

**Brick Township Council**  
**April 10, 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 January 5, 2018. 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. Presentations:
    1. Police Promotions.
    2. National Public Safety Telecommunicators Week.
    3. National Library Week – Brick Branch – Susan Gardiner.
    4. National Volunteer Week.
4. Budget Presentations:
  1. Dan Santaniello – Recreation.
  2. Ken Mathis - Parks Department and Ken Somers - Department of Public Works.

**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.”***

5. Resolutions:
    1. Recognize National Public Safety Telecommunicators Week – April 8 - 14<sup>th</sup>.
    2. Recognize National Library Week – April 8 – 14<sup>th</sup>.
    3. Recognize Mayor John G. Ducey – The Arc Ocean County Chapter – 2018 Humanitarian Award.
    4. Certification of Compliance – United States Equal Employment Opportunity Commission.
    5. Authorize Receipt of Bids – Roadway Improvements to Holly Hill Cove.
    6. Authorize Receipt of Bids – Roadway Improvements to Birchwood Park – Phase II.
    7. Authorization for HVAC Services Use of Proprietary Language for Municipal Complex.
    8. Authorize Receipt of Bids – HVAC Services.
    9. Authorize Award of Bid – Summerfest Food Truck Vendors.
    10. Authorize Award of Bid – Beer & Wine Garden Concession.
    11. Authorize Award of Bid – Aerial Fireworks Exhibition.
    12. Authorize Award of Bid – Ice Cream Truck Vendor at Windward Beach & Traders Cove.
    13. Authorize Re-Bid – Ice Machine Concession at Traders Cove Marina.
    14. Authorize Re-Bid – Supply & Operate ATM Machine.
    15. Authorize Re-Bid – Fall Fest Food Vendor Concession.
    16. Authorize Award of Contract – One Towable Boom Hybrid Scissor Lift w/Accessories through NJPA National Cooperative.
    17. Authorize Placement of Tax Liens for Property Clean ups.
    18. Authorize Special Events Permit – Kentucky Derby Hat Party.
    19. Authorize Special Events Permit – Pet Adoption Day.
    20. Authorize Special Events Permit – Marina Party/Pig Roast.
    21. Bond Releases/Reductions:
      - a. Performance Bond Reduction #2 – Mark Fusari – Mantoloking Rd.
      - b. Reforestation Bond Release – Artis Holdings, LLC – Jack Martin Blvd.
    22. Tax Collector:
      - a. Tax Overpayments – 2010.
      - b. Tax Overpayments – 2017.
      - c. Tax Overpayments – 2018.
- \*\*\*\*\*End of Consent Agenda\*\*\*\*\***
23. Bill Resolution – Computer 2018.
  24. Bill Resolution – Manual 2018.

6. Ordinance on First Reading:

1. Amend Metedeconk Village Redevelopment Plan.

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7. Ordinances on Second Reading:

- \_\_\_\_\_1. CAP Rate Index Ordinance.
- \_\_\_\_\_2. Amend Chapter 288 – Traffic Regulations.

8. 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.**

9. Council Comments.

10. 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, April 24, 2018 at 7:00 p.m.**

## RESOLUTION

**WHEREAS**, emergencies can occur at any time that require police, fire or emergency medical services; and

**WHEREAS**, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

**WHEREAS**, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Public Safety Telecommunicators who serve the Township of Brick; and

**WHEREAS**, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and

**WHEREAS**, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and

**WHEREAS**, Public Safety Telecommunicators of the Township of Brick have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

**WHEREAS**, each dispatcher has exhibited compassion, understanding and professionalism during the performance of their job in the past year.

**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. We join Mayor John G. Ducey in praising the men and women who serve the Township of Brick and all communities as Public Safety Telecommunicators.
2. We urge all residents to give thanks for the individuals who serve on the very first line among First Responders.

## CERTIFICATION

I, Lynnette A. 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 of the Township of Brick at a meeting of said Township Council on April 4, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-1	4/10/18
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Agenda #	Date

## RESOLUTION

**WHEREAS**, libraries are not just about what we have for people, but what we do for and with people; and

**WHEREAS**, libraries have long served as trusted and treasured institutions, and library workers and librarians fuel efforts to better their communities, campuses and schools; and

**WHEREAS**, librarians are leaders in their institutions and organizations, in their communities, in the nation and in the world; and

**WHEREAS**, libraries and librarians look beyond their traditional roles and provide transformative opportunities for education, employment, entrepreneurship, empowerment and engagement, as well new services that connect closely with patrons' needs; and

**WHEREAS**, Brick Township is fortunate to be home to a branch of the Ocean County Library system; and

**WHEREAS**, libraries, librarians, library workers and supporters across America are celebrating National Library Week.

**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. We join Mayor John G. Ducey in recognizing April 8-14, 2018 as National Library Week in the Township of Brick and we celebrate this year's theme "Libraries Lead."
2. We urge all residents to celebrate National Library Week by visiting the library and taking advantage of all they have to offer.

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	4/Date
5-2	10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE  
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S  
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in  
Employment Decisions Under Title VII of the Civil Rights Act of 1964"**

**WHEREAS**, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

**WHEREAS**, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

**NOW, THEREFORE BE IT RESOLVED**, That the Township Council of the Township of Brick, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

**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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-4	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, it has been brought to the attention of the governing body of the Township of Brick the Division of Purchasing and Contracting is desirous of receiving bids for the following project:

### ROADWAY IMPROVEMENTS TO HOLLY HILL COVE

**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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. That the Consulting Engineer for the project, ARH Associates, is hereby authorized to prepare formal bid specifications for the above mentioned project.

## 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	4/Date
5-5	10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, it has been brought to the attention of the governing body of the Township of Brick the Division of Purchasing and Contracting is desirous of receiving bids for the following project:

### ROADWAY IMPROVEMENTS TO BIRCHWOOD PARK – PHASE II

**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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. That the Consulting Engineer for the project, CME Associates, is hereby authorized to prepare formal bid specifications for the above mentioned project.

## 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-6	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

### Authorization for HVAC Services Use of Proprietary Language for the Municipal Complex System

**WHEREAS**, in 2010 the Township, at a cost of \$345,505.86, replaced the antiquated HVAC system in the Municipal Complex with a new, energy efficient Andover/Schneider system consisting of, among other things, a specialized control system, master router/controller, field controllers, sensor, power supplies, relay, pressure sensors, other field peripheral devices as well as hardware and software that monitors and detects problems remotely and make minor adjustments to the system remotely; and

**WHEREAS**, the Andover/Schneider software system needs occasional updates and maintenance and the mechanical components of the system requires quarterly inspections, maintenance, service or repair from time to time; and

**WHEREAS**, it has been brought to the attention of the governing body that the Township has a need to continue to obtain a service contract for this system; and

**WHEREAS**, N.J.S.A. 40A:11-13 (d) allows a municipality to acquire goods and/or services of a proprietary nature provided that the acquisition meets the definition set forth in the statute; and

**WHEREAS**, N.J.A.C. 5:34-9.1 of the Local Public Contracts Law Regulations sets forth the requirements that must be followed in order to acquire said goods and/or services of a proprietary nature; and

**WHEREAS**, the Township has a need to invoke this statute as a proprietary service which meets the definition set forth in the above mentioned statute by having a substantial investment in the system and the acquisition of service technicians factory trained, certified and authorized by Andover/Schneider is essential for providing the proper maintenance, inspection, repairs and reprogramming of the system as not to undermine the functionality, efficiency and operational performance of the system.

**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 be and is hereby authorized to prepare bid specifications for HVAC Services for all Township owned facilities and include proprietary language requiring service technicians to be factory trained, certified and authorized by Andover/Schneider for the Municipal Complex System per N.J.S.A. 40A:11-13 (d) and N.J.A.C. 5:34-9.1.
2. The Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.

## 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 as duly passed by the Township Council of the Township of Brick at a regular meeting held on the 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

Agenda #	4/10/18
5-7	Date
Agenda #	Date
Agenda #	Date
Agenda #	Date

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

## RESOLUTION

### AUTHORIZATION TO BID

**WHEREAS**, it has been brought to the attention of the governing body of the Township of Brick the Division of Purchasing and Contracting is desirous of receiving bids for the following item:

### HVAC SERVICES

**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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. That the Division of Purchasing and Contracting is hereby authorized to prepare bid specifications for the above mentioned project.

### 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	4/Date
5-8	10/18
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 **Summerfest Food Truck Vendors** on Tuesday, March 27, 2018; and

**WHEREAS**, the bids have been reviewed by the Director of Recreation, and

**WHEREAS**, the bid submitted by Cool Concessions, 86 Mantoloking Road, Brick, N.J. is hereby rejected for failure to meet the minimum bid amount of \$6,000.00 for exclusive rights to all spaces; and

**WHEREAS**, the Director of Recreation has recommended the award of said bid to the highest responsive and responsible bidders on a per category basis to include Categories 2, 3, 5, 6 and 7.

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

1. That the bid submitted by Cool Concessions, 86 Mantoloking Road, Brick, N.J. is hereby rejected for failure to submit the minimum bid amount of \$6,000.00 for exclusive rights for all spaces.
2. That the bid for Summerfest Food Truck Vendors is hereby awarded to the following vendors per category as indicated on "Attachment A"
  - Tony's Italian Sausage, LTD, 13 Rutgers Street, Hazlet, NJ 07730
  - John & Debbie 'O's, 69 Oak Glen Road, Toms River, NJ 08753
  - Shore Shake, 3459 E. Thistle Avenue, Toms River, NJ 08753
  - My Three Cobs Corn Roasting, 536 Amherst Drive, Brick, NJ 08723
3. That a copy of this resolution shall be forwarded to the all bidders, the Business Administrator, Chief Financial Officer, Director of Recreation and the Purchasing Agent.
4. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.

## CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

Agenda #	Date
5-9	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

## RESOLUTION

**WHEREAS**, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for the Beer & Wine Garden Concession on Tuesday, March 27, 2018; and

**WHEREAS**, the bids have been reviewed by the Director of Recreation, and

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

**WHEREAS**, the bid submitted by Mantoloking Road Alehouse, 247 Mantoloking Road, Brick, N.J. is hereby rejected for failure to submit the minimum bid of \$5,600.00; and

**WHEREAS**, the Director of Recreation has found that Three Boys Corporation, 292 Princeton Avenue, Brick, NJ 08724 is the highest responsive and responsible bidder in full compliance within the bid specification and is therefore recommended for award.

**NOW, THEREFORE, BE IT RESOLVED THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, AS FOLLOWS:**

1. That the bid submitted by Mantoloking Road Alehouse, 247 Mantoloking Road, Brick, N.J. is hereby rejected for failure to submit the minimum bid of \$5,600.00.
2. That the bid for the Beer & Wine Garden Concession is hereby awarded to Three Boys Corporation, 292 Princeton Avenue, Brick, NJ 08724 in the amount of \$6,150.00.
3. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.
4. That a copy of this resolution shall be forwarded to Three Boys Corporation, Mantoloking Road Alehouse, Business Administrator, Chief Financial Officer, Director of Recreation 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 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

Agenda #	Date
5-10	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

## RESOLUTION

**WHEREAS**, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for Aerial Fireworks Exhibitions on Tuesday, March 27, 2018; and

**WHEREAS**, the bids have been reviewed by the Risk Manager and the Director of Recreation; and

**WHEREAS**, the Risk Manager and the Director of Recreation have recommended the award of said bid to the lowest responsive and responsible bidder being in full compliance of the bid specifications; and

**WHEREAS**, a Resolution of the Township of Brick is required by the New Jersey Department of Labor, Division of Workplace Standards, to grant permission for the public display of fireworks; and

**WHEREAS**, J&J Computing D/B/A Fireworks Extravaganza, 174 Route 17 North, Rochelle Park, NJ 07662 has submitted the lowest proposal for five (5) fireworks displays that will include the 2018 Summerfest and Fall Fest Events; along with the permit application, certificate of insurance and all other information necessary and incidental for the firework displays; and

**WHEREAS**, the Bureau of Fire Safety has advised that the application for said fireworks displays are complete and in order.

**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 Aerial Fireworks Exhibitions for five (5) fireworks displays is awarded to **J&J Computing D/B/A Fireworks Extravaganza, 174 Route 17 North, Rochelle Park, NJ 07662** for the total amount \$19,995.00 (\$3,999.00 per event).
2. That this is a unit price bid; therefore, funds shall be certified prior to each order.
3. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.
4. That the Council of the Township of Brick hereby grants its permission to J&J Computing D/B/A Fireworks Extravaganza, 174 Route 17 North, Rochelle Park, NJ 07662 to provide five (5) fireworks displays that will include the 2018 Summerfest and Fall Fest Events.
5. That a certified copy of this resolution shall be forwarded to J&J Computing D/B/A Fireworks Extravaganza, New Jersey Department of Labor, Bureau of Fire Safety, Police Chief, Chief Financial Officer, Office of Safety and Insurance, Director of Recreation 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 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

Agenda #	4	Date	4/10/18
Agenda #		Date	
Agenda #		Date	
Agenda #		Date	

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

## RESOLUTION

**WHEREAS**, Sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for **Mobile Ice Cream Truck Vendor at Windward Beach and Traders Cove Marina on Tuesday, March 27, 2018**; and

**WHEREAS**, the bids have been reviewed by the Director of Recreation, and

**WHEREAS**, the Director of Recreation has recommended the award of said bid to the highest responsive and responsible bidder being in compliance with the bid specification that being Muscle Pizza, 1309 First Avenue, Toms River, NJ 08757.

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

1. That the bid for Mobile Ice Cream Truck Vendor at Windward Beach and Traders Cove Marina is hereby awarded to Muscle Pizza, 1309 First Avenue, Toms River, NJ 08757.
2. That a Cashier's Check in the amount of \$802.00 has been submitted by Muscle Pizza for the Exclusive Rights to be the Mobile Ice Cream Truck Vendor for Windward Beach and Traders Cove Marina for the 2018 Season.
3. That a copy of this resolution shall be forwarded to Muscle Pizza, Business Administrator, Chief Financial Officer, Director of Recreation and the Purchasing Agent.
4. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.

## CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-12	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, sealed bids were to be received by the Division of Purchasing and Contracting of the Township of Brick for an Ice Machine Concession at Traders Cove Marina on Tuesday, March 27, 2018; and

**WHEREAS**, no bids were received at the indicated time and place; and

**WHEREAS**, the Business Administrator recommends that the Township Council authorize the Division of Purchasing and Contracting to re-bid said service.

**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. The Division of Purchasing and Contracting is hereby authorized to advertise for re-bid for an Ice Machine Concession at Traders Cove Marina.
2. The Division of Purchasing and Contracting is hereby authorized to prepare new bid specifications for the above mentioned project.

## CERTIFICATION

I, Lynnette 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	4/Date
5-13	10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, sealed bids were to be received by the Division of Purchasing and Contracting of the Township of Brick to Supply and Operate an ATM Vending Machine on Tuesday, March 27, 2018; and

**WHEREAS**, no bids were received at the indicated time and place; and

**WHEREAS**, the Business Administrator recommends that the Township Council authorize the Division of Purchasing and Contracting to re-bid said service.

**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. The Division of Purchasing and Contracting is hereby authorized to advertise for re-bid to Supply and Operate an ATM Vending Machine.
2. The Division of Purchasing and Contracting is hereby authorized to prepare new bid specifications for the above mentioned project.

## CERTIFICATION

I, Lynnette 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-14	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, sealed bids were to be received by the Division of Purchasing and Contracting of the Township of Brick for Fall Fest Food Vendor Concession on Tuesday, March 27, 2018; and

**WHEREAS**, no bids were received at the indicated time and place; and

**WHEREAS**, the Business Administrator recommends that the Township Council authorize the Division of Purchasing and Contracting to re-bid said service.

**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. The Division of Purchasing and Contracting is hereby authorized to advertise for re-bid for Fall Fest Food Vendor Concession.
2. The Division of Purchasing and Contracting is hereby authorized to prepare new bid specifications for the above mentioned project.

## 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
5-15	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## 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 Interim Director of Public Works to purchase one (1) Towable Boom TZ-50 Hybrid Scissor Lift and Accessories through the NJPA; and

**WHEREAS**, the NJPA awarded a contract to Terex USA, LLC, 12 State SE, Waverly, IA 50677 under Contract #042815-TER for Medium Duty and Compact Construction and Maintenance Equipment with Related Attachments, Accessories and Supplies including Construction & Agricultural Equipment; and

**WHEREAS**, the NJPA contract allows for Terex USA to work through a dealer network for which this equipment will be purchased from United Rentals, 2035 Route 34, Wall, N.J. 07719.

**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) Towable Boom TZ-50 Hybrid Scissor Lift and accessories through the NJPA National Cooperative in the total amount of \$60,810.80.
2. That NJPA has awarded a contract to Terex USA, LLC, 12 State SE, Waverly, IA 50677 under Contract #042815-TER for Medium Duty and Compact Construction and Maintenance Equipment with Related Attachments, Accessories and Supplies including Construction & Agricultural Equipment.
3. That the NJPA contract allows for Terex USA, LLC to work through a dealer network for which this equipment will be purchased from United Rentals, 2035 Route 34, Wall, N.J. 07719.
4. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
5. 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.
6. That the Township Clerk shall further forward a certified copy of this Resolution to National Joint Powers Alliance, Terex USA, United Rentals, Business Administrator, Chief Financial Officer, Interim Director of Public Works 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 10<sup>th</sup> day of April, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

Agenda #	Date
5-16	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

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

## RESOLUTION

**RESOLUTION FOR THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING THE CERTIFICATION OF THE DIRECTOR OF PUBLIC WORKS CONCERNING ADDITIONAL COSTS INCURRED IN THE REMOVAL OF DEBRIS AND CLEANING UP OF THE PROPERTY LOCATED AT MULTIPLE BLOCKS/LOTS AND AUTHORIZING THE PLACEMENT OF A LIEN AGAINST SAID PROPERTIES FOR SAID COSTS.**

**WHEREAS**, in accordance with the provisions of N.J.S.A. 40:65-12 and Chapter 331, specifically Section 331-5 through 331-9, of the Township Code of the Township of Brick, the Township of Brick removed debris and cleaned up the property located at :

**130 Woodland Drive – Block 299/Lot 47 - \$325.34**

after duly-giving notice to the property owner of said property pursuant to Chapter 56; and

**WHEREAS**, the Director of Public Works has certified the costs incurred by the Township in removing the debris and cleaning up the aforementioned property; and

**WHEREAS**, the total additional costs incurred by the Township for the removal of the debris and cleaning up the property, as certified by the Director of Public Works, are

**130 Woodland Drive – Block 299/Lot 47 - \$325.34**

**WHEREAS**, Chapter 331 of the Township Code, in accordance with N.J.S.A. 40:65-12, et seq. authorizes the governing body to have a lien placed against the subject property for the costs incurred by the Township in the removal of the debris from the subject premises and cleaning up the property, together with interest at the same rate as other taxes as set forth in N.J.S.A. 40:48-2.14.

**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 Mayor and Township Council do hereby formally accept and approve the certification submitted by the Director of Public Works for the removal of debris and cleaning up the property located at

**130 Woodland Drive – Block 299/Lot 47 - \$325.34**

2. That the Mayor and Township Council do hereby direct the Tax Collector to place an assessment against the subject property in accordance with this resolution.
3. That a copy of the certified costs incurred by the Township in removing the debris and cleaning up the property, together with a copy of the resolution, shall be forwarded to the owner of the property by certified mail.
4. That a certified copy of this resolution be forwarded to the Tax Collector and to the Code Enforcement Officer.

## CERTIFICATION

I, Lynnette A. 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 of the Township of Brick at a meeting of said Township Council on April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018

Agenda #	Date
5-17	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

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

## RESOLUTION

**WHEREAS**, Beacon 70, 799 Route 70, Brick has applied for a special event permit to conduct a Kentucky Derby Hat Party Event on Saturday, May 5, 2018 in accordance with Chapter 393 of the Code of the Township of Brick; and

**WHEREAS**, the Township Clerk has requested, and received, a report from the various departments on the effect of the special event and the recommendations are incorporated herein; and

**WHEREAS**, the Mayor and Council desire to approve Beacon 70's request for special event application to conduct a Kentucky Derby Hat Party Event on Saturday, May 5, 2018 with the conditions and restrictions detailed below.

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

**SECTION 1.** That Beacon 70's request for special event application to conduct a Kentucky Derby Hat Party Event on Saturday, May 5, 2018 between the hours of 3:30 and 6:30 pm at 799 Route 70 with the conditions and restrictions as follows:

1. All fire lanes shall remain open and accessible at all times.
2. A minimum of 80" walkway as noted on drawing to be secured for adequate entrance/exit area from main restaurant/bar. Same to be marked adequately for a clear path to public way.
3. Wrist bands will be issued to patrons over the age of 21.
4. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
5. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statutes or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

**SECTION 2.** That a copy of this Resolution shall be provided to the Chief of Police and St. Raphael's.

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

Agenda #	Date
5-18	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE  
MUNICIPAL CLERK

## RESOLUTION

**WHEREAS**, St. Raphael the Archangel, 1520 Route 88 West, Brick, NJ 08724 has applied for a special event permit to conduct a Pet Adoption Day Event on Saturday, May 19, 2018 in accordance with Chapter 393 of the Code of the Township of Brick; and

**WHEREAS**, the Township Clerk has requested, and received, a report from the various departments on the effect of the special event and the recommendations are incorporated herein; and

**WHEREAS**, the Mayor and Council desire to approve St. Raphael's request for special event application to conduct a Pet Adoption Day Event on Saturday, May 19, 2018 with the conditions and restrictions detailed below.

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

**SECTION 1.** That St. Raphael's request for special event application to conduct a Pet Adoption Day Event on Saturday, May 19, 2018 between the hours of 10:00 am and 3:00 pm at 1520 Route 88 West with the conditions and restrictions as follows:

1. All fire lanes shall remain open and accessible at all times.
2. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
3. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statutes or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

**SECTION 2.** That a copy of this Resolution shall be provided to the Chief of Police and St. Raphael's.

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-19	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, Jersey Shore Marina, 841 Route 70, Brick has applied for a special event permit to conduct a Marina Party on August 11, 2018 in accordance with Chapter 393 of the Code of the Township of Brick; and

**WHEREAS**, the Municipal Clerk has requested, and received, a report from the various departments on the effect of the special event and the recommendations are incorporated herein; and

**WHEREAS**, the Mayor and Council desire to approve Jersey Shore Marina's request for special event application to conduct a Marina Party on August 11, 2018, with the conditions and restrictions detailed below.

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

**SECTION 1.** That Jersey Shore Marina's request for special event application to conduct a Marina Party on August 11, 2018 between the hours of 1:30 pm and 9:30 pm at 841 Route 70 East is approved with the conditions and restrictions as follows:

1. A tent/outdoor cooking permit must be obtained from the Brick Township Bureau of Fire Safety. All fire lanes and fire access and areas must remain open and accessible at all times.
2. No open flame or cooking to be under tents.
3. All areas around the volleyball court to remain open and accessible at all times. .
4. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
5. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

**SECTION 2.** That a copy of this Resolution shall be provided to the Chief of Police and the Jersey Shore Marina.

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	4/10/18
5-20	
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, Mark Fusari, 11 Hearthstone Terrace, PO Box 1902, Livingston, NJ 07039 had posted Bond Safeguard Insurance Company Bond No. 5042267 in the amount of \$90,578.47 and a cash performance bond in the amount of \$10,064.27 to guarantee certain site improvements to Block 86.04 Lot 23.01 (256 Mantoloking Road, BA-2789) in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer, by letter dated March 27, 2018 has advised that portions of the required improvements have been completed and are acceptable; and

**WHEREAS**, the Township Engineer recommends that Bond Safeguard Insurance Company Bond No. 5042267 in the amount of \$90,578.47 can be reduced to \$82,798.19 returning \$7,780.28 and the cash performance bond in the amount of \$10,064.27 be reduced to \$9,199.79 returning \$864.48 until project completion; 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 Bond Safeguard Insurance Company Bond No. 5042267 in the amount \$90,578.47 can be reduced to \$82,798.19 returning \$7,780.28 and the cash performance bond in the amount of \$10,064.27 be reduced to \$9,199.79 returning \$864.48 until project completion; 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-2/a	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Artis Holdings LLC, 8171 Maple Lawn Boulevard, Suite 375, Fulton, MD 20759 had posted a cash bond in the amount of \$59,100.00 to guarantee reforestation to Block 1169 Lot 7 (Artis Senior Living, LLC PB-2789) in the Township of Brick; and

**WHEREAS**, the bond has been replaced with Atlantic Specialty Insurance Company Performance Bond No. 800018464 in the amount of \$1,218,707.96 and a cash performance bond in the amount of \$135,412.00; and

**WHEREAS**, the Assistant Township Engineer, by letter dated March 29, 2018 recommends that the cash performance bond in the amount of \$59,100.00 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 the cash performance bond in the amount of \$59,100.00 be returned to the applicant.
- 2. That the Township Clerk forward certified copies of this resolution to the following:
  - a. Chief Financial Officer
  - b. 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-216	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments of taxes for the year 2010.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council in the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund any and all monies due the individual property owner or bank who was responsible for the overpayment.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1386/10c203/725559 1214 Sawmill Rd.	Chevalier, Charles	\$ 20.45

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
5-22a	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments of taxes for the year 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council in the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund any and all monies due the individual property owner or bank who was responsible for the overpayment.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
662/17/312557 473 Driver Ave.	Gesslein, Andrew	\$ 384.34

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	4/10/18
5-226	
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments of taxes for the year 2018.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council in the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund any and all monies due the individual property owner or bank who was responsible for the overpayment.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
662/17/312557 473 Driver Ave.	Gesslein, Andrew	\$ 192.17
1247/25/623067 420 Hulse Ave.	Reece, Arthur	\$ 167.84

## 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 April 10, 2018.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of April, 2018.

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

Agenda #	Date
5-22c	4/10/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

## ORDINANCE

### AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING THE METEDECONK VILLAGE REDEVELOPMENT PLAN

**WHEREAS**, by Resolution dated May 1, 2007, the Township Council (the "Council") of the Township of Brick (the "Township") directed the Township Planning Board (the "Planning Board") to undertake a preliminary investigation of an area designated as Block 702, Lots 30 and 31 on the Official Tax Map of the Township (the "Study Area"), which was formerly known as the Foodtown site, to determine if said area qualified as an "area in need of redevelopment" based on the criteria set forth in N.J.S.A. 40A:12A-5 of the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"); and

**WHEREAS**, in accordance with procedures established in N.J.S.A. 40A:12A-6, the Planning Board held a public hearing on July 18, 2007 to discuss the findings of a preliminary investigation report concerning the Study Area and received public comment thereon, and by Resolution dated July 24, 2007, the Planning Board determined that the Study Area satisfied the statutory criteria and recommended that the Council designate the area as one in need of redevelopment; and

**WHEREAS**, the Council accepted the Planning Board's recommendation and, by Resolution dated August 7, 2007, designated the Study Area as one in need of redevelopment (hereinafter, the "Metedeconk Village Redevelopment Area"); and

**WHEREAS**, in accordance with N.J.S.A. 40A:12A-7 the Council directed the Planning Board to prepare a redevelopment plan governing redevelopment of the Metedeconk Village Redevelopment Area, and on May 14, 2008, the Planning Board transmitted to the Council its proposed redevelopment plan for the Metedeconk Village Redevelopment Area; and

**WHEREAS**, in accordance with N.J.S.A. 40A:12A-7 on June 10, 2008, pursuant to Ordinance 27-08, the Council adopted the redevelopment plan for the Metedeconk Village Redevelopment Area (the "Initial Redevelopment Plan"); and

**WHEREAS**, in accordance with N.J.S.A. 40A:12A-7 on May 3, 2011 and February 3, 2015, pursuant to Ordinances 14-11 and 1-15 respectively, and the Council adopted amendments to the Initial Redevelopment Plan to revise certain Land Use Regulations and Building Requirements (the "Original Amended Redevelopment Plan"); and

**WHEREAS**, the concepts for redevelopment of the Metedeconk Village Redevelopment Area have evolved to comply with the Original Amended Redevelopment Plan and Council has determined to amend the Original Amended Redevelopment Plan in order to facilitate the redevelopment of the Metedeconk Village Redevelopment Area as set forth in the proposed amended Redevelopment Plan as EXHIBIT A (the "Amended Redevelopment Plan") on file in the Township Clerk's Office; and

**WHEREAS**, on March 27, 2018 the Council adopted a resolution referring the Amended Redevelopment Plan to the Planning Board for review and recommendation in accordance with the requirements of N.J.S.A. 40A:12A-7(e); and

**WHEREAS**, on March 28, 2018, the Planning Board adopted a resolution recommending the Mayor and Township Council adopt the Amended Redevelopment Plan; and

**WHEREAS**, the Council has determined to accept the Planning Board's recommendation and adopt the Amended Redevelopment Plan.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Brick as follows:

1. The Amended Redevelopment Plan, as EXHIBIT A on file in the Township Clerk's Office, shall govern the redevelopment of the area designated as Block 702, Lots 30 and 31 on the Official Tax Map of the Township, also referred to as the Metedeconk Village Redevelopment Area, and is hereby adopted.

2. The zoning district map of the Township's Land Development Ordinance is hereby amended to reflect the applicability of the Amended Redevelopment Plan to the Metedeconk Village Redevelopment Area.

3. The Amended Redevelopment Plan shall supercede the Township's Land Development Ordinance as it affects the Metedeconk Village Redevelopment Area and shall supercede and replace the existing Original Amended Redevelopment Plan as adopted by Ordinance 27-08 and as amended by Ordinances 14-11 and 1-15.

Agenda #	Date
6-1	4/10/18
Agenda #	Date

4. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of the inconsistency.

5. This Ordinance shall take effect twenty (20) days following final passage and shall be published 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 10<sup>th</sup> day of April, 2018 and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 24<sup>th</sup> day of April, 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

## ORDINANCE

### CALENDAR YEAR 2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

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

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

**WHEREAS**, the Township Council of the Township of Brick in the County of Ocean finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$2,627,850.34 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Brick, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Township of Brick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, bringing the percentage to 3.5% amounting to a \$750,814.38 increase, bringing the total to \$2,627,850.34 and that the CY 2018 municipal budget for the Township of Brick be approved and adopted in accordance with this ordinance; and,

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

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

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

## 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 27<sup>th</sup> day of March, 2018, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 10<sup>th</sup> day of April, 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.

  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

JOHN G. DUCEY  
MAYOR

Agenda #	3/Date
4-1	27/18
Agenda #	4/Date
7-1	10/18

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING CHAPTER 288 AND ESTABLISHING VARIOUS TRAFFIC REGULATIONS APPLICABLE TO SKYLINE DRIVE

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

- Chapter 288-41 is hereby amended to establish a portion of Skyline Drive as a one-way street.
- The supplements to Chapter 288-41 shall read as follows:

In accordance with the provisions of §288-16, the following described streets or parts of streets are hereby designated as one-way streets in the direction indicated.

<u>NAME OF STREET</u>	<u>DIRECTION</u>	<u>LIMITS</u>
Skyline Drive	Southbound and Northbound at each side of traffic triangle	Boulevard Section of Skyline Drive at Winding River with itself


- Chapter 288-42 is hereby amended to establish a portion of Skyline Drive as a through street.
- The supplements to Chapter 288-42 shall read as follows:

In accordance with the provisions of §288-17, the following described streets or parts of streets are hereby designated as through streets. Stop signs shall be installed on the near right side of each street intersecting the through street except where yield signs are provided for in the designation.

<u>NAME OF STREET</u>	<u>LOCATION</u>
Skyline Drive	From Winding River Road to Marina Lane

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 27<sup>th</sup> day of March, 2018, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 10<sup>th</sup> day of April, 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

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JOHN G. DUCEY  
MAYOR

Agenda #	3/Date
4-2	3/27/18
Agenda #	4/Date
7-2	4/10/18
Agenda #	Date