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A Caucus/Public meeting of the Township Council was held in the Municipal Building at 7:00 p.m. and was called to order at 7:00 p.m.

Present

Councilman Jim Fozman
Councilwoman Heather deJong
Councilman Paul Mummolo
Council President Andrea Zapcic

Also Present

Mayor John G. Ducey
Kevin Starkey, Township Attorney
Lynnette A. Iannarone, Township Clerk
Joanne Bergin, Business Administrator

Absent

Councilwoman Marianna Pontoriero
Councilman Arthur Halloran
Council Vice President Lisa Crate

Clerk Iannarone announced 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).

This meeting began with the salute to the flag followed by a moment of silence.

Clerk Iannarone was directed to accept and file the Building & Construction, Certificate of Occupancy, Engineering, Sewer & Water and Vital Statistics Reports for the month of June 2019.

Motion by Councilman Mummolo and seconded by Councilwoman deJong to adopt the following Resolutions:

All Council Members voted AYE on Roll Call.

Authorize Insertion of Chapter 159 – Titles III B & E Caregiver Senior Outreach Grant

Councilwoman deJong stated this resolution authorizes the insertion of a \$14,846.00 grant to the Township's Senior Services program. She said the funds are provided through the Ocean County Office of Senior Services as part of the Caregiver Senior Outreach Grant.

Authorize Receipt of Bids – Installation & Site Work of 150 ft. Monopole at 301 Brick Boulevard

Councilman Mummolo stated this resolution authorizes the receipt of bids for the installation and site work needed for the 150 foot monopole at Drum Point Sports Complex. He said on April 30th the Council approved the award of bid for the Purchase & Delivery of the 150 foot Monopole to Sabre Industries, Sioux City, Iowa for a total bid amount of \$41,070.00. He explained the contract included design, manufacture and delivery of all parts and mounts related to the 150' Communications Tower delivered to the Drum Point Sports Complex as well as a concrete foundation design for said tower. He advised this bid is for a vendor to build the foundation. He stated the company awarded the site work will also be responsible to off-load the tower when it arrives and they can also set it in place while the crane is at the Parks Location.

Authorize Receipt of Bids – Upper Lake Riviera & Rainbow Lake Dam Culvert Repair

Joanne Bergin stated this resolution authorizes the receipt of bids for the repairs to the Upper Lake Riviera and Rainbow Lake Dam Culvert. She said Lake Riviera has been lowered in order to make necessary repairs. She said this came after a required dam inspection was complete. She explained during that inspection, engineering staff observed settlement on top of the pipe and confirmed that the bottom of the pipe was rotted out. She said they reported the findings to the State NJDEP Dam Safety Bureau and asked their engineers to make a site visit to confirm these findings and advise accordingly in regards to the next steps. She advised State representatives came out three weeks ago, and based on that, mandated the lake be lowered in order to make repairs. She advised as a Class 2 dam, there is risk for damage to property should the dam fail, and as a result, the State mandated it be lowered immediately. She said the NJDEP Dam Safety Bureau has required the Township to secure a lake lowering permit which has been completed and submitted and will proceed with making the necessary repairs once the State approves the permit. She noted as an emergency project, they will have the ability to proceed expeditiously.

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Authorize Receipt of Bids – Computer & Printer Supplies

President Zapcic stated this resolution authorizes receipt of bids for computer & printer supplies. She said the Township's Data Processing Department is compiling a list of required supplies they anticipate purchasing in the next contract period. She said the Township will solicit bids for both original equipment manufacturer and remanufactured supplies. She advised funding for this contract will be included in the Data Processing, Police and Buildings & Grounds Budget. She said the current contract is for one year and is due to expire on August 23, 2019. She noted to date the Township has spent approximately \$20,000.00 to maintain the Township's computer system, printers, fax machines, etc. under this contract.

Authorize Receipt of Proposals – Professional Medical Services

Councilwoman deJong stated this resolution authorizes the receipt of proposals for professional medical service and the current contract is for one year and will expire on August 11, 2019. She said this RFP is to provide pre-employment physicals, "fit for duty" testing and drug and/or alcohol collection services for new and existing employees at the provider's facility and at designated Township sites. She advised to date they have spent approximately \$94,500.00 for this contract. She advised the current vendors are Meridian Occupational Health, Institute for Forensic Psychology, and Raymond Hanbury, Ph.D.

Authorize Award of Bid – General Athletic Equipment & Supplies

President Zapcic stated this resolution authorizes the award of bid for general athletic equipment and supplies for the catalogue percentage discount to the following vendors: BSN Sports, Passon's Sports & US Games, Flaghouse Inc., Gopher Sports, Gopher Performance, Leisure Sporting Goods, MFAC, LLC West, Promaxima MFG, Pyramid School Products, S+S Worldwide, School Specialty, Inc. She advised this is a unit price bid, therefore funds shall be certified prior to each order with a total not to exceed amount of \$25,000.00 She noted this will be a one-year contract commencing on July 10, 2019.

Authorize Award of Bid – Vehicle Collision & Body Repairs

Joanne Bergin stated this resolution authorizes the award of bid for vehicle collision and body repairs to Maaco Collision & Auto Painting, with a labor rate of \$32.00 per hour and a 10 percent discount on parts. She said this bid will be an open ended contract not to exceed \$30,000.00 per year with funds to be certified prior to each service. She advised a notice to bidders was placed in the Asbury Park Press as required by the Local Public Contracts Law and posted on the Township web site. She said bid notices were mailed to 23 prospective bidders from the bidders list and two picked up bid packages. She said at the indicated time and place one bid was received, that being Maaco Collision & Auto Painting. She advised this award is for two years commencing July 15, 2019. She said in July 2017 Maaco was awarded a two-year contract at a labor rate of \$34 per hour with a 10 percent discount on MSRP on parts and to date the Township has spent approximately \$45,500.00 on the current contract. She noted the Township deductible for motor vehicle accidents is \$2,500.00 and the remainder is paid by the Ocean County Joint Insurance Fund.

Authorize Rejection of Bids and Authorize Re-Bid – Ambulance Repairs

President Zapcic stated this resolution authorizes the rejection of bids and a rebid for ambulance repairs. She said the Township EMS Director is recommending the rejection of all bids due to the need to substantially revise the bid specification. She advised a notice to bidders was placed in the Asbury Park Press as required by the Local Public Contracts Law and posted on the Township web site. She said bid notices were mailed to 12 prospective bidders from the bidders list and four vendors picked up bid packages. She noted three bids were received, those being: First Priority Emergency Vehicles, Larson Ford, and PL Custom Body, Manasquan.

Authorize Disposal of Surplus Property – Six Fire Resistant Filing Cabinets

Councilman Mummolo stated this resolution authorizes the disposal of six fire resistant filing cabinets previously used by archives that are no longer needed for public use. He said the Township Archivist has certified that the fair market value of the equipment does not exceed 15 percent of the bid threshold; therefore it may be disposed of without advertising for bids. He advised the cabinets were formerly used to house Tax Collector property record cards, which have been digitized last year and originals stored off-site. He stated the cabinets are over 40 years old and contain asbestos and currently do not present a health risk, it is recommended that they are disposed of as a hazardous material.

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Authorize Addition to the Alternate Prosecutor Pool

Councilwoman deJong stated this resolution authorizes the addition of Lance Forbes, Esq., of the firm Grace, Marmero & Associates, LLP to be added to the Alternate Prosecutor Pool.

Authorize Waiver of Noise Ordinance – MJM Electric – Brick Plaza

Councilman Mummolo stated this resolution authorizes a waiver of the noise ordinance from 9 pm to 6 am July 22 – July 26 at Brick Plaza.

Authorize Placement of Tax Liens for Property Clean-ups

President Zapcic stated this resolution authorizes the placement of tax liens at: 317 Stearman Road in the amount of \$69.92; 15 View Drive in the amount of \$69.92; 1625 Harvard Avenue in the amount of \$71.90; 100 Kenneth Place in the amount of \$35.95; 93 Canis Drive in the amount of \$187.48 and 250 Riverside Drive North in the amount of \$416.51.

Urging Legislators to Oppose and Seek Changes to the Reauthorization of the National Flood Insurance Program

Mayor Ducey stated this resolution urges legislators to oppose and seek changes to the reauthorization of the National Flood Insurance Program otherwise known as NFIP. He said the proposed reauthorization and reform the NFIP is unacceptable to the Township of Brick. He explained this resolution calls for the House Financial Services Committee to rescind the reform or exclude communities like Brick who are active participants in the Community Rating System program to ensure a continued, focused effort on flood proofing and flood protective measure to increase safety and to plan strategically. He said based upon how well Brick Township complies with NFIP regulations and guidelines, Brick Township citizens experience a discount on their flood insurance premiums. He said as a Community Rating System municipality with a Class 6 rating, Brick residents experience a 20 percent discount to those insured through the NFIP. He advised these proposed changes, which would increase rates by 18 percent annually for primary residents and 25 percent for secondary homeowners, are debilitating and completely unacceptable considering the efforts to plan better and build smarter.

Tax Collector:

Joanne Bergin advised the following:

- **Tax Overpayments – 2019 - Block 380.08 Lot 3 in the amount of \$707.00.**

Authorize Change Order No. 1 – Whitman Street Phase II Culvert & Embankment Project

Joanne Bergin stated this resolution authorizes a change order for a maximum cost of \$17,500.00 for the extra work needed as part of the Whitman Street Phase II Culvert & Embankment Repair Project. She advised this project started last week and when the crews were able to get into the pipe they found that the invert of the culvert had a number of small holes warranting immediate attention. She said the invert will have to be reinforced using high strength concrete polymer grout material two inches thick prior to the final lining. She advised this was not included in the original contract. She explained prior to the invert repair with the grout, the contractor must fill the voids beneath the pipe. She advised the project engineer estimates a total of 20 gallons of material, which expands to 10,000 times its original volume and this approach will provide 30 years of extended life to the pipe.

Councilman Fozman advised he would like additional verbiage included in this resolution “*Urging Legislators to Oppose and Seek Changes to the Reauthorization of the National Flood Insurance Program*”. He read the read the verbiage and made a motion to include the additional verbiage - there was no second motion; he stated his displeasure with the Change Order for Whitman Street project.

Joanne Bergin addressed his concerns on the Whitman Street project.

President Zapcic opened the public hearing on the Resolutions.

Nan Coll, 18 Greenbriar Boulevard, advised she has serious objections on how these council meetings have been running and continuing to be run; she questioned if there is not a parliamentarian at the meeting is the attorney the authority; she stated her displeasure with some of the items that should not be considered in the consent agenda; she suggested getting a paid parliamentarian at the meetings to rule on these various items.

Kevin Starkey advised he is the one the council president would look to for rulings; he stated

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under Roberts Rules which apply to small meetings such as this meeting is within the discretion of the council specifically the council president to determine what is included on a consent agenda for consideration by the governing body who is voting on and added it is the will of any council member to ask for an item to be removed from the consent agenda and voted on separately and that is done in practice by this council.

Sam Foster, 108 Teakwood Drive, stated his displeasure of the conduct with council members facial expressions at the dais and with the audience and urged for policy to stop this conduct.

John Sluka, 950 Sylvia Court, questioned the costs involved with the tax liens for property cleanups; he said he would have liked more discussion on the Flood Insurance resolution.

Joanne Bergin, Kevin Starkey and Mayor Ducey addressed his concerns.

Vic Fanelli, 24 Meadow Point Drive, thanked the Mayor for the Flood Insurance resolution and spoke about Councilman Fozman's request for more verbiage with that resolution; he spoke of dropping his flood insurance if those costs rise.

There were no further comments on the Resolutions.

President Zapcic closed the public hearing on the Resolutions.

Councilman Fozman had several questions on the Computer Bill Resolution.

Joanne Bergin and Kevin Starkey addressed his concerns.

President Zapcic opened the public hearing on the Computer Bill Resolution.

There were no comments from the audience.

President Zapcic closed the public hearing on the Computer Bill Resolution.

Motion by Councilman Mummolo and seconded by Councilman deJong to adopt the following Resolution.

All Council Members voted AYE on Roll Call, except:
Councilwoman deJong ABSTAINED on CME Associates

2019 Computer Bill Resolution in the amount of \$9,952,743.04

President Zapcic opened the public hearing on the Manual Bill Resolution.

There were no comments from the audience.

President Zapcic closed the public hearing on the Manual Bill Resolution.

Motion by Councilman Fozman and seconded by Councilman Mummolo to adopt the following Resolution.

All Council Members voted AYE on Roll Call, except:
Councilwoman deJong ABSTAINED on CME Associates

2019 Manual Bill Resolution in the amount of \$1,983,696.92

President Zapcic opened the public hearing portion of the meeting.

Leah Palmer-Lee, 236 Orangewood Drive, stated her concerns with the safety of her granddaughter and other children with the possibility of pedophiles in her neighborhood and questioned how to find out where they reside.

Councilman Mummolo advised there is a website she can look up where they are registered.

Councilman Fozman advised he will talk with the Chief and will get back to her.

Melanie Briggs, Summit Avenue, stated her concerns with certain members of the public

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advising how to run the council meetings and with the five minute rule not being enforced; she spoke about a few of the residents comments from the last council meeting.

Sam Foster, 108 Teakwood Drive, stated his concerns that meeting rules are not done properly and anybody has right to complain about it; he said there needs to be some form of order.

John Sluka, 950 Sylvia Court, read his letter regarding the parkway construction project and the many areas needing reforestation and a sound wall for Evergreen Woods; he spoke of the health and safety issues in this area.

Vic Fanelli, 24 Meadow Point Drive, questioned the costs associated with the Brick Pride Newsletter and who receives this and stated his displeasure with the Mayor's article regarding the budget and specifically the tax increase; he spoke about the Brick School district/budget.

Mayor Ducey said the newsletter goes out to Brick residents.

Bob Czekaj, 127 Royal Drive, spoke about grants that are available for low pollution/electric vehicles and noted Chicago now has all electric garbage trucks; he stated some facts and figures on the revenue at the solar field and advised this is a good project.

Councilman Fozman stated his concerns with the solar field project.

Nan Coll, 18 Greenbriar Boulevard, commented on some statements she made at the last council meeting; spoke about children should be walking to school, but they cannot because the roads are too dangerous; stated her displeasure with the recycling program being done in house and the new senior busing and not getting enough information/facts at the council meetings.

There were no further comments from the audience.

President Zapcic closed the public hearing portion of the meeting.

Mayor Ducey spoke of the drug testing policy with police officers when they are involved in accidents; he spoke about the recent Summerfest event that was well attended; he urged residents to abide by the law when it comes to fireworks; he mentioned some events he attended.

Councilman Fozman mentioned he will follow up at the next Public Safety meeting a residents concern from the last council meeting with motorists speeding on Cherry Quay Road and noted a number of accidents have occurred since 2000; he thanked the volunteer fire companies who are on hand at the Summerfest events to insure the safety of all the attendees; he stated his displeasure with emails he has sent to administration that are still unanswered.

Councilwoman deJong mentioned Summerfest was absolutely amazing and thanked all the employees that had such a huge hand in having it go off without a hitch; she gave a updated on the Buy in Brick Program and thanked Darren for all his hard work promoting this program and adding more merchants.

Councilman Mummolo said he attended the Garden Tour and Autism Surf day and thanked the lifeguards, football teams and recreation staff for this great event and noted they do this event after hours and they do a great job.

President Zapcic announced the upcoming Guild Theatreworks performances at the Cultural Arts Center and the BCCT performance at The Strand; she said she also attended the Garden Tour and thanked each resident for opening up their homes for this tour.

Motion by Councilman Mummolo and seconded by Councilwoman deJong to Adjourn the meeting at 9:10 p.m.

All Council Members voted AYE.

Andrea Zapcic
Council President

Lynnette A. Iannarone
Township Clerk