

**January 16, 2018  
Caucus/Public Meeting  
7:00 PM  
Agenda No. 1**

1. Call to order.
2. Adequate notice of this meeting was provided and published in Asbury Park Press and The Ocean Star on December 15, 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)). 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 Reports of Municipal Officers.
  - d. Approve Minutes of December 29, 2017 Meeting.
  - e. Presentation - Epiphany Church – Sue Hermida.

**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 Cancellation of Grant Appropriated Reserves & Receivables.
  - \_\_\_ 2. Authorize Award of Bid – Municipal Building Reconstruction of West Stairs & Sidewalk.
  - \_\_\_ 3. Authorize Sale of Surplus Property – Solar Renewable Energy Certificates (SREC's) Flettexchange.com Auction.
  - \_\_\_ 4. Authorize Clothing Donation - Fundraiser for BMAC.
  - \_\_\_ 5. Authorize Purchasing Agent to enter into certain contracts for purchases and services with certain vendors under County Contracts.
  - \_\_\_ 6. Authorize Person-to-Person Transfer of Plenary Retail Consumption License – Famous Dave's.
  - \_\_\_ 7. Bond Releases/Reductions:
    - a. Inspection Fund Release – Greg's Green Thumb of NJ - 280 Brick Blvd.
    - b. Inspection Fund Release – Kenneth Frank Diana, DDS – 429 Nassau St.
    - c. Performance Bond Release – 2086 Route 88, LLC – 2086 Route 88.
    - d. Road Construction Bond Release – Arya Properties – 177 Royal Dr.
- \*\*\*\*\***End of Consent Agenda**\*\*\*\*\*
- \_\_\_ 8. Bill Resolution – Computer 2018.
  - \_\_\_ 9. Bill Resolution – Manual 2018.

5. Ordinances on First Reading:

- \_\_\_ 1. Authorize Acceptance of the Donation of Property – Block 224.14 Lot 14.
- \_\_\_ 2. Amend Chapter 145-3.1 Construction Codes – Schedule of Fees.
- \_\_\_ 3. Amend Chapter 250-29 - Fire Safety Fees.
- \_\_\_ 4. Amend Chapter 288-52 Title 39 – Various Traffic Regulations.

6. 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 minutes pursuant to Brick Township Administrative Code Section 2 -33B.**

7. Council Comments.

8. Motion to Adjourn.

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

**\*\*\* Next scheduled Caucus/Public meeting of the Township Council will be on Tuesday, January 30, 2018 at 7:00 p.m.**

**RESOLUTION**

**Authorization to Cancel Grant Appropriated Reserves and Receivables**

**WHEREAS**, certain balance sheet items remain outstanding, uncollectable, and unspent; and

**WHEREAS**, it is necessary to formally cancel said Grants Receivable and Appropriated Reserve balances which will not be received and not be expended.

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

The Grants Receivable balances as reflected below are hereby canceled:

Bulletproof Vest Partnership 2014	16,179.36
Bulletproof Vest Partnership 2015	10,632.25
Cops in Shops – Summer 2017	400.00
Highway Safety 2017	1,546.01
MACADA 2016/17	12,081.48
No Net Loss 2013	<u>1,147.50</u>
	<b><u>\$ 41,986.60</u></b>

The Appropriated Reserve balances as reflected below are hereby canceled:

Bulletproof Vest Partnership 2015	10,632.25
Cops in Shops – Summer 2017	400.00
Highway Safety 2017	1,546.01
MACADA 2016/17	<u>12,081.48</u>
	<b><u>\$ 24,659.74</u></b>

A certified copy of this resolution is to be forwarded to the Chief Financial Officer.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the forgoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick on January 16, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16th day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-1	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for the **Municipal Building Reconstruction of the West Stairs and Sidewalk** on December 12, 2017; and

**WHEREAS**, the bids have been reviewed by CME, Consulting Engineer; and

**WHEREAS**, the Consulting Engineer 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 AND STATE OF NEW JERSEY, as follows:**

1. That the bid for the **Municipal Building Reconstruction of the West Stairs and Sidewalk** is hereby awarded to A-Tech Concrete Co., 11 Taylor Road, Edison, N.J. 08817 for a total bid amount of \$196,400.00.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
3. 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.
4. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A11-24.
5. That the Township Clerk shall further forward a certified copy of this resolution to A-Tech Concrete, CME Associates, Business Administrator, Chief Financial Officer, Township Engineer 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 16<sup>th</sup> day of January, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-2	1/16/18
	Date
	Date
	Date

**RESOLUTION**

**SALE 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 Contracts Law 40A:11-36 provides for the sale and disposition of personal property no longer needed for public use; and

**WHEREAS**, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

**WHEREAS**, the sales are being conducted pursuant to the Division of Local Government Services Local Finance Notices 2008-9 and 2008-21R ; and

**WHEREAS**, the Township of Brick intends to utilize the online auction services of Flett Exchange, LLC, 15 Exchange Place, Suite 710, Jersey City, NJ 07302 at the website [www.flettexchange.com](http://www.flettexchange.com); and

**WHEREAS**, the Purchasing Agent has indicated that there are one hundred sixty-seven (167) Solar Renewable Energy Certificates (SRECs) which are surplus personal property no longer needed for public use identified as Auction 2018-1 and requests authorization to auction the surplus on the Flett Exchange website.

**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 advertise the sale of surplus personal property no longer needed for public use identified as Auction 2018-1 in accordance with N.J.S.A.40A:11-36 for the sale of one hundred sixty-seven (167) Solar Renewable Energy Certificates (SRECs).
2. That the Purchasing Agent is hereby authorized to sell the surplus personal property no longer needed for public use identified as Auction 2018-1 pursuant to Local Finance Notices 2008-9 and 2008-21R.
3. That the Purchasing Agent is hereby authorized to post the sale of personal property no longer needed for public use identified as Auction 2018-1 on the internet at Flett Exchange auction website at [www.flettexchange.com](http://www.flettexchange.com).
4. That the Terms and Conditions of the agreement entered into with Flett Exchange are available in the Township Clerks Office.
5. That a certified copy of this Resolution shall be forwarded to Flett Exchange, Business Administrator, 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 certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 16<sup>th</sup> day of January 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

Agenda #	Date
4-3	1/16/18
Agenda #	Date
Agenda #	Date

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

**WHEREAS**, formal proposals were solicited by the Township of Brick to organize a Clothing Drive Fundraiser for the Brick Municipal Alliance (BMAC); and

**WHEREAS**, the Township will schedule the Clothing Drive Fundraiser on specific dates whereby the successful bidder will pick-up the donations from a pre-determined site and weight the bags; and

**WHEREAS**, the successful bidder agrees to pay the Township the proposal rate per pound per donation; and

**WHEREAS**, the proposals were reviewed by the Recreation Director; and

**WHEREAS**, the Recreation Director has recommended the award of said proposal to the vendor which is most advantageous to the Township with price and other factors considered.

**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 pick-up clothing donations from a pre-determined site and weight the bags is hereby awarded to B&B Management Co., 62 Jackson Street, Freehold, N.J. 07728.
2. That the price for this service shall be twenty cents (.20¢) per pound per donation payable to the Township.
3. That the term of this contract shall be for one (1) year to commence on January 17, 2018 and conclude on January 16, 2019.
4. That a copy of this resolution shall be forwarded to B&B Management, 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 16<sup>th</sup> day of January 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

*Revised*

Agenda # 44	Date 1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**RESOLUTION AUTHORIZING THE PURCHASING AGENT TO ENTER INTO CONTRACTS FOR THE PURCHASE OF GOODS AND OR SERVICES WITH CERTAIN VENDORS UNDER COUNTY CONTRACT PURSUANT TO 5:34-7.21**

**WHEREAS**, N.J.S.A. 5:34-7.21 provides that any contracting unit under this regulation may without advertising for bids, or having rejected all bids obtained pursuant to advertising therefore, purchase materials, supplies or equipment under any contract for such materials, supplies or equipment entered into on behalf of the County of Ocean, State of New Jersey; and

**WHEREAS**, pursuant to that section, the Township Council is desirous of authorizing the Purchasing Agent to enter into contract, on behalf of the Township, for the acquisition of materials, supplies or equipment or the retaining of services on an as need basis.

**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 pursuant to N.J.S.A. 5:34-7.21 the Purchasing Agent be and hereby is authorized to enter into agreements on behalf of the Township, for the performance of work or the furnishing of materials, equipment or supplies for only items/services specified in the applicable county contract (s) from the contract vendor(s) of record.
2. That this resolution be and hereby is adopted in accordance with the schedule of County Contract documents on file, from time to time, in the Division of Purchasing and Contracting.
3. That such records are on file in the Division of Purchasing and Contracting shall be made available for public examination.
4. That the Township Clerk shall forward a certified copy of this resolution to the Business Administrator, Chief Financial Officer and the Purchasing Agent.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the 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 regular meeting of said Council on the 16<sup>th</sup> day of January, 2017.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-5	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, an application has been filed for a person-to-person transfer of plenary retail consumption license number 1506-33-035-003 heretofore issued to Famous Dave's Ribs, Inc. to be transferred to FRIT Leasing & Development Services, Inc., 1626 East Jefferson Street, Rockville, MD 20852 in the inactive status; and

**WHEREAS**, the Municipal Clerk has advised that the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, and the regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the Municipal Clerk has advised that the applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license, as well as the licensed business and all additional financing obtained in connection with the licensed business; and

**WHEREAS**, the Municipal Clerk has advised that the application for a person- to-person transfer has been submitted in accordance with requirements of the Division of Alcoholic Beverage Control, and the applicant has been reviewed and approved by the Brick Township Police Department; and

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

1. The application for the person-to-person transfer of plenary retail consumption license number 1506-33-035-003 to FRIT Leasing & Development Services, Inc. is hereby approved in the inactive status in accordance with the application submitted.
2. Operate as a family restaurant with at least one hundred fifty (150) seats.
3. That the licensee shall agree to conditions placed upon this license for a minimum of one (1) year from the initial date of issuance and subject to an annual review.
4. That a copy of this resolution shall be forwarded to the Division of Alcoholic Beverage Control and the applicant.

**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 January 16, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
MUNICIPAL CLERK

Agenda #	Date
4-6	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated December 26, 2017 that there is \$192.30 remaining in the engineering inspection fund from Greg's Green Thumb of NJ, Inc., PO Box 723, 19 Popper Street, Manahawkin, NJ 08050 for Block 382.20 Lot 31 (280 Brick Boulevard) in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer has advised that all the required improvements have been completed and are acceptable; and

**WHEREAS**, the Assistant Township Engineer recommends that the \$192.30 remaining in the engineering inspection fund be returned to the applicant; and

**WHEREAS**, the Township Council is satisfied with the recommendations of the Assistant Township Engineer.

**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 \$192.30 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
  - a. Assistant Township Engineer
  - b. Chief Finance Officer
  - c. Applicant

**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 January 16, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
MUNICIPAL CLERK

Agenda #	Date
4-7a	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date



**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated December 29, 2017 that there is \$450.77 remaining in the engineering inspection fund from Dr. Kenneth Frank Diana, DDS, PA, 419 Nassau Street, Brick, NJ 08723 for Block 446.24 Lot 2 in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer has advised that all the required improvements have been completed and are acceptable; and

**WHEREAS**, the Assistant Township Engineer recommends that the \$450.77 remaining in the engineering inspection fund be returned to the applicant; and

**WHEREAS**, the Township Council is satisfied with the recommendations of the Assistant Township Engineer.

**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 \$450.77 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
  - a. Assistant Township Engineer
  - b. Chief Finance Officer
  - c. Applicant

**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 January 16, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
MUNICIPAL CLERK

Agenda #	Date
4-76	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, 2086 Route 88, LLC, 79 Route 520, Englishtown, NJ 07726 had posted NGM Insurance Company Subdivision/Site Plan Bond No. S294511 in the amount of \$54,196.96 and a cash performance bond in the amount of \$6,021.88 to guarantee certain site improvements to Block 1043 Lot 1 (2086 Route 88, BA-2839) in the Township of Brick; and

**WHEREAS**, the Township Engineer, by letter dated December 28, 2017 has advised that the required improvements have been completed and are acceptable; and

**WHEREAS**, the Township Engineer recommends that NGM Insurance Company Subdivision/Site Plan Bond No. S294511 in the amount of \$54,196.96 and the cash performance bond in the amount of \$6,021.88 (plus interest if applicable) be returned to the applicant; 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 NGM Insurance Company Subdivision/Site Plan Bond No. S294511 in the amount of \$54,196.96 and the cash performance bond in the amount of \$6,021.88 (plus interest if applicable); and
2. That the Township Clerk forward certified copies of this resolution to the following:
  - a. Chief Financial Officer
  - b. Assistant Township Engineer
  - c. Applicant/Developer

**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 January 16, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
MUNICIPAL CLERK

Agenda #	Date
4-7c	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Arya Properties, LLC, PO Box 145, Island Heights, NJ 07732 had posted with the Municipal Clerk a cash performance bond in the amount of \$1,500.00 to guarantee road restoration to Block 324.25 Lot 7 (177 Royal Drive) in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated December 28, 2017 that the restoration of the road has been completed and is acceptable and he recommends that the cash performance bond in the amount of \$1,500.00 be returned to the applicant; and

**WHEREAS**, the Township Council is satisfied with the recommendations of the Assistant Township Engineer.

**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 cash performance bond in the amount of \$1,500.00 be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
  - a. Applicant
  - b. Chief Financial Officer
  - c. Assistant Township Engineer

**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 January 16, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 16<sup>th</sup> day of January, 2018.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
MUNICIPAL CLERK

Agenda #	1/Date
4-7d	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**ORDINANCE**

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, AUTHORIZING THE ACCEPTANCE OF THE DONATION OF PROPERTY KNOWN AS BLOCK 224.14 LOT 14 FOR NO CONSIDERATION**

**WHEREAS**, the owner of property known as Block 224.14 Lot 14 (the "Property"), have proposed to donate the Property to the Township for no consideration; and

**WHEREAS**, the Property is owned by Stephen Wayne Leach and Lisa M. Leach; and

**WHEREAS**, The Township Council desires to accept the donation from the owners for not consideration; and

**WHEREAS**, the Township is required by the provisions of N.J.S.A 40A:12-5 to accept such property acquisitions by ordinance.

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

**SECTION 1.**

- A. The Governing Body hereby authorizes the acquisition by donation of property designated as Block 224.14 Lot 14 for no consideration.
- B. The Mayor and Township Clerk are hereby authorized to sign any necessary documentation to effect the acquisition of title to the Property by donation.
- C. The acceptance of title to the Property by the Township is expressly conditioned on the completion of reasonable due diligence by the Township of the Property, which due diligence shall be completed within sixty (60) days of the final approval of this Ordinance, and which may include a title search, a survey, an environmental assessment and such other due diligence as deemed necessary by the Township.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 4.** This ordinance shall become effective after second reading and publication as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council at a meeting of the Township of Brick held on the 16<sup>th</sup> day of January, 2018, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 30<sup>th</sup> day of January, 2018 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

\_\_\_\_\_  
JOHN G. DUCEY  
MAYOR

Agenda #	Date
5-1	1/16/18
Agenda #	Date
Agenda #	Date

**ORDINANCE**

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY AMENDING CHAPTER §145-3.1 OF THE TOWNSHIP CODE CAPTIONED "CONSTRUCTION CODES, UNIFORM, SCHEDULE OF FEES"**

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that Chapter §145-3.1 of the Codified Ordinances of the Township of Brick is amended to read as follows:

**Chapter 145 CONSTRUCTION CODES, UNIFORM**

**§145-3.1. Schedule of Fees  
A to M (no change)**

**N. Building Subcode Fees**

**(1) and (2) (no change)**

**(3) Renovations, alterations repairs:** For reconstruction, renovations, alterations and repairs of existing buildings or equipment, appliances or portions thereof, the fee shall be based on the cost of construction, except for installation or replacement of mechanical equipment in existing Use R3 or R5 groups which will be based on the mechanical Subcode Fees in section § 145-3.1T below. The cost of the construction shall be determined based on cost data submitted by the applicant in accordance with § **145-3.1B**. The fee shall be cumulative based of the following:

- (a) The fee shall be in the amount of \$50 per \$1,000 for the first \$50,000 of estimated cost, prorated.
- (b) From \$50,001 to and including \$100,000 the fee on the amount exceeding \$50,000 shall be in the amount of \$40 per \$1,000 of estimated cost, prorated.
- (c) Above \$100,000, the fee on the amount exceeding \$100,000 shall be in the amount of \$35 per \$1,000 of estimated cost, prorated.

For example, for work with an estimated cost of \$150,000 the fee shall be:

Cost	Multiplier	Fee
First \$50,000	\$50	\$2,500
Cost from \$50,001 to \$100,000	\$40	\$2,000
For the cost over \$100,000	\$35	\$1,750
		Total fee \$6,250

**(4) to (10) no change**

**O. Plumbing Subcode Fees**

**(1) to (3) (no Change)**

**(4) Special Devices:** For a special device, including but not limited to grease traps, oil separators, refrigeration units, backflow prevention devices equipped with test ports (double check-valve assemblies, reduced pressure zone and pressure vacuum breaker backflow preventers), coils and associated drains for air conditioning systems, steam boilers and hot water boilers, the fee shall be \$100. For rehabilitation of existing structures of use R-3 or R-5 no additional plumbing Subcode fee shall be charged for items included in the Mechanical Subcode Fees listed in § 145-3.1T below.

**(5) to (11) No Change**

**P. Electrical Subcode fees**

**(1) to (5) no change**

**(6) Service Panels, Service Entrances, or Sub Panels:** : For service panels service entrances temporary services or sub-panels other than those used for photo voltaic solar systems, or for an electrical inspector to authorize the reset of a meter to an existing panel the fee shall be based on the ampere ratings listed below, or the appropriate flat fee. For a temporary services panel the fee shall include all integral receptacles associated with the temporary service:

**(a) to (e) (no changes)**

(f) For a meter reset inspection with no work being performed the fee will be a flat fee of \$150

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**(7) No changes**

**(8) Photovoltaic (Solar) systems:** For 1 to 50 Kilowatts the fee shall be \$100

**(a) and (b) (no changes)**

(c) Micro Inverters, inverters with a rating of less than 1 kilowatt, the fee shall be a flat fee of \$75 regardless of the number of micro inverters.

(d) Disconnects and combiner panels: Disconnect and combiner box panel's fees are based on the ampere rating as follows:

[1] 1 to 100 Amperes, the fee is \$75.

[2] For greater than 100 to 225 Amperes, the fee shall be \$180.

[3] For greater than 225 to 600 amperes, the fee shall be \$275

[4] For greater than 600 amperes to 1000 amperes the fee shall be \$650

[5] For greater than 1000 amperes the fee shall be \$700

**(e) Deleted**

(9) Annual Pool Inspection: The fee for the annual electrical inspection of a swimming pool, spa, or hot tub shall be \$65.00. For a second pool on the same site the fee for the second pool shall be \$50.

**Q. Fire Subcode Fees (No changes)**

**R. Elevator:** The fee for witnessing acceptance test, performing inspections, and plan review shall be the following:

(1) **Plan Review Fees:** The plan review fee for a new or altered elevator devices shall be:

(a) For devices in structures of group R-3, R-4, R-5 and devices wholly within dwelling units of R-2 the fee shall be \$70 per device.

(b) For plan review in structures of all other groups, the fee shall be \$365 per device.

(2) **Inspection and tests:** The fees for witnessing acceptance tests and performing inspections on new and altered elevator devices, shall be as follows:

(a) For elevator device inspection and tests in other than Group R-3, R-4 or R-5, and for elevator devices not wholly within dwelling units in structures of Group R-2, the fee shall be as follows:

[1] Traction and winding drum elevators:

[a] One to 10 floors, the fee shall be \$340.

[b] Over 10 floors, the fee shall be \$ 567.

[2] Hydraulic Elevators, the fee shall be \$302.

[3] Roped Hydraulic Elevators, the fee shall be \$340.

[a] Escalators, moving walks, the fee shall be \$302.

[b] Dumbwaiters Fee shall be \$76.

[c] Stairway chairlifts, inclined and vertical wheelchair lifts and man lifts, the fee shall be \$76.

(b) Additional charges for devices in other than Group R-3, R-4 or R-5, and for elevator devices not wholly within dwelling units in structures of Group R-2 equipped with the following features shall be as follows:

[1] Oil Buffers (change per oil buffer): \$60.

[2] Counterweight governor and safeties: \$151.

[3] Auxiliary power generator: \$114.

(c) For elevator devices in structures of Group R-3, R-4 or R-5 or otherwise exempt devices in structures of Group R-2, the fee shall be \$227. If approved by the Construction Official and the appropriate Subcode Official this fee shall be waived when signed statements and supportive inspection and acceptance test reports are filed by an approved qualified agent or agency in accordance with N.J.A.C. 5:23-2.19 and 2.20.

(d) The fee for performing inspections of minor work shall be \$76.

(3) The fees for routine and periodic test and inspections for elevator devices in structures not of Group R-3, R-4 or R-5 otherwise exempt devices in structures of Group R-2 shall be:

(a) For the six-month routine inspection of escalators shall be \$211.

(b) The fee for the one-year periodic inspection and witnessing of test of elevator device shall be as follows:

[1] Traction and winding drum elevators:

[a] One to 10 floors, the fee shall be \$302.

- [b] Over 10 floors, the fee shall be \$362.
  - [2] Hydraulic Elevators, the fee shall be \$227.
  - [3] Roped Hydraulic elevators, the fee shall be \$302.
  - [4] Moving walks, the fee shall be \$484.
  - [5] Dumbwaiters, the fee shall be \$120.
  - [6] Man Lifts, stairway chairlifts, inclined and vertical wheelchair lifts, the fee shall be \$183.
  - [7] Escalators the fee shall be \$484
- (4) Additional yearly periodic inspection charges for Elevator devices in structures not of Group R-3, R-4 or R-5 otherwise exempt devices in structures of Group R-2 equipped with the following features shall be as follows:
- (a) Oil buffers (charge per oil buffer) Fee shall be \$60.
  - (b) Counterweight governor and safeties: \$120.
  - (c) Auxiliary power Generator: \$76.
- (5) The fee for the three-year or five-year inspections of Elevator devices shall be as follows:
- (a) Traction and Winding Drum Elevators:
    - [1] One to 10 floors (five-year inspection): \$513.
    - [2] Over 10 floors (five-year inspection): \$646.
  - (b) Hydraulic and Roped Hydraulic Elevators:
  - (c) Three-year inspection: \$387.
  - (d) Five year inspection: \$227.
- (6) The fee for any reinspection of an elevator device shall be set at \$203.00 and shall be billed separately from the above fees upon the issuance of a Notice of Violation necessitating a reinspection.
- S. Mechanical Subcode Fees: The Mechanical inspector, or in the absence of a Mechanical inspector, the Plumbing Subcode Official, shall have the responsibility for the enforcement of provisions of the code, except electrical, for the installation and replacement of heating or cooling equipment or water heaters or other mechanical equipment such as refrigeration, air conditioning or ventilating apparatus, gas piping or heating systems, or stand-by power generators, in existing buildings of use R-3 or R-5.
- 1. (No Change)
- T. (No change)

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 16<sup>th</sup> day of January, 2018, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 30<sup>th</sup> day of January, 2018 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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JOHN G. DUCEY  
MAYOR

**ORDINANCE**

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY AMENDING CHAPTER §250-29 OF THE TOWNSHIP CODE CAPTIONED "FEES" APPLICABLE TO FIRE SAFETY**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that § 250-29A of the Codified Ordinances of the Township of Brick is hereby amended to establish that the fees applicable to all subsections of fire safety review shall be those fees established by §191-6B, and the amendments for fire safety review fees codified in §250-29A shall read as follows:

A.

<b>Category</b>	<b>Application Fees</b>	<b>Escrow Fees</b>
Fire Safety review	Fees and Escrow as established by <b>§191-6B</b>	

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 16<sup>th</sup> day of January, 2018, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 30<sup>th</sup> day of January, 2018 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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JOHN G. DUCEY  
MAYOR

Agenda #	Date
5-3	1/16/18
Agenda #	Date
Agenda #	Date
Agenda #	Date



## ORDINANCE

### AN ORDINANCE AMENDING CHAPTER 288-52 AND MAKING THE PROVISIONS OF SUBTITLE ONE OF TITLE 39 WITH VARIOUS TRAFFIC REGULATIONS APPLICABLE TO THE FOLLOWING ROADWAYS, STREETS, DRIVEWAYS AND PARKING LOTS BY MOTOR VEHICLES

**WHEREAS**, pursuant to Chapter 288-27 of the Codified Ordinances of the Township of Brick, representatives of the following properties have filed a written consent with the Township of Brick that the provisions of Subtitle One of Title 39 of the revised statutes of New Jersey or Various Traffic Regulations to be made applicable to the semi-public roads, streets, driveways and parking lots located in the Township of Brick, County of Ocean.

**NOW, THEREFORE, BE IT ORDAINED** that Chapter 288-52 is hereby amended as follows to designate the following properties or parts of properties as subject to traffic regulations. Plot plans of the area are on file at the office of the Municipal Clerk and are hereby made a part of these regulations:

**SECTION 1.** § 288-52 of the Township Code of the Township of Brick captioned "Vehicles and Traffic" is hereby amended and supplemented to designate the following properties or parts of properties as subject to the traffic provisions of Subtitle One of Title 39:

The Marketplace at Brick, 465-509 & 515 Route 70	Block 446, Lot 1 & 2
The Drum Point Sports Complex 41 & 43 Drum Point Road	Block 548, Lot 21
Brick Township Housing Authority 151, 157, 165 & 175 Chambers Bridge Road	Block 702, Lots 2, 2.01, 2.03 & 7
Joe Canals- Paramount Realty 720-728 Route 70	Block 702.02. Lot 12.02
Tinali Wines 2746 Hooper Avenue	Block 670, Lot 7
Investors Savings Bank 639 Brick Boulevard	Block 670, Lot 1.01
The Brownstone 624-655 Mantoloking Road	Block 646.02, Lots 1 & 2
CVS- Hooper & Drum Point 2545 Hooper Avenue	Block 552.01, Lot 18.01
Wells Fargo Bank, Rt. 70 575 Route 70	Block 462, Lot 27.01
Public Storage 92 Brick Boulevard	Block 382, Lot 7.01
River Rock 1600 Route 70	Block 1322, Lot 1
Bay Harbor Plaza 55 Brick Boulevard	Block 379, Lot 4
The Habitat Center 588 Route 70	Block 685, Lot 1
Brick Presbyterian Church 111 Drum Point Road	Block 548, Lot 17
Michael's Furniture 214 Brick Boulevard	Block 382.31, Lot 24

Agenda #	Date
3-4	1/16/18
Agenda #	Date

Pediatric Associates 2557 Hooper Avenue	Block 552.01, Lot 14
Doctor's Office – Route 88 1631 Route 88	Block 827, Lot 21
Wawa, Brick Boulevard 96 Brick Boulevard	Block 382, Lot 1.01
Wawa, Brick Boulevard 595 Brick Boulevard	Block 470.01, Lot 16
The Boulevard at Brick 135-143 Brick Boulevard	Block 381, Lot 2
Denino's Pizza 869 Mantoloking Road	Block 589, Lot 1.01
Strip Mall 10 Beaverson Boulevard	Block 382.43, Lot 3.02
Lightning Jack's Marina 505 Ridge Road	Block 1422.17, Lot 27.03
Beaton Boat Yard 72 Beaton Road	Block 70, Lot 18
Offshore Pools 260 Brick Boulevard	Block 382.20, Lot 51.01
Professional Office – Hooper Ave. 2557 Hooper Avenue	Block 552.01, Lot 14
Medical/Professional Office – Rt. 88 1631 Route 88	Block 827, Lot 21

**SECTION 2.** This ordinance shall take effect after second reading and publication as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 16<sup>th</sup> day of January, 2018, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 30<sup>th</sup> day of January, 2018 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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JOHN G. DUCEY  
MAYOR