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**Council Room Borough of Neptune City  
May 29, 2018**

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The Regular Council Meeting of the Mayor and Council was called to order by Mayor Brown at 7:01 p.m.

Borough Clerk Brown took roll call.

PRESENT: Councilmembers Pryor, Zajack, Wardell, Tallman, Kocsis and Mayor Brown.

ABSENT: Councilmember Renee.

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 Municipal Clerk.

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

**APPROVAL OF MINUTES**

April 23, 2018

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

Voice Vote - AYES: Councilmembers Pryor, Zajack, Wardell, Tallman, and Kocsis.

ABSENT: Councilmember Renee.

May 14, 2018

Motion by C/Tallman to receive and file; seconded by C/Pryor.

Voice Vote - AYES: Councilmembers Pryor, Tallman, and Kocsis.

ABSENT: Councilmember Renee.

ABSTAIN: Councilmembers Zajack, and Wardell.

**COMMUNICATIONS** – there were no communications before Council.

**PRESENTATIONS** – there were no presentations before Council.

**CLOSED SESSION**

Legal

Motion by C/Tallman to receive and file; seconded by C/Kocsis

Voice Vote - AYES: Councilmembers Pryor, Zajack, Wardell, Tallman, and Kocsis.

ABSENT: Councilmember Renee.

Council entered closed session at 7:13 p.m.

Council returned from closed session at 7:35 p.m.

PRESENT: Councilmembers Pryor, Zajack, Wardell, Tallman, Kocsis and Mayor Brown.

ABSENT: Councilmember Renee.

**IN MAYORS AND COUNCIL REPORTS**

Mayor Brown thanked everyone who participated in the Memorial Day Parade; requesting people remember those who gave the ultimate sacrifice. In Asbury Park on Thursday there is a DEP meeting to discuss flood maps. Mayor Brown received invitation to events at Woodrow Wilson School including Leader in Me Day.

**LAW & ORDINANCE** – Councilmember Renee

C/Renee was absent.

**ADMINISTRATION & FINANCE** – Councilmember Tallman

C/Tallman thanked Veterans for serving, noting the essay winners were fantastic and the parade went well.

**PUBLIC WORKS** – Councilmember Pryor

C/Pryor spoke about the parade, thanking Veterans. C/Pryor reported leaf pick up ends on May 31.

**ADMINISTRATION & JUSTICE – Councilmember Zajack**

C/Zajack reported the Police Department has been busy. Three members participated in the Police Unity Tour. On 5/24 the department participated in the “Chalk the Walk” event. On 5/31 there will be a training session in Brielle for an Active Shooter. On 6/1 there will be a water safety course. On 6/6 there is a Neighborhood Watch meeting at 7:00 p.m. On 6/7 DARE graduation will be at Memorial Park; also on 6/7 there will be a Narcotic Officer Enforcement luncheon – Sgt. Kane is being honored. The Torch Run is on 6/8 – 24 students from Woodrow Wilson School will run; \$500 was raised by the students. The Steak Bake is on 6/8 - \$40.00 donation. On June 25 there will be a Special Meeting for Oath of Office Ceremony.

**SPECIAL SERVICES – Councilmember Kocsis**

C/Kocsis shared thoughts for all who sacrificed. Community Forestry Management was approved. Sponsors are being sought for a second rain garden. It was determined that it is more economical to keep an outside contractor for fertilizer services. 283 dog licenses haven been issued this year; 315 had been issued this time last year.

**HUMAN SERVICES – Councilmember Wardell**

C/Wardell spoke about the Memorial Day Parade. Congratulations were offered to new members of the Fire Department who completed 150 hours of training. The Committee will meet with the Fire Department Offices regarding the budget. Ms. Bethany O’Brien has been honored as teacher of the year. C/Wardell read a letter from the 8<sup>th</sup> grade class thanking Council for their support in the t-shirt fundraiser for the 8<sup>th</sup> grade class trip. C/Wardell will attend events at the school.

**PUBLIC PARTICIPATION (FOR AGENDA ITEMS ONLY) –** there were no comments from the public.

**OLD BUSINESS**

**Resolution 18-62 - Second reading Ord 18-04 Cap Bank Ordinance**

**RESOLUTION 18-62**

Borough Clerk read the resolution into the record by title, noting the matter was ready for adoption. C/Tallman offered the following resolution and moved its adoption. Seconded by C/Wardell.

**ORDINANCE 2018-04**

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

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Mayor and Council of the Borough of Neptune City in the County of Monmouth finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Mayor and Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$60,490.18 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Council of the Borough of Neptune City, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Borough of Neptune City shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, amounting to \$60,490.18, and that the CY 2018 municipal budget for the Borough of Neptune City be approved and adopted in accordance with this ordinance; and,

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

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

INTRODUCTION: May 14, 2018

ADOPTION: May 29, 2018

On Roll Call the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee

Mayor Brown declared the resolution adopted.

#### **NEW BUSINESS**

**Resolution 18-63 Payment of Bills**

**Resolution 18-64 Intro Ord 18-05 Purchase of mobile police radios**

**Resolution 18-65 Intro Ord 18-06 Capital Improvements**

**Resolution 18-66 Approval of Senior Deductions**

**Resolution 18-67 Approval of Veteran's Deduction**

**Resolution 18-68 Approval to read Budget by title**

**Resolution 18-69 Amendment to Budget**

**Resolution 18-70 Adoption of 2018 Budget**

**Resolution 18-71 Approval of Change Order for Fernandes Construction**

**Resolution 18-72 Authorization to pay Fernandes Construction**

**Resolution 18-63 Payment of Bills**

C/Tallman offered the following resolution and moved its adoption. Seconded by C/Wardell.

#### **RESOLUTION 2018-63**

##### **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 \$605,345.83

On Roll Call the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

**Resolution 18-64 Intro Ord 18-05 Purchase of mobile police radios**

Borough Clerk Brown read the resolution into the record by title, noting the matter was ready for introduction.

C/Zajack offered the following resolution and moved its adoption. Seconded by C/Kocsis.

**RESOLUTION 2018-64  
BOND ORDINANCE 2018-05**

**BOND ORDINANCE PROVIDING FOR THE PURCHASE OF POLICE MOBILE AND PORTABLE RADIOS, APPROPRIATING \$65,000.00 THEREFOR INCLUDING \$3,250.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE DOWN PAYMENT AND AUTHORIZING THE ISSUANCE OF \$61,750.00 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 purchase described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Neptune City, New Jersey. For the purchase described in Section 3, there is hereby appropriated the sum of \$65,000.00, which includes \$1,500.00 in legal and other related fees. The sum of \$3,250.00 is the down payment for the said purpose as required by the Local Bond Law. The down payment has been made available in the Capital Improvement Fund in one or more previously adopted budgets.

**Section 2.** In order to finance the cost of the purchase of a police mobile and portable radios not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$61,750.00 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 purchase of the Police mobile and portable radios is hereby authorized, and the purpose for which the bonds are to be issued, consists of the purchase of a Police mobile and portable radios. The period of usefulness of the Police mobile and portable radios is five (5) 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 \$61,750.00, and the obligations authorized herein will be within all debt limitations prescribed by law.

**(c)** An aggregate amount not exceeding \$1,500.00 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.

On Roll Call the following vote was recorded:

Aye: Councilmembers Kocsis, Tallman, Wardell, Zajack, and Pryor.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

C/Zajack offered a motion to advertise Ordinance 2018-05. Seconded by C/Wardell.

**NOTICE** is hereby given that the foregoing Bond Ordinance was introduced and passed at a regular meeting of the Mayor and Council of the Borough of Neptune City held Tuesday, May 29, 2018 at 7:00 p.m. and will be considered for passage and final adoption at the regular meeting of the Mayor and Council to be held at the Borough Hall, 106 West Sylvania Avenue, Neptune City, New Jersey, on Monday, June, 11 2018 at 6:00 p.m.. This Bond Ordinance provides for the purchase of Police mobile and portable radios for the Borough.

On voice vote the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

The Public Hearing will be held on June 11, 2018.

**Resolution 18-65 Intro Ord 18-06 Capital Improvements**

Borough Clerk read the resolution into the record by title and the list of items included.

C/Wardell offered the following resolution and moved its adoption. Seconded by C/Pryor.

**RESOLUTION 2018-65**

**ORDINANCE 2018-06**

**AN ORDINANCE APPROPRIATING \$77,500.00 FROM GENERAL CAPITAL IMPROVEMENT FUND FOR COSTS AND EXPENSES TO COMPLETE IMPROVEMENTS AND PURCHASE EQUIPMENT**

**AN ORDINANCE APPROPRIATING \$77,500.00 FROM GENERAL CAPITAL IMPROVEMENT FUND FOR COSTS AND EXPENSES TO COMPLETE THE FOLLOWING IMPROVEMENTS AND PURCHASE THE LISTED EQUIPMENT, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF NEPTUNE CITY, AS FOLLOWS:**

Section 1. The sum of \$77,500.00 is hereby appropriated from General Capital Improvement Fund for Costs and expenses to complete the following improvements and purchases,

Municipal Building Improvements	\$20,500.00
Municipal building IT Equipment	\$22,500.00
Public Works Equipment	\$ 9,000.00
Police equipment	\$ 3,800.00
Purchase Fire equipment	\$21,700.00

Section 3. 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 herewith. The resolution in the form 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 Clerk and is available there for public inspection.

Section 4. The expenses hereby authorized consist of municipal building improvements, municipal building IT equipment, public works equipment, police equipment and to purchase fire equipment. The period of usefulness for these listed items is a minimum of five (5) years.

Section 5. This ordinance shall take effect as provided by the law.

On Roll Call the following vote was recorded:

Aye: Councilmembers Kocsis, Tallman, Wardell, Zajack, and Pryor.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

C/Tallman offered a motion to advertise Ordinance 2018-06. Seconded by C/Pryor.

**NOTICE** is hereby given that the foregoing Ordinance was introduced and passed at a regular meeting of the Mayor and Council of the Borough of Neptune City held Monday, May 29, 2018 at 7:00 p.m. and will be considered for passage and final adoption at the regular meeting of the Mayor and Council to be held at the Borough Hall, 106 West Sylvania Avenue, Neptune City, New Jersey, on Tuesday, June 11, 2018 at 6:00 p.m., This Bond Ordinance appropriates \$77,500.00 from the General Capital Fund for costs and expenses for municipal building improvements, municipal building IT equipment, public works equipment, police equipment and to purchase fire equipment, respectively.

On voice vote the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

The Public Hearing will be held on June 11, 2018.

#### **Resolution 18-66 Approval of Senior Deductions**

Borough Clerk Brown read the resolution into the record.

C/Kocsis offered the following resolution and moved its adoption. Seconded by C/Zajack.

#### **RESOLUTION 2018-66**

#### **APPROVAL OF DEDUCTION ON PROPERTY TAXES**

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

**WHEREAS**, the following deduction has been reviewed and recommended by the Neptune City Tax Assessor; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Neptune City hereby approve the following Senior Deduction for the year 2018:

Block 47 Lot 6 Ellen Pomphrey  
 Block 89 Lot 10.18 Thomas DeRosa  
 Block 26 Lot 13 Peggy Szotak

On Roll Call the following vote was recorded:  
 Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.  
 Absent: Councilmember Renee.  
 Mayor Brown declared the resolution adopted.

**Resolution 18-67 Approval of Veteran’s Deduction**

Borough Clerk Brown read the resolution into the record.  
 C/Zajack offered the following resolution and moved its adoption. Seconded by C/Kocsis.

**RESOLUTION 2018-67  
 AUTHORIZATION FOR VETERAN’S TAX DEDUCTION**

**WHEREAS**, in accordance with NJSA 54-4-8 a veteran who had active service in time of war is entitled to a property tax deduction of \$250, and

**WHEREAS**, during statutory time frames, the Borough Tax Assessor can approve these deductions, and

**WHEREAS**, the following taxpayer has applied for this deduction:

Block 12.01 Lot 11 Walter Hulsart

On Roll Call the following vote was recorded:  
 Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.  
 Absent: Councilmember Renee.  
 Mayor Brown declared the resolution adopted.

**Resolution 18-68 Approval to read Budget by title**

Borough Clerk Brown read the resolution into the record.  
 C/Tallman offered the following resolution and moved its adoption. Seconded by C/Wardell.

**RESOLUTION 2018-68  
 APPROVAL TO READ BUDGET BY TITLE**

**WHEREAS**, the 2018 Budget which was introduced on April 23, 2018 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 this hearing; and

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

**NOW THEREFORE BE IT RESOLVED**, that having conformed with the conditions set forth in N.J.S.A. 40A:4-8, the 2018 budget can be read by title.

On Roll Call the following vote was recorded:  
 Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.  
 Absent: Councilmember Renee.  
 Mayor Brown declared the resolution adopted.

CFO Antonides gave an overview of the budget. The State reviewed the budget and authorized the adoption. CFO Antonides spoke about the amendment to the budget due to a drop in assessment. Tax rate remains the same at \$0.95 per \$100.00. The Fund Balance helps stabilize the tax rate.

C/Wardell offered a motion to open the floor to the public on the budget. Seconded by C/Tallman.

On Voice Vote the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

Mayor Brown spoke about the budget process detailing what occurs in the lengthy process to introduce and adopt a budget. Mayor Brown thanked Council Committees and Department Heads for work.

C/Tallman offered a motion to closed the meeting to the public on the budget. Seconded by C/Kocsis.

On Voice Vote the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

**Resolution 18-69 Amendment to Budget**

Borough Clerk Brown read the resolution into the record.

C/Tallman offered the following resolution and moved its adoption. Seconded by C/Wardell.

**RESOLUTION 2018-69  
AMENDMENT TO BUDGET**

**Whereas**, the local budget for the year 2018 was approved on the 23rd day of April, 2018 and

**Whereas**, the public hearing on said budget has been held as advertised, and

<b>CURRENT FUND</b>	From	To
Anticipated Revenue		
1 Fund Balance Anticipated	\$ 1,040,800.00	\$ 1,065,800.00
Total Fund Balance Anticipated	1,040,800.00	1,065,800.00
5 Subtotal General Revenues (Items 1, 2, 3 and 4)	2,621,377.25	2,646,377.25
6 Amount to Be Raised by Taxes for Support of Municipal Budget:		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	<u>5,474,573.96</u>	<u>5,449,573.96</u>
7 Total General Revenues	\$ <u>8,095,951.21</u>	\$ <u>8,095,951.21</u>

**Whereas**, it is desired to amend said approved budget, now

**Therefore be it resolved**, by the Governing Body of the Borough of Neptune City County of Monmouth that the following amendments to the approved budget of 2018 be made:

**Be it further resolved**, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for their certification of the 2018 municipal budget so amended.

On Roll Call the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

**Resolution 18-70 Adoption of 2018 Budget**

Borough Clerk Brown read the resolution into the record.

C/Tallman offered the following resolution and moved its adoption. Seconded by C/Wardell.

**RESOLUTION 2018-70  
ADOPTION OF THE 2018 MUNICIPAL BUDGET**

**WHEREAS**, the 2018 Municipal Budget was introduced on April 23, 2018, advertised in the Coaster on May 3, 2018 and a Public Hearing was held on May 29, 2018, and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Neptune City do hereby approve the 2018 Municipal Budget.

On Roll Call the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

**Resolution 18-71 Approval of Change Order for Fernandes Construction**

Borough Clerk Brown read the resolution into the record.

C/Pryor offered the following resolution and moved its adoption. Seconded by C/Wardell.

C/Kocsis asked for detail of the changes. Mayor Brown explained the bid process for the project; noting if approved by the County more work can be added to fix other sidewalks.

**RESOLUTION 2018-71  
AUTHORIZATION FOR CHANGE ORDER FOR CONTRACT WITH FERNANDES CONSTRUCTION CO. PEDESTRIAN AND  
ADA IMPROVEMENTS**

**WHEREAS**, the Borough of Neptune City received a grant in the amount of \$142,714.00 from the Monmouth County Community Development Program, and

**WHEREAS**, a contract for this project was awarded to Fernandes Construction Co. in the Amount of \$109,700.00, and

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

**WHEREAS**, it is the recommendation of the Borough Engineer to approve the change order from the contracted amount of \$109,700.00 to the amount of \$131,631.00, and

**WHEREAS**, the change order conforms to the Local Public Contracts Law, and such provided in the Bond Ordinance for this project,

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Neptune City hereby approve the change order which would modify the contract with Fernandes Construction from \$109,700.00 to \$131,631.00.

On Roll Call the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

**Resolution 18-72 Authorization to pay Fernandes Construction**

Borough Clerk Brown read the resolution into the record.

C/Wardell offered the following resolution and moved its adoption. Seconded by C/Zajack.

**RESOLUTION 2018-72  
RESOLUTION AUTHORIZING PAYMENT TO THE CONTRACTOR FOR PEDESTRIAN AND ADA IMPROVEMENTS**

**WHEREAS**, the Borough of Neptune City received a grant in the amount of \$142,714.00 from Monmouth County Community Development Program for new Pedestrian and ADA Improvements, and

**WHEREAS**, the contract, in the amount of \$109,700.00 was awarded to Fernandes Construction, Inc. of Monroe, NJ, and a previous approved change order no 1 (final) the amount of contract was increased to \$131,631.00, and ,

**WHEREAS**, the contractor has completed the project and has requested final payment in the amount of \$131,631.00; and

**WHEREAS**, the Borough Engineer has reviewed the request and has certified that the work has been completed and request for funds is correct; and

**WHEREAS**, the Mayor and Council is required to pass a resolution authorizing payment to the contractor subject to receipt of payment from the County of Monmouth.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Neptune City hereby authorizes final payment to Fernandes Construction, Inc., in the amount of \$131,631.00 subject to receipt of payment from Monmouth County.

On Roll Call the following vote was recorded:

Aye: Councilmembers Pryor, Zajack, Wardell, Tallman and Kocsis.

Absent: Councilmember Renee.

Mayor Brown declared the resolution adopted.

**PUBLIC PARTICIPATION**

Mayor explained Neptune City spoke to the County and sent a letter requesting assistance; currently in talks with County Legal Council. TFH is still in communication, Council will not let up on TFH. Mayor Brown acknowledged not the best news; but will stay on this. Spoke about County Board of Health having to follow State regulations. Director Kirshenbaum on behalf of Department, thanked Mayor Brown, Administrator Underhill and the Police Committee. The Police Department has the largest budget, thanking the Police Committee for acting to keep residents and the Police Department safe. Thanked Council for finding a way to add an Officer for the school and extra enforcement in the summer.

Ms. Christine Oppegaard invited all to attend the Strategic Planning Meetings on 6/7, 7/11 and 8/9. Please RSVP at the office. Thanked Council for an Officer in the building on behalf of the Board. Ms. Oppegaard requested to know when street sweepers are coming. Council will look into how and where to post the information.

Ms. Tamara Tallman thanked those on the Paint the Town Pink Committee. \$3,200.00 was raised. 26 business participated – the winter was Second Chances and second place was Shore Good Eats and Treats.

**ADJOURN 8:02 p.m.**

Motion to adjourn by C/Tallman. Seconded by C/Zajack.

Voice Vote - Aye: Councilmembers Pryor, Zajack, Renee, Wardell, Tallman, and Kocsis.

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Mayor Robert Brown

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Tamara Brown, Municipal Clerk