

**Council Room Borough of Neptune City
October 9, 2018**

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

Borough Clerk Brown took roll call.

PRESENT: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, Pappas-Long, 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 Municipal Clerk.

Mayor Brown asked everyone to join in on the Flag Salute and to remain standing for a moment of silence for those affected by Hurricanes Florence and Michael.

APPROVAL OF MINUTES

September 10, 2018

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

Voice Vote - AYES: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, and Pappas-Long.

September 24, 2018

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

Voice Vote - AYES: Councilmembers Pryor, Renee, Wardell, Kocsis, and Pappas-Long.
ABSTAIN: Councilmember Zajack.

COMMUNICATIONS – there was no communications before Council.

PRESENTATION – there was no presentation before Council.

MAYOR'S REPORT

Mayor Brown attended the Senate Presidents roundtable last month regarding fiscal matters including pensions, the budget CAP, and regionalization of schools; more information will follow. Mayor Brown attended a meeting last Wednesday regarding Memorial Beach, which was last open for bathing in the 1980's. An innovative began to discuss the future of Shark River. Mayor Brown was pleased to report in 2017-2018 in conjunction with the Monmouth County Board of Health that repairs were made and studies done to the pipes outflowing to the Shark River. Public Works, and Director Garret, have done a great job with maintenance. As a result, Memorial Beach can be reopen as a bathing beach. Mayor Brown thanked all those involved for their efforts, noting the work was done with other towns to address all issues. Council will have to discuss if they want to make Memorial Beach a bathing beach with lifeguards along with other items that will need to be considered before reopening. Mayor Brown attended the Neptune City Education Association Pasta dinner, which had a great turn out; noting the Association does a lot for the students of Neptune City. There were 34 participants in the town wide yard sale; participants made donations to the Ladies Auxiliary. Clean up will follow this week. The 11/13 meeting will be moved to Monday, November 12, 2018 at 7:00 p.m. in the Council Meeting Room. The 12/26 meeting will be moved to Thursday, December 27, 2018 at 7:00 p.m. at the Neptune City First Aid Building. The East Coast Ice property has been cleaned to an extent and is being monitored. Neptune City holds the deed and will soon move forward with RFPs for a public/private partnership. On 10/26 there will be a hearing at Superior Court for the cemetery land to become property of Neptune City so it can then be declared a historic site. Borough Clerk Brown did a lot of filed work to help find the facts on the property to help the Borough take ownership and move the property to historic status.

PUBLIC WORKS – Councilmember Pryor

C/Pryor shared Public Works is in the middle of clean up week. The brush loader is down, so pick up may be slower. Memorial Park bathrooms will be closed on 10/29. The Public Works Committee will meet to discuss recycling. More information forthcoming.

LAW & ORDINANCE – Councilmember Renee

C/Renee attended the Pound the Pavement Purple event, which was well attended. C/Renee attended the NJEA Pasta Dinner; thanking the NJEA. The Law and Ordinance Committee is in the process of discussing a snow ordinance. The Committee will meet again on 10/22 to discuss possible changes to the ordinance.

SPECIAL SERVICES – Councilmember Kocsis

C/Kocsis shared the Special Services Committee met to discuss the progress of Shark River Park. The Committee also discuss a community garden, which will hopefully be ready by spring. C/Kocsis will continue to attend the Sustainable Jersey meetings and report back information. Truck or Treat will be on 10/27 from 11:00 – 1:00.

ADMINISTRATION & JUSTICE – Councilmember Zajack

C/Zajack called for a police committee meeting next week.

HUMAN SERVICES – Councilmember Wardell

C/Wardell spoke about the Neptune City Education Association Dinner, thanking the Association for including the residents. There is a Boosters Meeting on 10/17 at 7:00 p.m. at the school. The boosters are working on holding morning meetings as well. The Board of Education meeting is 10/18 at 6:00 p.m. There is a Candy BINGO Fundraisers on 10/19 at 6:00 p.m. C/Wardell shared he is very excited for the direction of Memorial Beach. Free Eye Exams are being offered through the Monmouth County Board of Health on 10/15 from 4:00-6:00 p.m. – please call to make an appointment at the number available on the Borough website.

ADMINISTRATION & FINANCE – Councilmember Pappas-Long

C/Pappas-Long shared the forms for the budget were distributed to be submitted mid-November. Trunk or Treat will be held on Saturday, 10/27 from 11:00-1:00p.m. Dress up your cars, and please arrive by 10:30 to set up.

Mayor Brown spoke about recycling; explaining issues are occurring internationally, which are affecting recycling here. Plastic bags, dirty pizza boxes and other plastic containers are not considered recycling. Neptune City has 24/7 Recycling drop off; a plan is being formed to fix Neptune City's Recycling to help get better bids for garbage and recycling.

PUBLIC PARTICIPATION – AGENDA ITEMS - There were no comments on agenda items.

OLD BUSINESS**Resolution 18-125 – Second Reading Ordinance 18-10 BAN TRUCK**

Attorney Aikins read the ordinance into the record by title, noting the matter was ready for public hearing.

C/Pryor offered a motion to open the meeting to the public. Seconded by C/Renee.

Voice Vote - AYES: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, and Pappas-Long.

There were no comments from the public.

C/Pryor offered a motion to close the meeting to the public. Seconded by C/Renee.

Voice Vote - AYES: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, and Pappas-Long.

Attorney Aikins read Ordinance 18-10 into the record by title, noting the matter was ready for adoption

C/Pryor offered a motion to approve resolution 18-125, adopting Ordinance 18-10. Seconded by C/Renee.

Roll Call - Aye: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis and Pappas-Long.

Resolution 2018-125**ORDINANCE 2018-10**

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF ONE (1) NEW 2019 Ford F-750 VEHICLE FOR THE DEPARTMENT OF PUBLIC WORKS, APPROPRIATING \$60,000.00 THEREFOR INCLUDING \$3,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE DOWN PAYMENT AND AUTHORIZING THE ISSUANCE OF \$57,000.00 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 \$60,000.00, which includes \$1,500.00 in legal and other related fees. The sum of \$3,000.00 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 one (1) new 2019 Ford F-750 vehicle not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$57,000.00 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 one (1) new 2019 Ford F-750 vehicle is hereby authorized, and the purpose for which the bonds are to be issued, consists of the purchase of one (1) new 2019 Ford F-750 vehicle. The minimum period of usefulness of the one (1) new 2019 Ford F-750 vehicle is (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 \$57,000.00, 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.

C/Pryor offered a motion to advertise the adoption of Ordinance 18-10. Seconded by C/Renee.

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

Resolution 18-126 – Second Reading Ordinance 18-11 BAN TRUCK

Attorney Aikins read the ordinance into the record by title, noting the matter was ready for public hearing.

C/Pryor offered a motion to open the meeting to the public. Seconded by C/Renee.

Voice Vote - AYES: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, and Pappas-Long.

Ms. Kelly Strazdas asked if this was the same truck or two. Mayor Brown explained it is the same truck, with the purchase being split between two departments. Mayor Brown further explained it is the big truck that is used for plowing and other uses.

C/Pryor offered a motion to close the meeting to the public. Seconded by C/Renee.

Voice Vote - AYES: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, and Pappas-Long.

Attorney Aikins read Ordinance 18-11 into the record by title, noting the matter was ready for adoption

C/Pryor offered a motion to approve resolution 18-126, adopting Ordinance 18-11. Seconded by C/Renee.

Roll Call - Aye: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis and Pappas-Long.

Resolution 2018-126

ORDINANCE 2018-11

AN ORDINANCE APPROPRIATING \$60,000.00 FROM SEWER CAPITAL IMPROVEMENT FUND FOR COSTS AND EXPENSES TO PURCHASE ONE (1) NEW F-750 TRUCK FOR THE PUBLIC WORKS DEPARTMENT, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF NEPTUNE CITY, AS FOLLOWS:

Section 1. The sum of \$60,000.00 is hereby appropriated from Sewer Capital Improvement Fund for Costs and expenses to complete the following improvements and purchases,

One (1) New Ford F-750 Truck

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 one (1) new F 750 truck. 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.

C/Pryor offered a motion to advertise the adoption of Ordinance 18-11. Seconded by C/Renee.

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

NEW BUSINESS

Resolution 18-127 Payment of Bills

Resolution 18-128 Return of Escrow Funds to Paramount Assets, LLC

Resolution 18-127

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

RESOLUTION 2018-127

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 \$ 819,465.79.

Roll Call - Aye: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis and Pappas-Long.

Mayor Brown declared the resolution adopted.

Resolution 18-128

Borough Clerk Brown read the resolution into the record by title.

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

Mayor Brown explained the process for returning escrow funds.

RESOLUTION 2018-128

RELEASE OF ESCROW FUNDS FOR PARAMOUNT ASSETS, LLC

WHEREAS, Paramount Assets, LLC, Block 41/Lot 1 has requested the release of Escrow funds held by the Borough, and

WHEREAS, the purpose of the funds were for Escrow, and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Neptune City hereby releases the Escrow Funds for Paramount Assets, LLC in the amount of \$1000.00.

Roll Call - Aye: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis and Pappas-Long.

Mayor Brown declared the resolution adopted.

PUBLIC PARTICIPATION

Mr. Ted Wardell shared he is pleased with the report regarding the cemetery. The Historical Society had taken a tour and found graves from the early 1800s. Once the town takes ownership the Historical Society will make sure to honor those laid to rest there. Mr. Wardell shared beach badges from the 1960's and 1970s had also been found. C/Wardell stated it is believed that Revolutionary War Veterans are buried at the cemetery; it is believe there are 100 people buried at the site. C/Wardell is excited about the process to preserve the land. Mayor Brown explained the Neptune City Fire Fighters Association had tired to maintain the cemetery but were limited. Hopefully state preservation will be sought for assistance in funding and grants to protect the Founding Father. Discussion on history of the cemetery followed.

ADJOURN 7:32 p.m.

Motion to adjourn by C/Wardell. Seconded by C/Pappas-Long.

Voice Vote - Aye: Councilmembers Pryor, Zajack, Renee, Wardell, Kocsis, and Pappas-Long

Mayor Robert Brown

Tamara Brown, Municipal Clerk