

July 26, 2016

A combined Caucus/Public meeting of the Township Council was held in the Municipal Building at 7:00 p.m. and was called to order at 7:05 p.m.

Present

Councilwoman Andrea Zapcic
Councilman Arthur Halloran
Councilwoman Heather deJong
Council Vice President Marianna Pontoriero
Council President Paul Mummolo

Also Present

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

Absent

Councilwoman Lisa Crate
Councilman Jim Fozman

Township Clerk Iannarone announced adequate notice of this meeting was provided and published in Asbury Park Press on January 8, 2016. Copies of the agenda were provided to the newspapers, posted on public bulletin boards and the township website (www.bricktownship.net).

This meeting began with the salute to the flag followed by a moment of silence.

The Clerk was directed to accept and file the Building & Construction, Certificate of Occupancy, Engineering, Sewer & Water and Vital Statistics Reports for the month of June 2016.

Motion by Vice President Pontoriero and seconded by Councilwoman deJong to dispense with the reading of the minutes of the June 6, 2016 meeting and approve the same.

All Council Members voted AYE on Roll Call.

Lynne Doral, President - Brick Garden Club

Lynne Doral, President of the Brick Garden Club thanked the Mayor and Council for giving her the opportunity to speak about the Garden Club. She said their mission is to educate their members and the community about gardening and any related areas as well as to enhance the community of Brick with beautification projects. She said they have 115 members not all are active and said that they are looking for new members and noted there are no entry or registration fees to belong to the club. She advised they meet the second Monday of each month at 7 p.m. at the Bob Anstett Cultural Arts Center. She spoke of Bob Anstett being one of the founding fathers of the Garden Club and commented on how they have continued his legacy today. She spoke of their Annual Tea and Garden Tour event and some of the ongoing beautification projects around town.

Motion by Vice President Pontoriero and seconded by Councilwoman Zapcic to adopt the following Resolutions:

All Council Members voted AYE on Roll Call.

Authorize Cancellation of Grant Appropriated Reserves & Receivables

President Mummolo stated this resolution authorizes the cancellation of a grant receivable appropriation in the amount of \$450,000.00 as part of the NJDOT Safe Routes to School program. He said this grant award was accepted twice in error so it is necessary to cancel this appropriation to ensure the correct grant amount is spent.

Authorize Award of Bid - Sale of Mulch

President Mummolo stated the Department of Public Works currently has approximately 5,000 cubic yards of unscreened mulch and another 5,000 cubic yards of screened mulch, which is mostly leaf byproducts from trees within the Township. He said the mulch is suitable for landscaping and is offered free of charge to the residents of the Township and noted it is also utilized in various Township parks and recreation areas or as landscaping around Township owned buildings. He said the existing stockpile is now in excess of Township and resident needs and are being offered to commercial business. He advised this resolution authorizes the sale of

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unscreened mulch to Carl Fraley & Son, Tinton Falls, in the amount of \$1.68 per cubic yard and screened mulch to Advanced Soil Technologies, Brick, in the amount of \$7.86 per cubic yard.

Authorize Award of Bid - Local Paving Program - Midstreams Section

Mayor Ducey said this resolution authorizes the award of bid to Meco, Inc. Clarksburg, in the amount of \$585,108.35 for traditional mill, overlay and base improvements to Carroll Fox and Hunters roads, both in the Midstreams section.

Authorize Cancellation of Bayway Lumber Contract for Construction Supplies and Authorize Re-Bid

President Mummolo stated this resolution authorizes the cancellation of an existing contract with Bayway Lumber, Linden, for construction supplies. The Purchasing Agent made this recommendation after receiving information that Bayway Lumber is listed on the Federal Government Disbarment List.

Authorize Award of Bid-Demolition of Structures-Block 1374 Lot 27-126 So. Beverly Drive

Mayor Ducey noted this demolition has been a long ongoing process. He advised the Township was able to obtain a zero interest loan in the amount of \$300,000.00 to demo houses. He stated this resolution authorizes the award of the negotiated bid for the demolition of the structure located at 126 South Beverly Drive to Brick Painting & Carpentry and Scott Builders, Point Pleasant, in the amount of \$87,600.00 and noted this is much lower than the original bids that were received. He mentioned there will be a \$87,600.00 lien placed on the property and then when the property sells that amount will come back to the Township.

Amend Rates for Special Duty Assignments for Police Officers

President Mummolo stated this resolution authorizes amended rates for special duty assignments for police officers. He explained the rates will increase from \$60.00 to \$85.00 per hour for road jobs with a maximum of \$65.00 per hour for working off the road on private property. He said the fee for working on school or other private property is increasing from \$35.00 to \$55.00 per hour and from \$45.00 to \$85.00 per hour for working on private property where alcohol is sold.

Authorize Suspension of Beach Vehicle Permits 2016-2017

President Mummolo stated this resolution authorizes the suspension of beach vehicle permits for the October 1 through April 30, 2017 period based on a recommendation by our Police Chief to continue with the suspension of these permits until after the beach replenishment project is complete.

Authorize Special Events Permit – Manasquan River Club

President Mummolo stated this resolution authorizes a special events permit for a flea market at the Manasquan River Club on Riverside Drive, which will be held from 9 am to 3 pm Saturday, September 24.

Authorize Special Events Permit – Jersey Shore Animal Center

President Mummolo stated this resolution authorizes the Jersey Shore Animal Center's Beach to Bay 5k from 7 to 11:30 am on October 8 starting and finishing at Brick Beach III.

Authorize Special Events Permit – Brick Township Volunteer EMS

President Mummolo stated this resolution authorizes an Open House and Safety Day at the Brick Township Volunteer EMS building on Aurora Drive from 11 am to 3 pm on October 1.

Authorize Special Events Permit – Harbor Freight Tools

President Mummolo stated this resolution authorizes a parking lot tool tent sale at Harbor Freight Tools on Hooper Avenue from 8 am to 9 pm August 19-21.

**Authorize 2016-2017 Retail Consumption Liquor License Renewal - KB & RD LLC
t/a Beacons 70**

President Mummolo stated this resolution authorizes a retail consumption liquor license renewal to KB & RD LLC trading as Beacons 70.

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Authorize Placement of Tax Liens for Property Clean-ups

President Mummolo stated this resolution authorizes the placement of tax liens for property cleanups at 451 1st Avenue in the amount of \$111.85; 560 Oregon Avenue, in the amount of \$62.34; and 110 Mizzen Road, in the amount of \$62.34.

Bond Releases/Reductions

Clerk Iannarone advised the following:

- Inspection Fund Release – Eagle River Consulting – Mantoloking Road in the amount of \$510.30.

Tax Collector

Joanne Bergin advised the following:

- Tax Overpayments – 2016 in the amount of \$343.90, Block 378.15, Lot 9, 66 Queen Anne Road.
- State Tax Appeal Granted – Block 889 Lot 2 – 355 Cedarcroft Drive, in the amount of \$20,049.80, which is a three-year appeal.

President Mummolo opened the public hearing on the Resolutions.

Vic Fanelli, 24 Meadow Point Drive, questioned if any fines have been given to the banks for the property at 126 So. Beverly Drive. He commented on an article in the Asbury Park Press on the distressed properties and the decline of the housing market. He questioned if the taxes are reduced for this property.

Mayor Ducey advised there were summons written.

Joanne Bergin pointed out if the banks fail to register or provide a contact person summonses can be issued, and noted they have had representatives that have been regularly attending the Property Maintenance Board Meetings.

Kevin Starkey replied typically the taxes remain at the original assessment or if the assessor has a tax appeal they have the right to reduce the assessment.

Gary Smith said he represents the servicer of 126 So. Beverly Drive. He corrected an earlier statement that was said - the bank does not own the property, it is still in foreclosure and still owned by the homeowners. He congratulated Mayor Ducey on receiving the zero interest loan.

There were no further comments from the audience.

President Mummolo closed the public hearing on the Resolutions.

President Mummolo opened the public hearing on the Computer Bill Resolution.

There were no comments from the audience.

President Mummolo closed the public hearing on the Computer Bill Resolution.

Motion by Vice President Pontoriero and seconded by Councilwoman deJong to adopt the following Resolution:

All Council Members voted AYE on Roll Call, except:
Councilwoman Zapcic ABSTAINED on Asbury Park Press and NJ Press Media.

2016 Computer Bill Resolution in the amount of \$1,080,350.27

President Mummolo opened the public hearing on the Manual Bill Resolution.

There were no comments from the audience.

President Mummolo closed the public hearing on the Manual Bill Resolution.

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Motion by Vice President Pontoriero and seconded by Councilwoman Zapcic to adopt the following Resolution:

All Council Members voted AYE on Roll Call.

2016 Manual Bill Resolution in the amount of \$2,092,661.18

Ordinance on Second Reading: Amend Chapter 245 – Wireless Telecommunication Towers and Antennas

President Mummolo announced this ordinance will be carried to the August 23rd council meeting. He said it is required to go before the Planning Board because it amends the Land Use ordinance. He said the July 13th Planning Board Meeting was cancelled so it will be heard at their August 10th meeting.

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF BRICK, SO AS TO AMEND CHAPTER 245, ENTITLED “WIRELESS TELECOMUNICATION TOWERS AND ANTENNAS”

President Mummolo opened the public hearing portion of the meeting.

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

Richard Gross, 29 Greenbriar Boulevard, stated his displeasure with the Governor halting all the highway road construction work when the money has been appropriated and paid for by the drivers.

Mayor Ducey replied the State requires the Township to certify funds before starting a project and said apparently the State has to do the same thing.

Vic Fanelli, 24 Meadow Point Drive, read in the paper about representatives from the Township Recycling Program will be at the Stop n Shop for the plastic bag exchange and asked why they are not at Shop Rite. He stated his displeasure with the sprinkler timing at Angela Hibbard Park. He mentioned he received several letters from the Township and questioned the letter about the house numbers on waterfront properties.

Mayor Ducey responded Shop Rite is waiting on corporate approval for the program.

Chief Riccio advised Mr. Fanelli he can place the house number anywhere it can be visible and from the water.

Mike Fricano, 133 So. Beverly Drive, stated his pleasure with the demo of 126 So. Beverly Drive and questioned the timeframe on the demolition.

Joanne Bergin replied they have to advise the property owners and bank that a contract has been awarded and to the contractor and then a date will be established for the demolition and once they have the date she advised the owners/bank will have an opportunity to be heard, if they want to be heard one more time.

Mr. Fricano questioned will the adjacent neighbors be notified of the demolition and also asked what happens after the demolition.

Joanne Bergin responded they can request that of the contractor.

President Mummolo responded once the structures are down the bank will eventually foreclose on the property and at that point in time the bank has the right to sell the property.

Nan Coll, 18 Greenbriar Boulevard, stated her displeasure with public comments being heard before council comments.

Michele Spector, 808 Jenny Court, asked Administration if they received the status on the exact

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number of townhouses counted for the sound barrier wall that Evergreen Woods was disqualified for and also the homes on Herborn Avenue.

Mayor Ducey responded they sent a letter and have not heard back yet.

There were no further comments from the audience.

President Mummolo closed the public hearing portion of the meeting.

Mayor Ducey advised there were over 500 kids this year enrolled in the summer camp program and congratulated Dan Santaniello and the Recreation staff for the great job they did with the camp. He spoke about the life guard training with the Coast Guard and the ribbon cutting at Reels 281. He said he attended the active shooter training with the Police Department at Midstreams School. He mentioned the various events he attended and announced many upcoming events in the Township.

Councilwoman Zapcic announced upcoming Guild Theatre events. She announced the Recreation Department has open registration for BMAC basketball. She thanked the Garden Club for their presentation and keeping Bob Anstett's memory alive.

Councilman Halloran thanked Chief Riccio for stepping up the patrols on the Barrier Island. He thanked the Garden Club for their presentation and for all they do with their Garden Tour and Tea.

Councilwoman deJong thanked the Garden Club for all they do around town. She said the SummerFest events have been awesome this year and thanked the Recreation Staff, Police, EMS and Parks Staff for the great job they do with putting the show on and keeping the residents safe and then cleaning up afterwards.

Vice President Pontoriero thanked the Garden Club for their presentation. She spoke on Councilman Fozman's behalf about the recycling program's plastic bag swap at Stop n Shop and also spoke of the dangers with putting plastic bags in the recycling can.

President Mummolo thanked the Garden Club for all they do around town. He congratulated the Township for being bestowed with the Blue Star Certification. He said he also attended the active shooter training and life guard training with the Mayor.

Motion by Vice President Pontoriero and seconded by Councilman Halloran to Adjourn the meeting at 8:10 p.m.

All Council Members voted AYE.

Paul Mummolo
Council President

Lynnette A. Iannarone
Township Clerk