

TOWNSHIP COMMITTEE MEETING – OCTOBER 28, 2019

Mayor Rizzo called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Robert Lane, Jr., Kevin B. McMillan, Nicholas Williams, and Mayor Carol Rizzo. Absent: Dr. Michael Brantley

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

Mayor Rizzo announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 3, 2019, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

The following items were discussed in open session:

The Committee indicated that they reviewed the 2019 Best Practices Survey which was recently submitted to the State. The Township scored above the required level to retain 100% of its annual budget funding from the State. Mr. Cuttrell stated that the resolution on the agenda to certify compliance with the US Equal Employment Opportunity Commission's guidance in employment decisions is part of the survey recommendations.

Mr. Lane announced two Veterans Day services at Post 266 and Veterans Memorial Park.

Mr. Gadaleta distributed the Schoolhouse Road traffic study in regards to designating a weight restriction on the road. There is no other road to move the truck traffic and restricting Schoolhouse Road would cause the trucks to use other residential streets. He will continue to look into the matter and the Police Departments of both Wall Township and Neptune will be performing a survey to determine the origin of the commercial traffic.

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

Mr. Williams offered the following resolution, moved and seconded by Mr. McMillan, 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 - Vacancies on citizen boards  
Real Estate negotiations – Green Acres acquisition of South Riverside Drive parcel  
Real Estate negotiations – Acquisition of 1614 West Lake Avenue

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: Lane, aye; McMillan, aye; Williams, aye; and Rizzo, aye.

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

Brian Acciani was recommended for appointment to the Rent Leveling Board. He will be resigning from the Board of Adjustment.

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

Mayor Rizzo called the meeting to order and requested the Clerk to call the roll. The

following members were present: Robert Lane, Jr., Kevin B. McMillan, Nicholas Williams, and Mayor Carol Rizzo. Absent: Dr. 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 Rizzo announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 3, 2019, 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](http://www.neptunetownship.org).

#### APPROVAL OF MINUTES

Mr. McMillan offered a motion, seconded by Mr. Williams, to approve the minutes of the meeting held on October 10th. All were in favor.

#### RECOGNITION – LT. MICHAEL ZARRO

The Township Committee and Dawn Thompson, Drug Alliance Coordinator, recognized Lt. Michael Zarro who recently received the Volunteer of Year Award for Monmouth County Municipal Alliances from the Governor's Council of Alcoholism and Drug Abuse.

#### COMMENTS FROM THE DAIS

Mr. Williams stated that a probationary employee in the Municipal Court is being terminated this evening. Boats are gradually coming out of the water and into land storage for the winter. The winter storage space is 98% committed. He attended the skateboard event put on by a professional skateboard group. They will be back on November 2<sup>nd</sup> with an emphasis on female skateboarders.

Mr. McMillan attended the grand opening for the Atlantic Center for Acupuncture. He attended the 2019 Law Enforcement Officer's Program at Brookdale which included sessions on bias and racism. They also discussed the upcoming trip to the National Museum of African American History and Culture.

Mr. Lane stated that over 500 walkers and runners participated in the Pound the Pavement event which raised \$55,000. There will be a check presentation at the November 25<sup>th</sup> Township Committee meeting. The annual Veterans Park Committee Hometown Hero recognition event will be held in April. He attended the PBA Steak Bake, Gables Halloween Party, and the Lions Club Night for Sight where Kyle Keel and Dianna Harris were honored. There will be a wreath laying ceremony at Veterans Memorial Park on November 11<sup>th</sup> at 4:00 p.m.

Mayor Rizzo stated that the Better Parking Alliance presented a survey on parking in Ocean Grove. They met with the Ocean Grove Camp Meeting Association to discuss and further discussion will take place about summer parking. She met with Jersey Shore University Medical Center about more resources and jobs in the community. The Mayor visited the skatepark and was pleased to see the kids coaching and encouraging each other. On October 31<sup>st</sup>, she will be meeting with the County Prosecutor to discuss Shot Spot technology.

#### BUSINESS ADMINISTRATOR'S REPORT

Mr. Gadaleta provided the following report:

Four North Boardwalk Update: Only information on the site is that the OG Camp Meeting Association is obtaining quotes to repair the fire damaged boardwalk.

Schoolhouse Square Redevelopment: The Redevelopment Committee held its first meeting with a potential redeveloper to complete the Schoolhouse Square project. Our redevelopment attorneys are working with the attorney for the redeveloper to formalize a third amendment to the redevelopment agreement.

Cardinal Point 3501 Route 66 at Green Grove Road: The redeveloper is still awaiting a final decision by the prospective tenant. In addition, they have interest from other potential tenants at the site including a potential supermarket by Lidl, 100,000 SF corporate office, a retailer user and possible medical office user.

K. Hovnanian, owners of the former Asbury Park Press site, is continuing to finalize leasing agreements with prospective tenants for that site. Developer has authorized their engineer to do a stormwater review & site layout study for potential tenants, and moving forward in DOT process.

Schoolhouse Road: Mr. Gadaleta and Captain Gualario met with the Wall Township representatives to discuss this issue. One of the primary concerns of Wall Township PD and Neptune is where the truck traffic will need to be rerouted to. There are no north/south roadways west of Schoolhouse Road thus trucks would reroute onto other residential streets in both Wall and Neptune. It was decided that Wall and Neptune PD would put together a traffic task force to study the truck traffic from early in the morning through late morning to determine traffic volume as well as departure and arrival locations of the trucks. The task force schedule will be worked out by our respective police departments and reports will be filed with both Business Administrators.

Former Coca Cola Site: Developer advises the lease with Aldi for a supermarket is with Aldi for execution. They are looking at a two week turnaround. They continue to market the site for a restaurant and other uses.

Bangs Avenue Redevelopment Area: The Township Land Use team will meet with the property owner, his attorney and architect to review a proposed redevelopment project. Their original proposal did not meet with the requirements of the redevelopment plan. The developer asked for a follow-up meeting.

OGNED - Ocean Grove North End Development: The final redevelopment agreement has been executed. OGNED has submitted their land development application to the Planning Board. The application is tentatively scheduled for the November 13<sup>th</sup> meeting of the Planning Board.

Transit Village: The owners of 609 Memorial Drive, corner of Memorial Drive and 6<sup>th</sup> Avenue, will be presenting plans to the Township Land Use team, this week, for development at that site. More information will be presented at the next meeting.

#### PUBLIC COMMENTS ON RESOLUTIONS

There were no public comments on resolutions.

#### ORDINANCE NO. 19-35 - ADOPTED

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

#### ORDINANCE NO. 19-35

AN ORDINANCE AMENDING VOLUME I, CHAPTER IV, SECTION 4-33 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "BUSINESS AND LICENSING REGULATIONS CONCERNING GRANTING OF REVOCABLE LICENSE AGREEMENTS"

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

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

#### ORDINANCE NO. 19-36 - APPROVED

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

#### ORDINANCE NO. 19-36

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 MT. HERMON WAY AND REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON SEAVIEW AVENUE

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

Mr. Cuttrell stated that the Public Hearing on Ordinance 19-36 will be held on Thursday, November 7, 2019.

### CONSENT AGENDA

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

#### 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 2021 in the amount of:

DEDR	\$ 57,084.00
Cash Match	\$ 14,271.00
In-Kind	\$ 42,813.00

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

#### CERTIFY COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and,

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto,

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Neptune, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Human Resources Director.

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH NEPTUNE TOWNSHIP FIRE DISTRICT #2 TO PARTICIPATE WITH THE SPECIAL OPERATIONS UNIT

WHEREAS, the Township of Neptune and Neptune Fire District #2 mindful of their duties and responsibilities to protect and maintain the public health, safety and welfare of its inhabitants, find it necessary to provide a Special Operations Unit to provide specialized rescue services in response to an emergency or disaster requiring specialized equipment and or training in rescue operations that are not currently provided by any emergency response organization based within Neptune Township; and,

WHEREAS, the Township and Neptune Fire District #2 have determined that their best interests would be served by continuing the utilization of the resources and services of the Township of Neptune for said purpose; and,

WHEREAS, the Township of Neptune and Neptune Township Fire District #2 desire to enter into an Interlocal Service Agreement pursuant to N.J.S.A. 40:8A-1 et seq. for the Township and District to cooperatively equip, train and participate in the Special Operations Unit; and,

WHEREAS, the Township will acquire and maintain a Special Operations Unit including acquisition of equipment and training and use of Township facilities; and,

WHEREAS, the Fire District shall provide insurance and record keeping of certifications and required classes for its members,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Interlocal Service Agreement with Neptune Fire District No. 2, a copy of which is on file in the Office of the Municipal Clerk, providing for the continued mutual participation in a Special Operations Unit for a five year period from January 1, 2020 through December 31, 2024, and renewable for five year periods thereafter by mutual consent of the parties hereto; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the O.E.M. Director and Neptune Fire District No. 2.

ACCEPT PERFORMANCE GUARANTEE FILED BY VICTORIA ESTATES, LLC FOR SITE IMPROVEMENTS AT NEPTUNE ESTATES – PHASE II, 3351 HIGHWAY 33

WHEREAS, Victoria Estates, LLC has filed performance bond 76183686, written by Guarantee Company of North America, USA in the amount of \$801,252.00, guaranteeing site improvements at Neptune Estates – Phase II (3351 Highway 33); and,

WHEREAS, the required 10% cash surety and inspection fee escrow have been posted; and,

WHEREAS, an approved and executed Developer's Agreement is on file for the project, including Phase II for which said bond and escrow funds are being posted; and,

WHEREAS, the acceptance of this Performance Guarantee does not authorize the issuance of any licenses or permits by the Construction Department but serves as certification to the Planning Board/Board of Adjustment that compliance with the Land Development Ordinance of the Township of Neptune has been met;

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Performance Guarantee as stated above be and is hereby accepted; and,

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the Township Engineer, Planning Board Administrative Officer, and Construction Official.

TERMINATE EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS

BE IT RESOLVED, by the Township Committee of the Township of Neptune that John Tarzy, Driver in the Department of Public Works, be and is hereby terminated effective October 22, 2019, not in good standing; 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., and Human Resources Director.

TERMINATE EMPLOYEE IN THE MUNICIPAL COURT

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Victoria Caufield, Violations Clerk in the Municipal Court, be and is hereby terminated effective October 25, 2019, and,

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

ADOPT POLICIES AND PROCEDURES FOR MANAGING FEDERAL AID PROJECTS IN CONNECTION WITH THE SOUTH RIVERSIDE BICYCLE PATH

WHEREAS, the Township of Neptune has been selected to receive \$580,000 from the Federal Highway Administration Transportation Enhancement Program for the South Riverside Bicycle Path; and,

WHEREAS, the Township of Neptune must be considered eligible to receive and manage the funds by the New Jersey Department of Transportation; and,

WHEREAS, the Township of Neptune is required to have written policy and procedure documents for managing a federal aid project in order to be considered eligible,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the document entitled "Policies and Procedures for Locally Administered Federal Aid Project – South Riverside Bicycle Path", dated September, 2019 be and is hereby approved and adopted; and,

BE IT FURTHER RESOLVED, that a copy of said document shall be on file in the Office of the Municipal Clerk and the Township Engineer; and,

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

AUTHORIZE REMEDIAL ACTION ACTIVITIES AT THE SHARK RIVER MUNICIPAL MARINA

WHEREAS, Dynamic Earth prepared and submitted an application to the Hazardous Discharge Site Remediation Fund for funding to perform remedial action activities at the Shark River Municipal Marina; and,

WHEREAS, this work is consistent with the Licensed Site Remediation Professional Program established by the Site Remediation Reform Act; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 16-29, which includes a grant from the Hazardous Discharge Site Remediation Fund, 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 Dynamic Earth to perform remedial action activities at the Shark River Municipal Marina at an amount not to exceed \$27,982.00; and,

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

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PERFORM ENGINEERING SERVICES IN CONNECTION WITH THE REDESIGN OF THE MUNICIPAL COMPLEX PARKING LOT

WHEREAS, the Township of Neptune desires to undertake a project to redesign the parking lot at the Municipal Complex; and,

WHEREAS, it is necessary for a Township Engineer Consultant from the approved list of 2019 Engineering Consultants appointed via Request for Proposals to perform professional engineering services including preparation of design, plans, specifications, permitting, and construction administration in connection with this project; and,

WHEREAS, the Township Engineer has solicited quotes from the Consultant pool and CME Associates has submitted the lowest cost proposal; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 18-19, as amended by Ordinance No. 19-10, 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 CME Associates to perform the services as stated herein as Township Engineering Consultant at an amount not to exceed \$65,485.00; and,

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

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PERFORM ENGINEERING SERVICES IN CONNECTION WITH IMPROVEMENTS TO THE INTERSECTION OF OXONIA AND ANELVE AVENUES

WHEREAS, the Township of Neptune desires to undertake a project to make improvements to the intersection of Oxonia and Anelve Avenues including drainage, milling, paving, ADA ramps, curbing, and sidewalk; and,

WHEREAS, the Township has received funding through a Community Development Block Grant for this project; and,

WHEREAS, it is necessary for a Township Engineer Consultant from the approved list of 2019 Engineering Consultants appointed via Request for Proposals to perform professional engineering services including preparation of design, plans, specifications, permitting, and construction administration in connection with this project; and,

WHEREAS, the Township Engineer has solicited quotes from the Consultant pool and CME Associates has submitted the lowest cost proposal; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 19-27 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 CME Associates to perform the services as stated herein as Township Engineering Consultant at an amount not to exceed \$27,015.00; and,

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

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

The Mayor announces the following appointments to the Historic Preservation Commission:

James McNamara as a Class B member for an unexpired four year term  
Doug MacMorris as a Class C member for an unexpired four year term  
Jeff Ruddell as the Alternate #1 member for an unexpired one year term

CONFIRM MAYOR'S APPOINTMENTS TO THE HISTORIC PRESERVATION COMMISSION

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

BE IT RESOLVED, that the Township Committee hereby consents to the Mayor's appointment of the following members to the Historic Preservation Commission to the terms as indicated:

James McNamara as a Class B member for an unexpired four year term expiring December 31, 2019; and,

Doug MacMorris as a Class C member for an unexpired four year term expiring December 31, 2020; and,

Jeff Ruddell as the Alternate #1 member for an unexpired one year term expiring December 31, 2019; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Secretary of the Historic Preservation Commission.

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

URGE VOTERS TO SUPPORT THE REFERENDUM ON THE NOVEMBER 5<sup>TH</sup> GENERAL ELECTION BALLOT SO THAT VETERANS OR WIDOWED SPOUSES OF VETERANS WHO RESIDE IN CONTINUING CARE RETIREMENT COMMUNITIES (CCRC) WILL BE ELIGIBLE FOR THE \$250 PROPERTY TAX DEDUCTION

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

WHEREAS, the State Constitution of New Jersey authorizes veterans and widowed spouses of veterans who served in active duty during war and other times of emergency to receive a property tax deduction, in the amount of \$250 per year, in well-deserved recognition of their service to our country; and,

WHEREAS, veterans and widowed spouses of veterans who reside in Continuing Care Retirement Communities (CCRC) have been unfairly denied eligibility for the \$250 property tax deduction because they do not own their units, even though they instead contribute to property taxes through a monthly payment, and even though they have made the same sacrifices as all veterans in our great country; and,

WHEREAS, there are twenty-five CCRCs in the State which collectively house approximately 2,500 veterans or widowed spouses who are being denied the property tax deduction; and,

WHEREAS, Senator Vin Gopal has sponsored legislation (S1331) that has been approved by the Senate and General Assembly, to extend the deduction to veterans and their widowed spouses in CCRCs; and,

WHEREAS, the extension of the deduction, because it requires an amendment to the State Constitution, must be approved by the voters at the ballot in November before it will become valid and effective; and,

WHEREAS, the Mayor and Township Committee now desire to memorialize their support of the referendum on the ballot in November, and to urge the voters of this State to vote in favor of the property tax deduction for veterans and widowed spouses of veterans who reside in CCRCs,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune urges voters to support the referendum on the November 5<sup>th</sup> General Election ballot so that veterans and widowed spouses of veterans who reside in Continuing Care Retirement Communities will be eligible for the \$250 property tax deduction; and,

BE IT FURTHER RESOLVED, that the Township Committee believes that this small benefit to our veterans and widowed spouses of veterans who reside in CCRCs is a proper and warranted acknowledgment of the tremendous sacrifices that veterans have given to protect and serve our great nation.

The resolution was adopted on the following vote: Lane, aye; McMillan, aye; Williams, aye, adding a request to support this referendum; and Rizzo, aye, adding that she also believes this should be supported.

AUTHORIZE THE PAYMENT OF BILLS

Mr. McMillan 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	3,468,064.38
GRANT FUND	13,526.60
TRUST FUND	34,469.94
GENERAL CAPITAL FUND	21,712.21
SEWER OPERATING FUND	77,635.94



MARINA OPERATING FUND	783.00
MARINA CAPITAL FUND	5,651.25
DOG TRUST	198.60
LIBRARY TRUST	389.05
BILL LIST TOTAL	\$3,622,430.97

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: Lane, aye; McMillan, aye; Williams, aye; and Rizzo, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Dianna Harris, 17 Willow Drive, stated that MURC hosted a meeting regarding gun violence in Neptune and Asbury Park. Neptune P.D. Captain Michael McGhee attended and spoke about Shot Spotter, which MURC supports. The community is talking about solutions to gun violence because we cannot arrest our way out of the problem. Solutions include community watch groups, meetings between the Police Department and school age children, the formation of a Police Athletic League, more activities during school breaks and vacations, keeping schools open later during the day, and a men’s organization to partake in open basketball night. Mr. Williams stated that he will address these items with the administration of the Police Department. He added that the school use policy is too stringent so we need to work with the Board of Education on building use. Mr. McMillan stated that he is willing to work with the community on these ideas. Ms. Harris added that community groups need access to information on grant opportunities, the Township needs to bring back its internship program, more street lighting is needed particularly around parks, and landlords need to help out by performing checks on prospective tenants.

Dr. James Chenitz, Shark River Hills, stated that the American Medical Association considers gun violence a health crisis. Urban gun violence is the 2<sup>nd</sup> most common form of death, after suicide, among youth. This issue impacts the entire community and town organizations need to come together to help let people know who is committing the violence. Dr. Chenitz stated that needed programs include job skills training, social services, spiritual needs and recreation programs. He discussed focused deterrents, which have worked in other communities, where police bring in social services including the Becoming a Man Program and Cure Violence Program. Gun violence is a big negative on property value so the cost of these programs will be offset by not losing tax dollars due to a declining ratable base. Mayor Rizzo stated that we need to fight to get every resource to fight this problem.

Teretha Jones, Hill Drive, stated that she is a retired health official and this problem is occurring across the country. Bias and racism is a major compounding issue. She wrote a program plan in 2017 regarding the identification and implementation of resources. Grant sources are needed, this is not a problem that can be solved by incarceration. There are only a handful of people, around ten between the ages of 20 and 35, that are causing the problem. Primary health providers know what is going on and provide services but there is a need to increase mental health services for children. The police are not active in the community. The community needs to speak up and give information. This is a social service community intervention and we need people to get informed.

Hank Coakley, Valley Road, supports Sheriff Shaun Golden and the Ocean County Sheriff for enforcing the law and contacting I.C.E. on lawbreakers while the Governor and State Attorney General are saying not to contact I.C.E. He asked for an update on the sunken sewer plates on Route 33. Mr. Gadaleta stated that he has received no response from the NJ Department of Transportation. Mr. Coakley stated that he contacted the Township of Wall about placing a sign to identify the intersection of Gully Road and Brighton Avenue. Mr. Gadaleta stated that he will contact Wall Township to follow-up. Mr. Coakley stated that family and clergy are the answers to gun violence.

Jack Bredin, 94 ½ Heck Avenue, stated that Mr. Gadaleta reported that there are no prospects for the pavilion portion of the North End Redevelopment. There is no plan for parking on the east side of the zone and there is no road on the boardwalk so the developer will simply tell the Township to install a road. The zoning allows for 150 different uses for the former pavilion property.

When someone want to build there, easements have to come from the west side of the boardwalk, but there is no road in the Redevelopment Plan that would provide access.

Darlene Gilliam, Summerfield Avenue, stated that she hears gunshots all of the time. Monroe and Myrtle Avenues have dim streetlights which should be address to better light the area. She is involved in the Euphrates Project but needs funds to do more. Her son is a veteran who helps with the project but they are doing this for free. There are no programs for youth in Neptune and they have no safe haven.

Eric Racusin, Wayside Road, stated that telecommunications companies must get an easement to install small wireless facilities. It has not been determined if these facilities are safe. He quoted statute that states municipalities have the authority to ensure the health of its residents. The Township has full jurisdiction over installation of small wireless facilities and restricting 5G is not preventing telecommunications services because we already have 3G and 4G. Mr. Anthony stated that the Board of Public Utilities says that a municipality cannot prohibit this installation. This is highly regulated and a municipality's authority is very limited. Mayor Rizzo stated that Little Silver passed an ordinance to restrict where installation can take place and will be interested to see if that is challenged to the NJ Supreme Court. No one knows if 5G poses a health risk. Mr. Racusin asked that the Committee adopt a restrictive ordinance and see if it is challenged. Mr. Anthony stated that his interpretation of the Little Silver ordinance is that it does not completely zone out installation.

Jacqueline Hogan, 1200 8<sup>th</sup> Avenue, asked if the six construction applications for 5G have been approved. Mr. Gadaleta stated that he was not sure. Ms. Hogan stated that Mr. Lane indicated that the former Laurie's Farm Market property had been sold. She looked into it and found no record of a sale. Mr. Lane stated that he will double check his information. Ms. Hogan stated that the Bennett's Auto Recovery property looks bad, particularly since it is next to the new condominium building on 7<sup>th</sup> Avenue. Mr. Gadaleta will ask Code Enforcement to check on the property.

Velda Harris, 1117 9<sup>th</sup> Avenue, stated that the traffic and speeding on 9<sup>th</sup> Avenue is getting worse and now kids on speed bikes are speeding on the roads. There are large trucks also speeding on 7<sup>th</sup>, 8<sup>th</sup>, and 9<sup>th</sup> Avenues. She is concerned about gun activity in Bradley Park. Everyone needs to come together to address gun violence. Other towns are taking interest, but nothing is happening in Neptune. Ms. Harris stated that not enough advertising was done for the back pack program and no one came to see how the volunteers were doing when the back pack distribution was occurring.

Joan Venezia, 107 Mt. Hermon Way, stated that she received the documents submitted by OGNED for their application to the Planning Board but there was no traffic study. Mr. Gadaleta stated that the application was deemed to be complete and the Township is waiting for the traffic study. Ms. Venezia stated that she was told that Mr. Anthony objected to an ordinance to ban plastic bags. Mr. Anthony stated that he is not sure if it would be enforceable but enactment of such an ordinance would be a policy decision of the Township Committee. Ms. Venezia then asked the Committee to adopt an ordinance to ban plastic bags. She stated that adding businesses to the former Coca-Cola property will worsen the existing traffic problems in that area. She added that she thought there was a Police Athletic League in Neptune and asked why one does not exist. Mr. Williams stated that this was looked at but it was determined that a P.A.L. would not have the support of the police, schools, or the community.

Celestine Overby, 608 Bingham Street, stated that according to her neighbors, occupied cars are being parked in odd areas in her neighborhood. She asked the police to check out the area of Bingham and Sayre Streets.

Dan Kovall, 15 Schoolhouse Road, stated that Mr. Gadaleta is not returning his phone calls regarding the designation of a vehicle weight restriction on Schoolhouse Road. Wall Township will not do anything because the trucks are coming from businesses that pay taxes in Wall. Mr. Gadaleta stated that a study was recently completed and there is a need to determine where the trucks are going to/coming from. Both towns need to endorse a weight restriction and both towns are still looking into the matter.

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

Richard J. Cuttrell,  
Municipal Clerk