



Brick Township Council
Caucus/Public Meeting
December 8, 2020
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).
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 Cancellation of Stale Dated Checks – Municipal Court.
- ___ 2. Authorize Award of Bid – Purchase & Delivery of One Front Loading Refuse Collection Vehicle.
- ___ 3. Authorize Award of Bid – Snow Removal Services.
- ___ 4. Authorize Emergency Purchase – Autopulse Devices.
- ___ 5. Authorize Change Order No. 1 Final – Roadway Improvements to Tunes Brook Drive.
- ___ 6. Authorize Change Order No. 1 Final – Beverly Beach Area Roadway Improvements.
- ___ 7. Authorize Participation in the Defense Logistics Agency/ Law Enforcement Support Office 1033 Program.
- ___ 8. Authorize Execution of Shared Services Agreement w/Ocean County Prosecutor’s Office – Driving While Intoxicated Enforcement Program.
- ___ 9. Authorize Execution of Shared Services Agreement w/Ocean County Prosecutor’s Office – Drug Recognition Expert Callout Program.
- ___ 10. Authorize Placement of Tax Liens for Property Cleanups.
- ___ 11. Tax Collector:
 - a. Amend Resolution #434- 20 – Tax Overpayments.
 - b. Fixing of Interest on Taxes and Assessments – 2021.

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

- ___ 12. Bill Resolution – Computer 2020.
- ___ 13. Bill Resolution – Manual 2020.

5. Ordinance on First Reading:

- ___ 1. Authorize Street Vacation – Portion of Delmar Drive.

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, December 22, 2020 at 7:00 p.m.**



Hi there,

Brick Township is inviting you to a scheduled Zoom meeting.

Caucus/Public Council Meeting – Tuesday, December 8, 2020 at 7 PM

Join Zoom Meeting

Phone one-tap: US: [+16468769923](tel:+16468769923), [+13017158592](tel:+13017158592), [86291966815](tel:+186291966815) or [+1607510607510](tel:+1607510607510) or [+1607510607510](tel:+1607510607510)

Meeting URL: <https://us02web.zoom.us/j/86291966815?pwd=WHNZc1pFaVNNRmVjN0RlZ2sxWk0xUT09>
Meeting ID: 862 9196 6815
Passcode: 607510

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 ID: 862 9196 6815

Passcode: 607510

RESOLUTION

WHEREAS, a reconciliation of the Municipal Court's Bail Account and General Account reflects a number of outstanding checks; and

WHEREAS, the check dates on all of these checks are now stale dated; and

WHEREAS, attempts have been made to find the whereabouts of the payees, 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. A list of outstanding checks totaling \$1.00 in the Bail Account are to be cancelled and funds are to be transmitted over to the Township's Chief Financial Officer and deposited into the Current Fund Account.
2. A list of outstanding checks totaling \$20.50 in the General Account are to be cancelled and funds are to be transmitted over to the Township's Chief Financial Officer and deposited into the Current Fund Account.
3. A certified copy of this resolution be forwarded to the Chief Financial Officer and the Municipal Court Administrator.

Outstanding Checks

BAIL ACCOUNT

Date	Name	CHECK #	Amount	Summons #
12/8/19	Richard Chandler	22969	1.00	E18 3681

TOTAL \$1.00

GENERAL ACCOUNT

12/9/2019	Phillip Peters	5459	.50	E14 9398
12/9/2019	Lisa Altizo	5461	2.00	E19 7227
2/6/2020	Milca Bermudez	5489	1.00	T 127648
2/6/2020	Frances Fawcett	5490	2.00	W-2018-587
3/9/2020	Bertram Cliver	5506	2.00	E20 526
5/11/2020	Rodney Davis	5526	11.00	E19 7126
5/11/2020	Glenn Matyi	5529	2.00	T 161679

TOTAL \$20.50

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 December 8, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

Agenda #	12/8/20
4-1	
Agenda #	Date
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LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Division of Purchasing and Contracting received sealed bids for the Purchase and Delivery of One (1) Front Loading Refuse Collection Vehicle on Friday, November 20, 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) Front Loading Refuse Collection Vehicle – 2022 Peterbilt 520 / 2021 Witke 40 yd Front Loader is hereby awarded to Hunter Jersey Peterbilt, 524 Monmouth Road, P.O. Box 729, Clarksburg, NJ 08510 in the amount of \$274,900.00, 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 \$274,900.00 and is attached hereto. The following are the line item appropriations and ordinances which constitute the availability of funds for this contract:
 Ordinance #5-20 – account C-04-55-867-501 – \$118,436.09
 Ordinance #5-20 – account C-04-55-867-601 – \$156,463.91
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 8th day of December, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	12/Date
4-2	12/8/20
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 Snow Removal Services on Tuesday, December 1, 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 all responsive and responsible bidders 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 Snow Removal Services is hereby awarded to the following bidders in accordance with the attached schedule of prices:
 - Glenside Equipment Company, Inc., P.O. Box 307, Farmingdale, NJ 07727
 - Marlin Construction Services, Inc., 442 Whitesville Road, Jackson, NJ 08527
2. That this contract shall not exceed \$900,000.00 per year and funds shall be certified prior to services being rendered. Sufficient funds are available under an appropriation entitled Snow Removal Rider, account T-03-56-870-302.
3. That the term of this contract shall be three (3) years commencing on December 9, 2020 and ending on November 10, 2023, with all hourly rates per vehicle firm fixed for the duration of the contract.
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 vendors, 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 8th day of December, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-3	12/8/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, on March 20, 2020 Chief James Riccio, Emergency Management Coordinator of the Township of Brick, issued a "Proclamation of Local Disaster Emergency" to protect health, welfare and safety of all its residents; and

WHEREAS, this Proclamation of Local Disaster Emergency as response to COVID-19 pandemic authorized the Purchasing Agent to issue or award emergency purchase orders pursuant to N.J.S.A. 40A:11-6, N.J.A.C. 5:34-6.1 and Local Finance Notice 2020-06; and

WHEREAS, Township of Brick wants to implement measures to ensure the health and safety of its employees and residents; and

WHEREAS, Township of Brick is desirous of purchasing Autopulse Resuscitation System which is a mechanical CPR device that will reduce the possibility of exposure to COVID-19 and other airborne diseases during resuscitation attempt of a patient; and

WHEREAS, Zoll Medical Corporation has provided quote #365479 in the amount of \$42,660.00 for three (3) Autopulse devices and necessary accessories; and

WHEREAS, the funds are available in the appropriation entitled EMS Services – Equipment, account 0-01-40-765-267.

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 authorizes the Purchasing Agent to issue purchase order to Zoll Medical Corporation, 269 Mill Road, Chelmsford, MA 01824 as outlined in quote #365479 in the amount of \$42,660.00 with funds for said purchase in account 0-01-40-765-267.
2. That the Township Clerk shall further forward a certified copy of this resolution to vendor, Business Administrator, Chief of Police, Director of EMS, 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 certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 8th day of December, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-4	Date 12/8/20
Agenda #	Date
Agenda #	Date
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RESOLUTION

CHANGE ORDER #1 FINAL

WHEREAS, the Township of Brick previously awarded a contract to Earle Asphalt Co., P.O. Box 556, Farmingdale, NJ 07727 on August 14, 2018 for the project known as "Roadway Improvements to Tunes Brook Drive" for a total contract price in the amount of \$243,013.13; and

WHEREAS, the consulting engineer, Maser Consulting, has inspected the work and requested a change order representing as built quantity adjustment to successfully complete the project; and

WHEREAS, in accordance with N.J.A.C. 5:30-11.7, the consulting engineer has recommended that Change Order #1 Final be authorized and that the contract issued to Earle Asphalt Co. be decreased by \$99.35 as a result of final as-built quantities and the contract be commensurately decreased from \$243,013.13 to \$242,913.78; and

WHEREAS, it is now the desire of this Township Council to act upon the consulting engineer's recommendation and to approve said Change Order #1.

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 above-mentioned Change Order #1 Final is hereby approved decreasing the contract amount previously awarded to Earle Asphalt Co. for Roadway Improvements to Tunes Brook Drive project to \$242,913.78, refunding \$99.35 to Ordinance #9-16, account C-04-55-850-401.
2. The Township Clerk shall forward a certified copy of the resolution to the contractor, Maser Consulting, Business Administrator, Township Engineer, Chief Financial Officer 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 8th day of December, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-5	12/8/20
Agenda #	Date
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RESOLUTION

CHANGE ORDER #1 FINAL

WHEREAS, the Township of Brick previously awarded a contract to Earle Asphalt Co., P.O. Box 556, Farmingdale, NJ 07727 on April 14, 2020 for the project known as "Beverly Beach Area Roadway Improvements" for a total contract price in the amount of \$314,713.13; and

WHEREAS, the consulting engineer, Maser Consulting, has inspected the work and requested a change order representing as built quantity adjustment to successfully complete the project; and

WHEREAS, in accordance with N.J.A.C. 5:30-11.7, the consulting engineer has recommended that Change Order #1 Final be authorized and that the contract issued to Earle Asphalt Co. be decreased by \$8,823.72 as a result of final as-built quantities and the contract be commensurately decreased from \$314,713.13 to \$305,889.41; and

WHEREAS, it is now the desire of this Township Council to act upon the consulting engineer's recommendation and to approve said Change Order #1.

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 above-mentioned Change Order #1 Final is hereby approved decreasing the contract amount previously awarded to Earle Asphalt Co. for Beverly Beach Area Roadway Improvements project to \$305,889.41, refunding \$8,823.72 to Ordinance #8-19, account C-04-55-865-401.
2. The Township Clerk shall forward a certified copy of the resolution to the contractor, Maser Consulting, Business Administrator, Township Engineer, Chief Financial Officer 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 8th day of December, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-6	12/8/20
Agenda #	Date
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RESOLUTION

RESOLUTION AUTHORIZING THE BRICK TOWNSHIP POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE BRICK TOWNSHIP POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW, THEREFORE, BE IT RESOLVED by the Brick Township Council that the Brick Township Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2021 to December 31, 2021; and

NOW THEREFORE, BE IT FURTHER RESOLVED that Brick Township Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Brick Township Police Department, without restriction; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that Brick Township Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes: **(4) utility trucks; (4) Truck, Cargo; (1) Truck Ambulance; (4) Truck, Carryall; (1) Truck Command Reconnaissance; (2) Truck, Wrecker**

BE IT FURTHER RESOLVED that the Brick Township Police Chief shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Brick Township Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

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BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2021 to December 31, 2021.

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 December 8, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, there is a need to use the services of the local police in conjunction with the Ocean County Prosecutor’s Office for certain Law Enforcement Projects; and

WHEREAS, the Driving While Intoxicated Enforcement Program (hereinafter referred to as “**DWIEP**”) is a traffic safety program run by the Ocean County Prosecutor’s Office (hereinafter referred to as “Prosecutor’s Office”) for the purpose of identifying and removing intoxicated drivers from the roadways; and

WHEREAS, the **DWIEP** receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Prosecutor’s Office and the Municipality have determined it to be in their mutual interest for the Municipality to designate certain police officers to be assigned to **DWIEP**; and

WHEREAS, the Shared Services Act NJSA 40:8A-1 et seq., authorizes local units as defined in the Act to enter into joint agreements for the provision of governmental services; and

WHEREAS, the Township of Brick can provide these services; and

WHEREAS, the Township of Brick wishes to enter into an Agreement with the County for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Municipality to the **DWIEP**; and

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

1. The Mayor is hereby authorized to execute and the Municipal Clerk to attest to the Shared Services Agreement between the Township of Brick and the County of Ocean for Driving While Intoxicated Enforcement Program (**DWIEP**) from October 1, 2020 to September 30, 2021.
2. A copy of the agreement will be on file for public inspection in the Office of the Municipal Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Municipal Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Prosecutor’s Office and the Ocean County Board of Chosen Freeholders.

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 December 8, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 48	Date 12/8/20
Agenda #	Date
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RESOLUTION

WHEREAS, there is a need to use the services of the local police in conjunction with the Ocean County Prosecutor's Office for certain Law Enforcement Projects; and

WHEREAS, the Drug Recognition Expert Callout Program (hereinafter referred to as "DRECP") is a traffic safety program run by the Ocean County Prosecutor's Office (hereinafter referred to as "Prosecutor's Office") for the purpose of utilizing a DRE callout program to assist with identifying and removing intoxicated drivers from the roadway; and

WHEREAS, the DRECP receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Shared Services Act, NJSA 40:8A-1 et. seq. authorizes local units as defined in the Act to enter into a joint agreements for the provision of governmental services; and

WHEREAS, the Township of Brick can provide these services; and

WHEREAS, the Township of Brick wishes to enter into an Agreement with the County for the purpose of setting forth the term and conditions regarding the assignment of police officers employed by the Municipality to the DRECP.

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

1. The Mayor is hereby authorized to execute and the Municipal Clerk to attest to Shared Services Agreement between the Township of Brick and the County of Ocean for Drug Recognition Expert Callout Program (DRECP) from October 1, 2020 to September 30, 2021.
2. A copy of the agreement will be on file for public inspection in the Office of the Municipal Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Municipal Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Prosecutor's Office and the Ocean County Board of Chosen Freeholders.

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 December 8, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-9	12/8/20
Agenda #	Date
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RESOLUTION

WHEREAS, Kelly Napolitano, Tax Collector for the Township of Brick is requesting the Township Council to amend Resolution No. 434-20 to reflect a change in disbursement of the overpayments resulting from the granting of a 100% Disabled Veteran.

WHEREAS, Thomas Leodis was granted a 100% Disabled Veteran exemption on Block 211.32, Lot 15 and Account # 204358 as of 7-31-2020.

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 7-31-2020 and forward and refund the prior and current owner as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
211.32/15/204358	Leodis, Thomas George	2,961.07
206 Cartagena Drive	Allen, Ronald	4,164.35

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 December 8, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-11-a	12/8/20
Agenda #	Date
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RESOLUTION

IT IS HEREBY RESOLVED by the Township Council of the Township of Brick, in accordance with NJSA 54:4-67, to permit the fixing of interest to be charged on taxes and assessments at 8% per annum on the first \$1,500.00 and allows 18% on any amount in excess of \$1,500.00 to be calculated from statutory due date until actual payment. Additional penalty of 6% to be collected against a delinquency in excess of \$10,000.00 on properties that remain unpaid at the end of the calendar year. There will be allowed the maximum ten (10) day grace period on quarterly tax payments.

BE IT FURTHER RESOLVED that the statutory penalty on a tax sale redemption has been increased pursuant to NJSA 54:4-67 as follows:

- 1. 2% - \$200.00 to \$4,999.00
- 2. 4% - \$5,000.00 to \$9,999.00
- 3. 6% - \$10,000.00 and over

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 is hereby authorized and directed to charge the fees and interest described above.

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 December 8, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of December, 2020

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-11 b	Date 12/8/20
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

ORDINANCE VACATING
A PORTION OF DELMAR DRIVE ADJACENT TO BLOCK 312, LOT 20
TOWNSHIP OF BRICK, COUNTY OF OCEAN

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

Section 1. Pursuant to the authority vested in the Township of Brick by N.J.S.A. 40:67-21, it is hereby ordained that subject to the provisions of this Ordinance, all public rights owned by the Township of Brick in a portion of Delmar Drive, adjacent to Block 312, Lot 20 be and are hereby vacated as follows:

All that certain lot, parcel or tract of land situated and lying in the Township of Brick, County of Ocean and State of New Jersey and being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the Northeasterly line of Baywood Boulevard (100 foot wide right of way) and the Northwesterly line of Delmar Drive (60 foot wide unimproved right of way); thence

1. Leaving Baywood Boulevard, along the common line of Lot 20, Block 312 and the Northwesterly line of Delmar Drive, North 38 degrees 51 minutes 15 seconds East a distance of 85.15 feet to an angle point, being the intersection of the Northwesterly line of Delmar Drive and the Westerly line of Drum Point Road (60 foot wide right of way); thence

2. Along said line of Drum Point Road, South 03 degrees 44 minutes 16 seconds West, a distance of 52.15 feet to an angle point; thence

3. Along the centerline of Delmar Drive, South 38 degrees 51 minutes 15 seconds West a distance of 42.49 feet to a point along the Northeasterly line of Baywood Boulevard extended; thence

4. Along said line of Baywood Boulevard, North 51 degrees 08 minutes 45 seconds West a distance of 30.00 feet to the Point and Place of Beginning. Containing 1,914.70 Square Feet (0.04 Acres) more or less.

Being known and designated as a portion of Delmar Drive adjacent to Lot 23, Block 17 as indicated on a map entitled, "Baywood Formally Known as Playground Beach, Barnegat Bay, Section 1, Brick Township, Ocean County, New Jersey, Surveyed by Roy Theodore Havens" filed in the Ocean County Clerk's Office on April 30, 1952 as Map No. C-288.

Section 2. A certified copy of this Ordinance shall be filed with the Clerk of Ocean County.

Section 3. This Ordinance shall take effect in accordance with law.

Section 4. Notwithstanding this Ordinance there is hereby reserved and excepted from said vacation all rights and privileges now possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television franchise company as defined in the "Cable Television Act." P.L. 1972, c. 186 (c. 48:5A-1 et seq.), to maintain, repair or replace their existing facilities in, adjacent to, over or under any part thereof to be vacated.

Section 5. Notwithstanding the foregoing there is hereby reserved and excepted from said vacation an easement to be conveyed by recorded Deed to the Brick Township Municipal Utilities Authority ("BTMUA") as follows:

All that certain lot, parcel or tract of land situated and lying in the Township of Brick, County of Ocean and State of New Jersey and being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the Northeasterly line of Baywood Boulevard (100 foot wide right of way) and the Northwesterly line of Delmar Drive (60 foot wide unimproved right of way); thence

1. Along said line of Baywood Boulevard, North 51 degrees 08 minutes 45 seconds West a distance of 10.00 feet to a point; thence

2. Leaving Baywood Boulevard, North 38 degrees 51 minutes 15 seconds East a distance of 56.71 feet to a point in the westerly line of Drum Point Road (60 foot wide right of way); thence

3. Along said line of Drum Point Road, South 03 degrees 44 minutes 16 seconds West, a distance of 17.38 feet to an angle point; thence

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4. Continuing along the line of Delmar Drive, South 38 degrees 51 minutes 15 seconds West a distance of 42.49 feet to the Point and Place of Beginning. Containing 496.02 Square Feet more or less. Being know and designated as a portion of Delmar Drive adjacent to Lot 23, Block 17 as indicated on a map entitled, "Baywood Formally Known as Playground Beach, Barnegat Bay, Section 1, Brick Township, Ocean County, New Jersey, Surveyed by Roy Theodore Havens" filed in the Ocean County Clerk's Office on April 30, 1952 as Map No. C-288.

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 8th day of December, 2020 and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 22nd day of December, 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