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# Council Room Borough of Neptune City
# January 13, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More
Absent: Mayor Brown

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Mitchell/ Shafer) to receive and file the Borough of Neptune City Municipal Court Report. Carried.

In Mayor and Council Reports:

Councilman More announced there was a Special Services Meeting this evening to organize and prioritize.

Councilman Zajack had no report.

Councilwoman Mitchell requested to call a Committee meeting for Monday, January 27, 2014 at 5:30pm.

Councilman Pryor on behalf of the Board Recreation Mr. Pryor thanked Al Jardine for 25 years of coaching.

Councilwoman Shafer reported departmental pictures were taken last Monday, January 20th.

Mrs. Shafer also announced she will have a meeting with the Public Safety Director within the next week.

Councilman Cross reported Residential Information fliers were delivered by the Public Works Department today to all residents and small businesses.

Mr. Pryor reported the Public Works Department have been working on renovations to the Municipal Court.

Mr. Cross announced brush drop-off will be Saturday, January 18, 2014 at the Public Works Building between 8am and 10am.

Councilman Pryor made motion to remove Resolution 2013-9 from the Agenda. Seconded by Councilwoman Shafer.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman More.

Bill List January 13, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $116,232.68 |
| Current Bills | $107,792.37 |
| Current Agency | $5285.47 |
| Sewer Payroll | $5158.71 |

| | |
|---|---|
| Sewer Bills | $21,815.21 |
| Sewer Agency | $394.64 |
| Public Defender Checking | $261.03 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman More.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-2**

An Ordinance to amend an entitled "An ordinance of the Borough of Neptune City in the County of Monmouth and the State of New Jersey, fixing the Salaries of certain officers and employees" adopted March 4, 1965

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Zajack/Pryor) to advertise the Ordinance. Carried.

Moved and seconded (Mitchell/Pryor) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# January 27, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, Mayor Brown
Absent: More

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Mayor Brown called for a Moment of Silence for Al Bonner.

Moved and seconded (Pryor/Mitchell) to receive and file the Neptune City Fire Prevention Year End Report. Carried.

Moved and seconded (Pryor/Cross) to receive and file the Neptune City Fire Department Year End Report. Carried.

Moved and seconded (Cross/Zajack) to receive and file the Neptune City Library Year End Report. Carried.

Moved and seconded (Shafer/Cross) to receive and file a letter of resignation from Sergeant John Rose. Carried.

In Mayor and Council Reports:

Councilman Cross thanked the Department of Public Works for doing an excellent job during the snow storm.

Councilman Pryor thanked Audrey Gilmore on behalf of the Board of Recreation for her generous donation.

Mr. Pryor reported the Human Services Committee had a meeting on January 16th to discuss various safety procedures and to extend the warranty on the Fire Truck.

Councilwoman Shafer commended Sergeant John Rose for his years of service and wished him good luck on his future endeavors.

Mrs. Shafer reported she will be having a meeting with the Public Safety Director within the next 2 weeks to discuss the budget.

Councilwoman Zajack reported he will be calling a Finance Committee Meeting within the next two weeks.

Councilwoman Mitchell reported the Law and Ordinance Committee Meeting scheduled for this evening has been rescheduled for Monday, February 10, 2013 at 5:30pm.

Mayor Brown extended his condolences to the Bonner Family and expressed that Al Bonner will be greatly missed.

Mayor Brown reported the bids will be available for the Bulkheading at Memorial Park Tuesday, February 4th and hopes to start the first phase of this project in the Spring.
The Mayor thanked Monmouth County Open Space Grant for all of their help with the funds.

The Mayor announced the Mayors Ball will be Saturday, April 12, 2013 at the Jumping Brook Country Club at 7:00pm.

Mayor Brown announced all of the proceeds raised from the Mayor's Ball will be donated to the Neptune City First Aid Squad.

Mayor Brown advised the Council to meet with their committees to discuss budgets.

Councilwoman Mitchell made a motion to table Ordinance 2014-1 Attendance of Meetings. Seconded by Coumcilwoman Shafer. Carried.

Moved and seconded (Cross/Zajack) to Open Hearing for the following Ordinance 2014-2.

Moved and seconded (Cross/Zajack) to Close Hearing for the following Ordinance 2014-2.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-2**

An Ordinance to amend an entitled "An ordinance of the Borough of Neptune City in the County of Monmouth and the State of New Jersey, fixing the Salaries of certain officers and employees" adopted March 4, 1965

| | **Minimum** | **Maximum** |
|---|---|---|
| **Department of Public Works** | **$26,000.00** | **$56,000.00** |
| **Top Patrolman** | | **$98,430.00** |
| **Public Safety Director** | | **$103,530.00** |

Be it ordained by the Mayor and Council of the Borough of Neptune City as follows:

That the annual Salary and Compensation for the following employees of the Borough of Neptune City with the following ranges shall be payable semi-monthly except as otherwise stated herein:

1. That all other employees and officers of the Borough not specifically mentioned are continued at their present range of salary until changed by resolution of the Borough Council

2. That all salary and compensation ordinances and parts thereof not inconsistent herewith shall remain in full force effect and virtue.

3. That all salary and compensation ordinances and parts thereof not inconsistent herewith shall remain in full force effect and virtue.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack
Nay: None
Absent: More

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Cross/Zajack) to advertise the Ordinance. Carried.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

Bill List January 27, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $122,376.91 |
| Current Bills | $596,638.66 |
| Current Agency | $4958.15 |
| | |
| Sewer Payroll | $5169.37 |
| Sewer Bills | $6742.31 |
| Sewer Agency | $395.46 |
| | |
| Public Defender Checking | $261.03 |
| | |
| Animal Control Checking | |
| • Associated Humane Societies (Animal Services December 2013) | $625.00 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack
Nay: None
Absent: More

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

**RESOLUTION 2014-14**

**APPROVAL OF ALCOHOLIC BEVERAGE LICENSE FOR A PERSON TO PERSON AND PLACE TO PLACE TRANSFER**

**WHEREAS**, an application has been filed for a person to person and place to place transfer of Plenary Retail Consumption with Broad Package Privilege for License #1335-33-005-012. The transfer is for the purpose of changing the license holder from 3 & Out to K.M. Fitz, LLC, and premise from 9 Holly Avenue Neptune City to 116 Third Avenue, Neptune City.
**WHEREAS**, the submitted application form is complete in all respects and the following are other required documents submitted with the application:

1. Affidavit of Publication that the public was notified of this transfer.
2. Transfers fees to both Neptune City and the Division of Alcoholic Beverage Control.
3. The Rendering of the premises where alcohol will be served.
4. Division of Taxation Clearance Certificate

WHEREAS, no written objections have been received by the Municipal Clerk,
NOW THEREFORE BE IT RESOLVED, that the mayor and Council of the Borough of Neptune City hereby approve a Person to Person and Place to Place Transfer Liquor License #1335-33-005-012 for K.M. Fitz, LLC., effective January 27, 2014.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack
Nay: None
Absent: More

The Mayor declared the motion carried and the resolution adopted.

In Public Participation:

Melanie Duggan of 55 Third Avenue asked the Mayor and Council to consider an Ordinance for snow removal for residential and business sidewalks.

Mayor Brown responded this will be addressed in the next Law and Ordinance meeting.

Mrs. Duggan asked who is responsible for removing snow from the crosswalks and sidewalks at the Elementary School.

Mayor Brown responded this is being addressed with the Director of Public Works and the School to find a resolution on this matter.

Moved and seconded (Cross/Mitchell) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# February 10, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More, Mayor Brown
Absent: None

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Mitchell/ Cross) to receive and file approval of Minutes for July 8, 2013, July 22, 2013, August 12, 2013, August 26, 2013. Carried.

Moved and seconded (Shafer/Zajack) to receive and file the Neptune City Police Department monthly report for November 2013. Carried.

Moved and seconded (Shafer/Zajack) to receive and file the Neptune City Police Department monthly report for December 2013. Carried.

Moved and seconded (Shafer/Zajack) to receive and file the Neptune City Municipal Court Monthly Report for January 2014. Carried.

Moved and seconded (Pryor/Shafer) to receive and file the Neptune City Fire Department Monthly Report for January 2014. Carried.

Moved and seconded (Zajack/Cross) to receive and file the Notice of Hearing before the Neptune City Land Use Board for 78 Neptune Avenue. Carried.

Moved and seconded (Zajack/Mitchell) to receive and file the Notice of Hearing before the Neptune City Land Use Board for TFH Way/Flexcraft. Carried.

In Mayor and Council Reports:

Councilman Cross announced there will be a Public Works Committee meeting Tuesday, February 18, 2013 at 5:00pm.

Mr. Cross reported the renovations done in on the Court Office are complete.

Mr. Cross reported the Public Works Department are doing repairs to the snow equipment.

Mr. Cross announced the Borough have used two thirds of the salt supply with the inclement weather this year.

Councilman Pryor requested an Executive Session regarding a personnel matter pertaining to the Fire Department.

Councilwoman Shafer reported she will be contacting the Public Safety Director this week to schedule a meeting to discuss the budget.

Mrs. Shafer thanked the Public Works Department, Police Department and Office of Emergency Management for doing an exceptional job during the snow storm.

Councilman More requested to discuss the action items addressed in the Special Services Committee meeting held in January in the Executive Session this evening.

Councilman Zajack reported one of the things suggested at the Finance Committee Meeting last week was to add a budget line item for updated the Borough Website.

Councilwoman Mitchell reported there was a Law and Ordinance Committee meeting to discuss a new snow removal ordinance that will be presented at the next Council Meeting.

Mrs. Mitchell requested to call a Law and Ordinance Meeting for Monday, February 24, 2013 at 5:30pm.

Mayor Brown commended the Public Works and Police Departments for doing a great job during the snow storm.

Mayor Brown feels the reverse 911 messages being sent to residents regarding moving cars is helping for better snow removal.

Mayor Brown reported the preliminary Flood Zone Maps for Neptune City are available and will need to be adopted after some research.

Councilman More offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a legal matters pertaining to the Public Contract .

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: More

The Mayor and Council returned at 7:32 pm.

Mayor Brown announced that minutes were kept of the Executive Session but will not be made public until such a time as they have no bearing on the operation of the Borough.

Roll Call: Shafer, Mitchell, Pryor, Cross, Zajack, Mayor Brown, More
Absent: None

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Bill List February 10, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $125,433.50 |
| Current Bills | $428,893.90 |
| Current Agency | $5484.21 |
| Sewer Payroll | $5566.92 |
| Sewer Bills | $5911.74 |
| Sewer Agency | $425.87 |
| Public Defender Checking | $261.03 |
| Admin P.A. Checking | $3389.00 |

Special Trust Checking

- NJ Department of Labor (Fourth Quarter Unemployment) $2146.31

Capital Checking

- Ingersoll Rand Industrial (Pavement Breaker) $4265.56

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Cross offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**RESOLUTION 2014-16**

**RESOLUTION ACCEPTING AND ADOPTING THE MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUND'S 2014 SAFETY AND COMPLIANCE PROGRAM**

**WHEREAS**, The Borough of Neptune City is a member of the Monmouth County Municipal Joint Insurance Fund (MONMOUTH JIF); and

**WHEREAS**, it is the policy of the MONMOUTH JIF to achieve the best and most practical degree of freedom from accidents and/or injuries; and

**WHEREAS**, the MONMOUTH JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

**WHEREAS**, the MONMOUTH JIF endeavors to ensure that all of their members are in compliance with applicable safety and health requirements; and

**WHEREAS**, the MONMOUTH JIF's Safety Committee is made up of volunteers representing many of the Fund's Municipalities, along with the professionals employed by the Fund; and

**WHEREAS**, over the past year, the MONMOUTH JIF's Safety Committee has worked hard to develop a new Safety and Compliance Program like none other in the State that will better represent the members of the Fund's needs; and

**WHEREAS**, the new Program will assist all the MONMOUTH JIF's members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

**WHEREAS**, the MONMOUTH JIF has adopted the new 2014 SAFETY AND COMPLIANCE PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and

**WHEREAS**, the Municipal Clerk/Borough Administrator of the Borough of Neptune City has reviewed this SAFETY AND COMPLIANCE PROGRAM and has recommended its adoption by the Governing Body; and

**NOW, THEREFORE BE IT RESOLOVED**, by the Mayor and Council of the Borough of Neptune City, County of Monmouth, State of New Jersey that the Monmouth County Municipal Joint Insurance Fund SAFETY AND COMPLIANCE PROGRAM be adopted by the Borough of Neptune City.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilwoman More offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

RESOLUTION 2014-17
AWARD OF BID FOR BULKHEAD AT MEMORIAL PARK

WHEREAS, the Borough of Neptune City solicited bids for a Bulkhead at Memorial Park, and

WHEREAS, five bids were received on February 4, 2013, which ranged from a total of $236,440.00 to $427,117.00 (for Base Bid only), and

WHEREAS, the Borough Engineer has reviewed the bids packages and found Extreme Marine, of Toms River, NJ as the low bidder, and compliant with the bid specifications, and

WHEREAS, the Borough Engineer recommends that the lowest bidder, Extreme Marine of Toms River, NJ be awarded the base bid, with alternates as follows:

| | |
|---|---|
| Alternate Bid A-1 – Landing & Stairs | $14,970.00 |
| Alternate Bid A-3 – 96 piles for Boardwalk | $33,408.00 |
| For a total award of: | $284,818 |

WHEREAS, funds for this project were received from Monmouth County Open Space and the Chief Financial Officer certifies that these funds are available, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby accept the bid and award a contract to Extreme Marine, of Toms River, NJ in the amount of $284,818.00 for the abovementioned improvements, and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to sign the contracts for this project.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman More offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Moved and seconded (Cross/Mitchell) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# February 24, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Council President Cross at 7:00 pm.

The Councilman Cross asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More
Absent: Mayor Brown

Councilman Cross announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Shafer/More) to receive and file the Neptune City Municipal Library Report. Carried.

In Mayor and Council Reports:

Councilman More announced there will be a Special Services Committee Meeting Monday, March 24, 2014 at 6:00pm.

Mr. More also mentioned the upcoming programs available through the Community Center:

Tuesday, April 8th a trip to Hunterdon Hills Playhouse
Toddler Program
Knitting Program

Councilman Zajack reported the budgets are still being reviewed and finalized.

Councilwoman Mitchell reported the Law and Ordinance Committee had a meeting this evening to discuss upcoming Ordinances.

Councilman Pryor announced the Board of Recreation Basketball Game of Cops vs. Coaches will be Friday, March 7, 2014 at 7:00pm at Woodrow Wilson Elementary School.

Mr. Pryor requested to have a Human Services Committee meeting for Wednesday, March 5th at 5:30pm to discuss the budget.

Councilwoman Shafer announced the Monmouth County Prosecutor's Office will hold a program "Talk on Heroin Trends" on Wednesday, March 19th at the Community center at 7:00pm.

Councilman Cross reported brush collection will begin on March 1st.

Mr. Cross reported the Public Works Department have been working on repairs to the snow plow equipment, OEM Vehicles and the Public Works Complex.

Mr. Cross reported Mayor Brown is attending a Monmouth County Meeting this evening concerning the dredging of Shark River.

Mr. Cross announced the Grand Opening for 7-11 will be Saturday, March 1st from 11am-2:00pm.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman More.

Bill List February 24, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $117,127.48 |
| Current Bills | $589,817.53 |
| Current Agency | $4909.29 |
| Sewer Payroll | $5305.58 |
| Sewer Bills | $5791.94 |
| Sewer Agency | $405.88 |
| Public Defender Checking | $261.03 |
| Animal Control Checking | $1109.00 |

Capital Checking

- Fire Equipment Associates $2000.00
  (Positive Pressure Fan for Fire Truck)

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross Zajack, More
Nay: None
Absent: None

Councilman Crossdeclared the motion carried and the resolution adopted.

Councilwoman Mitchell offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**BOROUGH OF NEPTUNE CITY**
**RESOLUTION 2014-19**

**AUTHORIZE MONMOUTH COUNTY MOSQUITO COMMISSION TO APPLY PESTICIDES**

WHEREAS, the Monmouth County Mosquito Commission has asked for approval to apply pesticides to control mosquitoes, and

WHEREAS, their certificate of agreement indicates that the aerial application would be according to State and Federal standards, and

WHEREAS, areas to be treated are only those found to have a significantly high mosquito populations which may present a public health nuisance or disease factor, and

WHEREAS, the Mosquito Extermination Commission will notify the local police department prior to each and every application.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby authorize the Monmouth County Mosquito Commission to apply pesticides in the Borough of Neptune City pursuant to the attached agreement.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross Zajack, More

Nay: None
Absent: Brown

Councilman Cross declared the motion carried and the resolution adopted.

Councilman Pryor offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

**Resolution 2014-20**
**Permission to Conduct a Coin Toss**

**Whereas,** the Neptune City Fire Department has requested permission to conduct a coin toss on the following dates:

Brighton Ave. & W. Sylvania Ave
May 22, 23, 24
June 13, 14
July 2, 3, 5, 25, 26
August 28, 29, 30
(rain date Sept 26, 27)

3rd & Rt. 35
December 20

**Now therefore be it resolved** that the Mayor and Council approve this request pursuant to the attached conditions from the State of New Jersey Department of Transportation and the approval from the County of Monmouth.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross Zajack, More
Nay: None
Absent: Brown

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilman Zajack.

**RESOLUTION 2014-21**

**RELEASE OF PERFORMANCE GUARANTEE OF PROSTA EQUITIES**

WHEREAS, Prosta Equities has posted a Performance Guarantee for site plans that were approved by the Neptune City Land Use Board, and

WHEREAS, Municipal Engineer has certified that the work has been completed and the Performance Guarantee can be released contingent upon all outstanding invoices are paid, and

WHEREAS, Prosta Equities will be required to obtain a Maintenance Guarantee in an amount to be determined by the Municipal Engineer, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby authorize the release of the Performance Guarantee.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross Zajack, More
Nay: None Absent: Brown

Councilman Cross declared the motion carried and the resolution adopted.

In Public Participation:

Audrey Gilmore of 18 Tucker Drive inquired if the public will be notified of the areas the Monmouth County Mosquito Commission will be applying pesticides to.

Administrator Mary Sapp responded the public will most likely be notified through the Reverse 911.

Moved and seconded (Shafer/Mitchell) to adjourn the meeting. Carried.

| | |
|---|---|
| Mayor Robert Brown | Mary Sapp, Municipal Clerk |

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# Council Room Borough of Neptune City
# March 10, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More, Mayor Brown
Absent: None

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Pryor/Cross) to receive and file the Neptune City Fire Department Monthly Report for February 2014. Carried.

Moved and seconded (Zajack/More) to receive and file the Neptune City Land Use Board Notice of Hearing for 64 Steiner Avenue. Carried.

Moved and seconded (Cross/Mitchell) to receive and file a Letter of Resignation for J. Stephen Walters. Carried.

In Mayor and Council Reports:

Councilman Cross reported leaf pick up will Tuesday, April 1st and brush pick up began March 1st.

Councilman Pryor congratulated James O'Connell on his 25 years of service with the Fire Department.

Mr. Pryor reported he will be calling a Board of Recreation Committee Budget Meeting.

Councilwoman Shafer reported she had an Administration of Justice Committee Meeting to review the budget and everything is in order and looks good.

Mrs. Shafer also announced that the Police Department made a large heroin arrest in conjunction with the Tinton Falls Police Department and the Monmouth County Prosecutors Office.

Councilman More announced that the Special Service Committee has reviewed their budget and there will be a special meeting on April 7th.

Councilman Zajack announced that all of the Department Heads have submitted their budgets and they have been reviewed by the committees.

Councilwoman Mitchell announced that the Law and Ordinance Committee is preparing an Ordinance regarding snow removal. Mrs. Mitchell also stated that she is taking donations for gift baskets for the Mayor's Ball and if anyone is interested to please contact her.

Mayor Brown announced that the Neptune City First Aid Squad will benefit from this year's Mayor Ball.

The Mayor also announced that the Department of Transportation recently made the statement that it is not economically feasible to dredge Shark River.

The Mayor recognized Jay O'Connell for twenty five years of service to the Neptune City Fire Department.

On Friday, kids from New Hope will make a presentation to the 6, 7 and 8th graders at Wilson School. There will also be a Heroin Awareness presentation made by the Monmouth County Prosecutors Office.

This past Friday there was a Coach vs Cops Basketball game, the Police won.

On March 20th there will be a meeting with FEMA to discuss the new flood maps.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Bill List March 10, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $116,538.53 |
| Current Bills | $22,689.67 |
| Current Agency | $4915.85 |
| Sewer Payroll | $5230.45 |
| Sewer Bills | $2562.51 |
| Sewer Agency | $400.13 |
| Public Defender Checking | $261.03 |
| Capital Checking | |
| • Modern Equipment Company (Tow Air Compression) | $14,274.00 |
| • Home Depot Credit Services (Tool Box for Fire Truck) | $440.10 |
| • Skylands Area Fire Equip & Training (Equipment for Fire Truck) | $229.00 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilman Zajack.

**APPOINTMENT OF MUNICIPAL COURT JUDGE**
**RESOLUTION 2014-23**

**WHEREAS**, there exists a need for a Municipal Court Judge in the Borough of Neptune City, and

**WHEREAS**, Richard Thompson is reappointed for the position of Municipal Court Judge for the Borough of Neptune City, and

**WHEREAS**, the appointment is for a three year term from March 15, 2014 through March 14, 2017 at a salary set as described by salary ordinance, and

**BE IT FURTHER RESOLVED**, that the Mayor and Council do hereby appoint Richard Thompson for the position of Municipal Court Judge.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.
Councilman Pryor offered the following resolution and moved its adoption. Seconded by Councilman More.

**BOROUGH OF NEPTUNE CITY**
**RESOLUTION 2014-24**

**A RESOLUTION HONORING JAMES ROBERT O'CONNELL FOR TWENTY-FIVE YEARS OF SERVICE WITH UNITED FIRE COMPANY #1**

WHEREAS, the Borough of Neptune City has been fortunate in having the services of James Robert O'Connell as a volunteer fireman for a period of Twenty-Five Years, and

WHEREAS, James Robert O'Connell joined United Fire Company No. 1 in 1989, and served as Chief in 2009, and

WHEREAS, each of those twenty-five years are indelible in the history of the Neptune City Fire Department and it is not without consideration that the Mayor and Council of the Borough of Neptune City recognize his tremendous personal efforts on behalf of the people of the Borough, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City pay tribute to James Robert O'Connell for his outstanding service these MANY YEARS, AND

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of this meeting and a copy transmitted to the aforesaid fireman.

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Pryor offered the following resolution and moved its adoption. Seconded by Councilman More.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-4**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 65 ENTITLED "FIRE ZONES" OF THE CODE OF THE BOROUGH OF NEPTUNE CITY**

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (More/Shafer) to advertise the Ordinance. Carried.

Councilman More offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE NO. 2014-5**

**AN ORDINANCE AMANDING AN SUPPLEMENTING CHAPTER 139 ENTITLED "ZONING" OF THE CODE OF THE BOROUGH OF NEPTUNE CITY**

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (More/Shafer) to advertise the Ordinance. Carried.

Moved and seconded (Cross/Mitchell) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# March 24, 2014

**********

The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Cross, Zajack, Mayor Brown
Absent: Pryor, More

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Joe San Felice from the Bradley Beach Fire Department gave a Public Presentation on the Pump Class he recently gave and thanked Neptune City Fire Chief Robert Kepler Jr. for the use of the Neptune City Fire Truck.

Moved and seconded (Shafer/Zajack) to receive and file the Neptune City Municipal Court Monthly Report. Carried.

Moved and seconded (Cross/Shafer) to receive and file the Neptune City Municipal Library Monthly Report. Carried.

In Mayor and Council Reports:

Councilman Cross had no report.

Councilwoman Shafer reported the Heroin Awareness Seminar had a very good turn out and was very informative.

Mrs. Shafer also expressed how heartbreaking it is to see anyone with an addiction and thanked everyone who attended.

Councilman Zajack commended Mayor Brown and Mary Sapp for organizing the Heroin Awareness Seminar and hopes it can be done again in the future.

Mr. Zajack thanked everyone who attended the Heroin Seminar and the Flood Map Meeting at the Community Center and expressed he would like to see more meetings like this in the community.

Councilwoman Mitchell requested to call an Executive Session to discuss a legal matter pertaining to a few Ordinances.

Mayor Brown expressed he will do everything he can as the Mayor to support the Drug Alliance Committee in regards to the Heroin epidemic.

Mayor Brown thanked Mary Sapp for helping to organize the Heroin Awareness Seminar and will continue to organize these types of substance abuse awareness seminars as they are beneficial to the community.

The Mayor reported the construction on the bulkheads has begun and will continue for the next couple of weeks.

Mayor Brown announced the Mayor's Ball will be held Saturday, April 12, 2014.

Mayor Brown reported he will be calling an Executive Session at the end of the meeting.

Councilman Cross offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a legal matter pertaining to

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Cross, Zajack
Nay: None
Absent: Pryor, More

The Mayor and Council returned at 7:29pm.

Mayor Brown announced that minutes were kept of the Executive Session but will not be made public until such a time as they have no bearing on the operation of the Borough.

Roll Call: Shafer, Mitchell, Cross, Zajack, Mayor Brown
Absent: Pryor, More

Moved and seconded (Cross/Shafer) to Open Hearing for the following Ordinance 2014-4.

Moved and seconded (Cross/Shafer) to Close Hearing for the following Ordinance 2014-4.

Councilman Cross offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-4**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 65 ENTITLED "FIRE ZONES" OF THE CODE OF THE BOROUGH OF NEPTUNE CITY**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Neptune City, in the County of Monmouth and State of New Jersey, as follows:

**Section 1**. Chapter 65 of the Code of the Borough of Neptune City, entitled "Fire Zones" is hereby amended as under:

**65-1. Establishing fire zones. No parking regulations. (Amended 4-12-93 by Ordinance No. 1993-6)**

**A.** Upon a finding that such action is necessary for the public safety, The Fire Official and/or Fire Subcode Official appointed by the Mayor and Borough Council of the Borough of Neptune City may require the owner or owners of any shopping center , commercial structure, place of public assembly, multiple dwelling groups, industrial park office building, hotel or motel or school to designate "Fire Zone" in the driveways of the premises leading to and from the parking areas, public streets or rights of way leading to the above type buildings or structures. Such Fire Zones also to be known as Fire Lanes, shall be of such dimensions as deemed appropriate by the Fire Official and/or Fire Subcode Official in the reasonable exercise of discretion relative to preserving public safety, and shall be legibly marked on a paved surface, such markings to remain legible at all times. Metal signs reading "Fire Zone", the lettering of same to be legible at all times. Metal signs reading "Fire Zone", the lettering of same to be legible at all times, shall be provided, erected and maintained by said owner or owners and placed at the discretion of the Fire Official and/or Fire Subcode owners and placed at the discretion of the Fire Official and/or Fire Subcode Official. Below the words "FIRE ZONE" there shall be lettered the following:

"NO PARKING, STOPPING,OR STANDING;
EMERGENCY VEHICLES ONLY"

**B.** No Change.

**C.** No Change.

Section 2. All portions of the prior Ordinance not inconsistent herewith shall continue in full force and effect.

Section 3. That this Ordinance shall take effect when finally passed and published according to law.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Cross, Zajack
Nay: None
Absent: Pryor, More

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Cross/Shafer) to advertise the Ordinance. Carried.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

Bill List March 24, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $120,917.08 |
| Current Bills | $597,748.16 |
| Current Agency | $5294.54 |
| Sewer Payroll | $6025.97 |
| Sewer Bills | $147,652.40 |
| Sewer Agency | $460.99 |
| Public Defender Checking | $292.36 |
| Admin P.A. Checking | $4540.00 |
| Animal Control Checking | $1109.00 |
| Special Trust Checking | $4433.50 |
| Capital Checking | $15,260.00 |
| Developer Escrow Checking | $1888.75 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Cross, Zajack,
Nay: None
Absent: Pryor, More

The Mayor declared the motion carried and the resolution adopted.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-6**

**AN ORDINANCE TO AMEND AN ENTITLED "AN ORDINANCE OF THE BOROUGH OF NEPTUNE CITY IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, FIXING THE SALARIES OF CERTAIN OFFICES AND EMPLOYEES" ADOPTED MARCH 4, 1965**

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Cross, Zajack
Nay: None
Absent: Pryor, More

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Zajack, Mitchell) to advertise the Ordinance. Carried.

Councilman Cross offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a legal matter pertaining to future Ordinances.

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Cross, Zajack
Nay: None
Absent: Pryor, More

The Mayor and Council returned at 8:20pm.

Mayor Brown announced that minutes were kept of the Executive Session but will not be made public until such a time as they have no bearing on the operation of the Borough.

Roll Call: Shafer, Mitchell, Cross, Zajack, Mayor Brown
Absent: Pryor, More

Moved and seconded (Cross/Mitchell) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# April 14, 2014

**********

The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Mitchell, Pryor, Cross, Zajack, More, Mayor Brown
Absent: Shafer

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Cross/Zajack) to receive and file the Neptune City Municipal Court Monthly report for March 2014. Carried.

Moved and seconded (Mitchell/Zajack) to receive and file the Neptune City Department of Public Works monthly report for March 2014. Carried.

Moved and seconded (More/Zajack) to receive and file the Neptune City Municipal Library monthly report for March 2014. Carried.

Moved and seconded (Zajack,Cross) to receive and file the Neptune City Police Department monthly report for January 2014. Carried.

Moved and seconded (More/Cross) to receive and file the Neptune City Police Department monthly report for February 2014. Carried.

Moved and seconded (Cross/Pryor) to receive and file the Neptune City Fire Department monthly report for March 2014. Carried.

In Mayor and Council Reports:

Councilman More thanked the Community Center for providing the Senior Easter Luncheon. Mr. More also called for a meeting of the Special Services Committee for April 28, 2014.

Mr. More announced that this evening he will offer a resolution for Job Requirements for the Community Center Director.

Councilman Zajack announced that the Little League opening day was held and was very well attended. He also called for a Finance meeting at 6:00 pm on April 21st.

Mr. Zajack complimented the Mayor's Ball Committee and stated that it was a great night.

Councilwoman Mitchell thanked everyone who donated a basket for the gift auction at the Mayor's Ball and thanked everyone for their attendance.

Councilman Cross stated that the Department of Public Works is working at the parks and at the Ball Field.

The Easter Egg Hunt and Little League Opening Day were a success.

Councilman Pryor thanked Councilwoman Mitchell for attending the Fire Department Dinner in his absence.

The Board of Recreation and Summer Recreation program details are on the Borough website. There will be a Concert in the Park on July 19th.

Mayor Brown thanked everyone that attended, assisted and sponsored the Mayor's Ball. It was a successful fundraiser which benefits the Neptune City First Aid.

The Mayor also commended Little League Opening Day, the coaches and kids did a great job and thanks to Public Works, the fields looked great.

The Mayor thanked the Fire Department for the Easter Egg hunt and announced that he attended the Fire Department Dinner. The Mayor recognized Al Bonner and Terry Morcom who passed away in the past year.

Moved and seconded (Mitchell/Cross) to Open Hearing for the following Ordinance 2014-1A.

Moved and seconded (Mitchell/Cross) to Close Hearing for the following Ordinance 2014-1A.

Councilwoman Mitchell offered the following resolution and moved its adoption. Seconded by Councilman Cross.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-1A**

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE BOROUGH OF NEPTUNE CITY TO CREATE CHAPTER 19 ENTITLED "ATTENDANCE AT MEETINGS**

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Neptune City, in the County of Monmouth and State of New Jersey, as follows:

**Section 1.** Chapter 19 of the Code of the Borough of Neptune City entitled "Attendance at Meetings" is hereby created as follows:

**19.1. Governing Body.**

**When office deemed vacant.**

The office of a Mayor or a member of the governing body of a municipality shall be deemed vacant:

A. Upon its being so declared by virtue of a judicial determination;

B. Upon the death of the mayor or a member of a governing body;

C. Upon determination of the other members of the governing body that the mayor or a member of a governing body no longer resides within the Borough of Neptune City;

D. Upon refusal of the mayor or member of a governing body to qualify or serve;

E. Upon a judicial determination that the mayor or a member of a governing body shall have become physically or mentally incapable of serving;

F. Upon the filing of a written resignation with the municipal clerk by the mayor or a member of the governing body, except a resignation filed following the filing of a recall petition.

G. Whenever the mayor, when required by law to attend meetings of the governing body, or a member of the governing body, fails to attend and participate in any meetings of the governing body for a period of eight (8) consecutive weeks without being excused from attendance by a majority of the members of the governing body, at the conclusion of such period; provided, however, that the governing body may refuse to excuse only with respect to those failure to attend and participate which are not due to legitimate illness.

**19.2. Member of a Board, Committee, Commission, Authority or Agency.**

The office of any person appointed to a specified term, with or without compensation by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall be deemed vacant:

A. Upon its being so declared by judicial determination;

B. Upon its being so declared by judicial determination;

C. Upon the refusal of a person designated for appointment to such office to qualify or serve;

D. Upon the determination of the appointing authority that such officer shall have become physically or mentally incapable of serving;

E. Upon the death of such officer;

F. Upon the determination of the appointing authority that, in violation of a lawful residency requirement, such officer no longer resides within the corporation limits of the local unit or other designated territorial area;

G. In the case of a member of board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of six (6) consecutive weeks, or for (3) consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointment authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;

H. Upon the removal of such officer for cause in accordance with law, or for any other reason prescribed by law.

Whenever any of the above shall occur, the appointing authority shall forthwith fill the office for the unexpired term in the manner prescribed by law; provided, however, that in the case of a person failing to qualify or refusing to serve pursuant to subsection C, such office shall not be deemed vacant, if the incumbent officeholder is authorized by law to continue in such office until a successor is appointed and qualifies therefore.

**19.3. Absences limited; written excuse reqired.**
If any person shall fail to attend the meetings as set forth in Section 19.1 or Section 19.2 as applicable, he or she was appointed by the Mayor or governing body of the Borough of Neptune City, he or she shall present, in writing ( including but not limited to email format), to the governing body President, chairman of said board, committee, or commission as the case may be, good reason or excuse for such absence from the meetings. The governing body President, chairman of said board, committee or commission shall present the matter to the membership of the governing body, board, committee or commission as the case may be, for a vote or determination whether to accept or reject the reason given for absence, or to recommend to the appointing authority of said membership the withdrawal, resignation and replacement of the absentee member.

**19.4. Time limit for submission of written excuse.**
The letter of reason or excuse for the member's absence shall be made and submitted within ten (10) days after each meeting missed by the particular member and shall be acted upon by the governing body, board, committee or commission as its following meeting.

**19.5. Failure to submit written excuse.**
If the absentee member shall fail to submit any reason or excuse for absence from a meeting, the governing body, board, committee or commission shall vote to recommend to the appointing authority that the membership of the absent member be terminated and request a replacement.

**19.6. Report of attendance records.**

All boards, committees or commissions shall notify, quarterly, the Mayor or Borough Council (whichever is the appointing authority), by written report as to the attendance record of its members of the board, committee or commission and any recommendations relative thereto.

**19.7. Appointments subject to provisions.**
All appointments to any local board, committee commission by the Mayor and or Council of the Borough of Neptune City shall be subject to the provisions of this chapter relating to attendance by the members appointed thereto unless otherwise provided by statute.

**Section 2. Severability.**
Each section of this Ordinance is an independent section. And the holding of any section, or part thereof, to be unconstitutional, void, or ineffective for any cause, shall not be deemed to affect the validity or constitutionality of other sections or parts thereof.

**Section 3.**
This Ordinance shall become effective when passed and published as required by law.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Mitchell/Cross) to advertise the Ordinance. Carried.

Moved and seconded (Mitchell/Zajack) to Open Hearing for the following Ordinance 2014-3.

Moved and seconded (Mitchell/Zajack) to Close Hearing for the following Ordinance 2014-3.

Councilwoman Mitchell offered the following resolution and moved its adoption. Seconded by Councilman Zajack.

**BOROUGH OF NEPTUNE CITY**

**ORDINANCE NUMBER 2014-3**

**AN ORDINANCE TO AMEND AND SUPPLEMENT CERTAIN SECTIONS OF CHAPTER 113 ENTITLED STREETS AND SIDEWALKS OF THE CODE OF THE BOROUGH OF NEPTUNE CITY**

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Neptune City, in the County of Monmouth and the State of New Jersey, as follows:

Section 1. Chapter 113 of the Code of the Borough of Neptune City is hereby amended as follows:

**ARTICLE III**
**TEMPORARY NO PARKING AND SNOW REMOVAL**

**113-15. Temporary Parking and Snow Removal.**

**Whenever there is snow covering on the streets or highways in the Borough, in the discretion of the Director of Public Works or his designee, following prohibitions shall take effect:**

A. Any vehicle parked in violation of this Chapter or abandoned on a public street shall be deemed to be a nuisance and menace to public safety and any public safety officer may provide for the removal of such vehicle. The owner shall pay the reasonable costs of removal and storage of such vehicle before redeeming possession therof.

B. This parking prohibition shall remain in effect until after the snow has ceased and the streets have been plowed for the full width as well as until parking will not interfere with the normal flow of traffic.

C. During a snow emergency, if off-street parking is available, any vehicle shall not be parked on any street.

D. Any owner or owners, occupant or occupants, tenant or tenants, building superintendent, rental agent or person in charge of premises abutting or bordering upon any public street in the Borough shall remove all snow and ice from the abutting sidewalks of such streets, or in the case of ice which may be so frozen as to make removal impracticable, shall cause the same to be thoroughly covered with sand or ashes, within 24 hours of daylight after the same shall fall or be formed thereon.

E. The penalty provisions of Chapter 1 shakk apply to a violation of this Ordinance. In addition, the Police Department shall have the option of towing of any vehicle in violation of this Ordinance at the owner's expense.

**113-16. Removal Costs**

In addition to the provision for penalties herein made for violations of this section, and in case such snow or ice shall not be removed from such sidewalks by the owner or owners, tenant or tenants, occupant or occupants, building superintendent, rental agent or person in charge of any premises, as provided in Subsection 113-15D, the same shall be removed forth with and under the direction of the Director of Public Works, and the cost of such removal as nearly as can be ascertained shall be certified by the Director of Public Works to the governing body. The governing body shall examine such certification and, if found to be correct, shall cause such cost to be charged against such real estate so abutting or bordering upon such sidewalk or street, and the amount so charged shall forth with become a lien and a tax upon such real estate or land and be added to, recorded and collected in the same manner as the taxes next to be levied and assessed upon such premises and shall bear interest and be enforced and collected by the same officers and in the same manner as other taxes.

**113-17. Depositing snow on street restricted.**

No person, firm or corporation, the owner, tenant or occupant of any premises abutting on any street shall shovel, throw, cast, place or deposit any snow or ice into or upon any street in the Borough, it being the intent and purpose of this provision to prohibit all such persons from shoveling, throwing, casting, placing or depositing snow and ice which accumulated on the private property abutting the street or sidewalks or streets of the Borough.

Section 2. Severability. Each of this ordinance is an independent section, and the holding of any section, or part thereof, to be unconstitutional, void or ineffective for any cause, shall not be deemed to affect the validity or constitutionality of other sections or parts thereof.

Section 3. This Ordinance shall become effective when passed and published as required by law.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Mitchell/Zajack) to advertise the Ordinance. Carried.

Moved and seconded (Mitchell/Pryor) to Open Hearing for the following Ordinance 2014-5.

Moved and seconded (Mitchell/Pryor) to Close Hearing for the following Ordinance 2014-5.

Councilwoman Mitchell offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE NO. 2014-5**

**AN ORDINANCE AMANDING AN SUPPLEMENTING CHAPTER 139 ENTITLED "ZONING" OF THE CODE OF THE BOROUGH OF NEPTUNE CITY**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Neptune City, in the County of Monmouth and the State of New Jersey, as follows:

**Section 1**. Chapter 139 of the Code of the Borough of Neptune City, entitled "Zoning" is hereby amended as under:

**ARTICLE III**
**General Regulations and Provisions**

| | |
|---|---|
| 139-17 | No Change. |
| 139-18 | No Change. |
| 139-19 | No Change. |
| 139-20 | No Change. |
| 139-21 | No Change. |
| 139-22 | No Change. |
| 139-23 | No Change. |
| 139-24 | No Change. |
| 139-25 | Deleted. |
| 139-26 | No Change. |
| 139-27 | No Change. |
| 139-28 | No Change. |
| 139-29 | No Change. |
| 139-30. | No Change. |

**Section 2**. All portions of the prior Ordinance not inconsistent herewith shall continue in full force and effect.

**Section 3**. That this Ordinance shall take effect when finally passed and published according to law.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Mitchell/Pryor) to advertise the Ordinance. Carried.

Moved and seconded (Zajack/Mitchell) to Open Hearing for the following Ordinance 2014-6.

Moved and seconded (Zajack/Mitchell) to Close Hearing for the following Ordinance 2014-6.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE 2014-6**

**AN ORDINANCE TO AMEND AN ENTITLED "AN ORDINANCE OF THE BOROUGH OF NEPTUNE CITY IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, FIXING THE SALARIES OF CERTAIN OFFICES AND EMPLOYEES" ADOPTED MARCH 4, 1965**

| | Minimum | Maximum |
|---|---|---|
| Administrator | $3000.00 | $3600.00 |
| Borough Clerk | $25,000.00 | $50,000.00 |
| Deputy Clerk | $2000.00 | $2000.00 |
| Tax Collector | $35,000.00 | $50,000.00 |
| Deputy Tax Collector | $2000.00 | $4000.00 |
| Tax Assessor | $17,000.00 | $26,000.00 |
| Emergency Management | $800.00 | $2000.00 |
| Director of Public Works | $60,000.00 | $93,000.00 |
| Superintendent of Public Works | $5000.00 | $7500.00 |
| Judge | $34,000.00 | $40,000.00 |
| Prosecutor | $22,000.00 | $35,000.00 |
| Public Defender | $4500.00 | $8000.00 |
| Construction Officer | $15,000.00 | $20,000.00 |
| Zoning Officer | $1200.00 | $2800.00 |
| Sub Code Building Inspector | $5000.00 | $8400.00 |
| Sub Code Plumbing | $4000.00 | $7000.00 |
| Sub Code Fire Inspector | $5000.00 | $9000.00 |
| Electrical Inspector | $4000.00 | $6800.00 |
| Code Enforcement | $14,000.00 | $16,000.00 |
| Administrator of Public Assistance | $8000.00 | $18,000.00 |
| Land Use Board Secretary | $7000.00 | $11,000.00 |
| Librarian | $15,000.00 | $22,000.00 |
| Library Aid 1 | $12.50 per hour | $14.00 hour |
| Library Aid 2 | $12.50 per hour | $14.00 hour |
| Library Aid 3 | $10.35 per hour | $12.00 hour |
| Fire Prevention Official | $7000.00 | $12,000.00 |
| Fire Prevention Inspector | $500.00 | $2500.00 |
| Payroll Clerk | $2000.00 | $3500.00 |
| Sewer Operator | $8000.00 | $16,000.00 |
| Assistant Sewer Operator | $3500.00 | $9900.00 |
| Recycling Coordinator | $2500.00 | $4100.00 |
| Assistant Recycling Coordinator | $300.00 | $1000.00 |
| Secretary 1 | $31,000.00 | $39,000.00 |
| Secretary 2 (effective July 1st) | $28,000.00 | $36,000.00 |

| | | |
|---|---|---|
| Part Time Secretary 1 (Admin) | $15.00 per hour | $18.00 per hour |
| Part Time Secretary 2 (Admin) | $15.00 per hour | $18.00 per hour |
| Deputy Court Administrator 1 | $40,000.00 | $52,000.00 |
| Deputy Court Administrator 2 | $30,000.00 | $44,000.00 |
| Public Works Employee 1 | $24,000.00 | $28,500.00 |
| Public Works Employee 2 | $45,000.00 | $49,000.00 |
| Public Works Employee 3 | $47,000.00 | $52,000.00 |
| Public Works Employee 4 | $50,000.00 | $53,000.00 |
| Public Works Employee 5 | $53,000.00 | $55,000.00 |
| Public Works Employee 6 | $54,000.00 | $56,000.00 |
| Police Administrative Clerk | $25,000.00 | $59,000.00 |
| Police Records Clerk | $12,000.00 | $15,000.00 |
| Chief Financial Officer | $20,000.00 | $30,000.00 |
| Hourly/Seasonal/Casual | $8.25 per hour | $18.00 per hour |
| Recreation Counselors | $8.25 per hour | $19.00 per hour |
| Mayor | $4500.00 | $6100.00 |
| Council | $3500.00 | $5300.00 |
| Captain of Police | $90,000.00 | $120,000.00 |
| Lieutenant | $88,000.00 | $115,000.00 |
| Sergeant | $82,000.00 | $105,000.00 |
| Patrolman Seventh Year | $90,000.00 | $98,430.00 |
| Patrolman Sixth Year | $76,000.00 | $85,000.00 |
| Patrolman Fifth Year | $70,000.00 | $80,000.00 |
| Patrolman Fourth Year | $64,000.00 | $74,000.00 |
| Patrolman Third Year | $60,000.00 | $67,000.00 |
| Patrolman Second Year | $58,000.00 | $60,000.00 |
| Patrolman First Year | $50,000.00 | $55,000.00 |
| Probationary Patrolman | $40,000.00 | $50,000.00 |
| Academy Pay | $28,000.00 | $40,000.00 |
| Public Safety Director | $75,000.00 | $103,530.00 |
| Community Center Director | $35,000.00 | $66,000.00 |
| Assistant Community Center Director | $12,000.00 | $15,000.00 |
| Housing Officer | $6000.00 | $9000.00 |
| Mechanic | $40,000.00 | $56,000.00 |
| Crossing Guard | $30.00 per hour | $35.00 per hour |
| OPRA Clerk | $2500.00 | $5000.00 |
| Class 2 Special Officer | $15.00 per hour | $20.00 per hour |

BE IT ORDAINED, by the Mayor and Council of the Borough of Neptune City as follows:

That the annual Salary and Compensation for the following employees of the Borough of Neptune City with the following ranges shall be payable semi-monthly except as otherwise stated herein:

1. That all other employees and officers of the Borough not specifically mentioned herein are continued at their present range of salary until changed by resolution of the Borough Council.

2. That all salary and compensation ordinances and parts thereof not inconsistent herewith shall remain in full force effect and virtue.

3. That all salary and compensation ordinances and parts thereof not inconsistent herewith shall remain in full force effect and virtue.

4. That this Ordinance will take effect when finally passed and published according to law.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Zajack/Mitchell) to advertise the Ordinance. Carried.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Bill List April 14, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $126,211.94 |
| Current Bills | $39,554.49 |
| Current Agency | $5342.90 |
| Sewer Payroll | $5688.62 |
| Sewer Bills | $7530.63 |
| Sewer Agency | $435.18 |
| Public Defender Checking | $266.26 |
| Admin P.A. Checking | $4113.00 |
| Animal Control Checking | |
| • Associated Humane Societies ) | $1109.00 |
| Special Trust Checking | |
| • Collins, Vella & Casello (Wrublevski Application) | $202.50 |
| • Collins, Vella & Casello (1840 6th Avenue Application) | $67.50 |
| • Collins, Vella & Casello (NC 211, LLC) | $729.00 |
| • Collins, Vella & Casello (Ocean Fit Application) | $256.50 |

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Councilman Cross offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**RESOLUTION 2014-35**

**AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH THE TOWNSHIP OF NEPTUNE TO DISPOSE OF BRUSH AT THE TOWNSHIP OF NEPTUNE PUBLIC WORKS YARD**

WHEREAS, the Township of Neptune and the Borough of Neptune City are mindful of their duties and responsibilities to protect and maintain the public health, safety and welfare of its inhabitants find it necessary to arrange for disposal collected by the Borough of Neptune City at the Township Public Works Yard for ultimate disposal and recycling by the Township through a contracted third party vendor; and

WHEREAS, the Township and Borough have determined that their best interests would be served by enjoying the benefits of economies of scale through this arrangement;

WHEREAS, the Township of Neptune and the Borough of Neptune City desire to enter into an interlocal service agreement pursuant to N.J.S.A. 40:8A-1 et seq. for the Township and Borough to cooperatively participate in this project; and

WHEREAS, the Borough will be responsible for transporting brush collected from Borough residents to the Township Public Works Yard and paying the Township at a rate of $10.46 per cubic yard,

THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby authorizes the execution of an Interlocal Service Agreement with the Township of Neptune, a copy of which is on file in the Office of the Municipal Clerk, providing for the disposal of the Borough's brush at the Township's Public Works Yard at a rate of $10.46 per cubic yard.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Councilman More offered the following resolution and moved its adoption. Seconded by Councilman Zajack.

**RESOLUTION 2014-37**

**JOB REQUIREMENTS FOR DIRECTOR OF NEPTUNE CITY COMMUNITY CENTER**

BE IT RESOLVED THAT THE FOLLOWING JOB REQUIREMENTS BE ADOPTED:

- Hours: Director shall be present at the Community Center from 12p.m. to 8p.m. Monday through Friday unless otherwise adjusted in writing by the Borough Administrator
- Duties: The Director shall be responsible for administrative and operational matters involved with the Community Center including, but not limited to the following:
    - Scheduling of all part-time personnel with direct approval of the Borough Administrator
    - Scheduling of all events and activities
    - Supervision of and accountability for a specific sign-in/sign-out process for all whose use the facility
    - Assignment of daily tasks to all personnel
    - Oversight of all maintenance and cleaning operations
    - Preparation and breakdown tasks for all activities/events
    - Monitor and inventory of all supply items
    - Delegate specific tasks to all staff in writing on a monthly basis with a copy to be supplied directly to the Borough Adminstrator
    - Development and implementation of a youth outreach program to attract participation by Neptune City Youth in K-12
    - Development and implementation of a full-scale marketing plan, attendant with a proposed fee schedule, for usage with the goal of soliciting and signing

organizations, clubs and/or corporations to utilize the Community Center. Plan should incorporate specific consideration for the following:

- Community Outreach Programs (e.g. CPR training)
- Sports Activities (e.g. indoor lacrosse, indoor soccer, winter baseball clinics, volleyball)
- Special rate plan for participating Neptune City businesses and their employees
- Physical Activity Programs targeting Neptune City youth
- Corporate sponsorships from established, local entities (e.g. JSUMC, PNC Bank)

- Community Center Director shall be required to file a monthly report with the Borough Administrator detailing the number of activities, participants, revenue and costs. Report should also include a listing of entities solicited and results of efforts of marketing plan with next steps indicated.
- Any and all contact with the media in any form including potential articles and/or press releases or any other manner of media communication that involves the Director and/or the operation of the Community Center shall be preapproved by the Mayor and Borough Adminstrator.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**RESOLUTION 2014-36**
**SALARY RESOLUTION**

BE IT FURTHER RESOLVED THAT THE FOLLOWING SALARIES BECOME EFFECTIVE JANUARY 1, 2014.

| | |
|---|---|
| Administrator | $3842.00 |
| Borough Clerk | $45,067.00 |
| Deputy Clerk | $2000.00 |
| Tax Collector | $45,067.00 |
| Tax Assessor | $25,770.00 |
| Emergency Management | $1763.00 |
| Director of Public Works | $90,365.00 |
| Superintendent of Public Works | $66,107.00 |
| Judge | $31,603.00 |
| Prosecutor | $32,000.00 |
| Public Defender | $6391.0 |
| Construction Officer | $19,847.00 |
| Zoning Officer | $2710.00 |
| Sub-Code Building Inspector | $7962.00 |
| Sub-Code Plumbing Inspector | $6321.00 |
| Sub-Code Fire Inspector | $8736.00 |
| Electrical Inspector | $6421.00 |
| Code Enforcement | $14,700.00 |
| Administrator of Public Assistance | $17,478.00 |
| Land Use Board Secretary | $10,539.00 |
| Librarian | $21,316.00 |
| Library Aid 1 | $12.97 per hour |
| Library Aid 2 | $12.97 per hour |
| Library Aid 3 | $10.80 per hour |
| Fire Prevention Official | $9913.00 |
| Fire Prevention Inspector | $1600.00 |

| | |
|---|---|
| Payroll Clerk | $2000.00 |
| Sewer Operator | $15,024.00 |
| Assistant Sewer Operator | $3633.00 |
| Recycling Coordinator | $3880.00 |
| Assistant Recycling Coordinator | $752.00 |
| Secretary 1 | $36,000.00 |
| Secretary 2 (effective July 1, 2014) | $33,000.00 |
| Deputy Court Administrator | $50,642.00 |
| Deputy Court Administrator 2 | 42,100.00 |
| Public Works Employee 1 (effective July 1, 2014) | $28,500.00 |
| Public Works Employee 2 | $48,660.00 |
| Public Works Employee 3 | $51,705.00 |
| Public Works Employee 4 | $52,444.00 |
| Public Works Employee 5 | $54,289.00 |
| Public Works Employee 6 | $55,419.00 |
| Police Administrative Clerk | $57,334.00 |
| Police Records Clerk | $13,493.00 |
| Chief Financial Officer | $26,500.00 |
| Hourly/Seasonal/Casual | $8.25-$18.00 per hour |
| Recreation Counselors | $8.25-$19.00 per hour |
| Mayor | $5916.00 |
| Council | $5190.00 |
| Captain of Police | $115,678.00 |
| Lieutenant | $110,160.00 |
| Sergeant | $104,733.00 |
| Patrol Top Pay | $98,430.00 |
| Patrolman Seventh Year | $94,000.00 |
| Patrolman Sixth Year | $85,000.00 |
| Patrolman Fifth Year | $80,000.00 |
| Patrolman Fourth Year | $74,000.00 |
| Patrolman Third Year | $67,000.00 |
| Patrolman Second Year | $60,000.00 |
| Patrolman First Year | $55,000.00 |
| Probationary Patrolman | $50,000.00 |
| Academy Pay | $40,000.00 |
| Public Safety Director | $103,530.00 |
| Community Center Director | $62,246.00 |
| Assistant Community Center Director | $13,493.00 |
| Housing Officer | $5616.00 |
| Mechanic | $55,420.00 |
| OPRA Clerk | $5000.00 |
| Crossing Guards | $31.00 per hour |

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Mitchell offered the following resolution and moved its adoption. Seconded by Councilman Cross.

**BOROUGH OF NEPTUNE CITY**
**RESOLUTION 2014-38**

WHEREAS, Paint the Town Pink is an annual month long event sponsored by Meridian Health to raise awareness of ways to prevent Breast Cancer; and

WHEREAS, Breast Cancer is the most common cancer found in American Women today and one out of eight women are diagnosed with Breast Cancer each year, and

WHEREAS, there are more than 2.5 million Breast Cancer survivors in the United States, and

WHEREAS, it is recommended that women between the ages of 40 and 50 years old should have a mammogram every one to two years, and

WHEREAS, the Borough of Neptune City understands that early detection is a woman's best defense against Breast Cancer, and

WHEREAS, the Borough is proud to be part of the community-wide effort to raise awareness of the importance of the annual mammography across Monmouth County, and

WHEREAS, the Borough has been invited to participate in the "Paint the Town Pink" Program for 2013 and proudly accepts the invitation and encourages participation in the program with the community, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City proclaim the month of May as "Paint Your Town Pink" and the Borough of Neptune City is proud to be known as "PINKTUNE" CITY for the month of May and it is hoped that all residents and businesses will join in to help educate the Community on early detection of Breast Cancer.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Shafer

The Mayor declared the motion carried and the resolution adopted.

In Public Participation:

Lori Schaeffer of 76 Ridge Terrace thanked the Council for their support of the Paint the Town Pink initiative.

Moved and seconded (Cross/Pryor) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# April 28, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Council President Cross at 7:00 pm.

The Council President asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More
Absent: Mayor Brown

Councilman Cross announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

In Mayor and Council Reports:

Councilman More announced his Committee is working on the Memorial Day Parade for Monday, May 26, 2014.

Councilman Zajack requested to have a Budget Meeting Tuesday, May 3, 2014 at 6:00pm.

Councilwoman Mitchell had no report.

Councilman Pryor announced the R & B Express Concert in the Park will be held Saturday, July 19, 2014.

Mr. Pryor announced possibly two Fire Police will be sworn in at this evening's meeting.

Councilwoman Shafer had no report.

Councilman Cross had no report.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

Bill List April 28, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $120,755.23 |
| Current Bills | $1,082,471.74 |
| Current Agency | $4947.52 |
| | |
| Sewer Payroll | $5313.26 |
| Sewer Bills | $14,305.48 |
| Sewer Agency | $406.46 |
| | |
| Public Defender Checking | $266.26 |
| | |
| Special Trust Checking | |
| • Cablevision (April Library Bill) | $109.00 |
| • Leon S Avakian, Inc. | $517.50 |

(99 Steiner Avenue)

- Leon S Avakian, Inc. $1307.50
  (Gretchen Brew)
- Leon S Avakian, Inc. $72.50
  (Wrublevski Application)
- Leon S Avakian, Inc. $2070.00
  (NC 211, LLC)
- Leon S Avakian, Inc. $3502.50
  (Ocean Cross Fit, LLC)
- Leon S Avakian, Inc. $1397.50

Capital Checking

- Leon S Avakian, Inc. $11,540.00
  (Memorial Park Bulkheads)
- Township of Neptune $1000.00
  (Purchase of Concrete Floating Dock)
- Extreme Marine Construction, Inc. $136,980.48
  (Memorial Park Bulkheads)

Developer Escrow Checking

- Leon S. Avakian, Inc. $145.00
  (Indian Holdings 61 Morris Avenue)

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Brown

Councilman Brown declared the motion carried and the resolution adopted.

Councilman Pryor offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

**RESOLUTION 2014-41**
**APPOINTMENT ON FIRE POLICE**

WHEREAS, the Borough of Neptune City has need for Fire Police, and

WHEREAS, the Neptune City Fire Department has made a recommendation to appoint Glen Kocsis and David Fiore to become members of the Neptune City Fire Police, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City appoint Glen Kocsis and David Fiore as members of the Neptune City Fire Police.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Brown

Councilman Cross declared the motion carried and the resolution adopted.

Councilman Pryor offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

**RESOLUTION 2014-42**

**A RESOLUTION TO AFFIRM THE BOROUGH OF NEPTUNE CITY'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS**

**WHEREAS**, it is the policy of THE Borough of Neptune City to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

**WHEREAS**, the governing body of the Borough of Neptune City has determined that certain procedures need to be established to accomplish this policy

**NOW, THEREFORE BE IT ADOPTED** by the Mayor and Council of the Borough of Neptune City that:

**Section 1**: No official, employee, appointee or volunteer of the Borough of Neptune City by whatever title known, or any entity that is in any way a part of the Borough of Neptune City shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough of Neptune City's business or using the facilities or property of the Borough of Neptune City.

**Section 2**: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Neptune City to provide services that otherwise could be performed by the Borough of Neptune City.

**Section 3**: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

**Section 4**: The Borough Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

**Section 5**: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

**Section 6**: The Borough Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Neptune City as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

**Section 7**: The Borough of Neptune City shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

**Section 8**: At least annually, the Borough Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Neptune City. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Neptune City's web site.

**Section 9**: This resolution shall take effect immediately.

**Section 10**: A copy of this resolution shall be published in the official newspaper of the Borough of Neptune City in order for the public to be made aware of this policy and the Borough of Neptune City's commitment to the implementation and enforcement of this policy.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Brown

Councilman Cross declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

RESOLUTION 2014-13
TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the mandatory source separation and recycling act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of Neptune City to the efforts undertaken by the municipality and the requirement contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Neptune City that Neptune City hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Gerrit De Vos to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: Brown

Councilman Cross declared the motion carried and the resolution adopted.

Moved and seconded (Pryor/Mitchell) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# May 12, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 7:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More
Absent: None

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Cross/Pryor) to remove the approval of minutes. Carried.

Moved and seconded (Shafer/Zajack) to receive and file the Neptune City Municipal Court Monthly report for April 2014. Carried.

Moved and seconded (Mitchell/More) to receive and file the Neptune City Municipal Monthly Library report for April 2014. Carried.

Moved and seconded (Pryor/Cross) to receive and file the Neptune City Fire Prevention report for the first quarter of 2014. Carried.

Moved and seconded (Pryor/Cross) to receive and file the Neptune City Fire Department Monthly Report for April 2014. Carried.

In Mayor and Council Reports:

Councilman More announced the Memorial Day Parade will be Monday, May 26, 2014 at 10:00 am.

Councilman Zajack had no report.

Councilwoman Mitchell reported she will be contacting the Law and Ordinance Committee to schedule a meeting within the next few days.

Councilman Cross reported the Public Works Sweeper was out last week.

Councilman Pryor announced the first Concert in the Park will be R & B Express on Saturday, July 19, 2014 at Memorial Park.

Mr. Pryor announced his Committee is working on doing a Movie in the Park for this summer.

Mr. Pryor thanked Mrs. Audrey Gilmore for her generous donation to the Community Center.

Councilwoman Shafer had no report.

Mayor Brown announced there will be a Budget Meeting Wednesday, May 14th at 6:00 pm and Thursday, May 16th the Borough will be holding interviews for the Tax Assessor Position.

Mayor Brown reported Woodrow Wilson Elementary School held a meeting last with residents and parents in the community last week to discuss financial difficulties the school is having at this time.

The Mayor asked any further questions from residents to be addressed to the Board of Education.

The Mayor stated there will be a question on the ballot asking for a total of $360,000.00 (three hundred, sixty thousand dollars) to reinstate the programs that are short of funds at this time.

The Mayor announced Senator Jennifer Beck met with the School Board of Education and himself to discuss this financial situation.

The Mayor stated Senator Beck is trying to have a meeting with the State Commission of Education to see if anything can be done.

Mayor Brown thanked everyone who participated in the Paint the Town Pink Bocce Tournament Saturday, May 10th.

Mayor Brown thanked the Department of Public Works for painting the pink line down West Sylvania Avenue.

Mayor Brown announced there was a Realtor's Open House for East Coast Commons Wednesday, May 8th.

The Mayor reported the bulkheading at Memorial Park is complete across the beach and the construction crew are working on the ramp and stairs which is approximately ninety-five percent complete.

Mayor Brown announced any veterans who would like to march in the Memorial Day Parade Monday the 26th are welcome.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Bill List May 12, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $117,890.75 |
| Current Bills | $413,959.64 |
| Current Agency | $5028.09 |
| Sewer Payroll | $5437.63 |
| Sewer Bills | $2647.16 |
| Sewer Agency | $415.98 |
| Public Defender Checking | $266.26 |
| Animal Control Checking | $1109.00 |
| Special Trust Checking<br>• NJ Department of Labor<br>(First Quarter Unemployment 2014) | $5035.94 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

RESOLUTION 2014-45
SPECIAL EMERGENCY APPROPRIATION
EXECUTION OF COUNTY ORDERED REEVALUATION

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, by the Borough of Neptune City, and

WHEREAS, N.J.S.40A:53 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth or one-third of the amount authorized pursuant to this act.

NOW THEREFORE BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of NJS 40A:4-55:

1. An emergency appropriation is hereby made for Execution of a County Ordered Reevaluation in the total amount of $125,000.00.

2. That the emergency appropriation shall be provided for the in budgets of the next succeeding Five years by the inclusion of not less than $25,000.00.

3. That an "emergency note", not in excess of the amount authorized pursuant to law, be provided.

4. That such note shall be executed by William Folk, Chief Financial Officer.

5. That said note shall be dated May 12, 2014, may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth or one-third of the total amount appropriated by this resolution in each year after the authorization.

6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.

7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

In Public Participation:

Mrs. Mitchell inquired if the office is open every day to view the East Coast Commons Townhouses.

Mayor Brown responded that it is open every day from 9 am to 5 pm .

Mr. Cross inquired if the Hess Station will be reopening.

Mayor Brown responded, that it will be reopening soon.

Edward Kirschenbaum, Public Safety Director announced on behalf of the Neptune City Police Department participated and won First Place in a competition shoot on April 26th for the PBA 50.

Moved and seconded (Cross/Pryor) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# May 27, 2014

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 6:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Zajack, More, Mayor Brown
Absent: Cross

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

Moved and seconded (Zajack/Mitchell) to receive and file the Minutes for October 14, 2014. Carried. Councilwoman Shafer abstained.

Moved and seconded (Shafer/Pryor) to receive and file the Minutes for October 28, 2014. Carried. Mayor Brown abstained.

Moved and seconded (Zajack/Shafer) to receive and file the Minutes for November 11, 2014. Carried. Councilman More abstained.

In Mayor and Council Reports:

Councilman More announced the Library will hold an Open House to celebrate its 90th year on Tuesday, June 3, 2014 from 5:00pm to 8:00pm.

Mr. More complimented Ed Kirschenbaum with the fish kill clean up.

Mr. More reported the Memorial Day Parade went very well.

Councilman Zajack reported the Memorial Day Parade went well and requested an Executive Session this evening regarding the Tax Assessor.

Councilwoman Mitchell will call a Law and Ordinance Committee meeting at before the next Council Meeting.

Councilman Pryor thanked Mrs. Gilmore for her generous donation and reported the Memorial Day Parade was great.

Councilwoman Shafer reported the Memorial Day Parade was very moving and the weather for it was great.

Mayor Brown thanked Mrs. Shafer and Mrs. Mitchell for reading the names of the residents who are veterans.

Mayor Brown reported the Police Department are conducting interviews for a Police Officer.

The Mayor thanked everyone who attended and was in the Parade.

Mayor Brown announced the bulkhead is complete and the ground has been seeded.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman More.

Bill List May 27, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $121,664.18 |
| Current Bills | $568,167.32 |
| Current Agency | $5230.90 |
| Sewer Payroll | $5607.76 |
| Sewer Bills | $18,701.77 |
| Sewer Agency | $428.99 |
| Special Trust Checking | $109.00 |
| • Cablevision (May Library Bill) | |
| Capital Checking | $96.14 |
| • The Home Depot (Cement for Memorial Park) | |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Zajack, More
Nay: None
Absent: Cross

The Mayor declared the motion carried and the resolution adopted.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

**RESOLUTION 2014-48**
**APPROVAL OF DEDUCTION ON PROPERTY TAXES**

WHEREAS, in accordance with N.J.S.A. 54:4 the Governing Body a Municipality may approve a property tax deduction for a Veteran; and

WHEREAS, the following deductions have been reviewed and recommended by the Neptune City Tax Assessor; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby approve the following Veteran Deductions for the year 2014:

| | | | |
|---|---|---|---|
| Block 76 | Lot 2 | Judith Tagnosky | $250.00 |
| Block 101 | Lot 3 | Deborah O'Rourke | $250.00 |
| Block 71 | Lot 3 | Richard Dublinski | $250.00 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Zajack, More
Nay: None
Absent: Cross

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**
**(N.J.S.A. 40A:4-45014)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.14 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to .5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

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

WHEREAS, the Mayor and Council of the Borough of Neptune City in the County of Monmouth finds it advisable and necessary to increase its CY2014 budget by up to 3.5% over the previous year's final appropriations in the interest of promoting the health, safety and welfare of the citizens; and
WHEREAS, the Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to $161,789.01 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

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

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Neptune City, in the County of Monmouth, a majority if the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Borough of Neptune City shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% amounting to $188,753.85 and that the CY2014 municipal budget for the Borough of Neptune City be approved and adopted in accordance with this ordinance; and

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

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

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

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchekk, Pryor, Zajack, More
Nay: None
Absent: Cross

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Mitchell/Zajack) to advertise the Ordinance. Carried.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman More.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a personnel matter pertaining to the Tax Assessor.

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Zajack, More
Nay: None
Absent: Cross

The Mayor and Council returned at 8:00 pm.

Mayor Brown announced that minutes were kept of the Executive Session but will not be made public until such a time as they have no bearing on the operation of the Borough.

Roll Call: Shafer, Mitchell, Pryor, Zajack, More, Mayor Brown
Absent: Cross

Moved and seconded (Mitchell/Pryor) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

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# Council Room Borough of Neptune City
# June 9, 2014

**********

The Regular Council Meeting of the Mayor and Council was called to order by Mayor Robert Brown at 6:00 pm.

The Mayor asked everyone to join in on the Flag Salute.

Council Present: Shafer, Mitchell, Pryor, Cross, Zajack, More, Mayor Brown
Absent: None

Mayor Brown announced that the Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and Coaster and by filing a copy with the Municipal Clerk.

In Mayor and Council Reports:

Councilman Cross thanked everyone who assisted in Robert Temple's services and all the firemen and display of the fire equipment.

Councilman Pryor announced two concerts to be held at Memorial Park, R & B Express Saturday, July 19th and Bobby Byrne Saturday, August 23rd.

Councilwoman Shafer stated the Police Officer interviews held Monday was a good experience.

Councilman More reported the Library Open House went well and expressed that today was a tough day and irreplaceable.

Councilman Zajack expressed his condolences to the Temple and Ryan Families and states how Robert Temple and Bill Ryan gave back to the community more than anyone.

Councilwoman Mitchell requested an Executive Session this evening to discuss Law and Ordinance items.

Mrs. Mitchell thanked everyone who participated in the Neptune City Bocce Tournament Fundraiser and made donations for the Neptune City Little League.

Mrs. Mitchell expressed her condolences to the Temple and Ryan families.

Mayor Brown expressed his condolences to the family of Bill Ryan and stated how the Little League was Mr. Ryan's passion.

Mayor Brown expressed his condolences to the Temple Family and stated that Robert Temple was a dedicated member of the Fire Department and irreplaceable.

The Mayor thanked the Public Safety Director Ed Kirschenbaum, Police Captain Louis Trocchio and Fire Chief Robert Kepler Jr. for doing a fine job in arranging the procession of honor today for Robert Temple.

The Mayor stated the program set up for Police Department interviews is very good.

Mrs. Sapp gave a presentation for the 2015 Community Development Block Grant for the Memorial Park Bulkhead and Boardwalk. The materials were displayed for the boardwalk, railings and lighting. A copy of the plan was on display for the public to observe.

No wished to be heard.

The Mayor added that the bulkhead is near completion and the Boardwalk would be a great asset to the Borough.

Moved and seconded (Mitchell/More) to Open Hearing to amend the Community Development Block Grant.

No one wished to be heard.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Pryor, Cross, Zajack, More
Nay: None
Absent: None

Moved and seconded (Mitchell/Cross) to Close Hearing for the Community Development Block Grant.

On Roll Call the following vote was recorded:
Aye: Mitchell, Pryor, Pryor, Cross, Zajack, More
Nay: None
Absent: None

Moved and seconded (Zajack/More) to Open Hearing for the following Ordinance 2014-8.

Moved and seconded (Zajack/More) to Close Hearing for the following Ordinance 2014-8.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman More.

**BOROUGH OF NEPTUNE CITY**
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**
**(N.J.S.A. 40A:4-45014)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.14 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to .5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

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

WHEREAS, the Mayor and Council of the Borough of Neptune City in the County of Monmouth finds it advisable and necessary to increase its CY2014 budget by up to 3.5% over the previous year's final appropriations in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to $161,789.01 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

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

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Neptune City, in the County of Monmouth, a majority if the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Borough of Neptune City shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% amounting to $188,753.85 and that the CY2014 municipal budget for the Borough of Neptune City be approved and adopted in accordance with this ordinance; and

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

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

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

Moved and seconded (Zajack/More) to approve Ordinance 2014-8.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Moved and seconded (Zajack/Mitchell) to advertise the Ordinance. Carried.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

Bill List June 9, 2014
Be it resolved that the following payroll and bills be paid:

| | |
|---|---|
| Current Payroll | $120,853.56 |
| Current Bills | $13,771.92 |
| Current Agency | $5038.36 |
| | |
| Sewer Payroll | $5353.34 |
| Sewer Bills | $1996.04 |
| Sewer Agency | $409.53 |
| | |
| Capital Checking | |
| • Extreme Marine Construction, Inc. (Memorial Park Bulkhead) | $127,470.56 |

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

**RESOLUTION 2014-53**

**CHANGE ORDER FOR CONTRACT WITH EXTREME MARINE CONSTRUCTION, INC. FOR NEW BULKHEAD IMPROVEMENTS AT MEMORIAL PARK**

WHEREAS, a contract has been previously approved for Extreme Marine Construction, Inc. for new bulkhead improvements at Memorial Park, and

WHEREAS, during the course of this project it was determined that some additions and deletions were necessary, and

WHEREAS, it is the recommendation of the Borough Engineer to approve such changes resulting in an increase of $2952.00, and

WHEREAS, the change order conforms to the Public Contracts Law and is under the statutory limit o 20%, and

WHEREAS, the funds for this contract and change order are provided in Bond Ordinance for this project,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby approve the change order which would modify the contract with Extreme Marine Construction, Inc. from $284,818.80 to $287,770.80.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Cross offered the following resolution and moved its adoption. Seconded by Councilwoman Shafer.

**RESOLUTION 2014-54**
**APPROVAL OF ALCOHOLIC BEVERAGE CONTROL LICENSES**

WHEREAS, the following Alcoholic Beverage Control Licenses have met the requirements to renew their licenses for the period of July 1, 2014 through June 20, 2015:

| | | |
|---|---|---|
| Jay & Reddy, Inc.<br>T/A Foley's Liquor Mart<br>76 Highway 35<br>Neptune City, NJ 07753 | 1335-44-004-002 | $720.00 |
| Neptune City Liquors, Inc.<br>T/A Max's Beer, Wine & Liquor<br>116 Third Avenue<br>Neptune City, NJ 07753 | 1335-44-003-008 | $720.00 |
| Kelly's Tavern<br>43 Laird Avenue<br>Neptune City, NJ 07753<br>Special Condition: Sunday Opening at 7:00 am. | 1335-33-006-005 | $1400.00 |
| 96 Woodland Avenue Corporation<br>T/A Pete & Elda's Bar and Grill<br>93 Summit Avenue<br>Neptune City, NJ 07753 | 1335-33-008-002 | $1400.00 |
| PFF3, Inc.<br>T/A Brennen's<br>62 W. Sylvania Avenue<br>Neptune City, NJ 07753 | 1335-33-007-011 | $1400.00 |
| KM FITZ, LLC<br>T/A Patrick's Pub<br>9 Holly Avenue<br>Neptune City, NJ 07753 | 1335-33-005-014 | $1400.00 |

NOW THERFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby approve the renewal of the above listed applications for renewal of their Alcoholic Beverage Control License.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilman Mitchell.

**RESOLUTION 2014-55**
**AUTHORIZATION TO RECYCLE VEHICLES**

WHEREAS, the Borough of Neptune City is the owner of the following equipment, which is no longer needed for public use:

1. 1992 INT BUS
   VIN #1HVBD NKN9N H3900 53

2. 1987 FORD VAN
   VIN #1FDJE 34L2H HA641 42

3. 2008 CHEVY IMPALA
   VIN #2G1WS 55358 92708 42

NOW THERFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby declares the above described property as obsolete no longer needed for public use.

BE IT FURTHER RESOLVED, that the Municipal Administrator is authorized and directed to take any and all steps necessary to proceed with the recycling of the above vehicles.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman More offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

**RESOLUTION 2014-56**
**AMEND COUNCIL MEETING DATE**

WHEREAS, at the Reorganization Meeting of the Mayor and Council on January 1, 2014, resolution 2014-2 adopted the Council Meeting dates for the year 2014, and

WHEREAS, the Mayor and Council desire to change the date of the June 23, 2014 meeting to June 25, 2014;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of Neptune City hereby amend resolution 2014-2 to reflect a meeting change to delete the June 23rd meeting and add June 25th to the meeting schedule;

BE IT FURTHER RESOLVED, that the Municipal Clerk publish this resolution in an approved legal newspaper and post it in the Municipal Building.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilman Zajack.

**RESOLUTION 2014-57**
**Appointment of James VanEtten as a Police Officer**

WHEREAS, the Borough of Neptune City is in need of a Police Officer, and

WHEREAS, it is the recommendation of the Police Administration and the Mayor and Council to hire James VanEtten as a Police Officer, and

NOW THEREFORE BE IT RESOLOVED, that the Mayor and Council of the Borough of Neptune City hire James VanEtten as a Police Officer effective July 15, 2014 at the rate of Academy Pay as determined by agreement between the Borough of Neptune City and the Neptune City Police Officers' Association.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Councilman Pryor offered the following resolution and moved its adoption. Seconded by Councilman Cross.

**RESOLUTION 2014-58**
**APPOINTMENT ON FIRE POLICE**

WHEREAS, the Borough of Neptune City has need for Fire Police, and

WHEREAS, the Neptune City Fire Department has made a recommendation to appoint Joseph M. Kelly III to become a member of the Neptune City Fire Police, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City appoint Joseph M. Kelly III as a member of the Neptune City Fire Police.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

Mayor Brown administered the Oath of Office to Joseph Kelly III.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Councilman Cross.

**RESOLUTION 2014-59**
**APPOINTMENT OF WILLIAM FITZPATRICK AS TAX ASSESSOR**

WHEREAS, the Borough of Neptune City's Tax Assessor, J. Stephen Walters has announced his retirement on June 30, 2014, and

WHEREAS, the Borough advertised for the position and received fifteen applications, and

WHEREAS, an ad-hoc committee met and interviewed the final four candidates and made recommendation to the Borough Council, and

NOW THEREFORE BE IT RESOLVED, that William Fitzpatrick be appointed as the Tax Assessor of the Borough of Neptune City for a four year term, effective July 1, 2014 through June 30, 2018.

On Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

In Public Participation:

Public Safety Director Ed Kirschenbaum thanked Councilwoman Barbara Shafer, Administrator Mary Sapp and Mayor Robert Brown for their assistance hiring the next Police Officer James VanEtten.

Councilman Mitchell offered the following resolution and moved its adoption. Seconded by Councilman Pryor.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a legal matter.

Roll Call the following vote was recorded:
Aye: Shafer, Mitchell, Pryor, Cross, Zajack, More
Nay: None
Absent: None

The Mayor declared the motion carried and the resolution adopted.

The Mayor and Council returned at 6:52 pm.

Mayor Brown announced that minutes were kept of the Executive Session but will not be made public until such a time as they have no bearing on the operation of the Borough.

Roll Call: Shafer, Mitchell, Pryor, Cross, Zajack, More, Mayor Brown
Absent:

Moved and seconded (Cross/Mitchell) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk

Councilwoman Shafer offered the following resolution and moved its adoption. Seconded by Councilwoman Mitchell.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a matter pertaining to

Roll Call the following vote was recorded:
Aye:
Nay: None
Absent:

The Mayor and Council returned at pm.

Mayor Brown announced that minutes were kept of the Executive Session but will not be made public until such a time as they have no bearing on the operation of the Borough.

Roll Call:
Absent:

Moved and seconded () to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk