

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 7:01 p.m.

Present

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

Also Present

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

Absent

Councilwoman Marianna Pontoriero
Councilman Arthur Halloran

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 July 2019.

Councilman Mummolo and seconded by to dispense with the reading of the minutes of July 23, 2019 meeting and approve the same.

All Council Members voted AYE on Roll Call.

Motion by Vice President Crate and seconded by Councilman Mummolo to adopt the following Resolutions:

All Council Members voted AYE on Roll Call, except:
Councilman Mummolo ABSTAINED on *“Authorize Extension of Contract – Professional Medical Services for Category A - Meridian Occupational Health”*

Authorize Receipt of Bids – Resurfacing & Drainage Improvements to Roosevelt, Harding and Truman Drives

Mayor Ducey stated this resolution authorizes the receipt of bids for resurfacing and drainage improvements to Roosevelt, Harding and Truman Drives. He said this work has been delayed pending the completion of utility work being done by New Jersey Natural Gas and now that the work is complete the Township can proceed with the road resurfacing project, which was funded as part of the 2017 Capital Budget.

Authorize Award of Bid – Lake Riviera – Rainbow Dam Culvert Replacement & Embankment Restoration

Mayor Ducey stated this resolution authorizes the award of bid to Capela Construction Inc, in the amount of \$177,820.00 for the repairs to the Upper Lake Riviera and Rainbow Lake Dam Culvert. He explained Lake Riviera has been lowered in order to make necessary repair and this came after a required dam inspection was complete. During that inspection, engineering staff observed settlement on top of the pipe and confirmed that the bottom of the pipe was rotted out. NJ DEP Dam Safety Bureau conducted a site visit and mandated the lake be lowered in order to make repairs. He said as a Class II dam, there is risk for damage to property should the dam fail, and as a result, the State mandated it be lowered immediately. The Township will be proceeding with the necessary repairs once this resolution is approved. He said bid notices were sent to 11 prospective bidders from the bidders list and seven requested bid packages of which four bids were submitted ranging from the low bid of \$177,820.00 to \$648,151.00 with Capela Construction being the lowest. He advised the scope of work to be completed on this contract includes replacing the eroded section of the culvert with a 6x4 box culvert replacing surface treatment filling in scoured areas and implementing rip rap sheeting for outlet protection at the Lake Riviera Park Area.

Authorize Award of Bid – 150 foot Monopole Installation & Site Work

Vice President Crate stated this resolution authorizes the award of bid for the 150’ monopole installation at Drum Point Sports Complex and site work to Capela Construction, in the amount

of \$92,050.00. She said on April 30, the Council approved 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. She advised that 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. She said this bid is to build the foundation and Capela Construction 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. She said bid notices were sent to nine bidders of which two bids were received with process ranging from the low bid of \$92,050.00 to \$171,160.00.

Authorize Extension of Contract – Professional Medical Services

Councilwoman deJong stated this resolution authorizes the extension of a contract for professional medical services currently held by Meridian Occupational Health, Institute Forensic Psychology and Raymond D. Hanbury PhD for an additional 60 days. She said the current contracts are set to expire on August 11, 2019. She advised the Human Resources Director has requested a 60-day extension to allow time to properly review proposals received on July 31, 2019 and make recommendation of award. She noted all current providers have agreed to this extension.

Authorize Change Order No. 1 – Purchase & Delivery of Sign Materials

Vice President Crate stated this resolution authorizes a change order in the purchase and delivery of sign materials contract currently in place with Creative Visual Systems. She said the vendor was awarded FDC 13 oz. banner, 48x40 yards, gloss white vinyl at \$100.95 per roll. She advised the vendor has notified the Purchasing Agent that item is only available from the manufacturer in 54 inch widths and has requested a prorate price change from the awarded \$100.95 per roll for the 48 inch roll to \$113.57 per roll for the 54 inch roll for the duration of the contract. She noted if approved, this resolution will prorate the price for item for the remainder of the contract which ends on December 8, 2019.

Opposing New Jersey becoming a Sanctuary State and Resolving that Brick Township never becomes a Sanctuary City

Mayor Ducey this resolution specifically does three things – Repeal the directive of the Attorney General - Supports his policy position that Brick will never become a sanctuary town and supports the Ocean County Freeholders in the Federal lawsuit that they will be filing challenging the Governor's directive. He said this is a directive from the Attorney General to limit he cooperation with ICE officials and he thanked the Freeholders for saving the taxpayers of Brick the money to fund the lawsuit.

Authorize Placement of Tax Liens for Property Clean-ups

President Zapcic stated this resolution authorizes the placement of tax liens at: 130 Woodland Drive in the amount of \$153.90; 125 Queen Ann Road in the amount of \$76.95; 39 Laurelhurst Drive in the amount of \$153.90; 204 Winchester Drive in the amount of \$85.67; 15 2nd Street in the amount of \$334.95 and 1666 Route 88 West in the amount of \$1,823.09.

Authorize Special Events Permit – Poker Run

Councilman Mummolo stated this resolution authorizes a special events permit for Weichert Realtors to conduct a Poker Run "Ride For Veteran's" event on October 5th at River Rock Restaurant between the hours of 11 am and 5:00 pm.

Bond Releases/Reductions:

Clerk Iannarone advised the following:

- Performance Bond Release – Premier Woodworking, LLC – Industrial Parkway in the amount of \$581.32.
- Inspection Fund Release – Weisleder d/b/a All American Mazda – Burnt Tavern Road in the amount of \$326.76.

Tax Collector:

Joanne Bergin advised the following:

- 100% DAV Refund & Cancel Taxes – Block 383.28 Lot 48 in the amount of \$8,728.41.
- Tax Overpayments – 2018, there are two: Block 383.22 Lot 48 in the amount of \$1,407.06 and Block 1065 Lot 8 in the amount of \$1,208.11.

Councilman Fozman stated his displeasure with some of the verbiage on the Sanctuary State/City resolution. He made a motion for this resolution to include "Whereas our Police Chief

be directed to ignore the Attorney General's directive and continue to cooperate with ICE Agents" – there was no second motion. He made a another motion to remove this resolution from the consent agenda – there was no second motion.

Mayor Ducey stated he sets policy and the policy already has been in the police department since November 2017.

Scott Kenneally explained if there is a motion to remove an item from the consent agenda and a motion passes it can be removed.

President Zapcic asked Township Attorney is it necessary to add Councilman Fozman's verbiage to this resolution.

Scott Kenneally said he believes it is not necessary and advised the resolution on the agenda is very similar to other towns.

President Zapcic opened the public hearing on the Resolutions.

Nan Coll, 18 Greenbriar Boulevard, spoke about caucus meetings and stated her displeasure with other township matters.

John Sluka, 950 Sylvia Court, said the taxpayers are still paying for the sanctuary lawsuit just through a different branch.

Vic Fanelli, 24 Meadow Point Drive, said he asked at the last council meeting to consider Councilman Fozman's resolution request for the sanctuary city/state and stated he was happy that a resolution was considered for tonight.

Charles Bacon, 676 Thiele Road, questioned if the monopole is for police communications out on the Barrier Island; he spoke about the sanctuary state/city resolution

President Zapcic, Mayor Ducey and Joanne Bergin address his concerns.

President Zapcic closed the public hearing on the Resolutions.

Councilman Fozman had several questions on the Computer Bill Resolution.

Joanne Bergin 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 Vice President Crate to adopt the following Resolution.

All Council Members voted AYE on Roll Call, except:
Councilwoman deJong ABSTAINED on CME Associates;
Councilman Mummolo ABSTAINED on Meridian Occupational Health.

2019 Computer Bill Resolution in the amount of \$1,901,109.75

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 \$3,613,041.52

President Zapcic opened the public hearing portion of the meeting.

John Sluka, 950 Sylvia Drive, read his letter regarding the parkway construction project.

Roxanne Jones, W. Princeton Avenue, stated her concerns with the school aid cuts; stated her concerns with some respiratory issues at Greenbriar; spoke about the sanctuary state/city resolution.

Nan Coll, 18 Greenbriar Boulevard, stated her opinion/concerns with Councilwoman Pontoriero's health issues; she stated her displeasure with the way Councilman Fozman is treated at council meetings

Brian McDonald, 175 Chambers Bridge Road, spoke about issues he is having at the Housing Authority with items on his balcony.

Mayor Ducey advised he will look into his issues.

Vic Fanelli, 24 Meadow Point Drive, questioned if the school district need obtain permits/inspections like everyone else; he spoke about the various work being done at the schools; urged the Township to get more involved with school board projects.

Mayor Ducey advised yes.

There were no further comments from the audience.

President Zapcic closed the public hearing portion of the meeting.

Mayor Ducey said by end of September they should hear about where the new site for the VA Clinic will be and hopes it will be in Brick; he mentioned the Township retained a traffic expert to conduct a noise study at Evergreen Woods; he spoke about the sanctuary state/city policy; he mentioned the various events he attended and some upcoming events.

Councilman Fozman stated his displeasure with not receiving enough information on some requests he has asked for from Administration; he spoke about the Mayor's town wide letter to residents; he mentioned he spear headed the Neighborhood Watch Program and also fought for the free senior citizens busing program back in 2014; he congratulated the police camp graduates; he spoke about the flooding issues on New York Avenue.

Councilwoman deJong gave an update on the Buy in Brick Program.

Councilman Mummolo said he attended the lifeguard training and what a great job they do; he announced the upcoming Summerfest event.

Vice President Crate announced some upcoming Library events; she spoke about Kids Night Out/Touch a truck event held at Windward Beach Park and thanked all the DPW workers that helped out on that event.

President Zapcic announced the Solidarity of Faith Celebration event at Temple Beth Or she read an email she was copied on from the Best Day Foundation extending their heartfelt thank you for the kindness, support and generosity during their annual event held at Beach III this past weekend which enriched the lives of 90 children and young adults with special needs and helped them to build confidence and self-esteem through beach activities.

Motion by Councilman Mummolo and seconded by Councilwoman deJong to Adjourn the meeting at 8:50 p.m.

All Council Members voted AYE.