

Brick Township Council
August 25, 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.

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 – CARES Act Titles III B&E – 2020.
- ____ 2. Authorize Cancellation of Stale Dated Checks.
- ____ 3. Authorize Award of Bid – Purchase & Delivery of One Single Axle Dump Truck.
- ____ 4. Authorize Award of Bid – Purchase & Delivery of Two 33 Cubic Yard Automated Refuse Collection Vehicles.
- ____ 5. Authorize Award of Bid – Roadway Improvements to Chapel Hill.
- ____ 6. Authorize Award of Bid – Computer & Printer Supplies.
- ____ 7. Authorize Award of Proposals – Professional Medical Services.
- ____ 8. Authorize Placement of Tax Lines for Property Clean-ups.
- ____ 9. Authorize Special Events Permit – Theatre in the Park Event.
- ____ 10. Authorize Special Events Permit – Jackson Dance Center Show.
- ____ 11. Tax Collector:
 - a. Tax Overpayments – 2020.
 - b. State Tax Appeal Granted – Block 380.18 Lot 1.01 – 70 Brick Blvd.
- ____ 12. **Authorize Rejection of Bids and Authorize Re-Bid for Snow Removal Services**
*******End of Consent Agenda*******
- ____ 13. Bill Resolution – Computer 2020.
- ____ 14. Bill Resolution – Manual 2020.

5. Ordinances on Second Reading:

- ____ 1. Capital Ordinance for Acquisition & Purchase of Block 1171 Lot 1.
- ____ 2. Refunding Bond Ordinance.

6. 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.

7. Council Comments.

8. 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, September 8, 2020 at 7:00 p.m.**



Brick Township is inviting you to a scheduled Zoom meeting.

Tuesday, August 25, 2020 at 7 pm

Join Zoom Meeting

<https://us02web.zoom.us/j/86174465276?pwd=THgzOENuZkFNejNHdVAzZFFKOW5gdz09>

Meeting ID: 861 7446 5276

Passcode: 641574

One tap mobile

+13126266799,,86174465276#,,,,,0#,,641574# US (Chicago)

+16468769923,,86174465276#,,,,,0#,,641574# US (New York)

Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 876 9923 US (New York)

+1 301 715 8592 US (Germantown)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 408 638 0968 US (San Jose)

+1 669 900 6833 US (San Jose)

Meeting ID: 861 7446 5276

Passcode: 641574

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, and

WHEREAS, the Ocean County Office of Senior Services received funds under the Coronavirus Aid Relief & Economic Security (CARES Act) passed by Congress in response to COVID-19; and

WHEREAS, the amount of \$26,997.00 for the CARES Act III-B and \$13,282.00 for the CARES Act III-E have been awarded to the Township;

NOW, THEREFORE, BE IT RESOLVED, that the 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 \$26,997.00 for CARES Act III-B and \$13,282 for CARES Act III-E which is now available from the Ocean County Office of Senior Services – Title CARES Act III B&E – 2020.

BE IT FURTHER RESOLVED, that the like sum of \$26,997.00 for CARES Act III-B and \$13,282 for CARES Act III-E is hereby appropriated under the caption Public and Private Programs Offset by Revenues – Title CARES Act III B&E - 2020.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the Ocean County Office of Senior Services – Title CARES Act III B&E in a total amount of \$40,279.00.

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 August 25, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	8/Date
4-1	8/25/20
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Agenda #	Date
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RESOLUTION

WHEREAS, a reconciliation of the list below reflects outstanding checks; and

WHEREAS, the check date on these checks are now stale dated; and

WHEREAS, attempts have been made to find the whereabouts of the payee, but to no avail; and

WHEREAS, it is the intent of the Council to cancel these outstanding checks.

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

1. The list totaling \$121.00 is to be cancelled and funds are to be transmitted over to the Township's Chief Financial Officer and deposited into its respective Account.
2. A certified copy of this resolution to be forwarded to the Chief Financial Officer.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on August 25, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Check #	Amount	Date Issued	Payee
Claims			
146004	100.00	11/19/2019	Brick Youth Lacrosse Club
147975	21.00	05/19/2020	Tidaback, Renee

Agenda #	8/25/20
4-2	
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Division of Purchasing and Contracting received sealed bids for the Purchase & Delivery of One (1) Single Axle Dump Truck on Tuesday, August 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 the Purchase and Delivery of One (1) Single Axle Dump Truck – 2021 Kenworth T370 is hereby awarded to Gabrielli Kenworth of NJ, LLC, 2306 Route 130 North, Dayton, NJ 08810 in the amount of \$177,560.00, including extended warranty (\$173,829.00 for vehicle, \$3,731.00 for extended warranty).
2. That delivery shall be FOB Township of Brick Public Works within 180 days after receipt of order.
3. That the Chief Financial Officer has submitted a Certificate of Available Funds in the total amount of \$177,560.00 and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:
Ordinance #5-20 – account C-04-55-867-501 – \$177,560.00
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 the vendor, Business Administrator, Chief Financial Officer, Director of Public Works 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 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	8/Date
4-3	8/25/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Division of Purchasing and Contracting received sealed bids for the Purchase and Delivery of Two (2) 33 C.Y. Automated Refuse Collection Vehicles on Tuesday, August 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 the Purchase and Delivery of Two (2) 33 C.Y. Automated Refuse Collection Vehicles – 2020 Peterbilt 520 is hereby awarded to Hunter Jersey Peterbilt, 524 Monmouth Road, P.O. Box 729, Clarksburg, NJ 08510 in the amount of \$285,125.00 each, including extended warranty.
2. That delivery shall be FOB Township of Brick Public Works within 180 days after receipt of order.
3. That the Chief Financial Officer has submitted a Certificate of Available Funds in the total amount of \$570,250.00 and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:
Ordinance #5-20 – account C-04-55-867-501 – \$570,250.00
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 the vendor, Business Administrator, Chief Financial Officer, Director of Public Works 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 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	8/Date
4-4	8/25/20
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 Chapel Hill on Friday, August 14, 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 Roadway Improvements to Chapel Hill is hereby awarded to Meco, Inc., P.O. Box 536, Clarksburg, NJ 08510 for a total amount of \$397,777.00.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following are the line item appropriations and ordinances which constitute the availability of funds for this contract:
 Ordinance #8-19 – account C-04-55-865-401 – \$387,098.48
 Ordinance #7-20 – account C-04-55-869-401 – \$10,678.52
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 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

 LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

Agenda #	Date
4-5	8/25/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, sealed bids were received by the Division of Purchasing & Contracting for Computer & Printer Supplies on Friday, August 7, 2020; and

WHEREAS, the bids have been reviewed by the Director of Information Technology; and

WHEREAS, the Director of Information Technology has recommended the award of said bid, on a per item basis, to the lowest responsive and responsible bidder in compliance with the Administrative Requirements and Technical 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 Computer & Printer Supplies is awarded to the following vendors as per the attached schedule of prices:
 - KT's Office Services, LLC, 1555 Route 37 West, Unit 1, Toms River, NJ 08755
 - New Jersey Office Systems, LLC, 2525 Route 130, Bldg D, Suite 3, Cranbury, NJ 08512
 - Office Needs, Inc., 1120 Raritan Road, Suite 2, Clark, NJ 07066
 - Star Data Co., P.O. Box 12, Hewlett, NY 11557
 - The Tree House, Inc., P.O. Box 413, Norwood, MA 02062
 - W.B. Mason Co., Inc., 300 Prospect Plains Road, Cranbury, NJ 08512
2. That this is a unit price bid; therefore, funds shall be certified prior to each order; with a total amount not to exceed \$50,000.00. Sufficient funds are available in 2020 budget and pending adoption of the 2021 budget under appropriation entitled Data Processing – Computer Accessories account 0-01-20-140-282; and capital budget under account C-04-55-860-501.
3. That this will be a one (1) year contract commencing on August 28, 2020 and ending on August 27, 2021.
4. That the Mayor is 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 the vendors, Business Administrator, Chief Financial Officer, Director of Information Technology 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 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township 25th day of August, 2020.

 LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

Agenda #	8/ Date
4-6	125/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. provides the procedure for soliciting proposals through a fair and open process; and

WHEREAS, there is a need to retain Professional Medical Services to provide pre-employment physicals, fit for duty examinations and drug and alcohol testing for new and existing employees; and

WHEREAS, the Township of Brick has solicited proposals for said services through a fair and open process on Friday, August 14, 2020; and

WHEREAS, the proposals have been reviewed by the Deputy Police Chief and the Human Resources Director; and

WHEREAS, the Deputy Police Chief and the Human Resources Director have recommended and are satisfied with the qualifications and experience of the firms which are the subject of this award.

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 Professional Medical Services is hereby awarded to the following vendors as per the attached schedule of prices:
 - HMH Occupational Health, 2-12 Corbett Way, Suite 101, Eatontown, NJ 07724
 - Raymond F. Hanbury, PhD, 2100 Highway 33, Suite 9-10, Neptune, NJ 07753
 - Worknet Occupational Medicine, 368 Lakehurst Road, Suite 206, Toms River, NJ 08755
2. That this contract is being awarded as a professional service in accordance with N.J.S.A. 40A:11-5 pursuant to a fair and open process.
3. That services for this contract shall be rendered to the Township at the rates listed on Attachment A, with a total amount not to exceed \$125,000.00. Sufficient funds are available in 2020 budget and pending adoption of the 2021 budget under appropriation entitled Human Resources – Doctors Fees account 0-01-20-105-276.
4. That the term of this contract is one (1) year commencing on September 11, 2020 and ending on September 10, 2021.
5. That the Mayor is authorized to execute and the Township Clerk to attest to the agreement which shall be available for public examination in the office of the Township Clerk during normal business hours.
6. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
7. That the Office of Purchasing and Contracting is hereby authorized to advertise for the receipt of additional proposals for Category B – Psychological Examinations.
8. That a certified copy of this resolution shall be provided to the vendors, Business Administrator, Human Resources Director, Deputy Police Chief, Chief Financial Officer and 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 the 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

Agenda #	8/Date
47	8/25/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING THE CERTIFICATION OF THE DIRECTOR OF PUBLIC WORKS CONCERNING ADDITIONAL COSTS INCURRED IN THE REMOVAL OF DEBRIS AND CLEANING UP OF THE PROPERTY LOCATED AT MULTIPLE BLOCKS/LOTS AND AUTHORIZING THE PLACEMENT OF A LIEN AGAINST SAID PROPERTIES FOR SAID COSTS.

WHEREAS, in accordance with the provisions of N.J.S.A. 40:65-12 and Chapter 331, specifically Section 331-5 through 331-9, of the Township Code of the Township of Brick, the Township of Brick removed debris and cleaned up the property located at:

**500 16th Avenue – Block 1068.124/Lot 1 - \$79.18
91 Kieser Blvd.- Block 869.02/Lot 3 - \$162.48**

after duly-giving notice to the property owner of said property pursuant to Chapter 56; and

WHEREAS, the Director of Public Works has certified the costs incurred by the Township in removing the debris and cleaning up the aforementioned property; and

WHEREAS, the total additional costs incurred by the Township for the removal of the debris and cleaning up the property, as certified by the Director of Public Works, are:

**500 16th Avenue – Block 1068.124/Lot 1 - \$79.18
91 Kieser Blvd.- Block 869.02/Lot 3 - \$162.48**

WHEREAS, Chapter 331 of the Township Code, in accordance with N.J.S.A. 40:65-12, et seq. authorizes the governing body to have a lien placed against the subject property for the costs incurred by the Township in the removal of the debris from the subject premises and cleaning up the property, together with interest at the same rate as other taxes as set forth in N.J.S.A. 40:48-2.14.

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

- 1. That the Mayor and Township Council do hereby formally accept and approve the certification submitted by the Director of Public Works for the removal of debris and cleaning up the property located at:

**500 16th Avenue – Block 1068.124/Lot 1 - \$79.18
91 Kieser Blvd.- Block 869.02/Lot 3 - \$162.48**

- 2. That the Mayor and Township Council do hereby direct the Tax Collector to place an assessment against the subject property in accordance with this resolution.
- 3. That a copy of the certified costs incurred by the Township in removing the debris and cleaning up the property, together with a copy of the resolution, shall be forwarded to the owner of the property by certified mail.
- 4. That a certified copy of this resolution be forwarded to the Tax Collector and to the Code Enforcement Officer.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on August 25, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

Agenda #	Date
4-8	8/25/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the BCCT, 270 Chambers Bridge Road, Brick has applied for a special event permit to conduct a Theatre in the Park: Frozen Jr. Event on September 24-26, 2020 with a rain date of September 27, 2020 and September 21-23, 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 September 24-26, 2020 with a rain date of September 27, 2020 and September 21-23, 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 September 24-26, 2020 with a rain date of September 27, 2020 and September 21-23, 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 August 25, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	8/Date
4-9	8/25/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Jackson Dance Center, 87 Buckingham Drive, Jackson has applied for a special event permit to conduct a Dance Show Event on August 29, 2020 with a rain date of August 28 and 30, 2020 and August 24, 2020 for rehearsals with a rain date of August 25-27, 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 Jackson Dance Center's request for special event application to conduct a Dance Event on August 29, 2020 with a rain date of August 28 and 30, 2020 and August 24, 2020 for rehearsals with a rain date of August 25-27, 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. Jackson Dance Center's request for special event application to conduct a Dance Event from 4pm to 9pm on August 29, 2020 with a rain date of August 28 and 30, 2020 and August 24, 2020 for rehearsals with a rain date of August 25-27, 2020 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 Jackson Dance Center agrees to offset any additional costs.
5. Jackson Dance Center 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 the Jackson Dance Center.

CERTIFICATION

I, Lynnette A. Iannarone, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on August 25, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

Agenda #	8/Date
4-10	8/25/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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>
1076.92/1/519441 459 18 th Ave	Higgins, Emily	\$1,369.08

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 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-11a	8/Date 8/25/20
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 for the years 2018 and 2019 on Block 380.18, Lot 1.01, Account #209354, due to State Appeals being granted; and as the State Appeal reduces the assessment from \$1,134,800 to \$1,050,000 for 2018 and 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>
380.18/1.01/209354 70 Brick Blvd.	Paff Law Firm for Ocean First Bank, NA	\$1,908.00 – 2018 <u>\$1,953.79 – 2019</u> \$3,861.79

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 August 25, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	8/Date
4-116	8/25/20
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 Snow Removal Services on Friday, August 14, 2020; and

WHEREAS, the Business Administrator hereby recommends the rejection of all bids in their entirety pursuant to N.J.S.A. 40A:11-13.2(d), which allows the contracting unit to substantially revise the specifications for the service; and

WHEREAS, the Business Administrator recommends that the Township Council authorize the Division of Purchasing and Contracting to rebid said service.

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

1. That all bids submitted for Snow Removal Services on August 14, 2020 are hereby rejected in their entirety pursuant to N.J.S.A. 40A:11-13.2(d).
2. That the Division of Purchasing and Contracting is hereby authorized to prepare new bid specifications for the above-mentioned service and re-advertise.
3. That the Township Clerk shall further forward a certified copy of this resolution to the bidders, Business Administrator, Chief Financial Officer, Director of Public Works 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 25th day of August, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of August, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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ORDINANCE

CAPITAL ORDINANCE APPROPRIATING \$300,000 FROM THE CAPITAL IMPROVEMENT FUND TO PAY FOR THE ACQUISITION AND PURCHASE OF BLOCK 1171, LOT 1, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY AND AUTHORIZING THE EXECUTION OF AN AGREEMENT RELATED THERETO

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The capital purposes described in Section 2 of this capital ordinance are hereby authorized as general capital purposes to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 2 hereof, there is hereby appropriated \$300,000, said amount is now available in the Capital Improvement Fund of the Township from a previously adopted budget or budgets of the Township.

SECTION 2. (a) The improvements and purposes hereby authorized are for the acquisition and purchase of an approximately 1.35+/- acre, 58,806 square foot property known as Block 1171, Lot 1 on the official tax map of the Township, commonly referred to as vacant land on Route 88 and Burrsville-Squankum Road (the "Property"), by the Township.

(b) The above improvements and purposes set forth in Section 2(a) shall also include, but are not limited to, as applicable, title searches, title policies, surveys, environmental testing and remediation, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 3. The expenditure of \$300,000 from the Capital Improvement Fund for the purposes set forth in Section 2 hereof is hereby authorized and approved.


SECTION 4. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable, for the Township. The capital or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget of the Township, a revised capital or temporary capital budget for the Township has been filed with the Division of Local Government Services.

SECTION 5. Pursuant to the provisions of the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., the Township is hereby authorized to acquire the Property and to negotiate, execute, and deliver an agreement (the "Agreement") for the purchase of said Property. The Mayor, Business Administrator, Chief Financial Officer, Township Attorney and Township Clerk (collectively, "Township Officials") are each hereby authorized, as applicable, to negotiate, approve, execute, attest, deliver and perform said Agreement and all other agreements, documents, instruments, affidavits, or certificates necessary to acquire said Property. Any prior actions taken by, as applicable, the Township Officials and other authorized officers and professionals of the Township in relation to the negotiation for, and purchase and acquisition of, the Property are hereby ratified and confirmed

SECTION 6. This ordinance shall take effect immediately after final adoption as described in N.J.S.A. 40:69A-181.

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 11th day of August, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 25th day of August, 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

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ORDINANCE

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY PROVIDING FOR THE REFUNDING OF CERTAIN OUTSTANDING GENERAL OBLIGATION BONDS OF THE TOWNSHIP TO ACHIEVE DEBT SERVICE SAVINGS, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$5,750,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") issued (i) \$1,600,000 General Improvement Bonds, Taxable Series 2009B, dated November 20, 2009, \$960,000 of which are currently outstanding and maturing on or after November 1, 2020 and which bonds are subject to redemption on or after November 1, 2019 at a redemption price equal to 100% of the par amount to be redeemed (the "2009 Refunded Bonds"), and (ii) \$13,955,000 General Obligation Refunding Bonds, Series 2012, dated May 10, 2012, \$4,245,000 of which are currently outstanding and maturing on or after November 1, 2023 and which bonds are subject to redemption on or after November 1, 2022 at a redemption price equal to 100% of the par amount to be redeemed (the "2012 Refunded Bonds" and together with the 2009 Refunded Bonds, the "Refunded Bonds"); and

WHEREAS, the Township Council has determined that refunding bonds can be issued to refund, in whole or in part, such Refunded Bonds which, under current market conditions, can generate net present value debt service savings to the Township equal to or greater than three percent (3%), which savings is the minimum amount required by the Local Finance Board, Division of Local Government Services, Department of Community Affairs of the State of New Jersey (the "Local Finance Board") to undertake such refunding of the Refunded Bonds; and

WHEREAS, the Township Council has determined to provide for the refunding of the Refunded Bonds through the issuance by the Township of not to exceed \$5,750,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2020 (Taxable).

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The refunding of all or a portion of the Refunded Bonds is hereby authorized.

SECTION 2. In order to refund the Refunded Bonds and to pay all related costs of issuance associated therewith, the Township is hereby authorized to issue General Obligation Refunding Bonds in an aggregate principal amount not to exceed \$5,750,000 (the "Refunding Bonds"), to be issued in one or more issues, all in accordance with the requirements of N.J.S.A. 40A:2-51, and to appropriate the proceeds of such Refunding Bonds to such purpose described in Section 3 hereof. Such Refunding Bonds shall be designated as "General Obligation Refunding Bonds, Series 2020 (Taxable)", with such other designation as may be necessary to identify such bonds, including each series thereof.

SECTION 3. The purposes for which the Refunding Bonds are to be issued are to achieve debt service savings for the Township by refunding all or a portion of the callable principal amount of the Refunded Bonds, including the payment of interest accrued thereon on each interest payment date to the dates fixed for redemption for the applicable series of Refunded Bonds.

SECTION 4. An aggregate amount not exceeding \$72,500 may be allocated from the aggregate principal amount of the Refunding Bonds to pay for items of expense listed and permitted under N.J.S.A. 40A:2-51(b), including, but not limited to, the aggregate allocated costs of issuance thereof, including underwriting, printing, credit enhancement or other insurance premiums, advertising, paying agent and escrow fees,

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verification agent fees, rating agency fees, accounting, municipal advisory, legal and other expenses in connection therewith.

SECTION 5. The purpose of the issuance of the Refunding Bonds is to realize net present value interest cost savings for property taxpayers residing in the Township ("net" meaning savings after payment of all costs of issuance of the Refunding Bonds). Applicable State requirements mandate that such net present value interest cost savings equal at least 3% of the principal amount of the Refunded Bonds. In addition, the issuance of the Refunding Bonds shall comply with the provisions of N.J.A.C. 5:30-2.5, including that within 10 days of the date of the closing on the Refunding Bonds, the Clerk shall file a report with the Local Finance Board within the Division of Local Government Services, New Jersey Department of Community Affairs setting forth (a) a comparison of the Refunding Bonds' debt service and the Refunded Bonds' debt service which comparison shall set forth the present value savings achieved by the issuance of the Refunding Bonds; (b) a summary of the issuance of the Refunding Bonds; (c) an itemized accounting of all costs of issuance in connection with the issuance of the Refunding Bonds; and (d) a certification of the Clerk that (i) all of the conditions of section (b) of N.J.A.C. 5:30-2.5 have been met, and (ii) a resolution authorizing the issuance of the Refunding Bonds, adopted pursuant N.J.S.A. 40A:2-51(c), was approved by a two-thirds vote of the full membership of the Township Council.

SECTION 6. The Supplemental Debt Statement relating to the Refunding Bonds, required by the Local Bond Law, has been duly made and filed in the Office of the Clerk of the Township, and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the principal amount of the authorization of the bonds and notes provided for in this Refunding Bond Ordinance, and will be decreased by the principal amount of the Refunded Bonds.

SECTION 7. To the extent that the Refunding Bonds are issued as federally tax exempt obligations, the Township Council hereby covenants on behalf of the Township to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the Refunding Bonds authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, and investment of the proceeds of the Refunding Bonds, and the timely reporting and rebate of investment earnings on such proceeds as may be required thereunder. The Refunding Bonds are authorized, if required, and with the consent of the Chief Financial Officer of the Township, in consultation with the Township's financial advisor, to be issued as taxable bonds.

SECTION 8. This Refunding Bond Ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond 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 11th day of August, 2020, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 25th day of August, 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