

Brick Township Council
June 23, 2020
Caucus/Public Meeting
7:00 PM
Agenda No. 2

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).
3.
 - a. Roll Call.
 - b. Salute to the Flag/Pledge of Allegiance/Moment of Silence.
 - c. Approve Minutes of May 26th Meeting.

Consent Agenda

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

4. Resolutions:
 - ___1. Authorize Insertion of Chapter 159 – 2020 Community Development Block Grant.
 - ___2. Authorize Acceptance of Safe & Secure Communities 2020 Grant.
 - ___3. Authorize Receipt of Bids – General Athletic Equipment & Supplies.
 - ___4. Authorize Award of Bid – Heating, Ventilating & Air Conditioning Maintenance & Repair Services.
 - ___5. Authorize Rejection of Bids & Authorize Rebid - Isolated Drainage & Roadway Improvements.
 - ___6. Support NJDOT Establishment of Various Bus Stop Locations along Route 88.
 - ___7. Authorize Appointment of Central Jersey Health Insurance Fund Commissioner.
 - ___8. Authorize Appointment of Ocean County Municipal Joint Insurance Fund Representative.
 - ___9. Authorize Appointment to the Property Maintenance Board.
 - ___10. Authorize Special Events Permit – Marina Party/Pig Roast.
 - ___11. Bond Releases/Reductions:
 - a. Inspection Fund Release – Robert E. Crane – Cedar Bridge Avenue.
 - ___12. Tax Collector:
 - a. 100% DAV Refund & Cancel Taxes – Block 958.22 Lot 2.
 - b. 100% DAV Refund & Cancel Taxes – Block 1192.34 Lot 4.
 - c. State Tax Appeal Granted – Block 864 Lot 1.06 – 79 Fairview Ave.
 - d. State Tax Appeal Granted – Block 913 Lot 15 – 431 Princeton Ave.
 - ___13. **Authorize Special Events Permit – Theatre in the Park Event.**
 - ___14. **Authorize Appointment of a Deputy Emergency Management Coordinator.**
 - *******End of Consent Agenda*******
 - ___15. Bill Resolution – Computer 2020.
 - ___16. Bill Resolution – Manual 2020.

5. Ordinance on First Reading:

- ___1. Authorize Acceptance of the Donation of Property – Block 210.35 Lot 19.
- ___2. Amend Chapter 245 – Fences.

6. Ordinance on Second Reading:

- ___1. Amend Chapter 288-52 Vehicles & Traffic – Title 39 Enforcement.

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, July 14, 2020 at 7:00 p.m.**



Hi there,

Brick Township is inviting you to a scheduled Zoom meeting.

Tuesday, June 23, 2020

Join Zoom Meeting

Phone US: [+16468769923](tel:+16468769923), [88926224671#](tel:+188926224671), [1#892945#](tel:+1892945) or
one-tap: [+13017158592](tel:+13017158592), [88926224671#](tel:+188926224671), [1#892945#](tel:+1892945)

Meeting <https://us02web.zoom.us/j/88926224671?pwd=aTNMRzgyd1lhL0E4ZEpCSkZycndU>

URL: [T09](https://us02web.zoom.us/j/88926224671?pwd=aTNMRzgyd1lhL0E4ZEpCSkZycndU)

Meeting 889 2622 4671

ID:

Password 892945

:

Join by Telephone

For higher quality, dial a number based on your current location.

Dial:

US: +1 646 876 9923 or +1 301 715 8592 or +1 312 626 6799 or +1 346 248 7799 or
+1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782

Meeting 889 2622 4671

ID:

Password 892945

:

RESOLUTION

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that Township Council of the Township of Brick in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of 2020 in the amount of \$302,355.00 which is now available from the U.S. Department of Housing and Urban Development – Office of Community Planning and Development for the 2020 Community Development Block Grant in the amount of \$302,355.00.

BE IT FURTHER RESOLVED that the like sum of \$ 302,355.00 is hereby appropriated under the caption Public and Private Programs Offset by Revenues – Community Development Block Grant 2020.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the U.S. Department of Housing and Urban Development – Office of Community Planning and Development for the 2020 Community Development Block Grant in the amount of \$302,355.00.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	6/23/20
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RESOLUTION

WHEREAS, monies are available through the New Jersey department of Law and Public Safety, Division of Criminal Justice, Safe and Secure Communities 2020 Grant Program; and

WHEREAS, the Township of Brick wishes to accept a grant in the amount of \$60,000 under the Safe and Secure Communities Program 20-1506 which will be in effect from March 31,2020 to April 1, 2021; and

WHEREAS, the Safe & Secure Communities Grant will be applied towards the salaries of the Safe & Secure Officers and the Township of Brick will match the grant by covering the cost of fringe benefits; and

WHEREAS, the grant funds will be utilized to fund officers who will be assigned to patrol duties, burglary details, narcotics and gang activities. The officers will be assigned to the Operations Division (Patrol) where they will be involved in crime deterrence and the apprehension of criminals. The officers will also be responsible for the citizens of the Township by utilizing Community Crime Prevention Programs, Neighborhood Watch and Problem Solving Policing.

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

1. As a matter of policy, the Township of Brick wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General of New Jersey will receive funds on behalf of the Township of Brick.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications and contracts for such funds.
4. The division of Criminal Justice shall initiate allocations to the Township as authorized by law.
5. The Township Council authorizes the Mayor and his Administration to prepare all documents and paperwork required to accept, secure, administer and expend the grant.
6. A copy of this resolution will be provided to the Chief of Police and Finance Officer.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-2	6/23/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, it has been brought to the attention of the governing body of the Township of Brick the Division of Purchasing and Contracting is desirous of receiving bids for the following item:

GENERAL ATHLETIC EQUIPMENT & SUPPLIES

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

1. The Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. The Division of Purchasing and Contracting is hereby authorized to prepare bid specifications for the above mentioned project.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 23rd day of June, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-3.	6/23/20
Agenda #	Date
Agenda #	Date
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RESOLUTION

WHEREAS, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for Heating, Ventilating & Air Conditioning Maintenance and Repair Services on Thursday, June 18, 2020; and

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

WHEREAS, the Director of Public Works 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 THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, AS FOLLOWS:

1. That the contract for Heating, Ventilating & Air Conditioning Maintenance and Repair Services is hereby awarded to Air Systems Maintenance, Inc., 718 Jefferson Avenue, Kenilworth, NJ 07033 with a labor rate of \$80.00 per hour and a 20% discount on cost for parts and material.
2. That this is an open-ended contract with not to exceed amount of \$55,000.00 per year; therefore, funds shall be certified prior to each order. Sufficient funds are available in 2020 budget and pending adoption of the future budgets under an appropriation entitled Buildings & Grounds – Outside Contractors, account 0-01-26-310-291.
3. That this will be a two (2) year contract commencing on June 27, 2020 and ending on June 26, 2022.
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 certified copy of this resolution shall be forwarded to vendor, Business Administrator, Chief Financial Officer, Director of Public Works, Buildings & Grounds Supervisor and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 23, 2020.

IN WITNESS WHEREOF, I hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-4	6/23/20
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 Isolated Drainage & Roadway Improvements on Friday, June 12, 2020; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(b) the Governing Body hereby recommends the rejection of all bids in their entirety due to the bids substantially exceeding the contracting unit's budget appropriation for the project; and

WHEREAS, the Governing Body recommends that the Township Council authorize the Division of Purchasing and Contracting to rebid said project.

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

1. That all bids submitted for the Isolated Drainage & Roadway Improvements are hereby rejected in their entirety pursuant to N.J.S.A. 40A:11-13.2(b).
2. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by bidders pursuant to N.J.S.A. 40A:11-24.
3. That the Division of Purchasing and Contracting is hereby authorized to advertise for the rebid of Isolated Drainage & Roadway Improvements.
4. That the Township Clerk shall further forward a certified copy of this resolution to the vendors, 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 23rd day of June, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-5	6/23/20
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RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, SUPPORTING NJDOT ESTABLISHMENT OF VARIOUS BUS STOP LOCATIONS ALONG ROUTE 88

WHEREAS, the NJ Department of Transportation (NJDOT) has conducted a survey to investigate the feasibility of establishing bus stops along Route 88 in the Township; and

WHEREAS, based upon a field investigation by NJDOT and the Bureau of Traffic Engineering (BTE), the bus stop locations indicated below have been recommended for approval; and

WHEREAS, based upon this field investigation and a survey of all existing bus stop locations along Route 88, the recommended bus stop locations will be approved by a Traffic Regulation Order (TRO); and

WHEREAS, the TRO will enable NJDOT to update their regulation files of all existing bus stop locations along Route 88 in the Township of Brick, County of Ocean; and

WHEREAS, the NJDOT requires a Resolution of support in order to promulgate the required TRO to establish these bus stops within Brick Township; and

WHEREAS, the Township of Brick Council has reviewed the request and supports the establishment of these bus stop locations along Route 88;

NOW, THEREFORE, IT BE RESOLVED by the Township Council of the Township of Brick, Ocean County, State of New Jersey, that the Mayor and Council concur with the New Jersey Department of Transportation's recommendation to establish the following bus stop locations along Route 88:

BUS STOPS:

Along Route NJ 88, eastbound, on the southerly side at:

- A. **Barb Lane – (near side) (NJ Transit ID# pending)**
Beginning at the westerly curb line of Barb Lane and extending 105 feet westerly therefrom.
- B. **Between Kenneth Place and Van Zile Road (CR 42)-(mid block) (NJ Transit ID#26318)**
Beginning at a point 640 feet east of the easterly curb line of Kenneth Place and extending 135 feet easterly therefrom.
- C. **Midstreams Road (CR 54) – (far side) (NJ Transit ID# 26319)**
Beginning at the easterly curb line of Midstreams Road (CR 54) and extending 100 feet easterly therefrom.
- D. **Burnt Bridge Road- (near side) (NJ Transit ID# 26320)**
Beginning at the prolongation of the westerly curb line of Burnt Bridge Road and extending 200 feet westerly therefrom.

Along Route NJ 88, westbound, on the northerly side at:

- A. **Burnt Bridge Road- (far side) (NJ Transit ID # 26321)**
Beginning at the westerly curb line of Burnt Bridge Road and extending 315 feet westerly therefrom.

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- B. Truman Drive – (far side) (NJ Transit ID#26322)
Beginning at the westerly curb line of Truman Drive and extending 100 feet westerly therefrom.

- C. Between Van Zile Road (CR 42) and Kenneth Place – (mid-block) (NJ Transit ID#26323)
Beginning at a point 565 feet west of the westerly curb line of Van Zile Road (CR 42) and extending 135 feet westerly therefrom.

- D. Jack Martin Boulevard – (mid-block) (NJ Transit ID# pending)
Beginning at a point 50 feet west of the westerly curb line of Jack Martin Boulevard and extending 135 feet westerly therefrom.

Repealer Clause:

The Township of Brick concurs that any approved bus stop locations or traffic regulations in conflict with or inconsistent with the provisions of this Resolution be rescinded upon approval of the Traffic Regulation Order.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

**RESOLUTION APPOINTING
FUND COMMISSIONER**

WHEREAS: Public Law 1983, c.372 (N.J.S.A. 40A:10-36 et seq) permits municipalities to join together to form a joint insurance fund; and

WHEREAS, the Ocean County Municipal Joint Insurance Fund is duly constituted as a Municipal Self-Insurance Fund; and

WHEREAS, the Township of Brick is a member of the Ocean County Municipal Joint Insurance Fund, and

WHEREAS, the NJSA 40A:10-36 et seq as well as the Bylaws of the Ocean County Municipal Joint Insurance Fund provide that "in the manner generally prescribed by law, each member shall appoint one (1) commissioner to the Fund. Each member shall select either a member of its governing body or one of its employees and,

WHEREAS the term of the appointment is either:

1. A commissioner, other than the special commissioner, who is a member of the appointing municipality's governing body shall hold office for two years or for the remainder of his/her term of office as a member of the governing body, whichever shall be less.
2. Commissioners who are employees of the appointing member shall hold office at the pleasure of the Township and can be removed by the Township of Brick at any time without cause.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Brick does hereby appoint Joanne Bergin to serve as Fund Commissioner to the Ocean County Municipal Joint Insurance Fund.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	6/ Date
4-7	23/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS: Public Law 1983, c.372 (N.J.S.A. 40A:10-36 et seq) permits municipalities to join together to form a joint insurance fund; and

WHEREAS, the Central Jersey Health Insurance Fund is duly constituted as a Municipal Self-Insurance Fund; and

WHEREAS, the Township of Brick is a member of the Central Jersey Health Insurance Fund; and

WHEREAS, it is necessary for the Township to appoint a representative to the Central Jersey Health Insurance Fund; and

WHEREAS, the Mayor has appointed Sarah Zimmer Scarpelli as the Township's representative to the Central Jersey Health Insurance Fund; and

WHEREAS, the Township Council wishes to consent to this appointment.

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 Council does hereby ratify, consent and approve the Mayor's appointment of Sarah Zimmer Scarpelli as the representative for the Township of Brick to the Central Jersey Health Insurance Fund.
2. That a certified copy of this resolution be forwarded to the Administrator for the Central Jersey Health Insurance Fund.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-8	6/23/20
Agenda #	Date
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Agenda #	Date

RESOLUTION

WHEREAS, the Brick Property Maintenance Board has been established by §134-5 of the Code of the Township of Brick, to be composed of five voting members appointed by the Mayor and approved by the Council of the Township of Brick; and

WHEREAS, the Township Council has been made aware that there is a vacancy on the Property Maintenance Board; and

WHEREAS, § 134-5 of the Code of the Township of Brick states that the term of the Board Members shall be one year; and

WHEREAS, the Township Council wishes to affirm the replacement of Joseph Gilsenan with Ronald Gaskill as a member of the Property Maintenance Board appointed by the Mayor; and

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

1. That Ronald Gaskill is hereby appointed to fill the unexpired term of Joseph Gilsenan on the Property Maintenance Board effective July 1, 2020 and expiring December 31, 2020:
2. The Township Clerk is hereby authorized to forward a certified copy of this resolution to the Brick Property Maintenance Board and Ronald Gaskill.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-9	6/23/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jersey Shore Marina, 841 Route 70, Brick has applied for a special event permit to conduct a Marina Party on August 1, 2020 with a rain date of August 2, 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 Jersey Shore Marina's request for special event application to conduct a Marina Party on August 1, 2020 with a rain date of August 2, 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 Jersey Shore Marina's request for special event application to conduct a Marina Party on August 1, 2020 with a rain date of August 2, 2020 between the hours of 1:30 pm and 9:30 pm at 841 Route 70 East is approved with the conditions and restrictions as follows:

1. A tent/outdoor cooking permit must be obtained from the Brick Township Bureau of Fire Safety. All fire lanes and fire access and areas must remain open and accessible at all times.
2. No open flame or cooking to be under tents.
3. All areas around the volleyball court to remain open and accessible at all times.
4. Occupancy limits will be in compliance with state regulations on the day of the event.
5. All social distancing guidelines must be adhered to.
6. 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.
7. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

SECTION 2. That a copy of this Resolution shall be provided to the Chief of Police and the Jersey Shore Marina.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

Agenda #	Date
4-10	6/23/20
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LYNNETTE A. IANNARONE
MUNICIPAL CLERK

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated June 2, 2020 that there is \$167.00 remaining in the engineering inspection fund from Robert E. Crane, 1771 New Hampshire Avenue, Toms River, NJ 08755 for Block 465 Lot 21 (1035 Cedarbridge Avenue) 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 \$167.00 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 \$167.00 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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-11a	6/23/20
Agenda #	Date
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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 Pl	Pirozzi, Paula & Francis J	\$4.09

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-12a	6/23/20
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 1192.34, Lot 4 Account # 622094 as of 11-18-2019.

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 11-18-2019 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1192.34/4/622094 34 Baser Lane	Kennedy, Patrick J.	\$305.55- 2019 <u>\$1,267.33- 2020</u> \$1,572.88

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	6/23/20
4-12b	
Agenda #	Date
Agenda #	Date
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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 2019 on Block 864, Lot 1.06, Account #417443, due to State Appeals being granted; and as the State Appeal reduces the assessment from 1,145,000 to 975,000 for 2019.

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>
864/1.06/417443 79 Fairview Ave.	Jennifer R. Jacobus, Trustee for HOWLETT, FRED J & MALIN, ROBIN	\$2,203.05

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-12c	6/23/20
Agenda #	Date
Agenda #	Date
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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 2019 on Block 913, Lot 15, Account #517209, due to State Appeals being granted; and as the State Appeal reduces the assessment from 3,416,000 to 3,100,000 for 2019.

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>
913/15/517209 431 Princeton Ave.	Alfieri, Donna	\$4,547.56

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-12d	6/23/20
Agenda #	Date
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RESOLUTION

WHEREAS, the BCCT, 270 Chambers Bridge Road, Brick has applied for a special event permit to conduct a Theatre in the Park: Moana Jr. Event on July 30, 31 and August 1, 2020 with a rain date of August 2, 2020 and July 27-29, 2020 for rehearsals 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 BCCT's request for special event application to conduct a Theatre in the Park Event on July 30, 31 and August 1, 2020 with a rain date of August 2, 2020 and July 27-29, 2020 for rehearsals 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. BCCT's request for special event application to conduct a Theatre in the Park Event from 5pm to 10pm on July 30, 31 and August 1, 2020 with a rain date of August 2, 2020 and July 27-29, 2020 for rehearsals at Windward Beach is approved with the conditions and restrictions as follows:

1. Occupancy limits will be in compliance with state regulations on the day of the event.
2. All social distancing guidelines must be adhered to.
3. Two special police officers will be assigned at the entrance for traffic control and to block off the grass field with vehicles as an added sense of security.
4. Should assistance be needed for Township sound system BCCT agrees to offset any additional costs.
5. BCCT Staff will park by the Bocce Courts to allow ample parking for patrons in the below lot.
6. 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 BCCT.

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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-13	6/23/20
Agenda #	Date
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RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING THE EMERGENCY MANAGEMENT COORDINATOR AND DEPUTY EMERGENCY MANAGEMENT COORDINATORS

WHEREAS, the State of New Jersey Office of Emergency Management requires that each municipality appoint an Emergency Management Coordinator; and

WHEREAS, the Municipal Emergency Management Coordinator shall serve for a term of three years; and

WHEREAS, the Municipal Emergency Management Coordinator is responsible for the planning, activating, coordinating and conduct of Emergency Management operations within the municipality; and

WHEREAS, the Chief of Police, who serves on the Township's Emergency Management Team, has been designated by the Mayor to act as the Emergency Management Coordinator for the Township of Brick and,

WHEREAS, Joseph J. Pawlowicz Jr. and Ronald Gaskill Jr. have been designated by the Chief as Deputy Emergency Management Coordinators; and

WHEREAS, it is the intention of the Township Council of the Township of Brick to comply with requirements set forth by the State of New Jersey Office of Emergency Management and to forward a resolution naming the appointees to the Office for its records.

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 Council of the Township of Brick hereby appoints James Riccio, Chief of Police, to serve as Emergency Management Coordinator, Joseph J. Pawlowicz Jr. and Ronald Gaskill Jr. Deputy Emergency Management Coordinators for a term of (3) three years.
- 2) That a copy of this resolution shall be forwarded to the State of New Jersey Office of Emergency Management.

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal 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 June 23, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of June, 2020.

Lynnette A. Iannarone, RMC
Municipal Clerk

Agenda #	Date
4-14	6/23/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACCEPTANCE OF THE DONATION OF PROPERTY KNOWN AS BLOCK 210.35, LOT 19 FOR NO CONSIDERATION

WHEREAS, property known as Block 210.35, Lot 19 (the "Property") has been offered for donation to the Township for no consideration by its owners, Edward & Monique Faktor; and

WHEREAS, the Township Council desires to authorize the acceptance of the Property 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 Township Council hereby authorizes the acquisition by donation of property designated as Block 210.35, Lot 19 for no consideration.
- B. The Mayor and Township Clerk are authorized to execute any necessary documentation to effect the acquisition of title to the Property by donation.
- C. The acceptance of title to the Property 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. 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 3. This ordinance shall take effect 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 23rd day of June, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 14th day of July, 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 persons 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

Agenda #	Date
S-1	6/23/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AMENDING CHAPTER 245-33 OF THE
TOWNSHIP CODE ENTITLED "FENCES"**

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 245-33 of the Code of the Township of Brick, entitled "Fences", is hereby amended in its entirety and shall read as follows:

§ 245-33. FENCES.

- A. No fence shall be erected within the Township of Brick unless a permit for the erection of such fence shall have been obtained from the Construction Official and/or Zoning Officer in accordance with the requirements of this section. The fence permit application shall further be accompanied by an accurate survey identifying the tax lot and block upon which the proposed fence is to be located, the name and address of the applicant, the height and location of the proposed fence in relation to all property lines of the premises upon which the fence is to be located and the material and type of construction of the proposed fence. "Fence or fencing" is defined as any wood, masonry, plastic, metal, vinyl or aluminum structure(s) or any wall, constructed to shield, screen or protect a lot or portion of a lot.
- B. No fence shall be constructed under this section within the front yard setback area of any lot shall exceed four feet in height. Any such fence constructed within the front yard setback shall be of a design such as chain link, post and rail or pickets. All pickets shall be spaced at least two inches apart, and each picket shall be no more than 3 1/2 inches in width.
- C. No fence which shall be constructed under this section along any side or rear property line shall exceed six feet in height.
- D. Any fence, hedge or other vegetation which shall be constructed under this section at the corner of a corner lot shall be placed at 45° to each sideline for a distance of 10 feet back from the intersection of the fence line along both street sides of the lot and shall not create a view obstruction. In addition, any fence constructed along the street sides of a corner lot shall meet the requirements provided for in Subsection B of this section. No fence shall be erected in the public right-of-way under any circumstances.
- E. No fence to be constructed under this section shall be located less than 10 feet from the pavement or cartway of any street, whether public or private.
- F. Any fence to be constructed under this section shall be erected with the finished side facing the exterior of the lot which is being enclosed and shall be maintained in good and safe condition at all times. In addition, where a wire fence is to be constructed under this section, the unfinished or cut portion of such fence shall be installed toward the ground.
- G. The height limitations provided for in this section shall be not applicable to any fence constructed in any industrial or commercial district within the Township of Brick.
- H. Upon completion of the erection of a fence under this section, requiring a construction permit, the permittee shall notify the Construction Official of the completion of the same and shall request an inspection of the fence.
- I. Notwithstanding any provision of this section to the contrary in cases in which the applicant's lot fronts on any body of water, the applicant shall be limited to installing a fence of no greater than four feet in height for any area within 200 feet of the body of water. Any such fence constructed within 200 feet of a body of water shall be of an open design such as chain link, post and rail, or picket. All pickets shall have at least two inches of spacing between each picket and be no more than 3 1/2 inches in width.
- J. Notwithstanding any provision of this section to the contrary in cases in which the applicant's lot fronts on any body of water, no hedge or other vegetation of greater than four feet in height shall be maintained within fifteen feet of a body of water. Hedges and other vegetation greater than four feet in height, and acting as a shield or screen on a lot or portion of a lot existing prior to September 1, 2010 shall be exempt from the provisions of this section.

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K. Where the applicant's lot fronts on any body of water, the property owner may install a fence of up to six feet in height between the applicant's dwelling and any adjacent dwelling, so long as there are at least six feet between the dwellings in question. Such fence may extend only from the waterward house line of the two relevant dwellings which is furthest from the water to the streetward house line of the two relevant dwellings which is furthest from the street as such lines are shown on a survey showing the corners of both the applicant's dwelling and the adjacent dwelling at issue. Where a property fronts on any body of water and is on a corner lot, the provisions of this section shall not apply to the streetward side of such lot. Nothing in this section shall alter setback or other fencing requirements as established by this Code.

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 23rd day of June, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 14th day of July, 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

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING THE TOWNSHIP CODE, TO DESIGNATE CERTAIN PROPERTIES AS SUBJECT TO TITLE 39 ENFORCEMENT

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

SECTION 1. Chapter 288 of the Township Code of the Township of Brick entitled "Vehicles and Traffic" is hereby amended in Section 288-52, entitled "Schedule XXII: Private Areas," to add the following sites for enforcement of Title 39 jurisdiction by the Police Department, in the appropriate alphabetical location in the Schedule:

§288-52. Schedule XXII: Private Areas.

In accordance with the provisions of §288-27, regulations are hereby established for the following areas. Plot plans of the area are on file at the office of the Municipal Clerk and are hereby made a part of these regulations.

<u>Area</u>	<u>Location</u>
1-21 West Marion Street	Block 24, Lot 4
431 Mantoloking Road	Block 188 Lot 1
1111 Industrial Parkway	Block 1068, Lot 23
Angela Hibbard Park	600 Drum Point Road Block 210, Lot; Block 286, Lot 7
Artis Senior Living	466 Jack Martin Road Block 1169, Lot 7
Bernie Cooke Park	44 Burnt Tavern Road Block 1447.02, Lot 22
Brick Beach 1	310 Route 35 South Block 42.05, Lot 1
Hank Waltonowski Park	75 Ashwood Drive Block 701.15, Lot 1
Herbertsville Park	501 Colorado Avenue Block 1386, Lot 20
Lake Riviera Park	371 Lake Shore Drive Block 383.40, Lot 30
Precision Door Services	225 Chambers Bridge Road Block 702, Lot 17
Quick Check	715 Route 70 Block 672, Lot 6
Traders Cove Park & Marina	40 Mantoloking Road Block 68, Lot 3.02
Wawa	383 Drum Point Road Block 321, Lots 11.01 & 11.02

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SECTION 2. 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 3. This ordinance shall take effect 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 9th day of June, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 23rd day of June, 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 persons 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