

**Brick Township Council
November 5, 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. Approve Minutes October 8, 2018 Meeting.
 - d. Presentation:
 1. Michael A. Blandina – Italian-American National Hall of Fame Inductee.

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 Acceptance of Best Practice Inventory.
 - ___2. Authorize Insertion of Chapter 159 – 2018 Federal Highway Safety Grant.
 - ___3. Authorize Receipt of Bids – Replacement of Heat Pumps for the Municipal Complex.
 - ___4. Authorize Award of Contract – Supply & Delivery of Natural Gas through Stafford Township Co-operative Pricing System.
 - ___5. Authorize Award of Re-Bid #2 – Purchase, Delivery & Installation – Access Control System.
 - ___6. Authorize Rejection of Bids and Re-Bid - CDBG Block Grant Housing Rehabilitation Program Project #17-09.
 - ___7. Authorize Rejection of Bids and Re-Bid - CDBG Block Grant Housing Rehabilitation Program Project #18-01.
 - ___8. Authorize Execution of Shared Services Agreement w/Ocean County Prosecutor’s Office:
 - a. Driving While Intoxicated Enforcement Program.
 - b. Drug Recognition Expert Callout Program.
 - c. Move Over Law Enforcement Program.
 - ___9. Authorize Settlement of Lawsuit with Mantoloking Dunes Club – Roadway Status.
 - ___10. Authorize Temporary Easement – NJDOT Route 35 Restoration Improvements.
 - ___11. Authorize Suspension of Beach Vehicle Permits 2018-2019.
 - ___12. Authorize Placement of Tax Liens for Property Clean-ups.
 - ___13. Tax Collector:
 - a. Authorize In Rem Foreclosure Proceedings.
 - b. Tax Overpayments – 2018.
- *******End of Consent Agenda*******
- ___14. Bill Resolution – Computer 2018.
 - ___15. Bill Resolution – Manual 2018.

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

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

***** Next scheduled Caucus/Public meeting of the Township Council will be on Tuesday, November 20, 2018 at 7:00 p.m.**

RESOLUTION

WHEREAS, Local Finance Notice 2018-26 requires that a "Best Practice Public Meeting Certification Form" be completed by the Municipal Clerk and submitted to the Division of Local Government Services; and

WHEREAS, this Best Practice Inventory must be an agenda item for discussion at a municipal governing body meeting; and

WHEREAS, the Township Council of the Township of Brick has considered the Best Practice Inventory prepared by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Brick hereby wishes to accept the "Best Practice Inventory" and have the Certification Form be submitted to the Division of Local Government Services by the Municipal Clerk.

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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that Township Council of the Township of Brick in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of 2018 in the amount of \$29,999 which is now available from the State of New Jersey – Division of Highway Traffic Safety – Federal Highway Safety Grant.

BE IT FURTHER RESOLVED that the like sum of \$29,999 is hereby appropriated under the caption Public and Private Programs Offset by Revenues – Federal Highway Safety Grant.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the State of New Jersey – Division of Highway Traffic Safety – Federal Highway Safety Grant in the amount of \$29,999.

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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-2	11/5/18
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:

REPLACEMENT OF HEAT PUMPS FOR THE MUNICIPAL COMPLEX

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 Architect for the project, Barlo Governale & Associates is hereby authorized to prepare formal bid specifications for the above mentioned project.

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 5th day of November, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-3	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick is a participating agency under the Stafford Township Co-Operative Pricing System (STCPS) known as ID #33-OCCP; and

WHEREAS, on September 25, 2018 Stafford Township, as the Lead Agency, authorized their Business Administrator, in consultation with Concord Energy Services, to enter into a contract on behalf of the STCPS for the Supply and Delivery of Natural Gas by Resolution 2018-264;

WHEREAS, Concord Energy Services is an approved On-Line Purchasing Agent with the Department of Community Affairs E-Procurement Pilot Program for both Online Receipt of Bids and Reverse Auctions; and

WHEREAS, on October 24, 2018 an online sealed bid for the Supply and Delivery of Natural Gas was conducted by Concord Energy Services; and

WHEREAS, Contract #33-OCCPS-2018-010 has been awarded by Lead Agency to South Jersey Energy Company, 1300 Route 73 South, Suite 308, Mt. Laurel, N.J. 08054; and

WHEREAS, the Township of Brick desires to join the above said contract; and

WHEREAS, the Business Administrator recommends award by this Council.

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 a subsidiary contract for the Supply and Delivery of Natural Gas is hereby awarded to South Jersey Energy Company, 1300 Route 73 South, Suite 308, Mt. Laurel, N.J. 08054.
2. That this is a Fixed All-Inclusive Price (Commodity Included) of \$4,561 per Dekatherm.
3. That this shall be a thirty-six month contract commencing on January 1, 2019 and end on December 31, 2021 as awarded by the lead agency.
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.
5. That a copy of this resolution shall be forwarded to the Business Administrator, Stafford Township Co-op, Concord Energy Services, South Jersey Energy Company, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette 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 5th day of November 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November 2018.

Agenda #	Date
4-4	11/5/18
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 the Rebid #2 for Purchase, Delivery and Installation of the Access Control System on Wednesday, October 26, 2018; and

WHEREAS, the bids have been reviewed by the Director of IT; and

WHEREAS, the Director of IT has recommended award of said bid to the lowest responsive and responsible bidder being in full compliance with the bid specifications; and

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 Rebid #2 for the Purchase, Delivery and Installation of the Access Control System is hereby awarded Mr. Keys Inc., 353 Herbertsville Road, Brick, N.J. 08724 as per "Attachment A".
2. That this is a unit price bid with a not to exceed amount of \$32,325.00 which funds shall be certified prior to each order.
3. That this will be a one (1) year contract commencing on November 6, 2018 and ending on November 5, 2019.
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.
5. That a copy of this resolution shall be forwarded to Mr. Keys, Business Administrator, Director of IT, 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 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 5th day of November, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-5	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, sealed bids were received by the Division of Land Use and Planning of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 17-09** on August 14, 2018; and

WHEREAS, the Township Planner hereby recommends rejection of the bid submitted by David Clark Construction, 5 Cedar Crest Dr., Bayville, NJ 08721 due to the bid exceeding the program maximum bid threshold; and

WHEREAS, the Governing Body recommends that the Township Council authorize the Division of Land Use and Planning to reject and to re-bid said service.

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 David Clark Construction, 5 Cedar Crest Dr., Bayville, NJ 08721 for the Community Development Block Grant, Housing Rehabilitation Program, Project # 17-09 is hereby rejected due to the bid exceeding the program maximum bid threshold.
2. That the bid is hereby rejected in its entirety pursuant to N.J.S.A 40A:11-13.2(b) due to the bid substantially exceeding the contracting unit's budget appropriation for the project.
3. That the Division of Land Use and Planning is hereby authorized to advertise for the re-bid for the Community Development Block Grant, Housing Rehabilitation Program, Project # 17-09.
4. That the Township Clerk shall further forward a certified copy of this resolution to the bidders, Business Administrator, Township Planner, 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 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 day of 5th day of November, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-6	Date 11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, sealed bids were received by the Division of Land Use and Planning of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 18-01** on October 30, 2018; and

WHEREAS, the Township Planner hereby recommends rejection of the bid submitted by NDP Construction, LLC, 200 White Road #207, Little Silver, NJ 07739 due to the bid exceeding the program maximum bid threshold; and

WHEREAS, the Governing Body recommends that the Township Council authorize the Division of Land Use and Planning to reject and to re-bid said service.

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 NDP Construction, LLC, 200 White Road #207, Little Silver, NJ 07739 for the Community Development Block Grant, Housing Rehabilitation Program, Project #18-01 is hereby rejected due to the bid exceeding the program maximum bid threshold.
2. That the bid is hereby rejected in its entirety pursuant to N.J.S.A 40A:11-13.2(b) due to the bid substantially exceeding the contracting unit's budget appropriation for the project.
3. That the Division of Land Use and Planning is hereby authorized to advertise for the re-bid for the Community Development Block Grant, Housing Rehabilitation Program, Project # 18-01.
4. That the Township Clerk shall further forward a certified copy of this resolution to the bidders, Business Administrator, Township Planner, 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 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 day of November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-7	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, there is a need to use the services of the local police in conjunction with the Ocean County Prosecutor's Office for certain Law Enforcement Projects; and

WHEREAS, the Driving While Intoxicated Enforcement Program (hereinafter referred to as "DWIEP") is a traffic safety program run by the Ocean County Prosecutor's Office (hereinafter referred to as "Prosecutor's Office") for the purpose of identifying and removing intoxicated drivers from the roadways; and

WHEREAS, the DWIEP receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Prosecutor's Office and the Municipality have determined it to be in their mutual interest for the Municipality to designate certain police officers to be assigned to DWIEP; and

WHEREAS, the Shared Services Act NJSA 40:8A-1 et seq., authorizes local units as defined in the Act to enter into joint agreements for the provision of governmental services; and

WHEREAS, the Township of Brick can provide these services; and

WHEREAS, the Township of Brick wishes to enter into an Agreement with the county for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Municipality to the DWIEP; and

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

1. The Mayor is hereby authorized to execute and the Municipal Clerk to attest to the Shared Services Agreement between the Township of Brick and the County of Ocean for Driving While Intoxicated Enforcement Program (DWIEP) from October 1, 2018 to September 30, 2019.
2. A copy of the agreement will be on file for public inspection in the Office of the Municipal Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Municipal Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Prosecutor's Office and the Ocean County Board of Chosen Freeholders.

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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-8a	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, there is a need to use the services of the local police in conjunction with the Ocean County Prosecutor's Office for certain Law Enforcement Projects; and

WHEREAS, the Drug Recognition Expert Callout Program (hereinafter referred to as "DRECP") is a traffic safety program run by the Ocean County Prosecutor's Office (hereinafter referred to as "Prosecutor's Office") for the purpose of utilizing a DRE callout program to assist with identifying and removing intoxicated drivers from the roadway; and

WHEREAS, the DRECP receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Shared Services Act, NJSA 40:8A-1 et. Seq. authorizes local units as defined in the Act to enter into a joint agreements for the provision of governmental services; and

WHEREAS, the Township of Brick can provide these services; and

WHEREAS, the Township of Brick wishes to enter into an Agreement with the County for the purpose of setting forth the term and conditions regarding the assignment of police officers employed by the Municipality to the DRECP.

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

1. The Mayor is hereby authorized to execute and the Municipal Clerk to attest to Shared Services Agreement between the Township of Brick and the County of Ocean for Drug Recognition Expert Callout Program (DRECP) from October 1, 2018 to September 30, 2019.
2. A copy of the agreement will be on file for public inspection in the Office of the Municipal Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Municipal Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Prosecutor's Office and the Ocean County Board of Chosen Freeholders.

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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda # 4-86	Date 11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, there is a need to use the services of the local police in conjunction with the Ocean County Prosecutor's Office for certain Law Enforcement Projects; and

WHEREAS, the "Move Over" Law Enforcement Program (hereinafter referred to as "**MOLEP**") is a traffic safety program run by the Ocean County Prosecutor's Office (hereinafter referred to as "Prosecutor's Office") for the purpose of identifying, educating and removing reckless drivers from the roadways; and

WHEREAS, the **MOLEP** receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Prosecutor's Office and the Municipality have determined it to be in their mutual interest for the Municipality to designate certain police officers to be assigned to **MOLEP**; and

WHEREAS, the Shared Services Act NJSA 40:8A-1 et seq., authorizes local units as defined in the Act to enter into joint agreements for the provision of governmental services; and

WHEREAS, the Township of Brick can provide these services; and

WHEREAS, the Township of Brick wishes to enter into an Agreement with the county for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Municipality to the **MOLEP**; and

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

1. The Mayor is hereby authorized to execute and the Municipal Clerk to attest to the Shared Services Agreement between the Township of Brick and the County of Ocean for the "Move Over" Law Enforcement Program (**MOLEP**) from October 1, 2018 to September 30, 2019.
2. A copy of the agreement will be on file for public inspection in the Office of the Municipal Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Municipal Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Prosecutor's Office and the Ocean County Board of Chosen Freeholders.

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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
48c	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING SETTLEMENT OF LAWSUIT WITH MANTOLOKING DUNES CLUB, INC. OVER ROADWAY STATUS

WHEREAS, the Mantoloking Dunes Club, Inc., a private homeowners' association (the "Association"), filed a lawsuit against the Township, captioned as Mantoloking Dunes Club, Inc. v. Township of Brick, Docket No. OCN-C-266-16, in the Superior Court of New Jersey (the "Lawsuit"); and

WHEREAS, the Lawsuit requested a ruling that Dune Avenue, a roadway that runs through the Association, is a private road, owned by the Association and not by the Township; and

WHEREAS, the Association presented evidence, including a deed that was dated May 7, 1957 and appears to convey title to the entirety of Dune Avenue, in support of their claim of title to the roadway; and

WHEREAS, the Association and the Township have proposed a Consent Order, designated as a Final Judgment on Consent in the form on file with the Township Clerk's Office, in order to fully and finally resolve the matter; and

WHEREAS, the Consent Order provides, among other things, that the Township shall not provide, and shall have no obligation to provide, any maintenance or repair, including any paving or pothole repair, to any portion of Dune Avenue, or to install, maintain or repair curbs, sidewalks and storm drains; and

WHEREAS, the Consent Order further provides that Dune Avenue shall be declared a private road, with title vested in the Association; and

WHEREAS, the Mayor and Township Council desire to approve the proposed Consent Order, on the recommendation of the Township Attorney;

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 Township Attorney is authorized to sign, and file with the Court, the Final Judgment on Consent, in the form on file with the Township Clerk's Office, in the lawsuit captioned as Mantoloking Dunes Club, Inc. v. Township of Brick, Docket No. OCN-C-266-16, subject to the terms and conditions set forth therein.
2. The Township Attorney is authorized and directed to take all necessary action to have the Lawsuit dismissed and concluded.
3. A certified true copy of this Resolution shall be furnished to the Township Attorney and to any other parties to the lawsuit as needed, in order to effectuate the terms of the Consent Order.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

Agenda #	Date
4-9	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING TEMPORARY CONSTRUCTION EASEMENT ON TOWNSHIP PROPERTY TO NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR ROUTE 35 RESTORATION IMPROVEMENTS

WHEREAS, the New Jersey Department of Transportation has undertaken a road improvement project known as "Route 35 Restoration Improvements - Toms River Township to Mantoloking"; and

WHEREAS, some of the work on the project requires a Temporary Construction Easement on Township property known as 427 Route 35 South, Block 41, Lot 9 with additional lots, specifically historic lot 12 which easement is located within the proposed site of the planned construction; and

WHEREAS, the NJDOT has obtained an appraised value of the easement on the Township property at \$5,000, based on a proposed project duration of 6 months, with a right to extend the temporary easement based upon a "per monthly" rate of \$833.33; and

WHEREAS, the NJDOT has requested the Township to authorize the Temporary Construction Easement on the foregoing terms; and

WHEREAS, the Township Engineer and Township Attorney have reviewed the proposed Temporary Construction Easement and recommend its authorization to the Mayor and Council; and

WHEREAS, the Township Council desires to authorize the Mayor to execute the Temporary Construction Easement on the foregoing terms.

NOW, THEREFORE, be it resolved by the Council of the Township of Brick, County of Ocean, State of New Jersey as follows:

1. The Mayor is authorized to execute, and the Township Clerk to attest, the proposed Temporary Construction Easement to the New Jersey Department of Transportation (NJDOT) for property known as 427 Route 35 South for the NJDOT project "Route 35 Restoration Improvements - Toms River Township to Mantoloking," in consideration for payment of \$5,000 for a 6 month project duration, with a right to extend the temporary easement based upon a "per monthly" rate of \$833.33.
2. The Township Attorney is authorized to take any necessary additional steps to effectuate the Temporary Construction Easement, including the recording of said easement with the Office of the County Clerk.
3. A certified true copy of this Resolution shall be furnished to the New Jersey Department of Transportation and to any other parties as needed, in order to effectuate the terms of the easement.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

Agenda #	Date
4-10	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, Chapter 460-3 of the Codified Ordinances of the Township of Brick provides for the issuance of seasonal permits to operate vehicles on Township beaches between October 1 and April 30; and

WHEREAS, due to ongoing and beach replenishment program and subsequent dune planting, the Mayor and Township Council of the Township of Brick have determined that it would be inappropriate to issue beach vehicle access permits for the October 1, 2018 to April 30, 2019 period; 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. The Township Council of the Township of Brick does hereby suspend the issuance of beach vehicle permits issued pursuant to Code Section 460-3 period October 1, 2018 to April 30, 2019.

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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-11	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF 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:

52 Adair Drive – Block 277/Lot 33 - \$116.04
264 Sky Manor Boulevard – Block 321.05/Lot 16 - \$74.38
8 Barrett Walk – Block 1133/Lot 10.03 - \$181.93

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

52 Adair Drive – Block 277/Lot 33 - \$116.04
264 Sky Manor Boulevard – Block 321.05/Lot 16 - \$74.38
8 Barrett Walk – Block 1133/Lot 10.03 - \$181.93

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:

52 Adair Drive – Block 277/Lot 33 - \$116.04
264 Sky Manor Boulevard – Block 321.05/Lot 16 - \$74.38
8 Barrett Walk – Block 1133/Lot 10.03 - \$181.93

- 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 November 5, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

Table with 2 columns: Agenda #, Date. Row 1: 4-12, 11/5/18. Rows 2-4: empty.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Tax Collector of the Township of Brick has prepared an In Rem Tax Foreclosure list and has certified the same to the Governing Body; and

WHEREAS, it is the desire of the Township Council of the Township of Brick to Institute In Rem foreclosure proceedings against the properties which are set forth in the preliminary Schedule attached hereto; and

WHEREAS, it is not only in the best interest of the Township to institute said proceedings, but also is a duty of the Governing body; and

WHEREAS, the institution of said In Rem proceeding will result in revenue to the Township of Brick either by redemption of the subject properties which will be calculated by the Tax Office upon request, or their foreclosure and resale by the Township.

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 Township Council of the Township of Brick does hereby authorize the institution of In Rem foreclosure proceedings in regard to the properties set forth in the schedule attached hereto.
2. That a certified copy of this Resolution be forwarded to the Tax Collector of the Township and the Legal firm for the Township, Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill.

CERTIFICATION

I Lynnette A. Iannarone, Clerk for the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing as a true and correct copy of a resolution Adopted by the Township Council of the Township of Brick this 5th day of November, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Township this 5th day November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-13a	11/5/18
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 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>
897/19/416052 307 Shawnee Dr.	Novare Nat'l Settlement	\$1,247.56
1025/11.04/522059 107 Waters Edge Ct.	Wolfe, David W. & Carol A.	\$2,780.12

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 5th day of November, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 5th day of November, 2018.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-13h	11/5/18
Agenda #	Date
Agenda #	Date
Agenda #	Date