

September 12, 2017

A Caucus/Public meeting of the Township Council was held in the Municipal Building at 7:00 p.m. and was called to order at 7:00 p.m.

Present

Councilwoman Marianna Pontoriero  
Councilman Paul Mummolo  
Councilwoman Heather deJong  
Councilman Jim Fozman  
Council Vice President Andrea Zapcic  
Council President Arthur Halloran

Also Present

Scott Kenneally, Township Attorney  
Lynnette A. Iannarone, Township Clerk  
Joanne Bergin, Business Administrator

Absent

Mayor John G. Ducey  
Councilwoman Lisa Crate

Clerk Iannarone announced adequate notice of this meeting was provided and published in Asbury Park Press on January 13, 2017. Copies of the agenda were provided to the newspapers, posted on public bulletin boards and the township website ([www.bricktownship.net](http://www.bricktownship.net)).

This meeting began with the salute to the flag followed by a moment of silence.

Motion by Councilman Mummolo and seconded by Vice President Zapcic to dispense with the reading of the minutes of August 8<sup>th</sup> and August 22, 2017 meetings and approve the same.

All Council Members voted AYE on Roll Call, except:

Councilwoman Pontoriero ABSTAINED because she was absent.

Motion by Vice President Zapcic and seconded by Councilman Mummolo to adopt the following Resolutions:

All Council Members voted AYE on Roll Call.

**Authorize Increase in Change Fund – Marina**

Councilman Mummolo explained the amount in the change fund is being increased to \$300.00 so that Marina staff has change available for customers. He said this past summer, the Marina offered ice for sale and there are vending machines available in the boater's lounge with amenities for sale including laundry detergent and soap.

**Authorize Execution of Shared Services Agreement with County of Ocean – Driving While Intoxicated Enforcement Program**

Vice President Zapcic explained this resolution authorizes the execution of a shared services agreement with the Ocean County Prosecutor's Office for the Driving While Intoxicated Enforcement Program, a traffic safety program implemented for the purpose of identifying and removing intoxicated drivers from roadways. She said during time when manpower is needed for enforcement, members of the Brick Police Department are called upon to assist. She advised the County reimburses the Township at an established hourly rate for the officers assigned to this program.

**Authorize Execution of Shared Services Agreement with County of Ocean – Drug Recognition Expert Callout Program**

Vice President Zapcic explained this resolution authorizes the execution of a shared services agreement with the Ocean County Prosecutor's Office for the Drug Recognition Expert Callout Program, which is aimed at detecting and arresting impaired drivers throughout Ocean County. She said during times when manpower is needed for enforcement, the police department will be called on to assist. She advised the officers will be paid by grant money from the Prosecutor's Office.

**Authorize Receipt of Bids – Purchase & Delivery – One Single Axle Cab and Chassis Tow Truck**

Councilman Fozman stated this vehicle was approved in the 2017 capital budget and will be used by the vehicle maintenance department.

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**Authorize Receipt of Bids – Purchase & Delivery – One Brush and Limb Loader with Grapple Arm**

Councilman Fozman stated this vehicle was approved in the 2017 capital budget and will be used by the parks department for brush pickup.

**Authorize Receipt of Bids - Demolition the Structures & Secure Property at: 108 Bay View Drive, 533 Central Avenue and 73 Tall Timber**

President Halloran stated this resolution authorizes the receipt of bids for the demolition of 108 Bay View Drive, 533 Central Avenue and 73 Tall Timber. He advised these properties have been through the Property Maintenance Board for multiple violations with no response or action taken by the responsible party. He said the Township is proceeding with the demolitions, the cost of which will be recovered through liens. He advised the Township has been awarded funds from the New Jersey Department of Community Affairs to assist with the costs associated with these demolitions.

**Authorize Award of Bid - Roadway Improvements to South Drive**

President Halloran stated this resolution authorizes the award of bid to Shore Top Construction, Farmingdale, in the amount of \$268,920.00. He said 12 contractors responded to the notice and requested bid packages. He advised eight bids were submitted ranging from the Shore Top bid as the lowest, responsible bidder to the highest bid of \$367,343.00. He said the scope of work includes the resurfacing of South Drive.

**Authorize Award of Proposal – Sale of Unscreened Mulch**

President Halloran stated the Department of Public Works currently has approximately 6,000 cubic yards of unscreened mulch and another 3,000 cubic yards of screened mulch, which is mostly leaf by products from trees within the Township. He said the mulch is suitable for landscaping and offered free of charge to the residents of the Township. He said it is also utilized in various Township parks and recreation areas or as landscaping around Township owned buildings. He advised the existing stockpile is now in excess of Township and resident needs and is being offered to commercial business. He said this resolution authorizes the sale of unscreened mulch to Advanced Soil Technologies, Brick, in the amount of \$0.50 per cubic yard. He noted no bids were received for screened mulch.

**Authorize Award of Contract – Purchase & Delivery of One Ford F-550 Dump Truck with Snowplow through NJPA National Cooperative**

Councilman Fozman stated this vehicle was approved in the 2017 capital budget and will be used by the department of public works. He said this is a Ford Super Duty dump truck with snow plow and also has a salt spreader and a liquid calcium speed control on it. He said this truck will be purchased through the National Joint Powers Alliance at a cost of \$118,617.44.

**Authorize Change Order No. 1 – Professional Accountant Service Contract**

President Halloran explained this resolution approves a contract change order for Bowman & Company, Voorhees, in an amount not to exceed \$6,500.00 to complete an Arbitrage Calculation Report. He noted Bowman & Company are the Township's current Professional Accountants and are capable of performing the requirements needed for the Township to be in compliance with the IRS. He explained Arbitrage is the ability to obtain tax-exempt bond proceeds and invest the funds in higher yielding taxable securities, which would result in a profit. He said as a result, the Federal Government has issued regulations to restrict the use of tax-exempt bond proceeds. He stated all tax exempt bond issues which were issued on or after September 1, 1986 are subject to the Arbitrage Rebate requirements, those being, that any profit or "arbitrage" be rebated to the Federal Government.

**Authorize Change Order No. 1 and Change Order No. 2 – Final – Pedestrian Improvements to Lanes Mill and Midstreams Road Project**

President Halloran stated this is a change order decrease in the amount of \$46,583.46 as a result of reconciling all of the as-built quantities for this project which was the implementation of a grant the Township received from the New Jersey Department of Transportation for the Safe Routes to School program for pedestrian safety improvements along Midstreams and Lanes Mill Road.

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**Authorize Change Order No. 3 – Final – Roadway Improvements to Isolated Streets Project.**

President Halloran stated this is a change order decrease in the amount of \$47,038.60.

**Authorize Special Events Permit – Wepa Quenepa Grand Opening**

President Halloran stated this special event is scheduled for Saturday, September 23<sup>rd</sup> from 11 am to 2 pm at the restaurant located in the Shop Rite Plaza.

**Authorize Special Events Permit – EakFest**

President Halloran stated this special event is scheduled for Friday, October 20<sup>th</sup> and Saturday, October 21<sup>st</sup> at the VFW Post on Adamston Road.

**Tax Collector:**

Joanne Bergin advised the following:

- Tax Overpayments – 2017: Block 1033.04 Lot 11 in the amount of \$1,704.56; Block 1094 Lot 2.01 in the amount of \$1,968.06 and Block 177 Lot 19 in the amount of \$1,557.53.

President Halloran opened the public hearing on the Resolutions.

Nan Coll, 18 Greenbriar Boulevard, asked what was the final bid on the Tow Truck.

Joanne Bergin advised they are going out to receive bids for the Tow Truck it has not been awarded.

John Sluka, 950 Sylvia Court, asked for clarification on the change order for the Professional Accountant Services.

Joanne Bergin advised this change order is to pay the firm outside of the typical contract with them to do this one specific exercise.

There were no further comments from the audience.

President Halloran closed the public hearing on the Resolutions.

President Halloran opened the public hearing on the Computer Bill Resolution.

There were no comments from the audience.

President Halloran closed the public hearing on the Computer Bill Resolution.

Motion by Councilwoman Pontoriero and seconded by Councilman Mummolo to adopt the following Resolution:

- All Council Members voted AYE on Roll Call, except:  
Councilman Fozman ABSTAINED on BTMUA;  
Vice President Zapcic ABSTAINED on Gannett and NJ Press Media.

**2017 Computer Bill Resolution in the amount of \$11,065,564.91**

President Halloran opened the public hearing on the Manual Bill Resolution.

There were no comments from the audience.

President Halloran closed the public hearing on the Manual Bill Resolution.

Motion by Councilwoman Pontoriero and seconded by Vice President Zapcic to adopt the following Resolution:

- All Council Members voted AYE on Roll Call.

**2017 Manual Bill Resolution in the amount of \$3,365,041.02**

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President Halloran opened the public hearing portion of the meeting.

Ron Dilenge, Sewell, NJ, explained his issue with receiving a fine from the building department for not having a township permit to install an elevator in a private home. He explained the permit he obtained was from the State and feels the fine was unfair and asked for a remedy.

Joanne Bergin advised she is aware of his situation and explained this is an issue between himself and the general contractor since the general contractor paid the fine and has not asked for the fine waived.

Tony Matthews, Brick Resident, spoke about the issues at the Board of Education with regards to their no bid contracts.

John Sluka, 950 Sylvia Court, read his letter regarding the parkway construction project.

Steve Brill, 806 Jenny Court, spoke about the no net loss grant for trees.

Nan Coll, 18 Greenbriar Boulevard, questioned Councilwoman deJong on her comments at the last council meeting regarding partnering with someone about the traffic and/or roads. She spoke of needing more street lights on Burnt Tavern Road.

Councilwoman deJong responded it is a conglomerate of DCA, DOT, County Township Professionals along with other local groups.

There were no further comments from the audience.

President Halloran closed the public hearing portion of the meeting.

Councilwoman deJong spoke of upcoming events.

Councilman Fozman spoke about recycling.

Vice President Zapcic spoke of upcoming events.

President Halloran said he attended the 9/11 Remembrance Ceremony at Windward Beach Park with the Mayor and other Council Members and said it was very moving.

Motion by Vice President Zapcic and seconded by Councilman Mummolo to Adjourn the meeting at 7:45 p.m.

All Council Members voted AYE.

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Arthur Halloran  
Council President

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Lynnette A. Iannarone  
Township Clerk