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## Council Room Borough of Neptune City

July 26, 2021

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The Regular Council Meeting of the Mayor and Council was held in Council Chambers at Borough Hall at 6:00.

Borough Clerk Brown took roll call.

**PRESENT:** Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas, and Mayor Wardell

**ABSENT:**

Mayor Wardell 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 the Coaster and by filing a copy with the Municipal Clerk. Mayor Wardell also noted that the 48-hour notice was advertised and posted as required

### **FLAG SALUTE**

### **APPROVAL OF MINUTES**

May 24, 2021, June 14, 2021 (special meeting), June 28, 2021 Minutes, Motion to receive and file offered by C/Calhoun. Seconded by C/Pappas

Voice Vote: Councilmembers Calhoun, Kocsis, Pappas, Renee, Thomas

### **COMMUNICATIONS**

NCPD reports for May and June 2021. Motion to receive and file offered by C/Calhoun. Seconded by C/Kocsis

Voice Vote: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

### **PRESENTATIONS**

Open space grant 2021 presentation made by Drew Pavlick from CME. Drew from CME Associates made a presentation for the Holmes A. Adams Recreation Complex. He explained the improvements included in this project and the construction cost would be approximately \$1,087,000.00. He explained the program is a 50% match and the project would include, but not limited to a splash pad, sports lighting, walkways, and a multipurpose field. A/Kane explained that some of these projects are predicated on the grant that was applied for to obtain the Knights of Columbus property.

Drew shared renditions of what would be included in this phase of the improvements. He also explained where the improvements will be located.

Mayor Wardell explained that the cost of the project as presented does not necessarily mean that we will be spending this amount. These are ideas/wish list items at this time. These items will be prioritized and

Mayor Wardell also explained the improvements that were previously approved. He also reminded everyone of the 50% match.

C/Renee asked for a breakdown of the costs, Drew explained the costs.

C/Thomas asked if the cost for the splash pad included any maintenance. Drew explained, it does not.

C/Renee asked about the walking path, Drew explained that concrete walk ways to the splashpad and walkways around the field are included.

C/Pietrunti asked if the multipurpose field was grass, M/Wardell explained yes. Discussion continued on placement of improvements

Councilmembers discussed the phases of the improvements to the park and asked for a breakdown of the separate costs of the improvements. Drew explained the costs a little more detail for each of the items.

*Brian Farry*, 328 W. Sylvania Avenue asked what distance from the softball field is from where the project will begin. Drew explained the distance.

*Arlene Sciarappa* Tucker Drive asked what the size of the soccer field is. Mayor explained it wouldn't be a full regulation soccer field. She also asked if there would be any baseball fields. Mayor explained yes there would still be two baseball fields, one will double as a softball field with interchangeable mounds. She also asked what is the purpose of the lighting and what time would the lights be on until, and Mayor explained to be able to see at night. Mayor Wardell explained it would not go past the time allowed by Borough Ordinance and the lights will be reviewed so they wouldn't be intrusive to residents.

Discussion continued about fencing and netting for safety reasons.

*Bruce Wescott* Third Ave., asked if this grant has anything to do with the Knights of Columbus building. Mayor Wardell explained this was a different grant we are applying for.

*Judy Hull* 38 Myron Ave asked if there was a fitness trail. She also stated how about a dog park instead of a splash pad. Mayor explained that there is a walking trail around the perimeter of the park. A dog park has not been discussed. Mayor Wardell feels there is not enough space to put a dog park where the children are playing.

## **BOARD OF EDUCATION REPORT: none**

## **MAYORS REPORT: Mayor Andrew Wardell**

Mayor Wardell reported on the following:

### **I. Covid-19**

- A. Monmouth County has seen a rise in Covid-19 cases recently.
  - 1. No plans to implement any changes at the borough level. Masks are optional, but not mandatory.
- B. County is still offering free testing and vaccines for all residents 12 and over.

1. Vaccines are available for residents who are at least 12 years old and live, work or attend school in Monmouth County. The County-operated sites administer the Moderna and Pfizer vaccines. Anyone under 18 years old must be accompanied by a parent or guardian. For more information, go to [www.visitmonmouth.com](http://www.visitmonmouth.com).
2. Monmouth County will offer free COVID-19 testing on Wednesday, July 28 in Freehold Borough from 4 to 7 p.m. at the Freehold Boro Fire Dept, located at 49 West Main Street. Visitors should note the clinic has 200 tests and once those are administered, the clinic will close for the day. There will also be a limited number of vaccines available at the Freehold site for those who wish to receive it.

## II. NJMVC

1. The NJMVC is setting up a satellite site at our Community Center on Aug 7, 2021. Hours are from 10am to 2pm.
  1. There are no walk-ins accepted. Please contact borough hall for an appointment and not all functions will be available. The information of services offered is on our website. Thank you, Councilwoman Renee, for helping to secure this for our town.

## III. Memorial Park:

1. The additional 30 Kayak racks have been completed and awarded to the raffle winners.
2. We held two movies in the park last week and still have 4 more to go.

## IV. 9/11 and First Responder's Park

1. This September will be the 20th anniversary of the 9/11 attacks. A date that saw the death of over 3,000 lives, many of which were first responders. I wanted to hold a dual ceremony commemorating those who lost their lives while also dedicating in their honor our First responder's park. The event will be held on Saturday 9/11 at First Responders Park at noon.

## V. Mayor's Ball

1. The Neptune City Mayor's Ball, which has not been held in over 3 years now, has been scheduled for February 19th, 2022 at Jumping Brook Country Club to benefit the Neptune City First Aid Squad. Tickets will be available for purchase the month prior, but will be limited. All proceeds will be used to help the First Aid Squad purchase a life saving lift stretcher that is so desperately needed.

## VI. NCPD

1. Thanks again to our NCPD and the PBA 50 Chaplain for providing food for those in need over the past month.

#### **ADMINISTRATORS REPORT: Kevin Kane**

Administrator Kane reported:

1. Grant Applications
  - The authorization to apply for the NJDCA Neighborhood Preservation Program (NPP) grant is on the agenda for this evening.
2. Letter from the Neptune City Homeowners Association (NCHA)
  - I want to acknowledge receipt of a letter dated July 12, 2021, from the NCHA in regard to the “*Intolerable Environment for Resident Neighbors of Central Garden & Pet / Nylabone Manufacturing Plant*”, however the response is not finished as I am still doing due diligence on some of the information requested. I will send the response as soon as it is completed.

#### **ADMINISTRATION & FINANCE- John Pietrunti**

C/Pietrunti reported he held a meeting and discussed the work DPW is doing and some personnel items, and some grants and beautification projects. C/Pietrunti proposed a preliminary budget for signs. Regular budget projections are spot on and no hiccups so far.

#### **PUBLIC WORKS- Pamela Renee**

C/Renee reported that DPW built an additional kayak racks. C/Renee also stated that there is a need for an additional DPW employee. Pickle Ball is now at the Community Center.

#### **LAW & ORDINANCE – Brian Thomas**

C/Thomas reported August 5 is the next Movie in the Park, August 13 is Concert in the Park at the gazebo. Parking ordinance will have a second reading this evening.

#### **ADMINISTRATION & JUSTICE-Glen Kocsis**

C/Kocsis reported National Night Out was August 3 from 6-9pm.

#### **SPECIAL SERVICES-Danielle Pappas**

C/Pappas reported she is working with A/Kane on the feral cat and obnoxious odor issues. M/Wardell explained the T & R Program and that the hold has been released with the county.

#### **HUMAN SERVICES- Dave Calhoun**

C/Calhoun reported he had his meeting. They discussed funding for a chair lift for the First Aid. C/Calhoun also came across an organization that offers grants for First Aid Departments and he will send the link. C/Calhoun also thanked the Mayor and Administrator for donating a dump truck for a resident who is a veteran in town for a yard clean up.

**PUBLIC PARTICIPATION (FOR AGENDA ITEMS ONLY) - NONE**

**UNFINISHED BUSINESS**

**Second reading Ordinance 21-05 Amending Chapter 129 Vehicles and Traffic**

Mayor Wardell read the following Ordinance by title.

*C/Kocsis* offered a motion to open the public hearing. Seconded by *C/Thomas*

Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

**BOROUGH OF NEPTUNE CITY  
ORDINANCE 2021-05**

**AN ORDINANCE AMENDING CHAPTER 129, ENTITLED  
“VEHICLES AND TRAFFIC” BY AMENDING  
§129-25, “SCHEDULE I: NO PARKING” OF THE CODE OF THE  
BOROUGH OF NEPTUNE CITY**

**WHEREAS**, the Borough of Neptune City (the “Borough”), has received a recommendation from the Neptune City Police Department Traffic Bureau to add a no parking zone between Memorial Day and Labor Day on Saturdays and Sundays only on Riverview Ave between Windsor Court and Green Avenue for easier access for emergency vehicles, the safety of the residents and everyone who utilizes the park;

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Neptune City that the Borough Code be and is hereby amended by adding the following new parking prohibition to § 129-25, Schedule I as follows:

**SECTION I**

**§ 129-25 Schedule I No Parking.**

<b><u>Name of Street</u></b>	<b><u>Side</u></b>	<b><u>Location</u></b>
Riverview Ave	North	Between Windsor Court and Green Ave., Saturdays and Sundays only between the hours of 8 a.m. and 6 p.m. from Memorial Day to Labor Day

**SECTION II. EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage and publication in accordance with law.

*C/Pietrunti* offered a motion to close the public hearing. Seconded by *C/Renee*  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

*C/Thomas* offered a motion to adopt the Resolution. Seconded by *C/Kocsis*

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas  
Abstain:  
Mayor Wardell declared the Ordinance adopted.

### **Second reading Ordinance 21-06 Bond Ordinance for Fire Truck**

Mayor Wardell read the ordinance by title into the record.

*C/Renee* offered a motion to open the public hearing. Seconded by *C/Pietrunti*  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

### **ORDINANCE NO. 2021-06**

#### **ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF NEPTUNE CITY, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Neptune City, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. Pursuant to Section 78 of the County Improvement Authorities Law, N.J.S.A. 40:37A-44, et seq., the Borough of Neptune City (the "Municipality") is hereby authorized to unconditionally and irrevocably lease certain items of capital equipment from The Monmouth County Improvement Authority (the "Authority") pursuant to a Lease and Agreement, substantially in the form submitted to this meeting (the "Lease"), a copy of which is on file in the office of the Clerk to the Municipality. The Mayor is hereby authorized to execute the Lease on behalf of the Municipality in substantially such form as submitted to this meeting and with such changes as may be approved by the Mayor, which approval shall be conclusively evidenced by the execution thereof, and the Clerk to the Municipality is hereby authorized to affix and attest the seal of the Municipality.

Section 2. The following additional matters are hereby determined, declared, recited and stated:

- (a) In recognition of the fact that the lease payment of the Municipality under the Lease will be based, in part, on the amount of bonds issued by the Authority to finance the acquisition of the leased equipment and the interest thereon, the maximum amount of bonds which the Authority shall issue to finance the acquisition of the equipment to be leased to the Municipality

shall not exceed \$770,000 and the interest rate on said bonds shall not exceed five and fifty hundredths percent (5.50%) per annum;

(b) The items to be leased from the Authority shall be as set forth in Schedule A hereto; provided that the Mayor or any authorized municipal representative (as defined in the Lease) may substitute or add items of equipment in accordance with the provisions of the Lease; and

(c) The lease term applicable to a particular item of leased equipment shall not exceed the useful life of such item.

Section 3. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by law. Schedule a - equipment list

Borough of Neptune City

<u>Equipment</u>	<u>Useful Life (Years)</u>	<u>Lease Term (Years)</u>	<u>Estimated Cost</u>
Pumper Truck	10	10	\$700,000
<b>Total</b>			<b>\$700,000</b>

*C/Thomas* offered a motion to close the public hearing. Seconded by *C/Renee*

Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

*C/Calhoun* offered a motion to adopt the Ordinance. Seconded by *C/Kocsis*

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Absent:

Mayor Wardell declared the Ordinance adopted.

**Second reading Ordinance 21-07 Bond Ordinance for 2020 Road Improvement Program**

Mayor Wardell read the ordinance by title into the record.

*C/Pappas* offered a motion to open the public hearing. Seconded by *C/Pietrunti*

Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

**BOND ORDINANCE 2021 - 07**

**BOND ORDINANCE PROVIDING FOR THE 2020 ROAD IMPROVEMENT PROGRAM APPROPRIATING \$250,000 AND AUTHORIZING THE ISSUANCE OF \$38,897 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF.**

**BE IT ORDAINED** by the Borough Council of the Borough of Neptune City, in the County of Monmouth, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The capital improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Neptune City, New Jersey. For the capital improvement described in Section 3, there is hereby appropriated the sum of \$250,000, which includes \$50,000 in costs as permitted by *N.J.S.A. 40A:2-20* and a New Jersey Department of Transportation Grant in the amount of \$211,103 that satisfies the down payment for the said purpose as required by the Local Bond Law.

**Section 2.** In order to finance the cost of the 2020 Road Improvement Program not covered by the aforementioned grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$38,897 pursuant to the Local Bond Law. In anticipation of issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** The 2020 Road Improvement Program are hereby authorized and the purpose for which the bonds are to be issued. The minimum period of usefulness is ten years.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of *N.J.S.A. 40A:2-*



8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained, and the name of the purchaser.

**Section 5.** The capital budget of the Borough of Neptune City is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency therewith; and the resolutions promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Municipal Clerk and is available for public inspection.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purchase described in Section 3 of this bond ordinance is not a current expense. It is an improvement that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the Office of the Clerk, and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The gross debt of the Borough of Neptune City

is increased by the authorization of the bonds or notes provided in this bond ordinance by \$38,897, and the obligations authorized herein will be within all debt limitations prescribed by law.

(c) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under *N.J.S.A. 40A:2-20* may be included in the costs of the purchase authorized in Section 3 hereof and is included in the foregoing estimate thereof.

**Section 7.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of an interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and interest thereon without limitation on rate or amount.

**Section 8.** That in the event any moneys are received by the Borough from the United States of America, or from the State of New Jersey or any of its agencies, or from any other sources for the purchase provided for herein prior to the issuance of any of the bonds or notes authorized by this ordinance, the amount of such bonds or notes authorized herein shall be reduced by the amount so received prior to the issuance of any such bonds or notes.

**Section 9.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Alexis Finch of 36 Boson Road asked if grading would be addressed in these projects. M/Wardell said we would look into it but he believed it to be a separate issue.

C/Pappas offered a motion to close the public hearing. Seconded by C/Calhoun  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

C/Pappas offered a motion to adopt the Ordinance. Seconded by C/Renee

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Absent:  
Mayor Wardell declared the Ordinance adopted.

**Second reading Ordinance 21-08 Bond Ordinance for 2021 Road Improvement Program**

Mayor Wardell read the ordinance by title into the record.

*C/Pietrunti* offered a motion to open the public hearing. Seconded by *C/Thomas*  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

**BOND ORDINANCE 2021 - 08**

**BOND ORDINANCE PROVIDING FOR THE 2021 ROAD  
IMPROVEMENT PROGRAM APPROPRIATING \$285,000 AND  
AUTHORIZING THE ISSUANCE OF \$43,868 BONDS OR NOTES  
OF THE BOROUGH FOR FINANCING PART OF THE COST  
THEREOF.**

**BE IT ORDAINED** by the Borough Council of the Borough of Neptune City, in the County of Monmouth, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The capital improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Neptune City, New Jersey. For the capital improvement described in Section 3, there is hereby appropriated the sum of \$285,000, which includes \$50,000 in costs as permitted by *N.J.S.A. 40A:2-20* and a New Jersey Department of Transportation Grant in the amount of \$241,132 that satisfies the down payment for the said purpose as required by the Local Bond Law.

**Section 2.** In order to finance the cost of the 2021 Road Improvement Program not covered by the aforementioned grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$43,868 pursuant to the Local Bond Law. In anticipation of issuance of the

bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** The 2021 Road Improvement Program are hereby authorized and the purpose for which the bonds are to be issued. The minimum period of usefulness is ten years.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of *N.J.S.A. 40A:2-8(a)*. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained, and the name of the purchaser.

**Section 5.** The capital budget of the Borough of Neptune City is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency therewith; and the resolutions promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Municipal Clerk and is available for public inspection.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purchase described in Section 3 of this bond ordinance is not a current expense. It is an improvement that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the Office of the Clerk, and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The gross debt of the Borough of Neptune City is increased by the authorization of the bonds or notes provided in this bond ordinance by \$43,868, and the obligations authorized herein will be within all debt limitations prescribed by law.

(c) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under *N.J.S.A. 40A:2-20* may be included in the costs of the purchase authorized in Section 3 hereof and is included in the foregoing estimate thereof.

**Section 7.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of an interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and interest thereon without limitation on rate or amount.

**Section 8.** That in the event any moneys are received by the Borough from the United States of America, or from the State of New Jersey or any of its agencies, or from any other sources for the purchase provided for herein prior to the issuance of any of the bonds or notes authorized

by this ordinance, the amount of such bonds or notes authorized herein shall be reduced by the amount so received prior to the issuance of any such bonds or notes.

**Section 9.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

*C/Pappas* offered a motion to close the public hearing. Seconded by *C/Calhoun*  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

*C/Pappas* offered a motion to adopt the Resolution. Seconded by *C/Renee*

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas  
Absent:  
Mayor Wardell declared the Ordinance adopted.

**Second reading Ordinance 21-09 Authorization to wave claimant certification for \$1,000 or less**

Mayor Wardell read the ordinance by title into the record.

*C/Pietrunti* offered a motion to open the public hearing. Seconded by *C/Thomas*  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

**ORDINANCE NO. 2021-09**

**BOROUGH OF NEPTUNE CITY  
COUNTY OF MONMOUTH**

**ORDINANCE WAIVING REQUIREMENT FOR CLAIMANT CERTIFICATIONS FOR  
CLAIMS \$1,000 OR LESS AND REMOVING  
FINANCE COMMITTEE APPROVAL OF BILLS**

**WHEREAS**, N.J.S.A. 40A:5-16 requires that all claims for payment being made include claimant certifications for the processing of purchase orders for payments; and

**WHEREAS**, N.J.A.C. 5:30-9A.6(c)(3) gives municipalities discretion to not require claimant certification by enacting a standard policy for vendors or claimants who do not provide such certification as part of its normal course of business; and

**WHEREAS**, consistent with same, the Borough's Chief Financial Officer has recommended waiving the claimant certification requirement for all claims under \$1,000, except

those for reimbursement of employee expenses, or for services provided exclusively and entirely by an individual; and

**WHEREAS**, the Borough Council seeks to amend the relevant Borough ordinance in order to provide for the amendments.

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

## **SECTION 5.**

**Chapter 5 of the Revised General Ordinances of the Borough of Neptune City is hereby amended as follows:**

### **5-1 Submission of bill demand required; duty of Treasurer (Collector)**

Any person claiming payment from the Borough of Neptune City shall first submit a detailed statement of the items or demand necessitating such claim to the Borough, specifying particularly how the bill or demand is made up, and a certification of the party claiming payment is correct. The certification requirement shall not apply to any claims for \$1,000 or less, unless such claim is for reimbursement of employee expenses, or for services provided exclusively and entirely by an individual, in which case this exemption is inapplicable. No bill, claim or demand shall be considered for payment unless the voucher has attached to it or includes a certification of a designated Borough employee, or other municipal official responsible for certain functions, or of his/her duly designated representative, having personal knowledge of the facts that the goods have been received by or the services rendered to the Borough, and that those services or goods are consistent with any existing contract or purchase order. The Treasure (Collector) shall have the duty to audit, warrant and make recommendations on all claims and bills.

## **SECTION 2. Severability.**

If any section, subsection or paragraph of this ordinance be declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section subchapter or paragraph shall to the extent that is not held unconstitutional, invalid or inoperative remain in full force and effect and shall not affect the remainder of this ordinance.

## **SECTION 3. Repealer.**

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

## **SECTION 4. Effective Date.**

This ordinance shall take effect upon final adoption and publication in accordance with law.

Mayor Wardell explained the purpose of the ordinance and asked Administrator Kane to explained in more detail. A/Kane explained. M/Wardell explained all expenses will still go through the process.

C/Renee offered a motion to close the public hearing. Seconded by C/Pappas  
Voice vote: AYES: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti Renee, Thomas

C/Calhoun offered a motion to adopt the Resolution. Seconded by C/Thomas  
Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas  
Absent:  
Mayor Wardell declared the Ordinance adopted.

## **NEW BUSINESS**

### **Introduction Ordinance 21-10 Bond Ordinance Police Cameras**

Mayor Wardell read the ordinance by title into the record.

C/Kocsis offered the following ordinance and moved for its introduction. Seconded by C/Renee

#### **BOND ORDINANCE 2021 - 10**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF  
POLICE BODY CAMERAS APPROPRIATING \$90,000 AND  
AUTHORIZING THE ISSUANCE OF \$85,500 BONDS OR NOTES  
OF THE BOROUGH FOR FINANCING PART OF THE COST  
THEREOF.**

**BE IT ORDAINED** by the Borough Council of the Borough of Neptune City, in the County of Monmouth, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The capital improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Neptune City, New Jersey. For the capital improvement described in Section 3, there is hereby appropriated the sum of \$90,000 and \$4,500 as the down payment for the said purpose as required by the Local Bond Law.

**Section 2.** In order to finance the cost of the Acquisition of Police Body Cameras, negotiable bonds are hereby authorized to be issued in the principal amount of \$85,500 pursuant



to the Local Bond Law. In anticipation of issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** The Acquisition of Police Body Cameras is hereby authorized and the purpose for which the bonds are to be issued. The minimum period of usefulness is ten years.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of *N.J.S.A. 40A:2-8(a)*. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained, and the name of the purchaser.

**Section 5.** The capital budget of the Borough of Neptune City is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency therewith; and the resolutions promulgated by the Local Finance Board showing full detail of the amended Capital

Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Municipal Clerk and is available for public inspection.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purchase described in Section 3 of this bond ordinance is not a current expense. It is an improvement that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the Office of the Clerk, and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The gross debt of the Borough of Neptune City is increased by the authorization of the bonds or notes provided in this bond ordinance by \$85,500, and the obligations authorized herein will be within all debt limitations prescribed by law.

(c) An aggregate amount not exceeding \$2,000 for items of expense listed in and permitted under *N.J.S.A. 40A:2-20* may be included in the costs of the purchase authorized in Section 3 hereof and is included in the foregoing estimate thereof.

**Section 7.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of an interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and interest thereon without limitation on rate or amount.

**Section 8.** That in the event any moneys are received by the Borough from the United States of America, or from the State of New Jersey or any of its agencies, or from any other sources for the purchase provided for herein prior to the issuance of any of the bonds or notes authorized by this ordinance, the amount of such bonds or notes authorized herein shall be reduced by the amount so received prior to the issuance of any such bonds or notes.

**Section 9.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Absent:

Mayor Wardell declared the Ordinance introduced.

#### **Introduction Ordinance 21-11 Bond Ordinance Fire Department Equipment**

Mayor Wardell read the ordinance by title into the record.

*C/Calhoun* offered the following ordinance and moved for its introduction. Seconded by *C/Pietrunti*

#### **BOND ORDINANCE 2021 - 11**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF  
FIRE DEPARTMENT EQUIPMENT APPROPRIATING \$31,000  
AND AUTHORIZING THE ISSUANCE OF \$29,450 BONDS OR  
NOTES OF THE BOROUGH FOR FINANCING PART OF THE  
COST THEREOF.**

**BE IT ORDAINED** by the Borough Council of the Borough of Neptune City, in the County of Monmouth, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The capital improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Neptune City, New Jersey. For the capital improvement

described in Section 3, there is hereby appropriated the sum of \$31,000 and \$1,550 as the down payment for the said purpose as required by the Local Bond Law.

**Section 2.** In order to finance the cost of the Acquisition of Fire Department Equipment, negotiable bonds are hereby authorized to be issued in the principal amount of \$29,450 pursuant to the Local Bond Law. In anticipation of issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** The Acquisition of Fire Department Equipment is hereby authorized and the purpose for which the bonds are to be issued. The minimum period of usefulness is ten years.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of *N.J.S.A. 40A:2-8(a)*. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained, and the name of the purchaser.

**Section 5.** The capital budget of the Borough of Neptune City is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency therewith; and the resolutions promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Municipal Clerk and is available for public inspection.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purchase described in Section 3 of this bond ordinance is not a current expense. It is an improvement that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the Office of the Clerk, and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The gross debt of the Borough of Neptune City is increased by the authorization of the bonds or notes provided in this bond ordinance by \$29,450, and the obligations authorized herein will be within all debt limitations prescribed by law.

(c) An aggregate amount not exceeding \$2,000 for items of expense listed in and permitted under *N.J.S.A. 40A:2-20* may be included in the costs of the purchase authorized in Section 3 hereof and is included in the foregoing estimate thereof.

**Section 7.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of an interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated

to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and interest thereon without limitation on rate or amount.

**Section 8.** That in the event any moneys are received by the Borough from the United States of America, or from the State of New Jersey or any of its agencies, or from any other sources for the purchase provided for herein prior to the issuance of any of the bonds or notes authorized by this ordinance, the amount of such bonds or notes authorized herein shall be reduced by the amount so received prior to the issuance of any such bonds or notes.

**Section 9.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Absent:

Mayor Wardell declared the Ordinance introduced.

## **CONSENT AGENDA**

*All items listed are considered to be routine and non-controversial by the Mayor and Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member (s) so request it, in which case the item (s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies and adoption of all resolutions received and file letters, correspondence, reports and approval of applications and minutes.*

C/Pappas offered the following resolutions and moved their adoption. Seconded by C/Renee

### **Resolution 21-111 Authorizing payment of bills**

#### **RESOLUTION 21-111 AUTHORIZING PAYMENT OF THE BILLS**

**BE IT RESOLVED** that the bills as presented, all have been certified and approved as complete as to form, goods having been delivered, and/or services performed and sufficient funds being available for payment for said bills, be paid in the amount of ***\$143,200.54***

## **Resolution 21-112 Temporary closing of Laird Avenue**

### **RESOLUTION 2021-112**

#### **APPLICATION TO TEMPORARILY CLOSE LAIRD AVENUE**

**WHEREAS**, the residents at 69 Laird Avenue have submitted an application to close a portion of Laird Avenue on August 14, 2021, and

**WHEREAS**, the residents are requesting to have a block party between the hours of 10:00 A.M. until 10:00 P.M., and

**WHEREAS**, this application has been reviewed by the Chief of Police, and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Neptune City hereby approve a portion of Laird Avenue to be closed from 10:00 A.M. to 10:00 P.M. on August 14, 2021, and

**BE IT FURTHER RESOLVED** that the proper signs and barricades be posted as not to create a traffic hazard.

## **Resolution 21-113 Temporary closing Summit Avenue**

### **RESOLUTION 2021-113**

#### **APPLICATION TO TEMPORARILY CLOSE SUMMIT AVENUE**

**WHEREAS**, the residents at 67 Union Avenue have submitted an application to close a portion of Summit Ave on August 14, 2021, and

**WHEREAS**, the residents are requesting to have a block party between the hours of 2:00 P.M. until 10:00 P.M., and

**WHEREAS**, this application has been reviewed by the Chief of Police, and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Neptune City hereby approve a portion of Summit Avenue to be closed from 2:00 P.M. to 10:00 P.M. on August 14, 2021, and

**BE IT FURTHER RESOLVED** that the proper signs and barricades be posted as not to create a traffic hazard.

## **Resolution 21-114 Capital Budget Amendment**

<b>BOROUGH OF NEPTUNE CITY - COUNTY OF MONMOUTH</b>									
<b>CAPITAL BUDGET AMENDMENT</b>									
<b>RESOLUTION 2021-114</b>									
<b>WHEREAS</b> , the local capital for the year 2021 was adopted on the 24th day of May 2021,									
<b>WHEREAS</b> , it is desired to amend said adopted capital budget section,									
<b>NOW, THEREFORE, BE IT RESOLVED</b> , by the governing body of the Borough of Neptune City, County of Monmouth, that the following amendment to the introduced capital budget be made:									
Recorded Vote: (insert last names)									
	(	Calhoun	(		(				
	(	Kocsis	(		(				
Ayes	(	Pappas	Nays	(		Abstain	(		
	(	Pietrunti		(			(		
	(	Renee		(		Absent	(		
	(	Thomas		(			(		
<b>FROM</b>									
<b>CAPITAL BUDGET (CURRENT YEAR ACTION)</b>									
<b>2021</b>									
<b>Planned Funding Services for Current Year 2021</b>									
		<b>Amounts</b>		<b>Capital</b>					
<b>Project</b>	<b>Estimated</b>	<b>Reserved in</b>	<b>2021 Budget</b>	<b>Improvement</b>	<b>Capital</b>	<b>Grants-in-Aid &amp;</b>	<b>Debt</b>	<b>To Be Funded in</b>	
	<b>Total Cost</b>	<b>Prior Years</b>	<b>Appropriation</b>	<b>Fund</b>	<b>Surplus</b>	<b>Other Funds</b>	<b>Authorized</b>	<b>Future Years</b>	
Body Camera System	\$ (80,000)	\$	\$	\$ (4,000)	\$	\$	\$ (76,000)	\$	
<b>Total All Projects</b>	\$ 2,961,100	\$	\$	\$ 101,000	\$	\$ 881,840	\$ 1,665,660	\$ 312,600	
Beginning Totals	3,041,100			105,000	\$	\$ 881,840	\$ 1,741,660	\$ 312,600	



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	TO
	CAPITAL BUDGET (CURRENT YEAR ACTION)
	2019

6 YEAR CAPITAL PROGRAM 2021 - 2026									
ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENT									

<b>Total All Funds</b>	\$ 2,961,100		\$ 2,713,100	\$ 132,000	\$ 116,000	\$ -	\$ -	\$ -
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<b>Total All Funds</b>	\$ 2,961,100	\$ -	\$ -	\$ 178,000	\$ -	\$ 881,840	\$ 1,901,260	\$ -
<b>TO</b>								
<b>6 YEAR CAPITAL PROGRAM 2021 - 2026</b>								
<b>SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS</b>								
		<b>Budget Appropriations</b>		<b>Capital</b>		<b>Grants</b>	<b>Bonds and Notes</b>	
	<b>Estimated</b>	<b>Current</b>	<b>Future</b>	<b>Improvement</b>	<b>Capital</b>	<b>in-Aid and</b>		
<b>Project</b>	<b>Total Cost</b>	<b>Year 2021</b>	<b>Years</b>	<b>Fund</b>	<b>Surplus</b>	<b>Other Funds</b>	<b>General</b>	<b>Self-Liquidating</b>
Body Camera System	\$ 90,000	\$	\$	\$ 4,500	\$	\$	\$ 85,500	\$
Fire Department Equipment	31,000			1,550			29,450	
<b>Total All Funds</b>	\$ 3,082,100	\$	\$	\$ 184,050	\$	\$ 881,840	\$ 2,016,210	\$
<b>BE IT FURTHER RESOLVED</b> , that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.								
It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 26th day of July, 2021.								
<b>Certified by me</b>								
July 27, 2021								
<b>Date</b>							<b>Tamara Brown</b>	
							<b>Borough Clerk</b>	
<b>TRENTON, NEW JERSEY</b>								
<b>APPROVED</b> _____, 2021								
<b>Director of Local Government Services</b>								

## Resolution 21-115 Authorization to apply for DCA Grant

### RESOLUTION 2021-115

**WHEREAS**, The Borough of Neptune City desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately **\$125000.00** to carry out a Neighborhood Revitalization and Economic Development Project, and

**BE IT THEREFORE RESOLVED**,

1. that the Borough of Neptune City does hereby authorize the application for such a grant, and
2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement, and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Neptune and the new Jersey Department of Community Affairs, and

**BE IT FURTHER RESOLVED**, that the person whose names, titles and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

**Resolution 21-116 Acceptance of Body Worn Camera Grant Application**

**RESOLUTION 21-116**

**RESOLUTION ACCEPTING A GRANT FOR BODY WORN CAMERAS PURSUANT TO  
SFY21-BODY-WORN CAMERA GRANT PROGRAM**

**WHEREAS**, the Borough of Neptune City Police Department applied for a grant for the purchase of body worn camera pursuant to the SFY21 Body-Worn Camera Grant Program, and

**WHEREAS**, the SFY21 Body-Worn Camera Grant application was approved for the amount of \$30,570.00, and

**WHEREAS**, the Grant # 21-BWC-298 for the period of 2021-2025, and

**NOW THEREFORE BE IT RESOLVED**, that the Borough of Neptune City hereby accepts the grant in the amount of \$30,570.00

**Resolution 21-117 Approval to submit DOT 2022 Various Road Improvement Grant Application**

**RESOLUTION 21-117**

**Approval to submit a grant application and execute a grant  
contract with the New Jersey Department of Transportation  
for the "2022 Various Road Improvements" project.**

NOW, THEREFORE, BE IT RESOLVED that Borough of Neptune City formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2022-2022 Various Road Improvements - 00654 to the New Jersey Department of Transportation on behalf of the Borough of Neptune City.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Neptune City and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**Resolution 21-118 Third Quarter tax and sewer grace period extension**

**Resolution 2021-118**

**EXTENSION OF GRACE PERIOD FOR TAX AND SEWER**

**WHEREAS**, the Mayor and Council are desirous of extending the grace period for tax payments due on August 1, 2021, and

**WHEREAS**, such extension is permitted by N.J.S.A. 54-4-67, and

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Neptune City in the County of Monmouth, State of New Jersey that the grace period for tax payments due on August 1, 2021 be extended to thirty calendar days after the date of mailing of the 2021-2022 tax bills.

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Absent:

Mayor Wardell declared the resolutions adopted

**PUBLIC PARTICIPATION:**

George Christie 79 Lincoln Avenue stated he was very appreciative of the service of the Governing Body and the things being done for the PD & FD is terrific. He also mentioned that the smell coming from TFH is still offensive and a nuisance. He also stated Mr. Axelrod is not being a good neighbor. People live in the neighborhood and there is trash thrown over the fence into residents' yards. M/Wardell told Mr. Christie he will speak to TFH regarding littering. M/Wardell said Mr. Axelrod has put in the filtration system but he cannot guarantee it will be gone 100%. He did reach out to him recently and has not heard back from him. M/Wardell explained regulation is handled by Monmouth County Board of Health, State of NJ and Federal Agencies. M/Wardell stated we are not nose blind to the odor and he will reach out to them again and ask him what his actual hours of operation are. M/Wardell explained he has sent two letters, one in February and the second in August out to the DEP expressing concerns. Mr. Christie asked what kind of filtration system did they put in? If you could ask and relay the info on to the residents. Discussion continued.

Alexis Finch 36 Boston Road shared her concerns with the issues at Nylabone. She asked if there is a record of the manufacturing and also share the letters that were sent to the DEP. As a new resident she was unfamiliar with Nylabone being in town. Her concerns are with the peaceful and enjoyment as well as the value of the residents and the town. Discussion continued.

Judy Hull 38 Myron Avenue shared her concerns with Nylabone. She proposes turning Myron Avenue into a one way from Rt. 35 to Lincoln Ave. This would stop the tractor trailers from turning down Myron. She also stated that the employees are parking on both sides of Myron Ave. She states that deliveries cannot be made or landscapers cannot park their trailers. M/Wardell explained an official traffic study will need to be done to determine if the request is possible. He also asked C/Thomas to set up a meeting. Ms. Hull also shared her concerns with Nylabone. Mayor Wardell explained they will look into the parking issues.

Linda Colucci 37 Windsor stated she believes Nylabone knows what they are doing. She has been in contact with the DEP. They spent over an hour on Windsor. She stated that the DEP said it was a nuisance and it was up to the governing body to fix it. She stated the DEP said the governing body should be able to pass an ordinance regarding their hours of manufacturing. Mayor Wardell explained there are legal parameters that we need to follow.

Sharon Mc Swieney 78 Lincoln Avenue stated she is a 15-year resident. She feels she is trapped in her home because of the odor. She also stated she is an Environmental Consultant. She said that there have been multiple tests done in the area. She recommends that the town should look into hiring an outside environmental consultant. Ms. Mc Swieney shared her frustrations. M/Wardell stated he is receptive of bringing in someone from the outside and accepting assistance. He wants to find a remedy.

Sharon Williams 32 Windsor Avenue stated she cannot find any information regarding manufacturing. M/Wardell said he spoke to the zoning officer and land use board secretary. He was told that they applied for and received approval of a variance to do what they are doing. Ms. Williams shared her concerns with Nylabone. She feels it should come back to the town and out of the Board of Health's hands.

Jacob Rogers 36 Boston Road asked why the suggestions that have been made, have they not been looked into yet? He stated it is the largest/only issue he hears about in town and wants to know why more of the governing body's time is not dedicated to this concern. Discussion continued. M/Wardell stated we will look into the issue.

Councilman Thomas wanted to reassure everyone that this is not on the forefront of everyone's mind and trying to come up with a resolution.

Stacy Higgins 29 Coastal Drive stated this issue has been going on for a while and knows certain things can only move at certain speeds.

Kelly Strazdas 3 Overbrook Place thanked the Administrator for acknowledging the letter that was written by the Homeowners group. There are a lot of questions that need answers, she stated she has requested information regarding zoning. She would still like to see the determination stating the approval for manufacturing of the TFH Building. Ms. Strazdas shared her concerns and frustration. M/Wardell stated he spoke with the Zoning official who stated the variance was granted with the approval to manufacture. Discussion continued.

Judy Hull 38 Myron Avenue asked what are the next steps as far as addressing the issues? M/Wardell stated

Arlene Sciarappa 14 Tucker Drive stated if we had an environmental commission, it would take the burden off of the governing body. She suggested contacting ANJACK, they would be a great organization to help create the commission. They can help with other issues that arise. Ms. Sciarappa stated she understands what the M/Wardell is saying but would also like to hear what the council members have to say about the issue and help resolve the problem. Mayor said he is not opposed to an environmental commission.

C/Thomas explained that this is not something that the governing body does not know about or care about, it is a discussion among the council.

C/Pietrunti says that the council may have different ideas, we should gather the info and talk about the issues. Tonight, was a start and states the governing body represents the entire town. A/Kane will look into the information and gather the information. Discussion continued.

M/Wardell stated that the governing body shares the same sentiment and we need to come up with a remedy.

C/Thomas agrees that it is frustrating and that NJ is the most regulated and DEP isn't answering the letters, we are asking for help and not getting it.

C/Renee asked for a 5-minute recess, motion by C/Pappas to recess at 8:20. Seconded by C/Pietrunti.

VV: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Returned from recess at 8:27.

Borough Clerk Brown took roll call.

**PRESENT:** Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas, and Mayor Wardell

Motion by C/Calhoun to enter executive session. Seconded by C/Thomas

**Resolution 21-119 Resolution to enter executive session**

### **RESOLUTION NUMBER 21-119**

#### **RESOLUTION TO ENTER EXECUTIVE SESSION**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Governing Body of the Borough of Neptune City is of the opinion that such circumstances presently exist.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Neptune City, County of Monmouth, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:  
**Personnel Matters**

3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.

4. The Governing Body will come back into Regular Session and may take further action.

5. This Resolution shall take effect immediately

Aye: Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas

Absent:

Mayor Wardell declared the resolutions adopted

Returned from executive session at 8:36.

*C/Kocsis* made a motion to return from executive session. Seconded by *C/Calhoun*

Borough Clerk Brown took roll call.

**PRESENT:** Councilmembers Calhoun, Kocsis, Pappas, Pietrunti, Renee, Thomas, and Mayor Wardell

Motion to adjourn at 8:37 offered by *C/Pietrunti*. Seconded by *C/Pappas*.

Voice Vote: Councilmembers Calhoun, Pappas, Renee, Thomas

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Tamara Brown, Municipal Clerk