

**Brick Township Council**  
**March 10, 2020**  
**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 7, 2020. 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 Led by Girl Scouts Junior Group #263 /Moment of Silence.
  - c. Approve Reports of Municipal Officers.
  - d. Approve Minutes of January 28, 2020 Meeting.
  - e. Presentation: Brick Memorial High School Girls Varsity Bowling Team
4. Budget Presentations:
  - \_\_\_\_\_1. Joanne Bergin – Administration.
  - \_\_\_\_\_2. Chief Riccio – Police Department.

**Consent Agenda**

***“All matters listed under item “Consent Agenda” will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed from the Consent Agenda and will be considered separately.”***

5. Resolutions:
  - \_\_\_\_\_1. Recognize Patrolman Kristopher DeMarco Officer of the Year Award Recipient.
  - \_\_\_\_\_2. Recognize Lt. Thomas McNelis Award Recipient.
  - \_\_\_\_\_3. Recognize the Stigma-Free Campaign.
  - \_\_\_\_\_4. Support the 2020 Census.
  - \_\_\_\_\_5. Authorize Emergency Temporary Appropriations.
  - \_\_\_\_\_6. Authorize Road Improvements to Lawrence Drive & Old Silverton Road.
  - \_\_\_\_\_7. Authorize Award of Bid – Adamston Area Roadway Improvements.
  - \_\_\_\_\_8. Authorize Award of Bid – Roadway Improvements to Riviera Beach Phase II.
  - \_\_\_\_\_9. Authorize Award of Bid – Public Works Emergency Diesel Generator.
  - \_\_\_\_\_10. Authorize Award of Bid – Janitorial Supplies.
  - \_\_\_\_\_11. Authorize Award of Contract through New Jersey Cooperative Purchasing Program for Microsoft Software Assurance.
  - \_\_\_\_\_12. Authorize Award of Bid – CDBG Housing Rehabilitation Program Project #18-02.
  - \_\_\_\_\_13. Authorize Award of Bid – CDBG Housing Rehabilitation Program Project #19-03.
  - \_\_\_\_\_14. Authorize Award of Bid – CDBG Housing Rehabilitation Program Project #19-04.
  - \_\_\_\_\_15. Authorize Award of Bid – CDBG Housing Rehabilitation Program Project #19-08.
  - \_\_\_\_\_16. Authorize Special Events Permit – Relay for Life Event.
  - \_\_\_\_\_17. Bond Releases/Reductions:
    - a. Performance Bond Release – Selman Savino Properties – Route 70.
    - b. Inspection Fund Release – MBI 1450 – Route 88.
    - c. Inspection Fund Release – TCB Associates – Harbor Road.
    - d. Inspection Fund Release – Robert A. Parissi Electrical Contractor, Inc. – Route 88.
    - e. Inspection Fund Release –Douglas R. Newman Electrical Contractor – Herbertsville Rd.
    - f. Inspection Fund Release – Premix Sealcoatings, Inc. – Lanes Mill Road & Route 88.
  - \_\_\_\_\_18. Tax Collector:
    - a. 100% DAV Refund & Cancel Taxes – Block 92.03 Lot 1.
    - b. 100% DAV Refund & Cancel Taxes – Block 958.22 Lot 2.
    - c. 100% DAV Refund & Cancel Taxes – Block 1210.27 Lot 17.
    - d. 100% DAV Widow of Veteran Refund & Cancel Taxes – Block 1398.23 Lot 45.
    - e. Tax Overpayments – 2017.
    - f. Tax Overpayments – 2020.
    - g. State Tax Appeal Granted – Block 44.06 Lot 3.

\*\*\*\*\***End of Consent Agenda**\*\*\*\*\*

- \_\_\_\_\_19. Bill Resolution – Computer 2020.
- \_\_\_\_\_20. Bill Resolution – Manual 2020.

6. Ordinance on Second Reading:

- \_\_\_\_\_1. Authorize Acceptance of the Donation of Property – Block 1428 Lot 2.
- \_\_\_\_\_2. Amend Chapter 168 – Engineering Permits/Standards.

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7. 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.**
8. Council Comments.
9. 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 will be held on Tuesday, March 24, 2020 at 7:00 p.m.**

**RESOLUTION**

**WHEREAS**, the Brick Township Police Department is one of the finest law enforcement agencies in the State of New Jersey and has been protecting the safety and well-being of residents since 1972; and

**WHEREAS**, every year, the Brick Township Police Benevolent Association (PBA) Local 230 bestows upon a member of the Brick Township Police Department their Patrolman Kris Demarco Officer of the Year Award; and

**WHEREAS**, the PBA Local 230 has named Brick Township Police Officer Dan Kenny Badge #253, as the Patrolman Kris Demarco Officer of the Year; and

**WHEREAS**, Patrolman Kenny has been a dedicated member of the Brick Township Police Department since 2012 and is an active member of the SERT Team and Honor Guard, assists with Police Camp and the Explorer Program and serves as an Instructor for the Ocean County Police Academy; and

**WHEREAS**, Patrolman Kenny handled over 1,150 calls during 2019, often serves as Field Training Officer for new hires and never hesitates to assist his colleagues; and

**WHEREAS**, Patrolman Kenny is a devoted member of Brick PBA #230 serving on the Executive Board as Sergeant of Arms, the Awards Committee, Toys for Tots and supporting functions throughout the year; and

**WHEREAS**, Patrolman Kenny possesses many of the same qualities and attributes as Patrolman Kris Demarco including professionalism, humility, integrity, selflessness and kindness toward others.

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

1. We do hereby congratulate and commend Patrolman Dan Kenny, Badge #253, on his being named the Patrolman Kris Demarco Officer of the Year by the PBA Local 230.
2. We further wish Patrolman Kenny many more years of success and outstanding service to the people of our community and the Brick Township Police Department.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10th day of March, 2020.

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

Agenda #	3/Date
5-1	10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

## RESOLUTION

**WHEREAS**, the Brick Township Police Department is one of the finest law enforcement agencies in the State of New Jersey and has been protecting the safety and well-being of residents since 1972; and

**WHEREAS**, every year, the Brick Township Police Benevolent Association (PBA) Local 230 bestows the Lt. Thomas McNelis Award on a member of the Brick Township Police Department in a supervisor or specialty role, who has brought public acclaim to his or herself, the Department or the law enforcement profession with the Lt. Thomas McNelis Award; and

**WHEREAS**, the PBA Local 230 has named Sergeant Paul Catalina Badge #229 as the recipient of this year's award; and

**WHEREAS**, Sergeant Catalina has been a dedicated member of the Brick Township Police Department since 2006 and was promoted to the rank of Police Sergeant in December of 2015; and

**WHEREAS**, Sergeant Catalina is extremely knowledgeable in all aspects of his job, is held in very high regard and is respected for his abilities; and

**WHEREAS**, Sergeant Catalina is also supervisor of Brick Township's exceptional K-9 unit and spends a great deal of his own time assisting other K-9 handlers and performing demonstrations with his partner, Duke; and

**WHEREAS**, Sergeant Catalina is an active member of PBA Local 230 supporting the Helping Hands Basketball event, the Veteran's Day Breakfast and Toys for Tots.

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

1. We hereby congratulate Sergeant Paul Catalina, Badge #229 on being named the recipient of the Lt. Thomas McNelis Award.
2. We further wish Sergeant Catalina many more years of success and thank him for his outstanding service to the people of our community and the Brick Township Police Department.

## 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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	3/Date
5-2	10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Brick Municipal Anti-Drug Coalition, also known as BMAC, is a municipally supported, grant funded organization whose mission is to provide substance abuse prevention programs and services for the community; and

**WHEREAS**, BMAC is joining the Mental Health Awareness Committee of Ocean County in raising awareness about stigma as it relates to mental illness in an effort to reduce that stigma and the barriers it creates for people seeking help; and

**WHEREAS**, there is also a great deal of stigma associated with substance abuse and addiction; and

**WHEREAS**, the stigma associated with substance abuse can have serious effects on those struggling with addiction, including diminishing their self-esteem and sense of self-worth, lead to withdrawal from family, friends and social relationships and reduce their desire or willingness to seek the treatment and help they need; and

**WHEREAS**, in an effort to create a supportive environment for those struggling with mental illness and substance abuse and addiction, the Township Council is declaring Brick Township a Stigma-Free Zone.

**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 declares Brick Township a Stigma-Free Zone for those suffering with mental illness and substance abuse and addiction.
2. We urge all citizens to be mindful of those struggling with mental illness and substance abuse and addiction and ask those residents to be supportive, engaging and encouraging to them and their efforts to seek help.
3. We commend all citizens and organizations that are working to reduce stigma and breaking the barriers associated with stigma in our communities such as BMAC and the Mental Health Awareness Committee of Ocean County among many others.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-3	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, The Census has taken place every 10 years since 1790, as mandated by the U.S. Constitution - an effort to count every person living in the United States; and

**WHEREAS**, Census 2020 will commence on or about March 12, 2020 with a mailing to every address in the nation, directing every person to complete the census questionnaire; and

**WHEREAS**, an accurate and complete population and housing unit count is extremely important to the residents of Brick Township, Ocean County and the State of New Jersey; and

**WHEREAS**, census data directly affects how more than \$22.7 billion per year is allocated in our state, which equates to about \$2,548 per New Jersey resident; and

**WHEREAS**, Census 2020 is important for Brick Township as the data is used for important infrastructure improvements and essential programs and services for seniors, public health, education, transportation, and planning by government and private businesses; and

**WHEREAS**, the census count directly determines representation in the U.S. Congress and New Jersey Legislature; and

**WHEREAS**, the confidentiality of the responses are protected by law and cannot be used for any other purpose; and

**WHEREAS**, Brick Township is working with Ocean County and the Census Bureau to educate residents on the importance of the Census and to promote the census through locally based, targeted outreach efforts; and

**WHEREAS**, the Ocean County Complete Count Committee is comprised of representatives from Ocean County Government Departments, municipalities, Ocean County Library, non-profits and service organizations, community leaders, faith-based groups, schools, businesses, media outlets and others; 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 of Brick joins Ocean County and other partners to achieve a complete and accurate count in Census 2020.
2. We urge all residents to complete the Census 2020 questionnaire.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

Agenda #	3/10/20
5-4	Date
Agenda #	Date
Agenda #	Date
Agenda #	Date

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

**WHEREAS**, New Jersey Statute 40:A4-20 provides that a resolution adopted by a 2/3 vote of the full membership, may make emergency temporary appropriations for any purposes for which appropriations may be lawfully made for the period between the beginning of the current fiscal year and the date of adoption of the budget for said year; and,

**WHEREAS**, a resolution adopting a temporary budget was passed on January 14, 2020 by the Township Council; and,

**WHEREAS**, it is the intention of the Township Council to increment the appropriations in the 2020 Temporary Budget and any prior temporary emergency appropriations, by the amounts set forth in this resolution.

**NOW, THEREFORE, BE IT RESOLVED** that the following emergency temporary appropriations be made to increment the amounts established in the Temporary Budget of 2020 and all subsequent amendments, including prior Temporary Emergencies, if any, and a certified copy of this resolution be forwarded to the Director of the Division of Local Government Services and a copy be transmitted to the Purchasing Agent and Chief Financial Officer and his record:

**OPERATIONS**

**GENERAL GOVERNMENT FUNCTIONS**

General Administration:

S&W \$ -  
 OE \$ -

Purchasing:

S&W \$ -  
 OE \$ -

Human Resources:

S&W \$ -  
 OE \$ -

Mayor:

S&W \$ -  
 OE \$ -

Council:

S&W \$ -  
 OE \$ -

Township Clerk:

S&W \$ -  
 OE \$ -

Election:

OE \$ -

Financial Administration:

S&W \$ -  
 OE \$ -

Audit Services:

OE \$ -

Data Processing:

S&W \$ -  
 OE \$ 155,000.00

Tax Collector:

S&W \$ -  
 OE \$ -

Tax Assessor:

S&W \$ -  
 OE \$ -

Legal Services:

OE \$ -

Historic Preservation

S&W \$ -  
 OE \$ -

Engineering:

S&W \$ -

Agenda #	Date
5-5	3/10/20
Agenda #	Date
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OE	\$	-	
<b>Subtotal General Government Functions</b>			<b>\$ 2,284,350.00</b>
<b>LAND USE ADMINISTRATION</b>			
Planning Board:			
S&W	\$	-	
OE	\$	-	
Land Use:			
S&W	\$	-	
OE	\$	-	
Shade Tree:			
S&W	\$	-	
OE	\$	-	
Board of Adjustment			
S&W	\$	-	
OE	\$	-	
Affordable Housing:			
S&W	\$	-	
OE	\$	-	
<b>Subtotal Land Use Administration</b>			<b>\$ 197,350.00</b>
<b>CODE ENFORCEMENT &amp; ADMINISTRATION</b>			
Inspections:			
S&W	\$	-	
OE	\$	-	
Code Enforcement:			
S&W	\$	-	
OE	\$	-	
<b>Subtotal Code Enforcement</b>			<b>\$ 681,000.00</b>
<b>INSURANCE</b>			
Liability:			
OE	\$	-	
Worker's Compensation:			
OE	\$	-	
Employee Group:			
OE	\$	-	
<b>Subtotal Insurance</b>			<b>\$ 8,285,000.00</b>
<b>PUBLIC SAFETY FUNCTIONS</b>			
Police:			
S&W	\$	-	
OE	\$	-	
Special Police:			
S&W	\$	-	
OE	\$	-	
Crossing Guard:			
S&W	\$	-	
OE	\$	-	
Police Vehicles & Equipment:			
OE	\$	-	
Police Dispatch/911:			
S&W	\$	-	
OE	\$	-	
Emergency Management:			



S&W	\$	-	
OE	\$	-	
Municipal Prosecutor:			
OE	\$	-	
<b>Subtotal Public Safety Functions</b>			<b>\$ 7,875,135.00</b>

#### **PUBLIC WORKS FUNCTIONS**

Roads:			
OE	\$	-	
Bus Transportation:			
SW	\$	-	
Solid Waste Collection:			
S&W	\$	-	
OE	\$	-	
Building and Grounds:			
S&W	\$	-	
OE	\$	-	
Vehicle Maintenance:			
S&W	\$	-	
OE	\$	-	
<b>Subtotal Public Works Functions</b>			<b>\$ 2,855,000.00</b>

#### **HEALTH & HUMAN SERVICES FUNCTIONS**

Community Services Act:			
OE	\$	-	
Senior Citizens:			
S&W	\$	-	
OE	\$	-	
Environmental Health Services:			
S&W	\$	-	
OE	\$	-	
Animal Control:			
OE	\$	-	
<b>Subtotal Health &amp; Human Services</b>			<b>\$ 115,940.00</b>

#### **PARKS & RECREATION FUNCTIONS**

Recreation:			
S&W	\$	-	
OE	\$	-	
Maintenance of Parks:			
S&W	\$	-	
OE	\$	-	
Beach:			
S&W	\$	-	
OE	\$	12,000.00	
<b>Subtotal Park &amp; Recreation Functions</b>			<b>\$ 747,000.00</b>

#### **UTILITY EXPENSES**

Electricity:			
OE	\$	-	
Street Lights:			
OE	\$	-	
Telephone:			
OE	\$	-	
Water:			
OE	\$	-	

Gas (Natural):			
OE	\$	-	
Telecommunications:			
OE	\$	-	
Gasoline:			
OE	\$	-	
<b>Subtotal Utility Expenses</b>			<b>\$ 925,000.00</b>
<b>LANDFILL EXPENSES</b>			
Solid Waste Disposal	\$	-	
<b>Subtotal Landfill Expenses</b>			<b>\$ 1,250,000.00</b>
<b>STATUTORY EXPENDITURES</b>			
PERS:			
OE	\$	-	
DCRP:			
OE	\$	-	
Short Term Disability:			
OE	\$	-	
SOCIAL SECURITY			
OE	\$	-	
PFRS:			
OE	\$	-	
<b>Subtotal Statutory Expenses</b>			<b>\$ 8,719,052.00</b>
<b>MUNICIPAL COURT</b>			
Court:			
S&W	\$	-	
OE	\$	-	
Public Defender:			
OE	\$	-	
<b>Subtotal Municipal Court</b>			<b>\$ 322,000.00</b>
<b>EMT SERVICES</b>			
EMT Services:			
S&W	\$	-	
OE	\$	-	
<b>Subtotal EMT Services</b>			<b>\$ 850,000.00</b>
<b>FEDERAL &amp; STATE GRANTS</b>			
Ocean County CENSUS Grant			
S&W	\$	-	
<b>Subtotal Grants</b>			<b>\$ 149,550.00</b>
<b>GRAND TOTAL OPERATING EXPENDITURES</b>			<b>\$ 35,256,377.00</b>

The dedicated revenue anticipated during the year 2020 from State and Federal aid for maintenance of libraries, dog licenses, bequest, escheat, federal grant, donations, deposits for main extensions and service connections, Recycling Program, Housing and Community Development, Planning and Zoning Boards of Adjustment, Disposal of Forfeited Property, Construction Code Fees, DARE Program, MACADA Program, Special Tax Liquidations Proceeds Account, Developer's Fees, Festival of All Seasons Donations, Affinity Credit Card Program, Drivers Education Donations, Police Dept. Donations, Municipal Public Defender, PBA Road Job Account, Open Space, Recreation, Farmland, and Historic Preservation Trust, Human Services Account, Brick Unreimbursed Medical and Child Care Account (Cafeteria Plans), Parks and Playgrounds Recreation Rider, Snow Removal Trust, and POAA Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements.

### **CERTIFICATION**

I, Lynnette A. Iannarone, Township 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 on March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10th day of March 2020.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**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:

**ROAD IMPROVEMENTS TO LAWRENCE DRIVE & OLD SILVERTON ROAD**

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

1. That the Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above-mentioned project.
2. That the consulting engineer for the project, T&M Associates, is hereby authorized to prepare formal bid specifications for the above-mentioned project.

**CERTIFICATION**

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 10<sup>th</sup> day of March, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	3/Date
5-6	3/10/20
Agenda #	Date
	Date
	Date

**RESOLUTION**

**WHEREAS**, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for the Adamston Area Roadway Improvements on Tuesday, March 3, 2020; and

**WHEREAS**, the bids have been reviewed by Maser Consulting; 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 contract for the Adamston Area Roadway Improvements is hereby awarded to Meco, Inc., P.O. Box 536, Clarksburg, NJ 08510 for a total amount of \$275,981.00.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation which constitutes the availability of funds for this contract:  
Ordinance #8-19 – account C-04-55-865-401 – \$275,981.00
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 vendor, Maser Consulting, 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 10<sup>th</sup> day of March, 2020.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-7	3/10/20
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 Roadway Improvements to Riviera Beach Phase – II on Tuesday, March 3, 2020; and

**WHEREAS**, the bids have been reviewed by Maser Consulting; 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 contract for the Roadway Improvements to Riviera Beach Phase – II is hereby awarded to Meco, Inc., P.O. Box 536, Clarksburg, NJ 08510 for a total amount of \$268,306.60.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation which constitutes the availability of funds for this contract:  
Ordinance #8-19 – account C-04-55-865-401 – \$268,306.60
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 vendor, Maser Consulting, 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 10<sup>th</sup> day of March, 2020.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

Agenda #	3/Date
5-8	3/10/20
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 Public Works Emergency Diesel Generator on Wednesday, February 26, 2020; and

**WHEREAS**, the bids have been reviewed by CME 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 contract for the Public Works Emergency Diesel Generator is hereby awarded to Dee-En Electrical Contracting, 3014 Tremley Point Road, Linden, NJ 07036 for a total amount of \$166,000.00.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation which constitutes the availability of funds for this contract:  
2015 Hazard Mitigation Grant – account G-02-40-997-259 – \$166,000.00
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 vendor, CME 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 10<sup>th</sup> day of March, 2020.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	3	Date	
5-9		3/10/20	
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 Purchase and Delivery of Janitorial Supplies on February 11, 2020; and

**WHEREAS**, the bids have been reviewed by the Director of Public Works, Director of Recreation and Director of Senior Services; and

**WHEREAS**, the Directors have recommended the award of said bid to the lowest responsive and responsible bidders on a per item basis.

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

1. The contract for the Purchase and Delivery of Janitorial Supplies is hereby awarded to the following vendors in accordance with the attached schedule of prices:
  - Central Poly-Bag Corp., 2400 Bedle Place, Linden, NJ 07036
  - CooperFriedman Electric Supply Co., Inc. dba Cooper Electric, 1 Matrix Drive, Monroe, NJ 08831
  - General Chemical & Supply, 858 N. Lenola Road, Unit 1A, Moorestown, NJ 08057
  - General Linen & Paper, 2104 Bridge Avenue, Point Pleasant, NJ 08742
  - Interboro Packaging Corporation, 114 Bracken Road, Montgomery, NY 12549
  - Pyramid School Products, 6510 North 54<sup>th</sup> Street, Tampa, FL 33610-1908
  - Spruce Industries, 759 East Lincoln Avenue, Rahway, NJ 07065
  - W.B. Mason Co., Inc., 300 Prospect Plains Road, Cranbury, NJ 08512
2. That this contract shall be for two (2) years beginning March 11, 2020 and ending on March 10, 2022 with prices remaining firm fixed through the duration of the contract.
3. That this contract shall not exceed \$45,000.00 per year with funds to be certified prior to each order. Sufficient funds are available pending adoption of the 2020 and future budgets under an appropriation entitled:
  - Buildings and Grounds – Janitor, Laundry & Hou Mn, account 0-01-26-310-252
  - Buildings and Grounds – Maintenance, account 0-01-26-310-254
  - Vehicle Maintenance – Janitorial Supplies, account 0-01-26-315-252
  - Maintenance of Parks – Janitor, Laundry & Hou Mn, account 0-01-28-375-252
  - Beach & Boardwalk Ops – Janitor, Laundry, & Hou Mn, account 0-01-28-380-252
  - Recreation Rider – Special Events, account T-03-56-862-218
  - Recreation Rider – Summerfest Expenses, account T-03-56-862-299
  - Recreation Rider – B&G Maintenance Supplies, account T-03-56-862-254
  - Senior Services – Office Materials & Sup, account 0-01-27-331-253
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 vendors, Business Administrator, Chief Financial Officer, Director of Public Works, Director of Recreation, Director of Senior Services and the Purchasing Agent.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting of said Council on the 10<sup>th</sup> day of March, 2020.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

Agenda #	3/10/20
5-10	
Agenda #	Date
Agenda #	Date
Agenda #	Date

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



**RESOLUTION**

**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS PURSUANT TO N.J.S.A. 40A:11-12A**

**WHEREAS**, the Township of Brick pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services, the cost of which in the aggregate exceeds the bid threshold, under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

**WHEREAS**, the Township of Brick has the need on a timely basis to purchase goods or services utilizing State contracts; and

**WHEREAS**, the Township of Brick intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution, which shall be subject to all the conditions applicable to the current State contracts.

**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 of Brick authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts.
2. That pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:  
Ordinance #9-17 – account C-04-55-856-501 – \$66,346.00
3. That the Township Clerk shall further forward a certified copy of this resolution to vendor, Business Administrator, Chief Financial Officer, Director of Information Technology and the Purchasing Agent.

**CERTIFICATION**

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 10<sup>th</sup> day of March, 2020.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-11	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Sealed bids were received by the Division of Land Use of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 18-02**, on February 12, 2020; and

**WHEREAS**, the bids have been reviewed by the Township Planner; and

**WHEREAS**, three bids were received; and the township Planner 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, STATE OF NEW JERSEY, as follows:**

1. That the Township has accepted Premier Property Management's bid of \$29,630.00.
2. That the bid for the **Community Development Block Grant, Housing Rehabilitation Program, Project #18-02** is hereby awarded to **Premier Property Management, 912 Neptune Ave., Beachwood, NJ 08722** for a total bid amount of \$29,630.00.
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 Township Clerk shall further forward a certified copy of this resolution to Premier Property Management, Business Administrator, Township Planner, Chief Financial Officer and the Purchasing Agent.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-12	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Sealed bids were received by the Division of Land Use of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 19-03**, on February 12, 2020; and

**WHEREAS**, the bids have been reviewed by the Township Planner; and

**WHEREAS**, two bids were received; one bid was rejected to incompleteness; two bids were complete and the township Planner has recommended award of bid to the lowest responsive, complete 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, STATE OF NEW JERSEY**, as follows:

1. That the Township has accepted Premier Property Management's bid of \$27,650.00.
2. That the bid for the **Community Development Block Grant, Housing Rehabilitation Program, Project #19-03** is hereby awarded to **Premier Property Management, 912 Neptune Ave., Beachwood, NJ 08722** for a total bid amount of \$27,650.00.
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 Township Clerk shall further forward a certified copy of this resolution to Premier Property Management, Business Administrator, Township Planner, Chief Financial Officer and the Purchasing Agent.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	3/Date
5-13	10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Sealed bids were received by the Division of Land Use of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 19-04**, on February 12, 2020; and

**WHEREAS**, the bids have been reviewed by the Township Planner; and

**WHEREAS**, two bids were received; one bid was rejected to incompleteness; two bids were complete and the township Planner has recommended award of bid to the lowest responsive, complete 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, STATE OF NEW JERSEY**, as follows:

1. That the Township has accepted Premier Property Management's bid of \$13,475.00.
2. That the bid for the **Community Development Block Grant, Housing Rehabilitation Program, Project #19-04** is hereby awarded to **Premier Property Management, 912 Neptune Ave., Beachwood, NJ 08722** for a total bid amount of \$13,475.00.
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 Township Clerk shall further forward a certified copy of this resolution to Premier Property Management, Business Administrator, Township Planner, Chief Financial Officer and the Purchasing Agent.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-14	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Sealed bids were received by the Division of Land Use of the Township of Brick for the **Community Development Block Grant, Housing Rehabilitation Program, Project # 19-08**, on February 12, 2020; and

**WHEREAS**, the bids have been reviewed by the Township Planner; and

**WHEREAS**, three bids were received; one bid was rejected to incompleteness; two bids were complete and the township Planner has recommended award of bid to the lowest responsive, complete 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, STATE OF NEW JERSEY**, as follows:

1. That the Township has accepted Premier Property Management's bid of \$15,700.00.
2. That the bid for the **Community Development Block Grant, Housing Rehabilitation Program, Project #19-08** is hereby awarded to **Premier Property Management, 912 Neptune Ave., Beachwood, NJ 08722** for a total bid amount of \$15,700.00.
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 Township Clerk shall further forward a certified copy of this resolution to Premier Property Management, Business Administrator, Township Planner, Chief Financial Officer and the Purchasing Agent.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	3/10/20
5-15	
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the American Cancer Society, 2310 Route 34, Manasquan has applied for a special event permit to conduct a Relay for Life Event on June 12-13, 2020 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 the American Cancer Society's request for special event application to conduct a Relay for Life Event at Windward Beach on June 12 and 13, 2020 with the conditions and restrictions detailed below.

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

**SECTION 1.** That the American Cancer Society's request for special event application to conduct a Relay for Life Event from 9:00 am on June 12 to 5:00 am on June 13, 2020 is approved with the conditions and restrictions as follows:

- 1) All fire lanes and fire access must remain open and accessible at all times.
- 2) A permit for the tent shall be obtained from the Bureau of Fire Safety for the tent at least ten (10) days prior to the event. A certificate of flame resistance should be included for tent with the application.
- 3) That enforcement of the Brick Township Noise Ordinance insofar as it would affect the activities involved in the Relay for Life event be and hereby are suspended for June 12 and 13, 2020.
- 4) The applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
- 5) Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

**SECTION 2.** That a copy of this Resolution shall be provided to the Chief of Police and the American Cancer Society.

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-16	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Selman Savino Properties, 3698 Route 9, Old Bridge, NJ 08857 had posted a cash bond in the amount of \$76,880.40 to guarantee site improvements to Block 673 Lot 49 (Motor Trend Certified Sales & Service Center, 781 Route 70, PB-2812) in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer, by letter dated February 18, 2020 has advised that the improvements have been completed and are acceptable; and

**WHEREAS**, the Assistant Township Engineer recommends that the cash performance bond in the amount of \$76,880.40 (plus interest if applicable) be returned to the applicant; and

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

1. That the cash performance bond in the amount of \$76,880.40 (plus interest if applicable) be returned to the applicant.
2. That the Municipal Clerk forward certified copies of this resolution to the following:
  - a. Chief Financial Officer
  - b. Assistant Township Engineer
  - c. Applicant/Developer

**CERTIFICATION**

I, Lynnette A. Iannarone, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-17a	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated February 25, 2020 that there is \$260.74 remaining in the engineering inspection fund from MBI 1450, 111 Squankum Yellowbrook Road, Farmingdale, NJ 07727 for Block 768 Lot 17.03 (Honey Tree Daycare, 1450 Route 88) 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 \$260.74 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 \$260.74 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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-17b	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date



**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated February 24, 2020 that there is \$2,519.16 remaining in the engineering inspection fund from TCB Associates, LLC, c/o Catherine Bobowski, 1 Bryant Road, Brick, NJ 08724 for Block 982 Lot 17 & 18 (Harbor Road, PB-2647) 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 \$2,519.16 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 \$2,519.16 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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	3/10/20
5-17c	
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated February 27, 2020 that there is \$880.33 remaining in the engineering inspection fund from Robert A. Parissi Electrical Contractor, Inc., dba Parissi Electric, 4945 National Street, Philadelphia, PA 19135 for Block 1149 Lot 5 (1930 Route 88) 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 \$880.33 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 \$880.33 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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Index #	3/10/20
5-17d	
Index #	Date
	Date
	Date

**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated February 20, 2020 that there is \$450.80 remaining in the engineering inspection fund from Douglas R. Newman Electrical Contractor, Inc. 846 William Drive, Brielle, NJ 08730 for Block 1383 Lot 2 (511 Herbertsville 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 \$450.80 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 \$450.80 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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-17e	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated February 28, 2020 that there is \$966.23 remaining in the engineering inspection fund from Premix Sealcoating, Inc., 174 Charlottesville Drive S., Toms River NJ 08757 for Blocks 1026.18/1446 Lots 15/2 (34 Lanes Mill Road/2125 Rt. 88) 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 \$966.23 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 \$966.23 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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-17f	3/10/20
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% DAV deduction has been granted on Block 92.03, Lot 1 Account # 101760 as of 12-17-2019.

**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 12-17-2019 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
92.03/1/101760 1 Scheiber Dr.	Hackett, Robert W	\$1,145.87

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda # 5-18a	Date 3/10/20
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% DAV deduction has been granted on Block 958.22, Lot 2 Account # 517763 as of 7-16-2019.

**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 7-16-2019 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
958.22/2/517763 431 Ravenswood Place	Pirozzi, Paula & Francis J	\$2,618.82- 2019 <u>\$1,351.51- 2020</u> \$3,970.33

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-18b	3/10/20
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 1210.27, Lot 17 Account # 625714 as of 6-3-2019.

**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 6-3-2019 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1210.27/17/625714 156 Wordsworth Rd	Gargan Family Trust	\$3,128.89- 2019 <u>\$1,284.26- 2020</u> \$4,413.15

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-18c	3/10/20
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% DAV Widow of Veteran deduction has been granted on Block 1398.23, Lot 45 Account # 726417 as of 1-1-2019.

**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 1-1-2019 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1398.23/45/726417 515 New Jersey Ave	White, Susan D	\$6,079.05- 2019 <u>\$1,519.77- 2020</u> \$7,598.82

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

Agenda #	Date
5-18d	3/10/20



**RESOLUTION**

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

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

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
701/9.05/c0704/417586 104 Spirit Way	CoreLogic Tax Services	\$2,004.20

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of March, 2020.

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

5-18e	3/10/20
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 2020.

**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>
1385.10/33/730056 646 Thiele Rd	Refund Dept. Corelogic	2,269.02

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10th day of March, 2020.

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

Agenda #	Date
5-18 f	3/10/20
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 for the years 2018 and 2019 on Block 44.06, Lot 3, Account #100758, due to State Appeals being granted; and as the State Appeal reduces the assessment to 1,488,000.00

**WHEREAS**, refunds are to be issued pursuant to the listing below.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
44.06/3/100758 210 Pointe Drive	Garippa, Lotz & Giannuario	\$3,916.44

**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 March 10, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10th day of March, 2020.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
5-189	3/10/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

**ORDINANCE**

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, AUTHORIZING THE ACCEPTANCE OF THE DONATION OF PROPERTY KNOWN AS BLOCK 1428, LOT 2 FOR NO CONSIDERATION**

**WHEREAS**, the owner of property known as Block 1428, Lot 2 (the "Property"), have proposed to donate the Property to the Township for no consideration; and

**WHEREAS**, the Township Council desires to accept the donation from the owners for no consideration; and

**WHEREAS**, the Township is required by the provisions of N.J.S.A. 40A:12-5 to accept such property acquisitions by ordinance;

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

**SECTION 1.**

- A. The Governing Body hereby authorizes the acquisition by donation of property designated as Block 1428, Lot 2 for no consideration.
- B. The Mayor and Township Clerk are hereby authorized to sign any necessary documentation to effect the acquisition of title to the Property by donation.
- C. The acceptance of title to the Property by the Township is expressly conditioned on the completion of reasonable due diligence by the Township of the Property, which due diligence shall be completed within sixty (60) days of the final approval of this Ordinance, and which may include a title search, a survey, an environmental assessment and such other due diligence as deemed necessary by the Township.


**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 4.** This ordinance shall become effective after second reading and publication as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 25<sup>th</sup> day of February, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 10<sup>th</sup> day of March, 2020 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.

  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

\_\_\_\_\_  
JOHN G. DUCEY  
MAYOR

5-1 2/25/20  
6-1 3/10/20

**ORDINANCE**

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 168 OF THE TOWNSHIP CODE ENTITLED "ENGINEERING PERMITS AND STANDARDS"**

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

**SECTION 1.** Chapter 168-1 of the Code of the Township of Brick, entitled "Engineering Permits required for Installation of Certain Improvements", is hereby deleted in its entirety and replaced with Chapter 168-1 entitled "Engineering Permits required for Installation of Certain Improvements", which shall read as follows:

**§ 168-1. Engineering Permits required for Installation of Certain Improvements**

Except as otherwise provided in Chapter 245, Land Use, of the Code of the Township of Brick, none of the following categories of improvements shall be constructed or installed in the Township of Brick without first obtaining a permit from the Department of Engineering:

- A. Grading and Clearing
- B. Bulkheads/Docks/Piers
- C. Soil Removal/Filling – Chapter 383
- D. Streets and Sidewalks (Road Openings) – Chapter 404
- E. Commercial Parking Lot Improvements, in accordance with:
  - Chapter 191, Fire Prevention;
  - Chapter 245, Land Use;
  - Chapter 306, Parking; and,
  - Chapter 396, Stormwater Management.

The Township Engineer shall enforce the provisions of this chapter and all applicable reference chapters by issuing required permits and addressing those violations arising out of the failure of any person or entity to apply for and obtain required permits. He shall, from time to time, upon his own initiative or whenever directed by the Township, inspect the premises for which permits have been granted to ensure compliance with the terms of the permit and of the chapter. He shall report all violations and take any action deemed necessary for proper enforcement.

**SECTION 2.** Chapter 168-3A of the Code of the Township of Brick, entitled "Grading and Clearing, A. Permit Required", is hereby deleted in its entirety and replaced with Chapter 168-3A entitled "Grading and Clearing, A. Permit Required", which shall read as follows:

**§ 168-3. Grading and Clearing**

- A. Permit Required

The clearing of less than 10 trees over 9" in caliper, or the alteration of the existing grade on a lot in which the area of disturbance is less than two acres will require a permit from the Township Engineer or his representative and shall meet the requirements set forth in this section.

The clearing of 10 trees or more over 9" in caliper or the alteration of the existing grade on a lot in which the area of disturbance is two acres or more shall be in accordance with a plan approved by the Planning Board and shall meet the requirements of all applicable sections of the ordinance. This provision shall not apply to clearing and grading necessary for the construction of one single-family house unless that construction is incidental to an application that is otherwise before the Planning Board or the Zoning Board of Adjustment, in which case such Board may impose requirements as set forth in this Ordinance where practicable. All such applications for a single-family house are to conform to the requirements of Section 245-29 concerning submission of plot plans.

1. No tree located on a lot having a caliper of more than 9" measured at a height of 12" from the finished or existing grade level shall be removed unless such removal is approved by the Township Engineer and a grading and clearing permit is issued.
  - a. All trees to be saved should be clearly tagged and inspected by the Township Engineer or his designee, and the clearing limit line should be delineated by a snow fence or other markings per the Township

5-2 2/25/20  
6-2 3/10/20

Engineer's requirements prior to the issuance of the permit for clearing and grading.

- b. For each tree over 9" in caliper that is removed, the applicant shall prepare a replanting scheme on other treeless portions of the property. The resulting amount of plantings should be 1 per every 2,000 square feet of property left without trees after the proposed clearing is completed.
  - c. The Township Engineer may also require that if the site to be cleared does not permit the replanting of the trees that are to be cut down on the site, an off-site tract may be selected for such replanting, and a replanting plan shall be prepared by the applicant, compensating for the tree removal in an amount based on 1 tree per every 2,000 square feet of property left without trees after the proposed clearing is completed. All trees and the types of trees and the method of planting shall be in accordance with the applicable sections of the Land Use Development Regulations of the Code of the Township.
  - d. In lieu of the replanting requirement specified above, the applicant shall pay a sum to be determined by the Township for the amount of trees as in b. and c. above not replanted into a dedicated Township account designated "the Brick Township Tree Bank Account". Any funds deposited in said account shall be utilized by the Township for the express purpose of planting trees at sites and locations to be determined by the Township Engineer, upon proper authorization from the governing body.
2. Where possible, land shall be graded so that all stormwater runoff from each lot shall drain directly to the street. If impossible to drain directly to the street, it shall be drained to a system of interior yard drainage designed in accordance with the requirements of the subdivision provisions or as otherwise required by the Township Engineer. There shall be no change in grade within 5 feet of a property line. Furthermore, there shall be no change in grade greater than 3 feet within 15 feet from the property line. When necessary, a swale shall be created in order to control surface runoff in a manner that will protect abutting lands. All grading shall be subject to inspections by the Township Engineer during, and upon completion of the construction.
  3. Unless otherwise required by the Township Engineer, all tree stumps, masonry and other obstructions shall be removed to a depth of two feet below existing or finished grade, whichever is lower.
  4. All soil removal or filling shall further conform to all requirements of Chapter 383 Soil Removal/Filling.
  5. All fill material and/or topsoil shall conform to the requirements of Chapter 383 Soil Removal/Filling.
  6. The minimum slope for lawns shall be 1.5% and for smooth, hard-finished surfaces other than roadways, ½ of 1% (0.5%).
  7. The maximum grade for lawns within 5 feet of a building shall be 10%, and for lawns more than 5 feet from a building, 25%.
  8. Retaining Walls

The Township's requirements on retaining walls shall include the following:

- a. A permit is required prior to the start of construction on any retaining wall over 8 inches tall at its highest point which was not specifically shown on an approved subdivision plan, site plan or plot plan. Each such retaining wall application shall include sealed engineering drawings, including plans, cross-sections and design calculations.
- b. As per N.J.A.C. 5:23-2.14(g), a permit is also needed from the Construction Department for the construction, reconstruction, alteration or demolition, of any retaining wall or walls which will have an impact on the foundation of a structure.
- c. An approved safety barrier shall be required in all cases where the wall is more than 30 inches tall (at the highest point), subject to the Engineer's review. Furthermore, an approved safety barrier shall be required in wall systems containing a series of two or more walls as determined in the course of the Engineer's safety review. A "safety barrier" shall be defined

for the purposes of this section as an artificial barrier, not to include landscaping, which will prevent a child from penetrating through to the other side of the barrier. Specifications for safety barriers shall be as follows:

- (1) A safety barrier shall be at least four feet high.
  - (2) A safety barrier shall be constructed of approved materials in a manner that will prevent a child from penetrating it.
  - (3) A safety barrier shall be located at the outer edge at the top of the wall along its entire length.
  - (4) In addition, in cases where a retaining wall is located close to the edge or edges of a driveway, other barriers such as guide rails may be required, subject to the Engineer's review.
- d. Upon completion of the construction of any retaining wall over 30 inches, the owner or developer may be required to submit a statement from a licensed Professional Engineer certifying that the wall was constructed in accordance with the engineering design.
9. The developer, builder or owner shall take all necessary precautions to prevent siltation of water bodies during construction. If required as a condition of an approved site plan or preliminary plat or by the Township Engineer during construction, the developer shall provide acceptable provisions to prevent all deposition of silt or other eroded material in any watercourse. Such provisions may include, but are not limited to, construction and maintenance of siltation basins or holding ponds throughout the course of construction.

**SECTION 3.** Chapter 168-4C of the Code of the Township of Brick, entitled "Bulkheads/Docks/Piers, C. Standards for Construction of Bulkheads, Docks, Piers and Other Structures", is hereby deleted in its entirety and replaced with Chapter 168-4C entitled "Bulkheads/Docks/Piers C. Standards for Construction of Bulkheads, Docks, Piers and Other Structures", which shall read as follows:

**§ 168-4. Bulkheads/Docks/Piers**

**C. Standards for Construction of Bulkheads, Docks, Piers and Other Structures:**

1. Shallow-water or deep-water bulkheads.
  - a. Bulkheads shall be designed either for shallow-water bulkhead or deep-water bulkhead, as the case in point may necessitate. Sheeting shall be timber, vinyl, or other acceptable material designed and installed in accordance with the manufacturer's specifications.
  - b. The particular circumstances, conditions and nature of the project in question, when taken into consideration with the designs for the shallow-water bulkheads and deep-water bulkheads aforesaid, shall and will govern which type of bulkhead should and must be used in a given circumstance. If any question arises as to the type of bulkhead to be constructed in a given area, the Township shall make the final determination through its Engineering Inspector, and, upon written application, the municipality will furnish any applicant with a written determination upon the applicant filing a proper application for a permit and paying the proper fee as provided in this chapter.
2. All timber used, except as noted below, shall be new and unused Douglas fir, Southern yellow pine, cypress, cedar or oak.
3. Treated piling, wales, sheet piling, and decking shall be Douglas fir, Southern yellow pine or cypress.
4. Sheet piling shall be tongue and groove.
5. Anchor piles and anchor logs may be untreated oak or pine.
6. All piles and timber shall be to the plan dimensions shown on the designs for said items.
7. All hardware used in the construction shall be new, unused and galvanized. All such hardware shall be to the dimensions shown in the respective designs.

8. All bulkheads shall be erected true to lines and grades shown in the application for a permit and in said permit and shall be properly backfilled so they will remain firm and in place.
9. All bulkheads shall be constructed in a thoroughly good workmanlike manner.
10. All bulkheads shall be constructed with a minimum top of sheet/cap elevation of 4.0 in the 1988 NAVD Vertical Datum.

**SECTION 4.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 5.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 6.** This ordinance shall become effective after second reading and publication as required by law.

#### NOTICE

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 25th day of February, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 10<sup>th</sup> day of March, 2020 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.



LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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JOHN G. DUCEY  
MAYOR