

## TOWNSHIP COMMITTEE MEETING – NOVEMBER 8, 2021

Mayor Brantley called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Nicholas Williams, Tassie D. York, and Mayor Michael Brantley.

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

Mayor Brantley 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 May 27, 2021, 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 is posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)) and the meeting is being streamed live via townhallstreams.com.

The following items were discussed in open session:

Mayor Brantley announced that if anyone in the audience is here for Ordinance No. 21-49, also known as the nepotism ordinance, there will be a motion to table the ordinance during the regular meeting.

Mr. Lane announced a Veterans Day service at Post 66 at 11:00 a.m. on November 11<sup>th</sup>.

Mr. Gadaleta forwarded a press release from Coastal Habitat regarding work being done on the home of Arden Thorne, long time postal worker in Neptune. Coastal Habitat is installing a new roof and a flag pole on Veterans Day to honor Mr. Thorne's military service.

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

Mr. Lane offered the following resolution, moved and seconded by Mr. Cafferty, 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:

Personnel – Recommendations for hiring of Custodian, Bookkeeper, and two Drivers  
Personnel – Planning Board alternate member vacancy

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: Cafferty, aye; Lane, aye; Williams, aye; York, aye; and Brantley, aye.

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

The Committee reviewed recommendations for the hiring of seasonal Drivers, a Custodian, two full-time Drivers and a Bookkeeper. Mr. Cafferty and Ms. York requested that be allowed to interview the candidates for the Bookkeeper position. The Committee took action by resolution during the regular meeting to hire in the positions indicated with the exception of Bookkeeper.

The Committee reviewed the removal of Deion Johnson as a member of the Planning Board and took action by resolution during the regular meeting. There were no recommendations for a replacement at this time.

The Committee indicated that the “nepotism” ordinance would be tabled to allow for the new Business Administrator to make her recommendations.

The Committee asked that a RFQ be issued for Interim Engineer for 2022. Mr. Cafferty and Ms. York indicated that they will meet with anyone who responds to the RFQ.

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

Mayor Brantley called the regular meeting to order and requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Nicholas Williams, Tassie D. York, and Mayor Michael Brantley.

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

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

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

Mayor Brantley 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 May 27, 2021, 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, ordinances, and resolutions are posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)) and the meeting is being streamed live via townhallstreams.com.

#### APPROVAL OF MINUTES

Mr. Williams offered a motion, seconded by Mr. Lane, to approve the minutes of the meeting held on October 25, 2021. All were in favor.

#### COMMENTS FROM THE DAIS

Mr. Lane attended numerous Trunk or Treat events, the PBA Local 74 steak bake and the Veterans Day ceremony at Veterans Memorial Park. He congratulated the Mayor, Mr. Williams, and Ms. York on their election victories. The Senior Center recently upgraded their computers which was paid for entirely by grant funds. The Center conducted a well attended seminar on Medicare. Early voting was conducted at the Senior Center and it worked out well. The upcoming Thanksgiving luncheon was sold out in 2 ½ hours. The Center hosted a senior cinema for Halloween and served over 120 people at the recent vaccination and booster clinic. Finally, he thanked the County for the donation of a 2<sup>nd</sup> bus for the Center.

Ms. York attended the Veterans Day memorial event on November 6<sup>th</sup>. It was special because four of her brothers served in the Army. She also attended the Cancer Walk and Trunk or Treat. She congratulated the Mayor and Mr. Williams on their victory. She also congratulated Jerome Hubbard, Sheila Jones, and Jessie Thompson on their apparent victory in the Board of Education election.

Mr. Cafferty offered congratulations to the Mayor, Mr. Williams and Ms. York on winning the election. The Halloween event at the Gables was very well done and included a magic show and a showing of the Great Pumpkin. He thanked the Public Works Department for their work on the disc golf course.

Mr. Williams stated that the leaves are now falling and Public Works is out with the trucks cleaning up. Boats from the marina are catching striped bass just outside the inlet and are hoping the warm weather continues. The library is now back to pre-pandemic hours and is open six days a week.

Mayor Brantley spoke at a wreath laying at Veterans Memorial Park. Our Veterans sacrificed a lot for our freedom and it is nice to honor them and their families. He called on everyone to support our Veterans.

#### BUSINESS ADMINISTRATOR'S REPORT

Mr. Gadaleta provided an update on Township projects as follows:

The Planning Board voted to approve the application of M&M Properties for the redevelopment of the former Coca Cola site at Route 35 and Asbury Avenue. This project includes a new Aldi Supermarket and three additional pad uses, including a gas filling station with retail, a restaurant and additional retail use. While the project was approved the vote was not unanimous at 5 members voted yes, 2 members voted no and one member abstained.

Solar Landscape of Neptune and Asbury Park was awarded two Community Solar Grants for projects in Neptune. These projects, supported by the Township, will construct solar panel arrays on two storage facilities located on Routes 33 and 66. The State's Community Solar Program will enable low and moderate income households and the environmental justice community access to clean energy and savings on their electricity bills. For more information you can visit [NJCleanEnergy.com/COMMUNITYSOLAR](http://NJCleanEnergy.com/COMMUNITYSOLAR). Potentially, 400 low/mod homes may be benefitted by these two projects. Solar Landscape continues to work with Neptune building owners to build out more projects. I have placed some program brochures on the table outside the meeting room.

Mayor Brantley received correspondence from NJDOT advising that Neptune Township had been selected to receive funding from the NJDOT Fiscal Year 2022 Municipal Aid Program for Improvements to Neptune Boulevard Project in the amount of \$448,600.

After tonight, he will be the Administrator for three more meetings.

#### ORDINANCE NO. 21-49 - TABLED

Mr. Williams offered a motion, seconded by Mr. Lane, to table Ordinance No. 21-49 entitled,

AN ORDINANCE TO AMEND CHAPTER 9 SECTION 9-1.22 OF THE CODE OF THE TOWNSHIP OF NEPTUNE, ENTITLED, "EMPLOYMENT OF TOWNSHIP COMMITTEE MEMBERS AND RELATIVES; RELATIVES OF LOCAL GOVERNMENT AGENCY OR AUTHORITY MEMBERS AND RELATIVES OF DEPARTMENT HEADS, SUPERVISORS OR OTHER ADMINISTRATORS.

All were in favor.

#### EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF BOOKKEEPER IN THE TAX COLLECTION DEPARTMENT – TABLED

Mayor Brantley asked for a motion to table the resolution indicating that some members of the Committee want to look at this a bit more.

Ms. York offered a motion, seconded by Mr. Cafferty, to table a resolution to "Extend offer of employment for the position of Bookkeeper in the Tax Collection Department". All were in favor.

#### PUBLIC COMMENTS ON RESOLUTIONS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes.

There were no public comments.

#### ORDINANCE NO. 21-44 - ADOPTED

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

#### ORDINANCE NO. 21-44

AN ORDINANCE TO AMEND THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY ALLOWING FOR A CLUSTERING OPTION IN THE R-1 VERY LOW DENSITY RESIDENTIAL ZONE DISTRICT

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: Cafferty, aye; Lane, aye; Williams, aye; York, aye; and Brantley, aye.

ORDINANCE NO. 21-45 - ADOPTED

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

ORDINANCE NO. 21-45

AN ORDINANCE TO AMEND AND SUPPLEMENT §412 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY AMENDING §412.21F, RESCINDING §412.21G THROUGH M AND ESTABLISHING AN ORDINANCE UNDER §4-34 OF THE CODE OF THE TOWNSHIP OF NEPTUNE, ENTITLED, "TEMPORARY TRAILERS, DUMPSTERS, PORTABLE STORAGE UNITS AND LIKE PORTABLE ON-DEMAND STORAGE CONTAINERS

The Mayor requested comments on the above ordinance, and they were as follows:

Joan Venezia, 107 Mt. Hermon Way, stated that Joyce Klein sent an email with a concern that the ordinance makes it difficult to get a permit for a dumpster. Mr. Anthony replied that two dumpsters are permitted per year and the year starts from the date the first dumpster permit is obtained. There is a 60 day maximum per dumpster. There includes a hardship placement in the street for Ocean Grove and maintains the prohibition on weekends in the summer months in Ocean Grove. The ordinance is enforced by Code or Construction and the dumpster application is the same.

David Chernin, Lawrence Avenue, urged swift approval of the ordinance.

There being no further comments, the Mayor closed the public hearing.

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

ORDINANCE NO. 21-46 - ADOPTED

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

ORDINANCE NO. 21-46

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

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: Cafferty, aye; Lane, aye; Williams, aye; York, aye; and Brantley, aye.

ORDINANCE NO. 21-47 - APPROVED

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

ORDINANCE NO. 21-47

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT ONLY HANDICAPPED PARKING ZONES ON PILGRIM PATHWAY AND WEBB AVENUE AND REMOVING RESIDENT ONLY HANDICAPPED PARKING ZONES ON ATLANTIC AVENUE, BEACH AVENUE AND INSKIP AVENUE

The ordinance was approved on the following vote: Cafferty, aye; Lane, aye; Williams, aye; York, aye; and Brantley, aye.

ORDINANCE NO. 21-48 - APPROVED

Mr. Lane offered the following ordinance, moved and seconded by Mr. Cafferty, that it be approved:

ORDINANCE NO. 21-48

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY REMOVING THE NO PARKING ZONE ON THE EAST SIDE OF BENSON AVENUE BETWEEN MAIN AVENUE AND BROADWAY

The ordinance was approved on the following vote: Cafferty, aye; Lane, aye; Williams, aye; York, aye; and Brantley, aye.

Mr. Cuttrell announced that the Public Hearings on Ordinances 21-47 and 21-48 will be held at the next regularly scheduled Township Committee meeting on Monday, November 22, 2021.

CONSENT AGENDA

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

PLACE LIEN ON VARIOUS PROPERTIES

WHEREAS, Ordinance #843 of the Township of Neptune states that where a violation or condition exists on any property in the Township of Neptune that is of such a nature as to constitute an immediate threat to life, health, safety and the well being of residents in this township unless abated without delay, the Director of Code Enforcement may abate the violation or condition immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

WHEREAS, the Director of Code Enforcement determined that the condition of the properties listed below constituted such a threat; and,

WHEREAS, the Director of Code Enforcement has notified the Township Committee of the Township of Neptune that the owners of said property have failed to correct the condition/violation as ordered; and

WHEREAS, the Director of Code Enforcement has had the condition corrected in accordance with Article IV, Section 6.2 (a) of Ordinance #843 at a total cost as indicated below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following properties; and,

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
504/16	45 Ridge Avenue	325.00
5408/17	425 South Riverside Drive	585.00

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

APPROVE THE TRANSFER OF TAXI MEDALLION LICENSE NO. 019

WHEREAS, Gurkiran Kaur is the owner of Neptune Township Taxi Medallion No. 019; and,

WHEREAS, he has notified the Taxi License Coordinator of the intent to sell and transfer ownership of said medallion to Mohamed Elgamal of Elgamal Transportation; and,

WHEREAS, the Taxi License Coordinator has certified that all requirements of transfer have been satisfied,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that approval is hereby granted for the transfer of Taxi Medallion License No. 019 to Mohamed Elgamal of Elgamal Transportation; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Taxi License Coordinator and Municipal Clerk.

AUTHORIZE THE PURCHASE OF A FORD TRUCK THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY PURCHASING PROGRAM

WHEREAS, the Sewer Department Supervisor has requested the purchase of a 2022 Ford F350 4wd truck for the Sewer Utility through the Educational Services Commission of New Jersey Purchasing Program; 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, the Educational Services Commission of New Jersey Purchasing Program has awarded Contract ESCNJ 20/21-09 to United Ford, LLC for this vehicle; and,

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

WHEREAS, the cost to purchase this equipment shall not exceed \$45,000.00; and,

WHEREAS, funds for this purpose are available in the 2021 Sewer Utility Budget in the appropriation entitled Capital Outlay 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 2022 Ford F350 4wd truck for the Sewer Utility be and is hereby authorized through the Educational Services Commission of New Jersey Purchasing Program Contract ESCNJ 20/21-09, United Ford, LLC, at an amount not to exceed \$45,000.00; and,

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

AUTHORIZE SUBMISSION OF A STRATEGIC PLAN FOR THE NEPTUNE TOWNSHIP MUNICIPAL ALLIANCE GRANT

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and,

WHEREAS, the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Neptune Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Neptune Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Monmouth; and,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Neptune Township Committee does hereby authorize submission of a strategic plan for the Neptune Township Municipal Alliance grant for fiscal year 2023 in the amount of:

DEDR	\$ 17,170.00
Cash Match	\$ 4,292.50
In-Kind	\$ 12,877.50

2. The Neptune Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESCIND RESOLUTION #21-370 WHICH REQUESTED AN AMENDMENT TO THE 2021 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE AMERICAN RESCUE PLAN ACT IN ORDER TO READOPT A FUTURE RESOLUTION CONSISTENT WITH THE PROCESS PROMULGATED BY THE STATE TO REALIZE SAID FUNDS

WHEREAS, on October 25, 2021, the Township Committee adopted Resolution #21-370 which authorized a request of the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2021 in the sum of \$1,433,121.85 which is now available from the United States Department of the Treasury – American Rescue Plan Act; and,

WHEREAS, the State has issued and continues to issue guidance on the process and procedure for how these funds may be accepted and expressed in the 2021 municipal budget; and,

WHEREAS, the Township Committee will adopt a resolution prior to December 17, 2021 to accept and reflect these funds in the 2021 municipal budget for the purpose as decided upon by the Township Committee,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby rescinds Resolution #21-370 which requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2021 in connection with American Rescue Plan Act funds; and,

BE IT FURTHER RESOLVED, that the Township Committee will consider a resolution prior to December 17, 2021 to reflect these funds in the 2021 Municipal Budget in a format consistent with guidance from the NJ Department of Community Affairs; and,

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

RENEW CONTRACT FOR ANIMAL CONTROL SERVICES

WHEREAS, the Business Administrator has negotiated with the organization currently supplying animal control services to the Township and he has received from the Chief of Police a satisfactory report of the organization's work over the past calendar year; and,

WHEREAS, pursuant to NJSA 40:48-5.1 a municipality may contract with an approved organization providing animal control services for a period not exceeding five (5) years; and,

WHEREAS, on December 19, 2019, the Township Committee adopted Resolution #19-422 which authorized the execution of an agreement with Monmouth County SPCA for animal control services for the year 2020 along with the authorization to renew said contract annually through 2024; and,

WHEREAS, on November 16, 2020, the Township Committee adopted Resolution #20-358 which authorized the execution of an agreement with Monmouth County SPCA for animal control services for the year 2021; and,

WHEREAS, Monmouth County SPCA has proposed a rate of \$7,125.00 per month for 2022 which is the same rate as provided in the 2021 contract; and,

WHEREAS, funds for this purpose will be provided in the 2022 Municipal Budget, when adopted, in the appropriation entitled Dog Account, 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 an agreement with Monmouth County SCPA for animal control services for the year 2022 at a cost of \$7,125.00 per month; and,

BE IT FURTHER RESOLVED, this agreement may be renewed annually through 2024; and,

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

AUTHORIZE THE CANCELLATION OF A GRANT RESERVE AND RECEIVABLE

WHEREAS, there exists reserves and receivables on the balance sheet of the Grant Fund; and

WHEREAS, it has been determined these reserves and receivables should be canceled,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following receivable and reserve in the amount of \$19,126.80 be and the same are hereby authorized to be canceled:

Receivable:

USDOJ Bulletproof Vest Fund \$ 19,126.80

Reserve:

USDOJ Bulletproof Vest Fund \$ 19,126.80

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

EMPLOY TEMPORARY SEASONAL PERSONNEL IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township has a need to employ seasonal workers in the Department of Public Works; and,

WHEREAS, the Director of Public Works and Human Resources Director have made their recommendations; and,

WHEREAS, funds for this purpose are available in the 2021 Municipal Budget in the appropriation entitled Solid Waste Collection 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 Kevin Jones and Joseph Springer be and are hereby employed in the Department of Public Works as temporary seasonal employees to perform various tasks within the Department, from November 15, 2021 to February 15, 2022, not to exceed forty (40) hours per week, at a salary of \$15.00 per hour with no health benefits; 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 Director of Public Works.

AUTHORIZE A PERSON TO PERSON/PLACE TO PLACE TRANSFER OF THE PLENARY RETAIL CONSUMPTION LICENSE PRESENTLY ISSUED TO ROS ASSOCIATES, LLC TO ARISTA KEG COMPANY, LLC, T/A BUY RITE, 600 ESSEX ROAD, NEPTUNE, NJ

WHEREAS, Arista Keg Company, LLC has applied for a person-to-person/place-to-place transfer of Plenary Retail Consumption License #1334-32-002-005 which is presently issued to ROS Associates, LLC and held "in-pocket"; and,

WHEREAS, the application is complete in all respects; and,

WHEREAS, the required Affidavit of the source of funds of said liquor license has been filed by the applicant for the transfer and examined by the members of the Township Committee; and,

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey statutes, the regulations promulgated thereunder as well as the pertinent local ordinances and conditions imposed consistent with Title 33; and,

WHEREAS, all transfer procedures as outlined by state statute and local ordinances have been completed satisfactorily,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the person-to-person/place-to-place transfer of Plenary Retail Consumption License #1334-32-002-005 as stated herein to Arista Keg Company, LLC d/b/a Buy Rite located at 600 Essex Road, Neptune, NJ, effective November 9, 2021; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the New Jersey Division of ABC.



APPROVE REMOVAL OF PLANNING BOARD MEMBER DUE TO ABSENTEEISM PURSUANT TO N.J.S.A. 40A:9-12.1

WHEREAS, N.J.S.A. 40A:9-12.1 establishes the basis for an office of any person appointed as being deemed vacant; and

WHEREAS, N.J.S.A. 40A:9-12.1(g) establishes that in any case where a member of a board fails to attend and participate at meetings of a public body for a period of eight consecutive weeks, or for four consecutive regular meetings, whichever shall be of a longer duration, the appointing authority may officially remove said member, construe the position as vacant, and fill the position or office for the unexpired term of said member, pursuant to N.J.S.A. 40A:9-12.1(h); and

WHEREAS, Deion Johnson, Alternate #1 member of the Planning Board, has missed seven consecutive Planning Board meetings between May, 2021 and October, 2021,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the governing body hereby finds the position held by Deion Johnson on the Neptune Township Planning Board to be vacant pursuant to N.J.S.A. 40A:9-12.1, as a result of the Township Committee's official action in removing Deion Johnson from the Planning Board for failure to attend four or more consecutive meetings in the year 2021 in accordance with N.J.S.A. 40A:9-12.1(g), effective with the adoption of this resolution, and shall separately, after the adoption of this resolution, fill the aforesaid positions for the unexpired terms in the manner prescribed by law; and,

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

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

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF CUSTODIAN IN THE BUILDING MAINTENANCE DEPARTMENT

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

WHEREAS, there is a vacancy in the position of Custodian in the Building Maintenance Department; and,

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

WHEREAS, the Human Resources Director and Public Works Director have made their recommendation; and,

WHEREAS, funds will be provided in the 2021 municipal budget, in the appropriation entitled Buildings and Grounds and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an offer of employment be and is hereby extended to Robert Gavin for the position of Custodian in the Building Maintenance Department of at an annual salary of \$32,200.00 (possesses CDL Class A license), 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 November 15, 2021 and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Building Maintenance Foreman, Chief Financial Officer, Assistant C.F.O., AFSCME Local #2792, and Human Resources Director.

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

EXTEND OFFERS OF EMPLOYMENT FOR THE POSITION OF DRIVER IN THE DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, there are vacancies in the position of Driver in the Public Works Department; and,

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

WHEREAS, the Human Resources Director and Public Works Director have made their recommendation; and,

WHEREAS, funds will be provided in the Municipal Budget in the appropriation entitled Solid Waste 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 an offer of employment be and is hereby extended to Anthony Reevey for the position of Class A Driver in the Department of Public Works at an annual salary of \$32,200.00, and Ke'Aire Ellis for the position of Class B Driver in the Department of Public Works at an annual salary of \$31,200.00, 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 November 15, 2021; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #2792, and Human Resources Director.

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

AUTHORIZE PAYMENT OF BILLS

Ms. York offered the following resolution, moved and seconded by Mr. Lane, 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	337,813.28
GRANT FUND	9,210.00
TRUST FUND	12,377.62
GENERAL CAPITAL FUND	5,801.32
SEWER OPERATING FUND	22,665.87
SEWER CAPITAL FUND	282,762.08
MARINA OPERATING FUND	26,097.00
LIBRARY TRUST	1,436.27
BILL LIST TOTAL	\$698,163.44

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: Cafferty, aye; Lane, aye; Williams, aye; York, aye; and Brantley, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Mayor Brantley asked for public comments. The public was permitted to speak one time with a limit of five minutes. Comments were as follows:

Joan Venezia, 107 Mt. Hermon Way, asked for a status of the North End application at the Historic Preservation Commission. Mr. Gadaleta stated there in no updated information. Ms. Venezia asked if the Planning Board approval has a timeframe to submit the required items or risk losing the approval. Mr. Cafferty suggested that she contact the Planning Board Administrative Officer.

Annabelle Bissett, Heck Avenue, stated there is nothing on the Township web site regarding

North End. She feels there should be a link to the OGNED application to provide status updates. Mr. Gadaleta will look into the matter. She asked if power lines could be moved underground when roads are repaved. She asked if there are any goals for parking solutions in 2022. Mr. Cafferty replied that he and Ms. York have attended two meetings. There should be recommendations moving forward and possibly a survey being done. Ms. Bissett stated that the parking problem does not affect her, but a parking permit plan will cause her to be impacted. She asked the Committee to consider that some people are selfish in regards to parking. The Mayor stated that he has been involved in this issue for many years. One proposal did push the problem from north to south and that factor does need to be considered.

Dianna Harris, Willow Drive, offered congratulations on the election. She asked where the solar electric project will be located, where Neptune Blvd will be improved, and what plan the Township has for taking down buildings on West Lake Avenue. She also asked if the various homeowners associations and MURC could have a small article in the joint Township/Board of Education newsletters. Mr. Gadaleta responded that the Community Solar project will be 400 homes Township-wide. A kick off meeting and bar-be-que is being planned. The Neptune Boulevard work will be between Bangs Avenue and Shop-Rite. He has no update on a Redeveloper for West Lake Avenue and the Public Works Department will be tearing down the buildings owned by the Township. He suggested that Ms. Harris speak to the new Business Administrator regarding the newsletters.

Katie Roessle, 66 Cookman Avenue, complimented the Road Department on installing a dry well in front of her home to alleviate ponding of water. She stated that there are tree trunks that need to be ground out at Boswell Park and a railing is needed on the stairs. She advised that the house across the street from her has no railings on the porches and renters living there. Mr. Gadaleta will follow up.

Bishop Paul Brown, asked for relief from the Fire Official's requirement for an inspection of the church parsonage. An inspection would cost thousands of dollars. There is a food pantry housed there which would be difficult to move to the church. Mr. Gadaleta stated that this is a matter for the Fire District which is an autonomous body. He will send contact information to Bishop Brown.

Mr. Williams offered a motion, seconded by Ms. York, to adjourn. All were in favor.

Richard J. Cuttrell,  
Municipal Clerk