevin McMillan for all his years of service on the Neptune Township Committee. She stated she is disappointed that the North End has looked junky for so many years and that the code violation has been ignored by OGNED. She hopes the court date of 1/7/2021 reaps some action from OGNED. 2. She stated that in the OGNED documents to NJDEP, it states that the HPC meeting was requested to be in person. She hopes the HPC will continue their meetings via zoom as a safe alternative to in person meetings. She asked if anyone knows who asked for HPC meeting to be in person. Ms. Venezia asked the Neptune Township Committee to consider ZOOM as a more interactive method to interact with the public instead of the teleconference application. She wished everyone a safe and Happy Holiday and New Year.

Joyce Klein, 109 Mt. Hermon Way, offered thanks and appreciation to Kevin McMillan for his 18 years of service on the Township Committee. He has been an independent voice always doing what he thinks is best for Neptune. He worked tirelessly for Neptune and it is a better place for his contributions. She offered thanks and appreciation to Rob Lane for his service as Mayor piloting the ship through a difficult and most unusual year.

Rich Williams, 1 Abbott Avenue, thanked Kevin McMillan for his many years of devoted service to Neptune. He congratulated Robert Lane for his outstanding year of work as Mayor of the Township. He wished the full Township Committee and Staff joyful Holidays and a Happy New Year.

Dianna Harris, Willow Drive, extended best wishes to Kevin McMillan as he returns to private life and thanked him for the time and attention he gave MURC and the Midtown Community. She will miss seeing him on the dais and hopes that he will continue to be a voice for the betterment of our town.

Nancy Clarke, 47 Embury Avenue, extended many thanks to Robert Lane for a strong year as Mayor in a difficult year. His leadership was good to have. She expressed thanks to Kevin McMillan for his many years of service. The residents are lucky to have had him serve and she looks forward to working with him again for Neptune. She thanked the administrative employees in the township, who are amazing. She wished all a safe and prosperous new year.

Bernie Haney, Tax Assessor, stated that OGNED requested the in-person meeting at the beginning of the covid crisis. No decision has been made.

Mr. McMillan offered a motion, seconded by Ms. Rizzo, to adjourn. All were in favor.

Richard J. Cuttrel,
Municipal Clerk