

**Council Room Borough of Neptune City
October 15, 2019**

The Workshop Meeting of the Mayor and Council was called to order by Mayor Brown at 7:00 p.m.

Acting Borough Clerk Russell took roll call.

PRESENT: Councilmembers Zajack, Renee, Wardell, Kocsis, Lewis, Calhoun and 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 the Coaster and by filing a copy with the Acting Municipal Clerk.

Mayor Brown invited all to stand for the Flag Salute and to remain standing for a moment of silence in memory of Marilyn Allerton, a retired Borough Court Clerk, who passed away last week.

COMMUNICATIONS-

Mayor Brown asked for a motion to approve minutes of the Public Hearing Minutes of the Monmouth County Open Space Grant Program 9-9-19.

Motion by C/Zajack to receive and file; seconded by C/Renee.

Voice Vote - AYES: Councilmembers Zajack, Renee, Wardell, Kocsis, Lewis and Calhoun

Mayor Brown asked for a motion to approve minutes of the 9-9-19 Council Workshop Meeting.

Motion by C/Calhoun to receive and file; seconded by C/Kocsis.

Voice Vote - AYES: Councilmembers Renee, Wardell, Kocsis, Lewis and Calhoun
ABSTAIN: Councilmember Zajack

Mayor Brown asked for a motion to approve minutes of the 9-9-19 Council Meeting.

Motion by C/Wardell to receive and file; seconded by C/Lewis.

Voice Vote - AYES: Councilmembers Renee, Wardell, Kocsis, Lewis and Calhoun
ABSTAIN: Councilmember Zajack

Mayor Brown asked for a motion to approve the Fire Department September 2019 Report.

Motion by C/Calhoun to receive and file; seconded by C/Kocsis.

Voice Vote - AYES: Councilmembers Zajack, Renee, Wardell, Kocsis, Lewis and Calhoun

PRESENTATIONS-

None.

PUBLIC PARTICIPATION ON AGENDA ITEMS –

None.

BOARD OF EDUCATION LIASION –

Anthony Susino, Board of Education President, reminded everyone that there is a Parent/Community input session for the search for a CSA. There is a Board of Education meeting on Thursday, September 24th at 6:00 pm.

OLD BUSINESS-

None.

NEW BUSINESS-

Resolution 19-171 Payment of Bills

**Resolution 2019-171
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 \$78,131.09

CERTIFICATION

I hereby certify the above to be a true and exact copy of a Resolution adopted by the Mayor and Council of the Borough of Neptune City at a meeting held on October 15, 2019.

Bryan A. Russell, Acting Municipal Clerk

Motion for adoption was made by C/Lewis, seconded by C/Zajack. There was no discussion and the resolution was approved unanimously by roll call.

Resolution 19-172 Governing Body Certification of the 2018 Annual Audit

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT
GROUP AFFIDAVIT FORM**

STATE OF NEW JERSEY
COUNTY OF *Monmouth*

We, members of the governing body of the *Borough of Neptune City* of, in the County of *Monmouth*, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected (or appointed) members of the *Mayor and Council* of the *Borough of Neptune City* in the county of *Monmouth*;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year *2016*;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled “Comments and Recommendations.”

(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)

Sworn to and subscribed before me this _____ day of _____
 Notary Public of New Jersey

 Bryan A. Russell, Acting Municipal Clerk

 The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

Resolution 2019-172

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the *Borough of Neptune City Municipal Clerk* pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of the *Borough of Neptune City* hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON *OCTOBER 15, 2019*

Bryan A Russell, Acting Municipal Clerk

Motion for adoption was made by C/Lewis, seconded by C/Kocsis. There was no discussion.

Voice Vote - AYES: Councilmembers Zajack, Renee, Wardell, Kocsis, Lewis and Calhoun

Resolution 19-173 Correction Action Report for the 2018 Audit Report

RESOLUTION 2019-173

**BOROUGH OF NEPTUNE CITY-MONMOUTH COUNTY
CORRECTIVE ACTION REPORT FOR 2018 AUDIT REPORT**

18-01. Finding:

The analysis of various trust reserves maintained by the Borough has not been accurately maintained for a number of years. The balance of various trust reserves is not known.

18-01. Recommendation:

That a detail analysis of all the trust reserves be prepared and if not possible then action should be taken to cancel any unidentified balance.

Analysis: The Borough Chief Financial Officer is currently in the process of analyzing the accounts and it is expected to be completed in 2019. It is time consuming process to go through the prior year’s information in detail. .

Corrective Action: the continuation of analyzing all trust reserve accounts to correct unidentified balances

Date of Implementation: Immediately

CERTIFICATION

I hereby certify the above to be a true and exact copy of a Resolution adopted by the Mayor and Council of the Borough of Neptune City at a meeting held on October 15, 2019.

Bryan A. Russell, Acting Municipal Clerk

Motion for adoption was made by C/Lewis, seconded by C/Calhoun. C/Renee questioned about the one finding that has been ongoing for several years and asked what action is being taken to correct this issue. Mayor Brown responded explained for the Special Trust Account, basically all the Bonds for Land Use or anything in escrow, use to be documented in the "Big Black Book" and entered by hand. Mr. Antonides has switched us to the program we currently use and is in putting it into the system. He is doing this as he is able, but he is only here one day a week. He has to match the receipts to the all the credit/debits to go to the correct account. The resolution was approved unanimously by roll call.

Resolution 19-174 Authorizing an Electronic Tax Sale

Resolution 2019-174

AUTHORIZES ELECTRONIC TAX SALES

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulations for electronic tax sales, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the Borough of Neptune City wishes to participate in an electronic tax sale.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Neptune City, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Tax Collector, Chief Financial Officer, and Auditor.

CERTIFICATION

I hereby certify the above to be a true and exact copy of a Resolution adopted by the Mayor and Council of the Borough of Neptune City at a meeting held on October 15, 2019.

Bryan A. Russell, Acting Municipal Clerk

Motion for adoption was made by C/Kocsis, seconded by C/Calhoun. There was no discussion and the resolution was approved unanimously by roll call.

Resolution 19-175 Establishing a Fee Per Mailed Notice of Electronic Tax Sale

Resolution 2019-175

ESTABLISHING A FEE PER MAILED NOTICE OF ELECTRONIC TAX SALES

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

WHEREAS, the rules and regulations require a municipality to send two (2) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Neptune City wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

THEREFORE, BE IT RESOLVED by the Council of the Borough of Neptune City that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2019 electronic tax sale.

CERTIFICATION

I hereby certify the above to be a true and exact copy of a Resolution adopted by the Mayor and Council of the Borough of Neptune City at a meeting held on October 15, 2019.

Bryan A. Russell, Acting Municipal Clerk

Motion for adoption was made by C/Lewis, seconded by C/Zajack. There was no discussion and the resolution was approved unanimously by roll call.

Resolution 19-176 Approval of Bank and Trust Companies to be one of the Official Depositories of the Accounts of Neptune City

Resolution 2019-176

APPROVAL OF BANK AND TRUST COMPANIES TO BE ONE OF THE OFFICIAL DEPOSITORIES OF THE ACCOUNTS FOR THE BOROUGH OF NEPTUNE CITY

WHEREAS, the Banks and Trust Companies designated to be the official depositories was approved on January 1, 2019 by Resolution 2019-14 by the Mayor and Council and;

WHEREAS, it is desire of the Mayor and Council to add the following bank for the purpose of investing funds of the Borough:

First Commerce Bank

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Neptune City do hereby adopt the amendment to the approved bank and trust companies.

CERTIFICATION

I hereby certify the above to be a true and exact copy of a Resolution adopted by the Mayor and Council of the Borough of Neptune City at a reorganization meeting held on October 15, 2019

Bryan Russell, Acting Municipal Clerk

Motion for adoption was made by C/Lewis, seconded by C/Calhoun. C/Kocsis asked if we were just adding another bank on or if we were eliminating another. Mayor Brown responded that anytime we do any work with another bank we need to do name them as an official bank. In this case, we had a CD coming due, the Borough holds a CD for unemployment in case there is ever a need for mass lay-offs. Mr. Antonides shopped around for the best interest rate and this is the bank that had the best rate. The resolution was approved unanimously by roll call.

PUBLIC PARTICIPATION –

Patty Scott, 220 W Sylvania, asked where we stand with the condo development on Fifth Ave. Mayor Brown stated that he spoke to them recently and they are in the prep phase, looking to get his team together to start construction. Ms. Scott also stated that years ago each council member would give a report on the committee they were on, asked why they do not do this anymore. Mayor Brown responded that all the council members give updates on their committees typically before the end of the meetings. Everything to spend money on in Neptune City is done here at the Council Meetings. Ms. Scott would like to see these come back.

Christine Oppegaard, 34 Myron, any updates on TFH and the smell. Mayor Brown stated there is no new update from the last one, which was that they installed the new scrubbers. Ms. Oppegaard stated that there should be a schedule for when the clean it and the smell should still not be happening then, the vents should be closed off when it is being cleaned. Mayor Brown explained that we are limited on what we can do, unless they are not obeying by a law we govern. Ms. Oppegaard asked if when the town people call the Board of Health/DEP does the town gets a report of it. Mayor Brown responded that we do, it goes to the Administrator of how many calls. We do whatever we can within the jurisdiction of our ordinances in the Borough.

Kelly Strazdas, 3 Overbrook, there is something we can do, since there is a smell ordinance. Mayor Brown stated that is an old ordinance, and from what I recall, it is not enforceable since the Board of Health actually handles odor.

Sharon Williams, 32 Windsor Ave, there was a spill, believed to be antifreeze, I watched from the window to see what they would do, and they were going to do nothing. I had to call the police, and all the vehicles where there within minutes and did a really great job. With the smell, right after the spill I called got a case number, within an hour and a half someone came out, but the wind had shifted. So the smell wasn't in my yard anymore, it was probably over on Myron, but they can't go over to check over there since I called, unless someone on Myron called. Mayor Brown responded that he understands, he has been in contact with them over at TFH and they do not like me anymore, since I do not let up. They know it smells. We have no control over the regulations for the Monmouth County Health Department. Mayor Brown suggested calling the Neptune City Police Department as well as the Health Department, so they can also do a report.

George Christie, 79 Lincoln, I bought the property back in 1984, the town was great, the school was great, there was no smell, it was a great place to live. In the last few years the smell got bad. The Mayor and Council have to fight more for us, the residents, over this smell. Is it possible for the Mayor & Council to appoint a liaison from the Council, that every time it smells, the residents can call and have them come

smell how bad it is. Mayor Brown stated that he will call another meeting with Mr. Axelrod to discuss it with them. This Governing Body has a legal obligation and we are advised by the Attorney, part of that is to not put the Borough into a legal position where we could be sued. Mr. Christie asked again if it would be possible to get a number for a Councilperson to contact as a liaison for the TFH smell. Mayor Brown responded that they can call his cell 732-996-8602, if it is not answered, leave a message and I will call back. Mr. Christie thanked the Mayor.

Kelly Strazdas, 3 Overbrook Pl, another thing you could do is anyone in the town that writes tickets, could be watching and doing the oversight. We OPRA requested phone calls to the Police Department and from the Williams house, two calls are not found. Mayor Brown stated that everything is documented electronically for the calls, when they are on the way/arrive at the scene. Capt. Mitchell asked if they are looking for the recording of the call. Ms. Strazdas stated no, they are looking for the report from those calls. Mayor Brown requested that Capt. Mitchell find out after the meeting what is still requested to help figure out. Ms. Strazdas went on that TFH is adding onto the building and the Code Official did not know anything until someone from the neighborhood said something. Ms. Oppegaard stated that back in June they were pouring concrete into the second floor between the new building and the existing building. The concrete truck was on the West Sylvania side, directed by the police, but they did not have permits for this project. Mayor Brown was informed by the Administrator that when that call came in, they were summonsed for it, they came in and paid the fee and got permits for the work. Ms. Strazdas asked who would pour an entire concrete floor without getting a permit and have the Police Department there; this is the oversite that is so frustrating to us. Ms. Oppegaard stated that there should be some system that when the police are driving around and they see a cement truck or work being done, that they can type in the address and see if they have a permit. Mayor Brown responded that Neptune City does not have a system like that. The Mayor will address this with the Police Department and Code Enforcement to find a solution for the issue.

Christine Oppegaard, 34 Myron, going back with TFH violations there are no violations against them, but as far as DEP complaints against them, I know for a fact there are a many complaints. When you go there, you need to bring a list of all the neighbors that have called to complain about the smell. Mayor Brown responded that he has brought the list; they understand how serious we are about this.

Stacy Higgins, 29 Coastal, following up on Mr. Christie's comment, at the last Council Meeting, we were asking for the establishment of the environmental committee, maybe that should be more of a commission that has more authority that way the residents have someone they can go talk to in regards to TFH and the smell. Mayor Brown stated that the best bet is to go directly to the Board of Health, the Police Department or call me. I will have the Administrator schedule a meeting with TFH, if they will meet with us.

Kelly Strazdas, 3 Overbrook, asked if she could know what the spill was. Capt. Mitchell stated it was motor oil from the truck. When the police and OEM arrived, TFH was putting pads down to help stop and when OEM arrived, they did the same as well as put speedy dry down. It is TFH's responsibility to clean it up. Ms. Strazdas asked if it went into the storm drain. Capt. Mitchell stated that it did not. DEP was notified. Mayor Brown added that the driver will get a bill from the Borough for everything that was used to clean up the spill.

Barry Williams, 32 Windsor Ct, there was four tracker trailers in the TFH lot idling, which is what made me look out the window which is when that truck either hit something that made it spill. The other thing with them, they are the worst neighbors; they use the leaf blowers at 6pm. I called the police and they said they can do that until 8pm. Mayor Brown stated that he is writing all of these down and when they go meet with them, these will all be brought up to them. Mayor Brown understands everyone's frustration, and is working to try to figure out a solution. Ms. Strazdas asked if you can sue them for being bad neighbors. Mayor Brown responded that you as an individual can sue whomever you want, if they are operating under the guidelines of the law, the Borough cannot sue them.

Lisa Cottrell, 29 Windsor Ct, I live right across from TFH and the smell is worse than it has ever been. I have to close my windows; the smell has even woken me up. Also the blowing, I was sitting in my living room reading at 9:00pm and kept hearing a noise, called the police to tell them TFH was out there blowing, I could see them. It is just really frustrating, any help we can get. Mayor Brown responded that the Borough is doing everything we can do.

Jenn Coombs, Metro Media, in past meetings the council use to give different reports, can we do that again. Mayor Brown stated that that was talked about earlier, and yes the council will talk about that.

Lousie Gager, Smock St, I spoke to Bob Reynolds about Costanzo Auctioneer and he told me the hours are 8-5 Monday thru Friday and 8-12 on Saturday, there is constant work there after 5pm sometimes up until 8pm. People walking around looking at cars, cars being moved in and out. I have a log book at home. No one is enforcing the hours. Mayor Brown responded that he will address that. Ms. Gager will give a copy of log to Administrator Russell.

Susan Collato, Neptune Ave, like my neighbors here, I am outraged at the smell, and it really can make you furious. The smell is just gross; it can knock you over when it is bad. I am worried about the safety over there; if the smell is "knock you over disgusting" is it making us sick. I am also worried about what happens if they have a fire. What could be exposed to the neighborhood in such a case. From what all the residents are saying here tonight, is that we want to find a solution, we want our town back. Mayor Brown responded that he wants that too and will continue to work to get a solution.

Lawrence Scott, we have a problem with some of our neighbors on Third Avenue and I spoke to Bryan (Administrator) about it and he was very helpful. He was going to get back to us on the problem. Mayor Brown stated that he is aware of the issue and the Construction Official and Code Enforcement are aware and have addressed the property owner. Mr. Scott continued and asked if he handed something to the Mayor and Council, does it become public record. Mayor Brown stated that yes it would become a public document and could be OPRA-able. Mr. Scott went on to explain what was in prior resolutions and that they are not following those resolutions dating back to 1960. Now we are being told that this is subject for interpretation. When we try to get Code Enforcement to enforce Resolutions that we know to be true. While we are waiting for the Administrator, who is working on it, the neighbors decided we would bring it to the attention of the Mayor and Council as well as the Land Use Board. It is a very threatening situation to the street and the neighbors. We foresee problems since we can't get the Borough to issue a violation that states all the items that we know to be violations. Mayor Brown stated that he is very aware of this situation with the vehicles being parked overnight at the place of business. This matter is in Code Enforcements hands and they have been issued a notice of violation. Mr. Scott added that the most important part is that they are not supposed to be operating on Third Avenue; they are supposed to be operating out of the garage door bay over on Memorial Drive. They got a fleet of new cars and they are only supposed to have 5 drivers but now have 12. There is a limit to 23 employees to the entire building. The parts distribution is limited to only 9 employees or it was understood to be 9. We want this violation to go right out, the fact that they petitioned the Land Use Board for a new variance based upon the one item, the cars to park in the parking lot. Mayor Brown stated again that it is in Code Enforcement's hands. The property has gone through several owners over forty years. The Attorney asked what the main complaint is. Mayor Brown responded that in one of the resolutions there is an auto parts distributor operating out of the building, and when they did their last variance they were not to keep vehicles in the parking lot overnight. Mr. Scott explained to the Attorney the paper that he handed out. C/Renee wanted to clarify that the main issue is that they are using the Third Avenue side for main operation instead of the Memorial Drive side and that they are parking on the Third Avenue street. Mr. Scott responded yes, since it is taking up the entire street of parking. The Attorney stated that Mr. Scott's points are very well taken, and done a nice job highlighting the resolution. Mr. Scott asked why he can't get an answer. The Attorney responded that the land owner has rights and we can't just shut down a business because the neighbors want you too. Mr. Scott stated again that they have violated the

resolutions. The Attorney stated that there is a due-process system starting with Code Enforcement, where they get a notice. The Attorney stated that Mr. Scott can file a citizens complaint in court. Mayor Brown stated that we are aware of the issues on that property and it is with code enforcement now. Mr. Scott stated that four members of the Land Use Board are still on; we can ask them and get the answer. The Attorney stated that it is out of his jurisdiction, it is under the Land Use Board, they are the ones that have to interpret it and tell the Zoning Officer what needs to be enforced. The Attorney advised the Mayor and Council to not comment any further on this violation, judging by the paperwork I have seen. The Land Use Board now has to handle this. Mr. Scott asked the mayor for his final word. Mayor Brown stated that that is his final word; he is not going to comment anymore. Mr. Scott asked the Administrator if he was still going to look into this. The Administrator explained that he was going to discuss with the attorney after the meeting, but since Mr. Scott just spoke to him there is nothing more he can do. The Attorney stated that the next step for Mr. Scott is to go to the Land Use Board to speak to them or if you are not satisfied with that, as a citizen can file your own complaint. Mr. Scott feels that the Borough is not doing its job in this matter. Our attorney said to speak to the Land Use or Borough Attorney. The Borough Attorney responded that no final answer has been given, and wants to make sure that was clear, there is a process that has been started.

Sharon Williams, 32 Windsor Ave, asked if there was any answer from the Land Use Board in regards to the Rehabilitation Project that the Council sent to them. Mayor Brown stated that the Land Use Board Planner is going to review it and report back to the Land Use Board with their professional opinion. In short, it is in review of the Planner.

Brian Farry, 328 W Sylvania Ave, is this the planner of the Land Use Board or is it the planner that was hired after January 1st, 2019. Mayor responded that the Land Use Board they hire its own professionals, so it is the Land Use Board's Planner.

Someone asked if there was plans for new playground equipment for Memorial Park and a Gazebo. Mayor Brown responded yes it is in the works for new equipment that is handicap assessable.

Arlene Sciarappa, 14 Tucker Dr, asked for the status of the property on Third and Union Avenues and is it still the same owner. Mayor Brown stated that no there is no movement and yes it is still owned by the same owner. Ms. Sciarappa asked if since C/Wardell sits on the Board of Health, is there any way he can get something done with the smell of TFH. Mayor Brown stated that they are involved. They are helping us but we are limited to the laws and what we are allowed to do. Ms. Sciarappa asked if C/Wardell could go to the meeting with TFH and then he could bring that back to the Board of Health. C/Wardell and Mayor Brown agreed.

John Collado, 64 Laurel, wanted to say thank you for listening to some of the people hear about the smell of TFH. Looks forward to working with everyone to help get answers.

Patty Scott, 220 W Sylvania, is there any way we can call the Neptune City Police directly and not have it go through Freehold. The reason to be asking is a few weeks ago, there was a giant tractor trailer by TFH and when I called the Police number and there was some girl on the phone that did not know Neptune City. All the calls go to the county dispatcher. Capt. Mitchell said that he can provide Ms. Scott with the extensions but their hours change so you might not get ahold of them. Ms. Scott asked about the contract with TFH and mentioned that there was a paragraph in there stating that if TFH was found in violation of any Borough Ordinance that TFH would have to repay any Attorney fees to the Borough. Mayor Brown is not aware of that and would have to review the contract that is mentioned.

C/Kocsis gave a DPW update this week is clean up week for residents and leaf collection is underway, reminder no bags, just put the loose leaves at the curb. No sticks or debris. Leaf

collection will continue until December 15th.

C/Renee would like to call a committee of Justice meeting for Wednesday October 23rd at 6:15pm if everyone is available. Administrator Russell stated he will not be here. C/Renee stated that we will need to reschedule within the next two weeks. Regarding committee reports, myself and C/Wardell have agreed, whomever is elected Mayor, we will bring the committee reports back to the agenda. We did add the quarterly meetings where the council members and mayor are able to discuss different topics openly for transparency. At the Justice Committee meeting we will be discussing what transpired at the Land Use Board meeting regarding the rehabilitation proposal. Lastly, I would like to wish the Administrators, Bryan Russell a happy birthday.

ADJOURN 8:30 p.m.

Motion to adjourn by C/Wardell. Seconded by C/Renee.

Approved unanimously by roll call.