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**Council Room Borough of Neptune City  
July 22, 2013**

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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, 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 (Cross/Zajack) to receive and file the Neptune City Municipal Court Report for June 2013. Carried.

Moved and Seconded (Pryor/Shafer) to receive and file the Neptune City Library Report for June 2013. Carried.

Moved and seconded (Zajack/Mitchell) to receive and file the Neptune City Fire Department Report for June 2013. Carried.

In Mayor and Council Reports:

Councilman Cross announced National Night Out will be held Tuesday, August 6, 2013 at Memorial Park.

Councilman Pryor had no report

Councilwoman Shafer reported that there will be a resolution for the adoption of the budget this evening.

Councilman More reported there will be three proposed changes to the Zoning Ordinance.

Councilman Zajack reported the Neptune City Fire Cadets did a nice job with the Pig Roast this past Saturday July 20<sup>th</sup>.

Mr. Zajack announced there will be an OEM Meeting on Monday July 22, 2013 and reported the 7-11 building is coming along nicely.

Councilwoman Mitchell reported Public Works has been doing work at Memorial Park in preparation for Neptune City Day.

Mrs. Mitchell announced the Women's Bocce League has been a success and all participating are doing well.

Mayor Brown announced Neptune City Day and the 5K Race will be Saturday, August 3, 2013. There will be a Bocce Tournament, food, entertainment, and fireworks.

Mayor Brown thanked Harry Remington for use of the Barge for the fireworks for Neptune City Day.

The Mayor reported the Neptune City Fire Cadet Pig Roast was a very nice event.

Mayor Brown reported the 7-11 redevelopment project is moving along and looks good.

Mayor Brown commended the Neptune City First Aid and Fire Departments for doing a great job with the head on collision.

Moved and seconded (Mitchell/Zajack) to remove the Re-evaluation Presentation on the Agenda for this evening

Moved and seconded (Shafer/Cross) to Open Hearing for the following Resolution 2013-79.

Moved and seconded (Shafer/Cross) to Close Hearing for the following Resolution 2013-79.

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

**RESOLUTION 2013-79**  
**2013 BUDGET APPROVAL**

WHEREAS, the 2013 budget which was introduced on May 20, 2013 has been advertised according to N.J.S.A. 40A:4, and has been posted in the Municipal Building at least one week prior to the date of the hearing which was held on June 24, 2013, and

WHEREAS, a copy of the same has been made available to each person requesting it during this public hearing,

NOW THEREFORE BE IT RESOLVED, that having conformed with the conditions set forth in N.J.S.A. 40A:4-8, the 2013 budget can be finally adopted.

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 Councilwoman Mitchell.

Bill List July 22, 2013  
Be it resolved that the following payroll and bills be paid:

Current Payroll	\$114,000.36
Current Bills	\$263,393.20
Current Agency	\$5051.36
Sewer Payroll	\$4808.78
Sewer Bills	\$7314.97
Sewer Agency	\$367.87
Off Duty Employment Checking	\$4530.00
Animal Control Checking	
• Associated Humane Societies	\$1109.00
(Animal Services June 2013)	

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

**RESOLUTION 2013-81  
AUTHORIZATION OF FIREWORKS**

WHEREAS, it is the recommendation of the Neptune City Day Committee to display Fireworks on August 3, 2013 at Memorial Park, Neptune City, and

WHEREAS, regulations of the Fire Code stipulate that a Fireworks Display must be approved by the governing body of the Municipality, and

WHEREAS, this approval is pending the proper permits and certificate of insurance from the Fireworks vendor.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby authorize Fireworks to be displayed on August 3, 2013.

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 2013-82**  
**RESOLUTION TO CLOSE STREETS AND PERMIT PARKING FOR NEPTUNE CITY DAY**

WHEREAS, Neptune City Activities require the temporary closing of certain streets in the Borough, and

WHEREAS, in order to have a 5K Race it is necessary to temporarily close the following streets between 8:00 a.m. and 10:00 a.m. on August 3, 2013, all streets west of Highway 35, north of Shark River, east of Oxford Way, and south of Fifth Avenue, and

WHEREAS, the activities of Neptune City Day will require the temporary closing of Riverview Avenue from Myron to Green Avenues, from 8:00 a.m. to 10:00 p.m. on August 3, 2013 and,

WHEREAS, due to Neptune City Day, permission shall be granted for parking on Memorial Park for August 3, 2013 and,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council approve the abovementioned temporary road closing.

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

The Mayor declared the motion carried and the resolution adopted.

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

**RESOLUTION 2013-83  
RELEASE OF PERFORMANCE GUARANTEE**

WHEREAS, Sylvania 33 Associates has requested a release of the Maintenance Bond they have posted with the Borough for Block 118, Lot 11, and

WHEREAS, the Borough Engineer has reviewed the request and has determined that all of the site work has been completed and has certified that Bond can be released, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby approve the release of the Maintenance Bond in the amount of \$50,250.00.

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.

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

**RESOLUTION 2013-84  
INTERLOCAL AGREEMENT WITH THE BOROUGH OF BRADLEY BEACH  
FOR MUNICIPAL COURT SERVICES**

WHEREAS, the Borough of Neptune City and the Borough of Bradley Beach desire a Shared Services Agreement for Municipal Court Services, and

WHEREAS, both Municipalities are desirous of continuing this agreement for a period of two years commencing March 1, 2013 and ending December 31, 2016, and

WHEREAS, N.J.S.A. 40:65A-1 et seq. permits entering into a Shared Service Agreement,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby enter into a Shared Service Agreement, and

BE IT FURTHER RESOLVED, that the Mayor and Council authorize the Municipal Clerk/Administrator and the Mayor to sign the agreement on behalf of the Borough of Neptune City to authorize the Shared

Services Agreement for Municipal Court Services between the Borough of Neptune City and the Borough of Bradley Beach.

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 More.

Be it resolved that the Mayor and Council recessed to Executive Session to discuss a legal matter pertaining to Tax Appeals and Re-evaluation.

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

The Mayor and Council returned at 7:18pm.

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

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Mayor Robert Brown

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Mary Sapp, Municipal Clerk