

**Council Room Borough of Neptune City
January 25, 2016**

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

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

Council Present: Zajack, More, Renee, Wardell, Skudera

Absent: Shafer, Brown

Council President More 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- Wardell) to receive and file the monthly report for the Neptune City Police Department for November 2015. Carried.

Moved and seconded (Zajack-Renee) to receive and file the monthly report for the Neptune City Police Department for December 2015. Carried.

In Mayor and Council Reports:

Council President More announced with deepest sympathy of the passing of former Councilman Joseph Freda. Mr. Freda was on the Council from 1975 to 2000. Mr. Freda was a model citizen who exemplified council and always worked on a mission to better to serve the community. Mr. Freda was also a coach for many years and active in all facets of Neptune City.

Mr. More also extended his appreciation to the residents during the snow storm and commended the Emergency Services and most especially the Department of Public Works for a job well done.

Mr. More will announce a meeting of the Public Works Committee in the near future.

Councilman Skudera thanked the Department of Public Works, the Police Department, the Fire Department and the First Aid for a job well done during our recent snow storm.

Mr. Skudera reported that Dog Licenses are now due and there will be a free rabies clinic on March 10th at 6:00 pm.

Councilman Wardell remarked with sadness on the death of former Councilman Joe Freda. Mr. Freda was always on the ballot with Mr. Wardell's father, former Mayor Ted Wardell. Mr.

Freda was an honest man and Neptune City was fortunate to have him in our service. He was also known as a coach and a mentor.

Mr. Wardell applauded the efforts of the Neptune City Office of Emergency Management, they are second to none as evidenced by the preparations for the recent storm.

Mr. Wardell announced that the First Aid is always in need of volunteers and that the ladies auxiliary of the Neptune City Fire Department will hold a steak bake this weekend.

Councilman Zajack commended all of our emergency services and the Public Works for their preparedness for the storm. Mr. Zajack also thanked all of our volunteers.

Councilwoman Renee commended and gave kudos and thanks to the Department of Public Works and all other emergency services during our recent storm.

Ms. Renee announced that a Law and Ordinance meeting was held on January 13th and several items were discussed including the budget and business signs.

Ms. Renee advised the council of an adopt a fire hydrant program. The program organizes volunteers to clean out hydrants in front of their homes or around town.

Ms Renee reminded everyone to clear their sidewalks as Neptune City is a walking district and to be mindful of safety when using electrical heaters.

Councilman Zajack offered the following resolution and moved its adoption. Seconded by Council Renee.
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 , 2016

Transfer Date:

To Current Checking	Payroll	\$ 126,067.40
From Current Savings	Bills:	\$ 578,515.38
	Soc Security	\$ 5,045.54
	DCRP	\$ 20.87
	Total	\$ 709,649.19

To Sewer Checking	Payroll	\$ 4,224.76
From Sewer Savings	Bills:	\$ 6,261.29
	Soc Security	\$ 323.13
	Total	\$ 10,809.18

To Payroll	Current	\$ 126,067.40
	Sewer	\$ 4,224.76
Total		<u>\$ 130,292.16</u>
		\$ -
To Agency	Current	\$ 5,045.54
	DCRP	\$ 20.87
	Sewer	\$ 323.13
	Payroll	\$ 50,935.48
Total		<u>\$ 56,325.02</u>

On Roll Call the following vote was recorded:
 Aye: Zajack, More, Renee, Wardell, Skudera
 Nay: None
 Absent: Shafer, Brown

The Council President declared the motion carried and the resolution adopted.

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

BOROUGH OF NEPTUNE CITY

RESOLUTION# 2016-16

RESOLUTION APPROVING RIGHT-OF-WAY USE TO CROSS RIVER FIBER

WHEREAS, Cross River Fiber LLC ("Cross River Fiber"), seeks to place its telecommunication facilities aerially on existing utility poles or in an underground conduit in the Public Rights-of-Way within the Borough of Neptune City for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system; and

WHEREAS, Cross River Fiber was approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State; and

WHEREAS, N.J.S.A. 48:3-19 requires Cross River Fiber to obtain the consent of the Borough of Neptune City for the joint use of any existing utility poles; and

WHEREAS, N.J.S.A. 54:30A-124(a) provides that a municipality may not impose any fees, taxes, levies or assessments in the nature of a local franchise, right of way, or gross receipts fee, tax, levy or assessment against telecommunications companies but that a municipality may .

impose reasonable fees for actual services made by any municipal, regional or county governmental agency; and

WHEREAS, it is the in the best interests of the Borough of Neptune City and its citizens to grant consent to Cross River Fiber; and

WHEREAS, the consent granted is for the non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system subject to the terms and conditions of a Use Agreement to be negotiated between the Borough of Neptune City and Cross River Fiber.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Neptune City, that the Borough of Neptune City is hereby authorized to grant Cross River Fiber a non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating repairing and maintaining a telecommunications system subject to the Borough of Neptune City and Cross River Fiber negotiating and signing a mutually agreeable Use Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute any and all documents necessary to effectuate this Resolution.

THE BOROUGH OF NEPTUNE CITY

On Roll Call the following vote was recorded:
Aye: Zajack, More, Renee, Wardell, Skudera
Nay: None
Absent: Shafer, Brown

The Council President declared the motion carried and the resolution adopted.

On Roll Call the following vote was recorded:
Aye: Zajack, More, Renee, Wardell, Skudera
Nay: None
Absent: Shafer, Brown

The Council President declared the motion carried and the resolution adopted.

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

**BOROUGH OF NEPTUNE CITY
RESOLUTION 2016-17**

**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.

On Roll Call the following vote was recorded:

Aye: Zajack, More, Renee, Wardell, Skudera

Nay: None

Absent: Shafer, Brown

The Council President declared the motion carried and the resolution adopted.

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

Resolution 2016-18

**CONTRACT WITH ASSOCIATED HUMANE SOCIETY FOR ANIMAL CONTROL
SERVICES**

Whereas, the Borough of Neptune City is in need of Animal Control Services, and

Whereas, the Associated Humane Society has been our Animal Control Service for over twenty years, and

Whereas, the Associated Humane Society has given a proposal to extend their contract for the year 2016 and

Whereas, the 2016 budget will provide funds for such service, and

Now therefore be it resolved, by the Mayor and Council of the Borough of Neptune City that they hereby approve a contract with the Associated Human Society for Animal Control Services at an annual cost of \$134,306 which represents a zero increase over the past five years, and

Be it further resolved that the Mayor and Municipal Clerk sign the agreement which specifies the term of the contract.

On Roll Call the following vote was recorded:
Aye: Zajack, More, Renee, Wardell, Skudera
Nay: None
Absent: Shafer, Brown

The Council President declared the motion carried and the resolution adopted.

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

RESOLUTION 2016-19
APPOINTMENT OF TRACEY SORRENTINO AS DEPUTY MUNICIPAL COURT CLERK

Whereas, there exist a need for a Deputy Municipal Court Clerk for the Borough of Neptune City, and

Whereas, Tracey Sorrentino has interviewed before a panel consisting of the Municipal Court Administrator for the Borough of Bradley Beach and Neptune City as well as the Monmouth County Administrative Office of the Court's Municipal Division Manager, and

Whereas, Ms. Sorrentino successfully interviewed with the Monmouth County Assignment Judge, Honorable Lisa Thornton who recommends the appointment, and

Now therefore be it resolved that Tracey Sorrentino be appointed as a Deputy Municipal Court Clerk for the Borough of Neptune City, and

Be it Further Resolved that Tracey Sorrentino will be an employee of the Borough of Bradley Beach and will not be compensated by the Borough of Neptune City.

On Roll Call the following vote was recorded:
Aye: Zajack, More, Renee, Wardell, Skudera
Nay: None
Absent: Shafer, Brown

The Council President declared the motion carried and the resolution adopted.

In Public Participation:
Jennifer Coombs, 65 Steiner Avenue inquired as to the snow removal on sidewalks.

Council President More responded that Code Enforcement has notified residents of the Ordinance that requires property owners to remove snow from sidewalks. Residents were given a warning as this is one

of the first snow storms since the Ordinance became effective. Unfortunately the intensity of the snow storm made it quite overwhelming for some residents to remove the snow. The Council and the Code Enforcement Officer will continue to work on the successful enforcement of this Ordinance.

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

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

Roll Call the following vote was recorded:

Aye: Zajack, More, Renee, Wardell, Skudera

Nay: None

Absent: Shafer, Brown

The Mayor and Council returned at 7:46 pm.

Council President More 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: Zajack, More, Renee, Wardell, Skudera

Absent: Shafer, Brown

Moved and seconded (Zajack- Renee) to adjourn the meeting. Carried.

Mayor Robert Brown

Mary Sapp, Municipal Clerk