

**Brick Township Council
July 23, 2019
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 February 8, 2019. Copies of the agenda were provided to the newspapers, posted on public bulletin boards and the township website (www.bricktownship.net). At this time please silence or turn off your cell phone.
3.
 - a. Roll Call.
 - b. Salute to the Flag/Pledge of Allegiance /Moment of Silence.
 - c. Approve Minutes of June 25th & July 9, 2019 Meetings.

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 Receipt of Bids – Liquid Deicing Agent.
 - ___2. Authorize Award of Bid – Resurfacing & Drainage Improvements – Markham Road & Whitman Street.
 - ___3. Authorize Award of Bid – Uniforms for Various Departments.
 - ___4. Authorize Award of Bid – Rental & Laundry of Public Works Uniforms, Rental of Floor Mats, Rags and Fender Covers.
 - ___5. Authorize Renewal of Contract - Year Three through Five for EMS Billing & Collections.
 - ___6. Authorize Change Order No. 1 Final – Bernard J. Cooke Park Improvements Project.
 - ___7. Authorize Change Order No. 1 Final – New Storage Building at Drum Point Sports Complex.
 - ___8. Authorize 2019-2020 Plenary Retail Consumption Liquor License – FRIT Leasing.
 - ___9. Authorize Reappointment of Municipal Court Judge.
 - ___10. Authorize Settlement – New Orchard Investments, LLC vs. Township of Brick, etals.
 - ___11. Authorize Placement of Tax Liens for Property Clean-ups.
 - ___12. Authorize Special Events Permit – Operation Ruck It.
 - ___13. Authorize Special Events Permit – Beach to Bay 5K.
 - ___14. Bond Releases/Reductions:
 - a. Performance Bond Release – Shore Acres Yacht Club – Drum Point Road.
 - b. Inspection Fund Release – Melwood Contracting Corp – Van Zile Road.
 - c. Inspection Fund Release – Seashore Surgical Institute – Jack Martin Boulevard.
 - d. Inspection Fund Release – Lorenzo's Outdoor Service – Jack Martin Boulevard.
 - ___15. Tax Collector:
 - a. 100% Widow of DAV Refund & Cancel Taxes – Block 380.15 Lot 15.
 - b. 100% DAV Refund & Cancel Taxes – Block 1192.30 Lot 2.
- *******End of Consent Agenda*******
- ___16. Authorize Receipt of Bids for Plenary Retail Distribution License.
 - ___17. Authorize Execution of Deed for Letter of Interpretation – Block 702 Lots 30 & 31.
 - ___18. Bill Resolution – Computer 2019.
 - ___19. Bill Resolution – Manual 2019.

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, August 13, 2019 at 7:00 p.m.**

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 item:

LIQUID DEICING AGENT

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 the receiving of bids for the above mentioned project.
2. 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 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for the Resurfacing & Drainage Improvements, Markham Road and Whitman Street on Tuesday, July 16, 2019; and

WHEREAS, the bids have been reviewed by ARH Associates; and

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

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

1. That the bid for the Resurfacing & Drainage Improvements, Markham Road and Whitman Street is hereby awarded to Earle Asphalt Co., P.O. Box 556, Farmingdale, NJ 07727 for a total bid amount of \$564,913.13 (base bid).
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
3. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
4. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A:11-24.
5. That the Township Clerk shall further forward a certified copy of this resolution to the successful bidder, ARH Associates, Business Administrator, Chief Financial Officer, Township Engineer, 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 held on the 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-2	7/23/19
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 Uniforms for Various Departments on Tuesday, July 16, 2019; and

WHEREAS, the bids have been reviewed by the Director of Public Works, Director of Recreation, Deputy Police Chief and Human Resources Director (herein referred to as Township); and

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

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 the purchase and delivery of Uniforms for Various Departments is hereby awarded to the following vendors in accordance with the attached schedule of prices:
 - a) Dot Designing, LLC, 242 Possum Hollow Road, Monroe Township, NJ 08831
 - b) Keyport Army and Navy, P.O. Box 985, Brick, NJ 08723
2. 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.
3. That this is a unit price bid not to exceed \$30,000.00 per year with funds to be certified prior to each order. Sufficient funds are available in 2019 budget and pending adoption of the 2020 and 2021 budgets under appropriations entitled Roads – Uniforms account 9-01-26-290-224, Maintenance of Parks – Uniforms account 9-01-28-375-224, Code Enforcement – Uniforms account 9-01-22-195-224, Recreation – Uniforms account 9-01-28-370-224, Police – Uniforms account 9-01-25-240-224.
4. That this award is for two (2) years commencing on July 24, 2019 and ending on July 23, 2021.
5. That the price per item shall remain firm fixed for the duration of the contract.
6. That a copy of this resolution shall be forwarded to the successful bidders, Business Administrator, Chief Financial Officer, Director of Recreation, Director of Public Works, Chief of Police, Human Resources Director 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 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

Agenda # 4-3	Date 7/23/19
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 Rental and Laundry of Public Works Uniforms; Rental of Floor Mats, Rags and Fender Covers on July 16, 2019; and

WHEREAS, the bids have been reviewed by the Director of Public Works and Deputy Chief (herein referred to as Township); and

WHEREAS, the Township has recommended the award of said bid to the lowest responsive and responsible bidder.

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 Rental and Laundry of Public Works Uniforms; Rental of Floor Mats, Rags and Fender Covers for is hereby awarded to American Wear, Inc., 261 North 18th Street, East Orange, NJ 07017 as per the attached Schedule of Prices.
2. That this is a unit price bid not to exceed \$40,000.00 per year with funds to be certified prior to each purchase. Sufficient funds are available in 2019 budget and pending adoption of the 2020, 2021 and 2022 budgets under appropriations entitled Building & Grounds – Uniforms account 9-01-26-310-224.
3. That the awarded rates shall be fixed for the duration of the contract.
4. That term of this contract will be three (3) years commencing on July 24, 2019 and concluding on July 23, 2022.
5. 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.
6. That a copy of this resolution shall be forwarded to the successful bidder, Business Administrator, Chief Financial Officer, Director of Public Works, Chief of Police and 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 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-4	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, on June 13, 2017 the Township Council awarded a contract to DM Medical Billings, LLC, 88 S. Lakeview Drive., Bldg. 2, Gibbsboro, NJ 08026 for EMS Billing and Collection Services; and

WHEREAS, this contract was awarded through a Competitive Contracting Process pursuant to N.J.S.A. 40A:11-4-1 to 4.5 and N.J.A.C. 5:34-4.1 to 4.5; and

WHEREAS, the contract award was for five (5) years with provisions to renew or rebid the contract for years three (3), four (4) and five (5) pending the successful completion of the previous years' agreement; and

WHEREAS, the Deputy Director of EMS has recommended to renew the contract and concurs the agreement for previous years have been successfully completed; and

WHEREAS, it is the desire of the Township to award third, fourth and fifth year contract to DM Medical Billings, LLC.

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

1. That the Township hereby awards year three (3), four (4) and five (5) contract to DM Medical Billings, LLC, 88 S. Lakeview Drive., Bldg. 2, Gibbsboro, NJ 08026 to provide EMS Billing and Collection Services, commencing on July 1, 2019 and ending on June 20, 2022.
2. Sufficient funds are available in 2019 budget and pending adoption of following years' budgets under appropriation entitled EMT Services – Expert Services account 9-01-40-765-207.
3. That the original award was for a maximum of five (5) years commencing on July 1, 2017 with the Township reserving the right to renew or rebid the contract for years three (3), four (4) and five (5).
4. That all terms, rates, percentages, guarantees and offers shall remain firm fixed for the duration of the contract.
5. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
6. That a copy of this resolution shall be forwarded to DM Medical Billings, LLC, Business Administrator, Chief Financial Officer, Chief of Police, Deputy Director of EMS and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
45	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

CHANGE ORDER #1 – FINAL

WHEREAS, it has come to the attention of the governing body of the Township of Brick that a change order representing as built quantity adjustment is needed to successfully complete the Bernard J. Cooke Park Improvements project; and

WHEREAS, in accordance with N.J.A.C. 5:30-11.7, the consulting engineer has recommended that Change Order #1 Final be authorized and that the contract issued to Precise Construction Inc., 1016 Highway 33, Freehold, NJ 07728 be decreased by \$24,243.20 and the contract be commensurately decreased from \$1,613,668.00 to \$1,589,424.80.

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. Change Order #1 Final is hereby authorized as stated above.
2. The Township Clerk shall forward a certified copy of the resolution to Precise Construction Inc., CME Associates, Business Administrator, Township Engineer, 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 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	7/Date
46	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

CHANGE ORDER #1 FINAL

WHEREAS, it has come to the attention of the governing body of the Township of Brick that a Change Order representing as built quantity adjustment is needed to successfully complete the New Storage Building at Drum Point Sports Complex project; and

WHEREAS, in accordance with N.J.A.C. 5:30-11.7, the consulting architect has recommended that Change Order #1 Final be authorized and that the contract issued to Dutchman Contracting, LLC, 278 North Ridge Road, Reinholds, PA 17569 be decreased by \$10,014.00 and the contract be commensurately decreased from \$354,658.00 to \$344,644.00.

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. Change Order #1 Final is hereby authorized as stated above.
2. The Township Clerk shall forward a certified copy of the resolution to the Dutchman Contracting, LLC, Barlo Governale & Associates, Business Administrator, Township Engineer, Director of Public Works, 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 23rd day of July, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-7	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, FRIT Leasing & Development Services Inc., 1626 East Jefferson Street, Rockville, MD 20852 has applied for the renewal of Plenary Retail Consumption License with the Broad Package Privilege No. 1506-32-002-007 in the inactive status (In pocket) for the 2019-2020 licensing period; and

WHEREAS, the application has been found to be in proper form and the proper fees have been paid; and

WHEREAS, the applicant applied for and received a Special Ruling to permit renewal of inactive license pursuant to NJSA 33:1-12.39 for the 2019-2020 and 2020-2021 licensing terms; and

WHEREAS, the Township Council is desirous of renewing the aforesaid license.

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 Plenary Retail Consumption License with the Broad Package Privilege No. 1506-32-002-007 held by FRIT Leasing & Development Services Inc. is renewed for the period July 1, 2019 through June 30, 2020 in the Inactive Status.
2. That the Municipal Clerk shall forward a certified copy of this resolution to the following:
 - a. N.J. Division of Alcoholic Beverage Control
 - b. Licensee

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
48	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, CONSENTING TO THE APPOINTMENT OF A JUDGE OF THE MUNICIPAL COURT

WHEREAS, Mayor John G. Ducey has notified the Township Council of his nomination of Joseph D. Grisanti to the Office of Judge of the Municipal Court of the Township of Brick; and

WHEREAS, the Township Council has considered the nomination and is satisfied with the qualifications of the individual who is the subject of such appointment; and

WHEREAS, the Township Council desires to provide its advice and consent to the Mayor for such nomination;

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

1. The Township Council does hereby consent to the appointment of Joseph D. Grisanti to the Office of Judge of the Municipal Court of the Township of Brick, for a term of three years, which term shall commence as of August 22, 2019 and shall expire on August 21, 2022, pursuant to and in accordance with N.J.S.A. 2B:12-4.
2. That the Municipal Clerk shall forward a certified copy of this resolution to Mayor John G. Ducey and Joseph D. Grisanti.

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-9	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING SETTLEMENT IN THE MATTER OF NEW ORCHARD INVESTMENTS, LLC v. TOWNSHIP OF BRICK, et als., DOCKET NUMBER: OCN-C-225-18

WHEREAS, the Plaintiff, New Orchard Investments, LLC instituted a lawsuit in the Superior Court of New Jersey, Chancery Division, against the Township of Brick, and certain individual property owners, bearing Docket No. OCN-C-225-18, stemming from a transfer of access rights to a certain portion of Plaintiff's property known as a "Dock Area"; and

WHEREAS, the Plaintiff agrees to amicably resolve and settle this matter against all parties in exchange for certain payments from the co-defendants, and the execution of a "Declaration of Extinguishment" by the Township, hereto known as Exhibit A on file in the Township Clerk's Office and;

WHEREAS, the Township's settlement does not require any payment to any party;

WHEREAS, the Declaration of Extinguishment sets forth that the Township agrees to extinguish any and all rights it may have to the Plaintiff's Dock Area;

WHEREAS, the Declaration of Extinguishment preserves the Township's rights to the municipal drainage easement that runs through the Plaintiff's Property; and

WHEREAS, the Mayor and Township Council desire to enter into the Settlement Agreement and Declaration of Extinguishment to resolve this litigation.

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 Mayor and Township Council hereby authorize and approve the Settlement Agreement and Declaration of Extinguishment.
2. A copy of this resolution shall be filed in the Office of the Township Clerk.

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-10	7/23/19
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:

- 30 Cardinal Avenue – Block 157/Lot 135 - \$71.49**
- 752 Midstreams Road – Block 958.21/Lot 11 - \$71.49**
- 28 Adams Drive – Block 1040/Lot 26 - \$71.49**
- 109 Adams Drive – Block 1056/Lot 9 - \$337.03**
- 110 Stephan Road – Block 1447.08/Lot 2 - \$68.15**

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:

- 30 Cardinal Avenue – Block 157/Lot 135 - \$71.49**
- 752 Midstreams Road – Block 958.21/Lot 11 - \$71.49**
- 28 Adams Drive – Block 1040/Lot 26 - \$71.49**
- 109 Adams Drive – Block 1056/Lot 9 - \$337.03**
- 110 Stephan Road – Block 1447.08/Lot 2 - \$68.15**

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:

- 30 Cardinal Avenue – Block 157/Lot 135 - \$71.49**
- 752 Midstreams Road – Block 958.21/Lot 11 - \$71.49**
- 28 Adams Drive – Block 1040/Lot 26 - \$71.49**
- 109 Adams Road – Block 1056/Lot 9 - \$337.03**
- 110 Stephan Road – Block 1447.08/Lot 2 - \$68.15**

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

Agenda #	Date
4-11	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

 LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

RESOLUTION

WHEREAS, MA22, Dennis L. Adesso, 7 Apache Drive, Toms River, NJ 08753 has applied for a special event permit to conduct an Operation Ruck It Event on September 21, 2019 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 MA 22's request for a special event application to conduct an Operation Ruck IT Event on September 21, 2019.

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

SECTION 1. That MA22's request for special event application to conduct an Operation Ruck It Event on September 21, 2019 starting and finishing at the VFW Post 8867, 373 Adamston Road between the hours of 7:00 am and 4:00 pm, with the conditions and restrictions as follows:

- 1) All fire lanes and fire access and areas must remain open and accessible at all times.
- 2) Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present and will be responsible for the cleanup of such.
- 3) 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 MA22.

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-12	7/23/19
Agenda #	Date
Agenda #	Date
#	Date

RESOLUTION

WHEREAS, Jersey Shore Animal Center, 185 Brick Boulevard, Brick, NJ 08723 has applied for a special event permit to conduct a 8th Annual Beach to Bay 5K on October 5, 2019 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 Animal Center's request for a special event application to conduct a 8th Annual Beach to Bay 5K on October 5, 2019.

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 Animal Center's request for special event application to conduct a Beach to Bay 5K on October 5, 2019 starting and finishing at Brick Beach III between the hours of 7:00 am and 11:30 am, with the conditions and restrictions as follows:

- 1) All fire lanes and fire access and areas must remain open and accessible at all times.
- 2) The applicant shall hire two (2) Special Police Officers for traffic control duties.
- 3) Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present and will be responsible for the cleanup of such.
- 4) 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 Animal Center.

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-13	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Shore Acres Yacht Club, PO Box 4337, Brick, NJ 08723 had posted Ocean First Irrevocable Standby Letter of Credit Number 1277 in the amount of \$54,318.56 and a cash performance bond in the amount of \$6,035.40 to guarantee certain site improvements to Block 258 Lots 1, 1.01, 1.02 (Shore Acres Yacht Club, 780 Drum Point Road, BA-2933) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated July 11, 2019 has advised that the required improvements have been completed and are acceptable; and

WHEREAS, the Assistant Township Engineer recommends that the Ocean First Irrevocable Standby Letter of Credit Number 1277 in the amount of \$54,318.56 and a cash performance bond in the amount of \$6,035.40 (plus interest if applicable) to guarantee 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 Ocean First Irrevocable Standby Letter of Credit Number 1277 in the amount of \$54,318.56 and a cash performance bond in the amount of \$6,035.40 (plus interest if applicable) be returned to the applicant; and
2. That the Municipal Clerk shall 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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-14a	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated July 15, 2019 that there is \$774.52 remaining in the engineering inspection fund from Melwood Contracting Corp., 303 Linwood Avenue, Suite 1A, Fairfield, CT 06824 for Block 1149 Lot 4 (Wells Fargo, 133 Van Zile Road) in the Township of Brick; and

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

WHEREAS, the Assistant Township Engineer recommends that the \$774.52 remaining in the engineering inspection fund be returned to the applicant; and

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

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

1. That the \$774.52 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Chief Finance 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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-14b	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated July 12, 2019 that there is \$177.56 remaining in the engineering inspection fund from Seashore Surgical Institute, 495 Jack Martin Boulevard, Brick, NJ 08724 for Block 1170 Lot 24 (495 Jack Martin Boulevard, PB-2634) in the Township of Brick; and

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

WHEREAS, the Assistant Township Engineer recommends that the \$177.56 remaining in the engineering inspection fund be returned to the applicant; and

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

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

1. That the \$177.56 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Chief Finance 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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-14C	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated July 10, 2019 that there is \$712.60 remaining in the engineering inspection fund from Lorenzo's Outdoor Service, 3 High Point Road, Lincroft, NJ 07738 for Block 1170 Lot 28 (Laurelton Property, LLC, 475 Jack Martin Boulevard) in the Township of Brick; and

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

WHEREAS, the Assistant Township Engineer recommends that the \$712.60 remaining in the engineering inspection fund be returned to the applicant; and

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

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

1. That the \$712.60 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Chief Finance 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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2019.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-14d	7/23/19
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 100% Widow of Disabled Veteran has been granted on Block 380.15, Lot 19 and Account # 208178 as of 4-1-2019.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Tax Collector be authorized to cancel taxes from 4-1-2019 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
380.15/19/208178 90 Lions Head Blvd So.	Ghibesi, Bernadette	795.94

CERTIFICATION

I, Lynnette A. Iannarone, Clerk for 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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-15a	7/23/19
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Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that 100% DAV deduction has been granted on Block 1192.30, Lot 2 Account # 622019 as of 9-4-2018.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Tax Collector be authorized to cancel taxes from 9-4-2018 and forward.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1192.30/2/622019	Sacewicz, Robert	836.30- 2018
6 Whitman St		<u>1,157.56-2019</u>
		1,993.86

CERTIFICATION

I, Lynnette A. Iannarone, Clerk for 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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of July, 2019.

 LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

Agenda #	Date
4-15b	7/23/19
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION FOR THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING SOLICITATION OF BIDS FOR PLENARY RETAIL DISTRIBUTION LICENSE

WHEREAS, there exists in the Township of Brick the authority to issue one (1) additional plenary retail distribution liquor license for the sale of alcoholic beverages; and

WHEREAS, the Township Council has determined to offer by public bidding, as authorized by N.J.S.A. 33:1-19.3, one (1) Plenary Retail Distribution License with qualifications in accordance with this Resolution.

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

1. All bidders must be qualified to have an interest in a retail license under the standards set forth in the Alcoholic Beverage Control Act and regulations thereunder, N.J.S.A. 33:1-1 et. seq. and any applicable municipal ordinances.
2. The Township Clerk shall publish notice of the proposed issuance of the alcoholic beverage license indicating that the applications therefore will be accepted by the Township Council at the time, date, and place specified in the notice, after which no further applications will be accepted.
3. Said notice shall be published in a newspaper circulating generally in the municipality at least two (2) times, at least one week apart, the second of which shall be at least thirty (30) days prior to the date of the sale.
4. All bids shall be submitted in a sealed envelope marked "Plenary Retail Distribution License Bid." In a separate envelope marked "Qualification Materials," the bidder shall submit the application for license. The envelopes will be submitted together.
5. Bids shall be accepted only from those bidders who qualify under New Jersey Statutes pertaining to intoxicating liquors and the Rules and Regulations promulgated by the Alcoholic Beverage Control Commission (ABC). All prospective bidders must complete and submit the forms, bids and all paperwork required for qualification no later than **September 16, 2019 at 4:00 p.m.** in order for the Township Clerk to review the submission to determine if the prospective bidder is a qualified bidder. The Township Clerk shall review all applications for the license to ascertain that the applicant is qualified under New Jersey Statutes pertaining to intoxicating liquors, the Rules and Regulations promulgated by the Alcoholic Beverage Control Commission (ABC), and this Resolution. The Clerk, shall, five business days prior to the opening of bids, on September 17, 2019 at 10:00 a.m. in the Township of Brick Municipal Building, publicly announce those applicants who have demonstrated that they meet the necessary qualifications under New Jersey Statutes pertaining to intoxicating liquors and the Rules and Regulations promulgated by the Alcoholic Beverage Control Commission (ABC).
6. Bids will be opened on **September 24, 2019 at 10:00 a.m.** in the Brick Township Municipal Building, 401 Chambers Bridge Road, Brick, New Jersey 08723. No envelopes with bids shall be opened from or on behalf of any prospective bidder who does not qualify.
7. The minimum bid price for the alcoholic beverage license authorized by this Resolution shall be \$575,000.00. All bidders shall submit in cash or certified check 10% of the amount of the bid. The bidder whose bid is accepted shall, within twenty (20) days after the acceptance of the bid, submit to the Township in cash or certified check the balance of the amount of the bid, which sum shall be held in an interest-bearing account, with said interest payable to the Township until such time as the

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license is transferred to the bidder at which time the said sum and all interest shall be paid to the Township.

8. Each application for a license must comply with the following restrictions:
 - a. The premises to be licensed shall be located in the northern portion of the Township, which shall be defined as areas north of the Metedeconk River as it runs through Forge Pond.
 - b. The premises to be licensed shall be located within the B-3 Zoning District.
 - c. The premises to be licensed shall be located at least one-half mile from any other property with an active plenary retail distribution license in the Township of Brick.
 - d. The license shall be initially sited in a vacant, existing building (not a new or proposed building), that is located within a Shopping Center as defined in Section 245-3 of the Brick Township Code.
9. The license will be awarded to the highest qualified bidder. The Township reserves the right to reject any and all bids if the highest bid is not accepted.

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF DEED FOR LETTER OF INTERPRETATION (LOI) FOR BLOCK 702, LOTS 30 AND 31

WHEREAS, the New Jersey Department of Environmental Protection has issued a Letter of Interpretation to verify the boundary of freshwater wetlands and/or transition area on property owned by the Township and designated as Block 702, Lots 30 and 31; and

WHEREAS, the Township is required to record the Letter of Interpretation with the County by way of a Deed; and

WHEREAS, the Township Council desires to authorize the Mayor to execute such Deed and the Township Clerk to attest to the Deed;

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

1. The Mayor and is authorized to execute, and the Township Clerk to attest, a Deed to memorialize the Letter of Interpretation issued by the New Jersey Department of Environmental Protection to verify the boundary of freshwater wetlands and/or transition area on property owned by the Township and designated as Block 702, Lots 30 and 31.
2. The Township Attorney is thereafter authorized to record such Deed with the County of Ocean.

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 July 23, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 23rd day of July, 2019.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-17	7/23/19
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