

**Brick Township Council
December 29, 2017
Caucus/Public Meeting
10:00 AM
Agenda No. 2**

1. Call to order.
2. 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). At this time please silence or turn off your cell phone.
3.
 - a. Roll Call.
 - b. Salute to the Flag/Pledge of Allegiance /Moment of Silence.
 - c. Approve Minutes of December 19, 2017 Meeting.

Consent Agenda

“All matters listed under item “Consent Agenda” will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed from the Consent Agenda and will be considered separately.”

4. Resolutions:
 - ___ 1. Authorize Budget Appropriation Transfers.
 - ___ 2. Authorize Transfers into Dedicated Trust Funds.
 - ___ 3. Authorize Award of Contract – Employee Health Benefits Coverage – Horizon Blue Cross Blue Shield.
 - ___ 4. Authorize Award of Contract – Purchase & Delivery - 2018 Ford Transit Van through NJPA National Cooperative.
 - ___ 5. Authorize Change in Contract Assignment for Public Safety Uniforms.
 - ___ 6. Authorize Disposal of Public Safety Uniforms.
 - ___ 7. Authorize Award of Proposal – Vending Machines at the Teen Center.
 - ___ 8. Authorize Award of Bid – CDBG Housing Rehabilitation Program Project #12-11.
 - ___ 9. Authorize Award of Bid – CDBG Housing Rehabilitation Program Project #16-09.
 - ___ 10. Tax Collector:
 - a. Authorize Fixing of Interest on Taxes and Assessments – 2018.
 - ___ 11. **Authorize Extension of the Memorandum of Agreement - Police Benevolent Association Local 230.**

*****End of Consent Agenda*****

 - ___ 12. Bill Resolution – Computer 2017.
 - ___ 13. Bill Resolution – Manual 2017.

5. Public Comments.

Please note that each person addressing the Council during any section of the meeting during which public comment is permitted shall limit his/her remarks to five minute pursuant to Brick Township Administrative Code Section 2 -33B.
6. Council Comments.
7. Motion to Adjourn.

**And any other matters which may come before Council.
Formal Action may be taken at all meetings.**

**** The Township Council Reorganizational Meeting will be held on Monday, January 1, 2018 at 3:00 p.m.**

RESOLUTION

WHEREAS, a review of the disbursements and commitments against the 2017 budget has disclosed the necessity for certain adjustments to the budget appropriations; and,

WHEREAS, N.J.S.A. 40A:4-58 authorizes transfers during the last two months of any fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean, State of New Jersey, as follows:

1. That the following transfers between certain 2017 Budget appropriations be and the same are hereby authorized:

GENERAL APPROPRIATIONS WITHIN/OUTSIDE CAP

**Transferred To:
Salary and Wages**

Purchasing	\$	5,000.00
Administration	\$	11,000.00
Collector	\$	3,000.00
Dispatch	\$	15,000.00
Recreation	\$	3,000.00
X-Guards	\$	2,000.00
Buildings & Grounds	\$	2,000.00
EMT Services	\$	35,000.00
<i>Subtotal</i>	<u>\$</u>	<u>76,000.00</u>

**Transferred To:
Other Expenses**

Bd of Adjustment	\$	4,000.00
Affordable Housing	\$	7,000.00
Vehicle Maintenance	\$	5,000.00
Health Insurance	\$	500,000.00
<i>Subtotal</i>	<u>\$</u>	<u>516,000.00</u>

Total Transferred To \$ 592,000.00

**Transferred From:
Salary and Wages**

Finance	\$	17,000.00
Solid Waste	\$	200,000.00
S/W Adjustment	\$	75,000.00
<i>Subtotal</i>	<u>\$</u>	<u>292,000.00</u>

**Transferred From:
Other Expenses**

Landfill	\$	300,000.00
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Total Transferred From \$ 592,000.00

Agenda #	Date
4-1	10/29/17
Agenda #	Date
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CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick on December 29, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Township Council has established Dedicated Trust Funds for the purpose of providing funding for Accumulated Absence Liabilities and Snow Trust Removal; and,

WHEREAS, the council wishes to transfer funds from the 2017 current fund budget into these Dedicated Trust Funds.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Brick, County of Ocean, State of New Jersey, hereby authorizes the following:

The Chief Financial Officer is authorized to transfer \$825,000 into the Dedicated Account for Accumulated Absence Liabilities and \$500,000 into the Dedicated Account for Snow Removal for a total authorized transfer of \$1,325,000.

The Chief Financial Officer is authorized to transfer said amounts from 2017 Current Fund Budget accounts consisting of transferring from Accumulated Leave Compensation, \$600,000, S&W Adjustment, \$225,000, Solid Waste Collection S/W, \$100,000, Police S/W, \$50,000 and Roads O/E, \$350,000.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on December 29, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-2	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Fairview Insurance Agency Associates, LLC is the Broker of Record for the Township of Brick for Employee and Retirees Health Benefits Insurance Coverage; and

WHEREAS, Fairview Insurance Agency has solicited proposals for Employee and Retirees Health Benefits Insurance Coverage; and

WHEREAS, the Human Resources Director has reviewed the proposals and recommends award to Horizon Blue Cross Blue Shield to provide medical coverage for Township of Brick employees and retirees; and

WHEREAS, Horizon Blue Cross Blue Shield has the ability and experience in the field of this endeavor and the service meets the definition of an exemption under N.J.S.A. 40A:11-5.1(m) of the Local Public Contracts Law and is considered an Extraordinary Unspecifiable Service under P.L. 2004, c.19 (Pay to Play); and

WHEREAS, it is the desire of the Township Council to award a contract to Horizon Blue Cross Blue Shield, 3 Penn Plaza East, PP-04K, Newark, NJ 07105-2200 as an Extraordinary Unspecifiable Service in accordance with the provisions of N.J.S.A. 40A:11-5 and 5:34-2.1 et. seq.; and

WHEREAS, it is the desire of the Township to provide said coverage at the rates negotiated by Fairview Insurance Agency Associates, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the Township of Brick does hereby accept the proposal negotiated by Fairview Insurance Agency Associates, LLC to award a contract to Horizon Blue Cross Blue Shield to provide third party administrative services to the Township of Brick Employees and Retirees Health Benefits Insurance Coverage at the rate of \$67.63 per employee per month plus claims costs.
2. That this contract is awarded pursuant to N.J.S.A. 40A:11-5(m) and 5:34-2.1 et. seq. as an Extraordinary Unspecifiable Service pursuant to the NJ Public Contracts Law and Regulations.
3. That funding for this service is contingent upon an adequate appropriation in the 2018 Employee Group Insurance Budget.
4. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of agreement, which shall be available for public examination in the office of the Township Clerk during normal business hours.
5. That the term of this contract is for a period of twelve months and shall commence on January 1, 2018.
6. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
7. That a certified copy of this resolution shall be forwarded to Fairview Insurance Agency Associates, LLC, Horizon Blue Cross Blue Shield, Business Administrator, Chief Financial Officer, Human Resources Director and the Purchasing Agent.

CERTIFICATION

I, Lynnette Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on this day 29th day of December, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

Agenda # 43	Date 12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, P.L. 2011, c. 139 allows contracting units to enter into agreement with state, regional, or single government agencies that award contracts for its own use and is authorized under its own laws to extend those contracts to other government agencies; and

WHEREAS, on July 23, 2013 the Governing Body authorized the Township to enter into an agreement with the National Joint Powers Alliance, hereinafter referred to as NJPA, to purchase goods and/or services in order to make the procurement process more efficient and to provide cost savings to the Township; and

WHEREAS, it is the desire of the Recreation Director to purchase one (1) New 2018 Ford Transit Van (S4X) T-350 HD 148EL Hi Rf 10360 GVWR Sliding RH Dr with Upfit through the NJPA; and

WHEREAS, the NJPA awarded a contract to National Auto Fleet Group of Watsonville, CA under Contract #120716 for Vehicles, Cars, Vans, SUV's and Light Trucks with Related Equipment, Accessories and Services.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, as follows:

1. That the Governing Body of the Township of Brick authorizes the purchase and delivery of one (1)) New 2018 Ford transit Van (S4X) T-350 HD 148EL Hi Rf 10360 GVWR Sliding RH Dr with Upfit through the NJPA National Cooperative in the total amount of \$40,267.83.
2. That the NJPA has awarded a contract to National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076 under Contract #120716 for Vehicles, Cars, Vans, SUV's and Light Trucks with Related Equipment, Accessories and Services.
3. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
4. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
5. That the Township Clerk shall further forward a certified copy of this Resolution to National Joint Powers Alliance, National Auto Fleet Group, Business Administrator, Chief Financial Officer, Recreation Director and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting of said Council on the 29th day of December, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

Agenda # 44	Date 12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, on March 7, 2017 the Township Council awarded the Public Safety Uniform contract to various vendors; and

WHEREAS, Red the Uniform Tailor recently submitted a Bill of Sale and Assignment informing the Township they have sold their business to Galls LLC, 1340 Russell Cave Road, Lexington, KY 40505; and

WHEREAS, Galls has agreed to be bound to all terms and conditions set forth in the Public Safety Uniform Bid Contract #17003 and will honor and perform all obligations under same contract; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the Township does hereby accept the Red the Uniform Tailors Bill of Sale and Assignment and hereby awards the contract to Galls, LLC, 1340 Russell Cave Road, Lexington, KY 40505
2. That all Terms and Conditions of the Contract will remain the same.
3. That a certified copy of this resolution shall be forwarded to the Red the Uniform Tailor, Galls LLC, Business Administrator, Chief Financial Officer, Police Chief and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on 29th day of December, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-5	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

DISPOSAL OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE

WHEREAS, it has been brought to the attention of the governing body of the Township of Brick by the Purchasing Agent that there exists a surplus of personal property no longer needed for public use; and

WHEREAS, the Local Public Contract Law 40A:11-36 provides for the Sale and/or other Disposition of personal property which mandates the options available to the municipality for such disposal; and

WHEREAS, the Police Department has seventy-five (75) uniform pants, seventy-five (75) uniform shirts and ten (10) uniform sweaters no longer needed for public use; and

WHEREAS, the Police Department has certified that the fair market value of the equipment does not exceed 15 percent of the bid threshold.

WHEREAS, the Township of Brick intends to dispose of the aforementioned items of personal property no longer needed for public use.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, AND STATE OF NEW JERSEY, as follows:

1. That the Purchasing Agent is hereby authorized to dispose of the seventy-five (75) uniform pants, seventy-five (75) uniform shirts and ten (10) uniform sweaters no longer needed for public use in accordance with N.J.S.A.40A:11-36.
2. That a certified copy of this resolution shall be forwarded to the Business Administrator, Chief Financial Officer, Chief of Police and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 29th day of December 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-6	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, formal proposals were solicited by the Township of Brick to provide, install and maintain coin and paper money vending machines at the Recreation Teen Center, 270 Chambers Bridge Road, Brick NJ; and

WHEREAS, the proposals have been reviewed by the Recreation Director; and

WHEREAS, the Recreation Director has recommended the award of said proposal to the highest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. That the proposal to provide, install and maintain coin and paper money vending machines for Snacks and Liquids Machines is hereby awarded to S&L Healthy Vending LLC, P.O. Box 351, New Hope, PA 18938.
2. That the price for Liquids will be \$250.00 per year and the price for Snacks will be \$250.00 per year, making the total rate of \$500.00.
3. That the term of this contract shall be for one (1) year to commence on January 1, 2018 and conclude on December 31, 2018.
4. That a copy of this resolution shall be forwarded to S&L Healthy Vending, Business Administrator, Recreation Director and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 29th day of December, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-7	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Sealed bids were received by the Division of Land Use of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 12-11**, on December 6, 2017; and

WHEREAS, the bids have been reviewed by the Township Planner; and

WHEREAS, the Township Planner has recommended award of said bid to the lowest responsive and responsible bidder being in full compliance with the bid specifications.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, as follows:

1. That the bid for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 12-11** is hereby awarded to **Nic-Lex Construction, LLC, 11 New Castle Court, Toms River, N.J. 08753** for a total bid amount of \$20,050.00.
2. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
3. That the Township Clerk shall further forward a certified copy of this resolution to **Nic-Lex Construction, LLC, Business Administrator, Township Planner, Chief Financial Officer and the Purchasing Agent.**

CERTIFICATION

I, **Lynnette A. Iannarone**, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on December 29, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-8	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Sealed bids were received by the Division of Land Use of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 16-09**, on December 6, 2017; and

WHEREAS, the bids have been reviewed by the Township Planner; and

WHEREAS, the Township Planner has recommended award of said bid to the lowest responsive and responsible bidder being in full compliance with the bid specifications.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, as follows:

1. That the bid for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 16-09** is hereby awarded to **David Clark Construction, LLC, 5 Cedar Crest Drive, Bayville, N.J. 08721** for a total bid amount of \$18,700.00.
2. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
3. That the Township Clerk shall further forward a certified copy of this resolution to David Clark Construction, LLC, Business Administrator, Township Planner, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on December 29, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-9	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

IT IS HEREBY RESOLVED by the Township Council of the Township of Brick, in accordance with NJSA 54:4-67, to permit the fixing of the interest to be charged on taxes and assessments at 8% per annum on the first \$1,500.00 and allows 18% on any amount in excess of \$1,500.00 to be calculated from statutory due date until actual payment. Additional penalty of 6% to be collected against a delinquency in excess of \$10,000.00 on properties that remain unpaid at the end of the 2018 calendar year. There will be allowed the maximum ten (10) day grace period on quarterly tax payments.

BE IT FURTHER RESOLVED that the statutory penalty on a tax sale redemption has been increased pursuant to NJSA 54:4-67 as follows:

- 1. 2% - \$200.00 to \$4,999.00
- 2. 4% - \$5,000.00 to \$9,999.00
- 3. 6% - \$10,000.00 and over

NOW, THEREFORE, BE IT RESOLVED by the Township Council in the Township of Brick, County of Ocean and State of New Jersey, that the Tax Collector is hereby authorized and directed to charge the fees and interest described above.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on 29th day of December, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-10a	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A MEMORANDUM OF AGREEMENT WITH THE BRICK TOWNSHIP POLICEMEN'S BENEVOLENT ASSOCIATION LOCAL 230 AND THE BRICK TOWNSHIP POLICEMEN'S SUPERIOR OFFICERS ASSOCIATION

WHEREAS, the Township and the Brick Township Policemen's Benevolent Association Local 230 and the Brick Township Policemen's Superior Officers Association (collectively, the "PBA") previously entered into a Collective Negotiations Agreement, with effective dates of January 1, 2016 through December 31, 2018 (the "CNA"); and

WHEREAS, the Township and the PBA have agreed to amend the CNA to implement certain changes to the terms and conditions, set forth in the Memorandum of Agreement on file in the Township Clerk's Office as Exhibit A (the "MOA"); and

WHEREAS, the PBA has voted to approve the amendments set forth in the MOA; and

WHEREAS, the Township Council now desires to authorize the Mayor to execute the Settlement Agreement subject to the terms of this Resolution.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Township Council hereby authorizes the Mayor to execute, and the Township Clerk to attest, to the Memorandum of Agreement between the Township and the Brick Township Policemen's Benevolent Association Local 230 and the Brick Township Policemen's Superior Officers Association, to implement amendments to the previously entered into Collective Negotiations Agreement, with effective dates of January 1, 2016 through December 31, 2018.
2. That the Township Clerk shall forward a certified copy of this Resolution to the Township Attorney and to the Brick Township Policemen's Benevolent Association Local 230.

CERTIFICATION

I, Lynnette A. Iannarone, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on December 29, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 29th day of December, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-11	12/29/17
Agenda #	Date
Agenda #	Date
Agenda #	Date