

Brick Township Council
April 19, 2016
Caucus/Public Meeting
7:00 PM
Agenda No. 1

1. Call to order.
2. Adequate notice of this meeting was provided and published in Asbury Park Press 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). At this time please silence or turn off your cell phone.
3.
 - a. Roll Call.
 - b. Salute to the Flag/Pledge of Allegiance /Moment of Silence.
 - c. Approve Reports of Municipal Officers.
 - d. Approve Minutes of March 8th & March 22, 2016 Meetings.
 - e. Presentations:
 1. Mayor's Presentation to Damiana Dalleo – USA National Miss New Jersey Jr. Princess.
 2. Students of the Month.
 3. Brick Township High School Girls Bowling Team.
 4. Brick Memorial High School Girls Bowling Team.
 5. Brick Memorial High School Boys Bowling Team.

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. Recognize Brick Township High School Girls Bowling Team.
- ___ 2. Recognize Brick Memorial High School Girls Bowling Team.
- ___ 3. Recognize Brick Memorial High School Boys Bowling Team.
- ___ 4. Recognize Veteran's Appreciation Day – July 4, 2016.
- ___ 5. Authorize Emergency Temporary Appropriations
- ___ 6. Comments & Recommendations of Audit
- ___ 7. Accept the 2015 Corrective Action Plan.
- ___ 8. Authorize Execution of Grant Application/Contract – New Jersey State Highway 70 Eastbound Reconstruction Project.
- ___ 9. Authorize Application to NJDCA Demo Loan Program.
- ___ 10. Authorize Receipt of Bids – SummerFest Food Truck.
- ___ 11. Authorize Award of Bid – Landscape Maintenance Service at Solar Field.
- ___ 12. Authorize Award of Contract– Stafford Township Cooperative - Purchase & Delivery of Office Supplies.
- ___ 13. Authorize Award of Contract through NJPA National Cooperative – Four 40 Yard Roll-off Containers.
- ___ 14. Authorize Change Order No. 1 Final – Miscellaneous Drainage & Roadway Improvements
- ___ 15. Authorize Change Order No. 1 Final – Rebid – Colorado Park Improvement Project.
- ___ 16. Authorize Rejection of Bids – Demolition of All Structures – Block 1374 Lot 27 – 126 South Beverly Drive.
- ___ 17. Authorize Execution of Subdivision Takeover Agreement with FIA – Parkview Estates.
- ___ 18. Authorize Temporary Construction Easement for Beach Replenishment Project.
- ___ 19. Bond Releases/Reductions:
 - a. Inspection Fund Release – Costco – Off Route 70.
- ___ 20. Tax Collector:
 - a. 100% DAV Refund & Cancel Taxes – Block 383.16 Lot 16 – 258 Pine Tree Dr.
 - b. 100% DAV Refund & Cancel Taxes – Block 662 Lot 17 – 473 Driver Ave.
 - c. Tax Overpayments – 2016.
 - d. State Tax Appeal Granted – Block 547 Lot 27 – 493 Brick Blvd.
- *******End of Consent Agenda*******
- ___ 21. Bill Resolution – Computer 2016.
- ___ 22. Bill Resolution – Manual 2016.

5. Ordinance on Second Reading:

- ___ 1. Cap Rate 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.

**Brick Township Council
April 19, 2016
Caucus/Public Meeting
7:00 PM
Agenda No. 1**

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 of the Township Council will be on Tuesday, May 3, 2016 at 7:00 p.m.**

RESOLUTION

WHEREAS, Brick Township High School has a well-deserved reputation as consistently having some of the most competitive and successful interscholastic bowling teams in the state; and

WHEREAS, this past season, the Brick Township High School Dragons Girls Bowling Team once again proved to be one of the best in New Jersey; and

WHEREAS, the Dragons won several tournaments including the Warren Wheeler Tournament, Woodbridge Classic, Snowball Classic, Roll With the Indians and more; and

WHEREAS, the Dragons captured the Shore Conference Tournament and South Jersey Group 3 Sectional Championship, their ninth consecutive Overall Group 3 Championship and finished their season by capturing first place in the NJSIAA Tournament of Champions at Carolier Lanes for the second straight year; and

WHEREAS, the members of the NJSIAA State Champion Dragons are Nicole Aumack, Brianna MacLeod, Vicky Spirio, Victoria Gray, Julianna Forbes, April Sharkey, EmilyLyn Silber, Shivani Mody, Caylin Ryan, Skikha Mody and Cristy Sharkey; and

WHEREAS, the Dragons Girls Bowling Team was most ably led this past season by Head Coach Kristin Hayes.

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

1. We extend our highest congratulations to the Brick Township High School Dragons Girls Bowling Team and Head Coach Kristin Hayes on their outstanding season which culminated in their winning the NJSIAA Tournament of Champions for the second consecutive year.
2. We thank the Dragons for representing their school, their peers and our community in such an exemplary manner this season.

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 of the Township of Brick at a meeting of said Township Council on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

Agenda #	Date
4-1	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

RESOLUTION

WHEREAS, the Brick Memorial High School Mustangs Girls Bowling Team has become one of the most consistently successful interscholastic athletic programs in the State; and

WHEREAS, the Mustangs had another outstanding season, capturing the NJSIAA Group IV Championship and earning a spot in the Tournament of Champions where they defeated Manasquan High School to reach the final match; and

WHEREAS, the Mustangs' exceptional performance all season long led to them earning the top spot in the NJ.com ranking of the top girls bowling teams in the state; and

WHEREAS, the Mustangs were most ably led this season by Head Coach Dave Thompson; and

WHEREAS, the members of the Group IV State Champion Mustangs are Victoria Bird, Victoria Boughton, McKenna Collier, Deann Downs, Misty Downs, Katie Hagan, Rachel Katz, Veronica Lewis, Margaret Neafsey, Sarah Pitcher, Amanda Shelters and Jillian Stuart.

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

1. We extend our highest congratulations to the Brick Memorial High School Mustangs Girls Bowling Team and Head Coach Dave Thompson on their outstanding season, capturing the NJSIAA Group IV State Title and competing in the Tournament of Champions.
2. We thank the Mustangs for representing their school, their peers and our community in such an exemplary manner this season.

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 of the Township of Brick at a meeting of said Township Council on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-2	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Brick Memorial High School Mustangs Boys Bowling Team is consistently one of the best in the state of New Jersey; and

WHEREAS, the Mustangs had another outstanding season, compiling a record of 12-5 and winning the NJSIAA Group IV State Championship; and

WHEREAS, on February 19, the Mustangs competed in the NJSIAA Tournament of Champions at Carolier Lanes where they defeated Sussex Tech and battled Sayreville for the overall championship; and

WHEREAS, the Mustangs were most ably led this season by Head Coach Mike Bilello; and

WHEREAS, the members of the Group IV State Champion Mustangs are Cullen Asaro, John Boughton, Brandon Byrnes, Darian Collis, Austin Daddato, Michael Erdelyi, Michael Guzman, Robert Guzman, Michael Hagan, Alec Hehir, Nickolus Jackson, Andrew Lazarchick, Dominic Petrosino, Matthew Pray, Andrew Varela, Cameron Waldhelm and Ryan Waldhelm.

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

1. We extend our highest congratulations to the Brick Memorial High School Mustangs Boys Bowling Team and Head Coach Mike Bilello on their outstanding season and on capturing the NJSIAA Group IV State Title and competing in the Tournament of Champions.
2. We thank the Mustangs for representing their school, their peers and our community in such an exemplary manner this season.

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 of the Township of Brick at a meeting of said Township Council on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-3	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, The Township of Brick is home to many military veterans who, along with their families, have answered the call of duty and served our country in times of conflict and peace; and

WHEREAS, the contributions of military veterans enhances the reputation of our community, strengthens our democracy and ensures that future generations will enjoy the blessings of liberty purchased at such great cost; and

WHEREAS, in recognition of these contributions, the Township of Brick will recognize July 4, 2016 as Veterans Appreciation Day; and

WHEREAS, as a gesture of thanks, the Township will provide free beach badges and parking for the Township's public beaches on July 4, 2016 to military veterans, their spouses and dependent children.

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

1. We join Mayor John G. Ducey in honoring the contributions and sacrifices made by all veterans and their families.
2. We urge all residents to join us in showing gratitude to these valuable members of our society.

CERTIFICATION

I, Lynnette A. Iannarone, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-4	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

WHEREAS, a resolution adopting a temporary budget was passed on January 1, 2016 by the Township Council; and,

WHEREAS, it is the intention of the Township Council to increment the appropriations in the 2016 Temporary Budget and any prior temporary emergency appropriations, by the amounts set forth in this resolution.

NOW, THEREFORE, BE IT RESOLVED that the following emergency temporary appropriations be made to increment the amounts established in the Temporary Budget of 2016 and all subsequent amendments, including prior Temporary Emergencies, if any, and a certified copy of this resolution be forwarded to the Director of the Division of Local Government Services and a copy be transmitted to the Purchasing Agent and Chief Financial Officer and his record:

OPERATIONS

GENERAL GOVERNMENT FUNCTIONS

General Administration:			
S&W	\$		-
OE	\$		-
Purchasing:			
S&W	\$		-
OE	\$	5,000.00	-
Human Resources:			
S&W	\$		-
OE	\$		-
Mayor:			
S&W	\$		-
OE	\$		-
Council:			
S&W	\$		-
OE	\$		-
Township Clerk:			
S&W	\$		-
OE	\$		-
Election:			
OE	\$		-
Financial Administration:			
S&W	\$		-
OE	\$	5,000.00	-
Audit Services:			
OE	\$		-
Data Processing:			
S&W	\$		-
OE	\$		-
Tax Collector:			
S&W	\$		-
OE	\$		-
Tax Assessor:			
S&W	\$		-
OE	\$		-
Legal Services:			
OE	\$		-
Historic Preservation			
S&W	\$		-
OE	\$		-
Engineering:			

Agenda #	Date
4-5	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

S&W	\$	-
OE	\$	-
Economic Development:		
S&W	\$	-
OE	\$	-
Subtotal General Government Functions		\$ 2,484,929.00

LAND USE ADMINISTRATION

Planning Board:		
S&W	\$	-
OE	\$	-
Land Use:		
S&W	\$	-
OE	\$	-
Shade Tree:		
S&W	\$	-
OE	\$	-
Board of Adjustment		
S&W	\$	-
OE	\$	-
Affordable Housing:		
S&W	\$	-
OE	\$	-
Subtotal Land Use Administration		\$ 312,880.00

CODE ENFORCEMENT & ADMINISTRATION

Inspections:		
S&W	\$	-
OE	\$	-
Code Enforcement:		
S&W	\$	-
OE	\$	-
Subtotal Code Enforcement		\$ 736,220.00

INSURANCE

Liability:		
OE	\$	-
Worker's Compensation:		
OE	\$	-
Employee Group:		
OE	\$	-
Subtotal Insurance		\$ 7,343,300.00

PUBLIC SAFETY FUNCTIONS

Police:		
S&W	\$	-
OE	\$	-
Special Police:		
S&W	\$	-
OE	\$	-
Crossing Guard:		
S&W	\$	-
OE	\$	-
Police Vehicles & Equipment:		
OE	\$	-
Police Dispatch/911:		
S&W	\$	-

OE	\$	-
Emergency Management:		
S&W	\$	-
OE	\$	-
Municipal Prosecutor:		
S&W	\$	-
OE	\$	-
	\$	3,000.00

Subtotal Public Safety Functions

\$ 8,369,380.00

PUBLIC WORKS FUNCTIONS

Roads:		
S&W	\$	-
OE	\$	-
Bus Transportation:		
S&W	\$	-
OE	\$	-
Solid Waste Collection:		
S&W	\$	-
OE	\$	-
Building and Grounds:		
S&W	\$	-
OE	\$	-
Vehicle Maintenance:		25,000.00
S&W	\$	-
OE	\$	-

Subtotal Public Works Functions

\$ 3,596,930.00

HEALTH & HUMAN SERVICES FUNCTIONS

Community Services Act:		
OE	\$	-
Senior Citizens:		
S&W	\$	-
OE	\$	4,000.00
Senior Citizens Grant	\$	-
Youth Services:		
S&W	\$	-
OE	\$	-
MACADA Grant	\$	-
Environmental Health Services:		
S&W	\$	-
OE	\$	-
Animal Control:		
OE	\$	-

Subtotal Health & Human Services

\$ 216,790.00

PARKS & RECREATION FUNCTIONS

Recreation:		
S&W	\$	-
OE	\$	6,500.00
Local Arts Grant	\$	-
Comp. Traffic Safety Grant	\$	-

Maintenance of Parks:			
S&W	\$	-	
OE	\$	-	
Beach:			
S&W	\$	-	
OE	\$	-	
Subtotal Park & Recreation Functions		\$	831,670.00

UTILITY EXPENSES

Electricity:			
OE	\$	-	
Street Lights:			
OE	\$	-	
Telephone:			
OE	\$	-	
Water:			
OE	\$	-	
Gas (Natural):			
OE	\$	-	
Telecommunications:			
OE	\$	-	
Gasoline:			
OE	\$	-	
Subtotal Utility Expenses		\$	1,020,230.00

LANDFILL EXPENSES

Solid Waste Disposal	\$	-	
Subtotal Landfill Expenses		\$	853,125.00

STATUTORY EXPENDITURES

PERS:			
OE	\$	-	
DCRP:			
OE	\$	5,000.00	
Short Term Disability:			
OE	\$	-	
Unemployment:			
OE	\$	-	
SOCIAL SECURITY			
OE	\$	175,000.00	
PFRS:			
OE	\$	-	
Subtotal Statutory Expenses		\$	6,845,974.00

MUNICIPAL COURT

Court:			
S&W	\$	-	
OE	\$	-	
Public Defender:			
S&W	\$	-	
OE	\$	10,000.00	
Subtotal Municipal Court		\$	386,470.00

EMT SERVICES

EMT Services:			
S&W	\$	-	

OE	\$	5,000.00	
Subtotal EMT Services			\$ 724,780.00
FEDERAL & STATE GRANTS			
Municipal Recycling Grant			
O&E	\$	-	
Highway Traffic Safety Grant			
S/W	\$	-	
Subtotal Grants			\$ 217,929.65
GRAND TOTAL OPERATING EXPENDITURES			\$ 33,940,607.65

WHEREAS, 26.25% (twenty six and one quarter percent) of the total appropriations of the 2015 budget, exclusive of any appropriations made for the Debt Service, Capital Improvement Fund and Public Assistance is in the sum of **\$18,344,584.06**.

BE IT FURTHER RESOLVED, that the sum of **\$425,000.00** is hereby appropriated for Capital Improvement Fund.

Dedication by Rider – N.J.S.A. 40A:4-39

The dedicated revenue anticipated during the year 2016 from State and Federal aid for maintenance of libraries, dog licenses, bequest, escheat, federal grant, donations, deposits for main extensions and service connections, Recycling Program, Housing and Community Development, Planning and Zoning Boards of Adjustment, Disposal of Forfeited Property, Construction Code Fees, DARE Program, MACADA Program, Special Tax Liquidations Proceeds Account, Developer's Fees, Festival of All Seasons Donations, Affinity Credit Card Program, Drivers Education Donations, Police Dept. Donations, Municipal Public Defender, PBA Road Job Account, Open Space, Recreation, Farmland, and Historic Preservation Trust, Human Services Account, Brick Unreimbursed Medical and Child Care Account (Cafeteria Plans), Parks and Playgrounds Recreation Rider, Snow Removal Trust, and POAA Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements.

CERTIFICATION

I, Lynnette A. Iannarone, Municipal Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April 2016.

 LYNNETTE A. IANNARONE
 MUNICIPAL CLERK

RESOLUTION

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, That the Township Council of the Township of Brick, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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 April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-6	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Local Finance Notice 92-15 requires a Corrective Action Plan to be filed with the Township Clerk and the Division of Local Government Services; and

WHEREAS, the Township Council of the Township of Brick has accepted the 2015 audit of the Township prepared by the Township's Registered Municipal Accountant; and

WHEREAS, the Chief Financial Officer has prepared said Corrective Action Plan addressing the comments and recommendations presented in the 2015 audit; and

WHEREAS, a Resolution accepting the 2015 Corrective Action Plan is also required by Local Finance Notice 92-15;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Brick hereby wishes to accept the 2015 Corrective Action Plan submitted to the Clerk and the Division of Local Government Services.

CERTIFICATION

I, Lynnette 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 April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE IANNARONE
TOWNSHIP CLERK

Agenda #	4-7	Date	4/19/16
Agenda #		Date	
Agenda #		Date	
Agenda #		Date	

Township of Brick
Resolution No.

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the NJSH Route 70 Eastbound Reconstruction project.

NOW, THEREFORE, BE IT RESOLVED that Council of Brick formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Council and Clerk are hereby authorized to submit an electronic grant application identified as LAIF-2016 New Jersey State Highway Route 70-00023 from NJDOT SAGE to the New Jersey Department of Transportation on behalf of Township of Brick.

BE IT FURTHER RESOLVED that the Business Administrator and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Brick and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council
On this 19th day of April, 2016

Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

(Clerk)

(Presiding Officer)

Agenda #	Date
4-8	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

**TOWNSHIP OF BRICK
RESOLUTION**

WHEREAS, the Township of Brick desires to apply and obtain a loan from the New Jersey Department of Community Affairs from the Unsafe Building Demolition Fund for approximately \$300,000.00 to carry out a project to demolish six unsafe residential buildings.

BE IT, THEREFORE, RESOLVED, that the Township of Brick does hereby authorize the application for such a loan; and, upon receipt of the loan agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Brick and the New Jersey department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, the agreement, and any other documents in connection herewith:

(signature)

(signature)

Joanne Bergin

John G. Ducey

Business Administrator

Mayor

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 of said Council on the 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

Lynnette A. Iannarone, Township Clerk

Agenda #	Date
4-9	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

SUMMERFEST FOOD TRUCK

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

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

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-10	4/19/16
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 **Landscape Maintenance Service at Solar Field** on Friday, March 11, 2016; and

WHEREAS, the bids have been reviewed by the Parks Supervisor; and

WHEREAS, the Parks Supervisor 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 bid for the **Landscape Maintenance Service at Solar Field** is hereby awarded to **Clintar NJ Inc., P.O. Box 294, Perrineville, N.J. 08535**.
2. That this is a unit price bid and shall remain firm fixed for the duration of the contract.
3. That this contract is not to exceed \$19,778.00 per year with funds to be certified prior to each season.
4. That this award will be a two (2) year contract commencing on April 20, 2016, 2016 and ending on April 19, 2018.
5. 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.
6. 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.
7. A copy of this resolution shall be forwarded to Clintar NJ Inc., Business Administrator, Chief Financial Officer, Director of Public Works and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone Township 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 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this the 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-11	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick is a participating agency under the Stafford Township Cooperative Pricing System known as ID# 33-OCCPS; and

WHEREAS, Stafford Township as the Lead Agency has bid for **Purchase and Delivery of Office Supplies** under the contract #33-OCCPS-2016-102; and

WHEREAS, said bid meets the requirements of the Township of Brick; and

WHEREAS, a contract has been awarded by said Lead Agency to **W.B. Mason, 21 Commerce Drive, Cranbury, NJ 08512**; and

WHEREAS, the Township of Brick desires to join the above said contract; and

WHEREAS, the Business Administrator recommends award by this Council.

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

1. A subsidiary contract for the Purchase and Delivery of Office Supplies is hereby awarded to W.B. Mason, 21 Commerce Drive, Cranbury, NJ 08512 in accordance with the attached discounted prices.
2. This is an open-ended contract with funds being encumbered contingent upon the availability of funds in the budget year not to exceed \$35,000.00 per year.
3. This shall be a two (2) year contract commencing May 19, 2016 and ending on May 18, 2018 as awarded by the lead agency.
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. A copy of this resolution shall be forwarded to the Business Administrator, the Lead Agency, the successful bidder, 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 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-12	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, P.L. 2011, c. 139 allows contracting units to enter into agreement with state, regional, or single government agencies that award contracts for its own use and is authorized under its own laws to extend those contracts to other government agencies; and

WHEREAS, on July 23, 2013 the Governing Body authorized the Township to enter into an agreement with the National Joint Powers Alliance, hereinafter referred to as NJPA, to purchase goods and/or services in order to make the procurement process more efficient and to provide cost savings to the Township; and

WHEREAS, it is the desire of the Director of Public Works to purchase four (4) Forty (40) Yard Roll Off Containers through the NJPA; and

WHEREAS, the NJPA awarded a contract to Wastequip, LLC, 841 Meacham Road, Statesville, NC 28677 under Contract #060612-WQI for Solid Waste and Recycling Collection Equipment with Related Equipment, Accessories and Supplies.

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 Governing Body of the Township of Brick authorizes the purchase and delivery of four (4) Forty (40) Yard Roll Off Containers available through the NJPA National Cooperative in the total amount of \$21,120.00.
2. That the NJPA has awarded a contract to Wastequip, LLC, 841 Meacham Road, Statesville, NC 28677 under Contract #060612-WQI for Solid Waste and Recycling Collection Equipment with Related Equipment, Accessories and Supplies.
3. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
4. 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.
5. That the Township Clerk shall further forward a certified copy of this resolution to Wastequip, LLC, Business Administrator, Chief Financial Officer, 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 of said Council on the 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

Agenda # 4-13	Date 4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Change Order Resolution No. 1 - Final

WHEREAS, it has come to the attention of the governing body of the Township of Brick that a Change Order representing as built quantity adjustment is needed to successfully complete the **Miscellaneous Drainage & Roadway Improvements Project, Capital Ordinance #19-14**; and

WHEREAS, in accordance with N.J.S.A. 5:30 14.4, the Business Administrator has recommended that Change Order No. 1 - Final be authorized and that the contract issued to **Brennan Brothers Contracting, LLC, 28 Maple Street, Old Bridge, NJ 08857** be decreased by \$14,188.82 and the contract be commensurately decreased from \$205,783.20 to \$191,594.38.

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 Change Order No. 1- Final is hereby authorized as stated above.
2. That a certified copy of this resolution shall be forwarded to Brennan Brothers Contracting., Business Administrator, Consulting Engineer, 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 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-14	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

Change Order Resolution No. 1 - Final

WHEREAS, it has come to the attention of the governing body of the Township of Brick that a Change Order representing as built quantity adjustment is needed to successfully complete the **Rebid – Colorado Park Improvements Project, Capital Ordinance #21-13**; and

WHEREAS, in accordance with N.J.S.A. 5:30 14.4, the Business Administrator has recommended that Change Order No. 1 - Final be authorized and that the contract issued to **Precise Construction, Inc., 1016 Highway 33, Freehold, NJ 07728** be decreased by \$345.60 and the contract be commensurately decreased from \$998,452.00 to \$998,106.40.

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 Change Order No. 1- Final is hereby authorized as stated above.
2. That a certified copy of this resolution shall be forwarded to Precise Construction, Inc., Business Administrator, Consulting Engineer, 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 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-15	Date 4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Division of Purchasing and Contracting received bids for the **Demolition of All Structures at Block 1374, Lot 27, 126 South Beverly Drive, Brick, N.J. 08724** on Friday, February 19, 2016; and

WHEREAS, the bids have been reviewed by the Construction Official; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(b) the Governing Body hereby recommends the rejection of all bids in their entirety due to lowest bid substantially exceeds the budget appropriation for the goods and services.

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 all bids submitted for the **Rebid - Demolition of All Structures at Block 1374, Lot 27, 126 South Beverly Drive, Brick, N.J. 08724** are hereby rejected in their entirety pursuant to N.J.S.A. 40A:11-13.2(b).
2. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A:11-24.
3. That the Township Clerk shall further forward a certified copy of this resolution to the Business Administrator, Construction Official, Director of Public Works, 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 19th day of April, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-16	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SUBDIVISION TAKEOVER AGREEMENT WITH FIRST INDEMNITY OF AMERICA INSURANCE COMPANY FOR THE COMPLETION OF SITE IMPROVEMENTS AT THE PARKVIEW ESTATES SUBDIVISION LOCATED AT TAX BLOCK 755, LOTS 34 AND 35

WHEREAS, the Parkview Estates subdivision is located at Tax Block 755, Lots 34 and 35, on Regina Drive in the Township of Brick, Ocean County, New Jersey, and consists of 20 approved single family residential lots; and

WHEREAS, by Resolution R-60-99 dated July 14, 1999, the Brick Township Planning Board granted preliminary major subdivision approval to Edison Development Group for the Parkview Estates subdivision ("Parkview Estates"); and

WHEREAS, by Resolution R-98-01 dated October 10, 2001, the Brick Township Planning Board granted final major subdivision approval to Parkview Estates at Brick, LLC for the Parkview Estates subdivision; and

WHEREAS, as a condition of subdivision approval and pursuant to N.J.S.A. 40:55D-53, the Township of Brick required the posting of a performance guarantee for the completion of the site improvements identified in an engineer's estimate dated September 14, 2000; and

WHEREAS, the performance guarantee was satisfied by Bond No. S05454 in the amount of \$413,298.43 ("Bond") issued by First Indemnity of America Insurance Company ("FIA"), as surety for Parkview Estates, LLC, as principal ("Developer"); and

WHEREAS, the Developer failed to complete the required site improvements at the Parkview Estates subdivision; and

WHEREAS, the Township of Brick declared the Developer to be in default based upon its failure to complete the site improvements and demanded that FIA undertake the completion of the site improvements at the property in accordance with the Bond; and

WHEREAS, FIA has agreed to undertake the completion of the required site improvements at the Parkview Estates subdivision and has secured a proposal from Stilo Excavating, Inc., a/k/a Stilo Paving & Excavating, for the performance of the work; and

WHEREAS, the Township Council desires to authorize the Mayor and Township Clerk to execute the proposed Subdivision Takeover Agreement with FIA for the completion of the site improvements at the Parkview Estates subdivision.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed Subdivision Takeover Agreement between the Township and First Indemnity of America Insurance Company for the completion of the site improvements at the Parkview Estates subdivision, as set forth in the Agreement on file in the Township Clerk's office.
2. That a copy of the Agreement shall be kept on file and made available for public inspection at the Office of the Township Clerk during normal business hours.
3. That the Township Clerk shall forward a certified copy of this Resolution to Counsel for First Indemnity of America Insurance Company.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this

Agenda # 4-17	Date 19th day of April, 2016 4/19/16
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, AUTHORIZING THE EXECUTION OF A TEMPORARY CONSTRUCTION EASEMENT ON TOWNSHIP PROPERTY FOR USE BY THE STATE AND THE UNITED STATES ARMY CORPS OF ENGINEERS IN THE BEACH REPLENISHMENT PROJECT

WHEREAS, the United States Army Corps of Engineers desires to commence the beach replenishment project, in order to provide protection to the Township's beaches and properties, as part of the larger project known as the "Manasquan Inlet to Barnegat Inlet Storm Damage Reduction Project"; and

WHEREAS, the Army Corps and the State have requested the Township to assist the project by providing a temporary construction easement, known as a "Right-of-Entry for Temporary Work Area," to authorize the temporary use of Township property as a work area for the project; and

WHEREAS, the Township owns property known as Block 37, Lot 10; Block 42.01, Lot 1; and Block 42.05, Lot 1, also known as Brick Beach 1, Brick Beach 2 and Brick Beach 3, which are the properties that are the subject of the temporary construction easement; and

WHEREAS, the Township desires to cooperate with the Army Corps and the State in advancing the beach replenishment project as quickly and efficiently as possible, by allowing the project to take place on a portion of the property at issue;

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor is hereby authorized to execute and the Clerk to attest to the "Right-of-Entry for Temporary Work Area," between the Township and the State of New Jersey, to allow the temporary use of property known as Block 37, Lot 10; Block 42.01, Lot 1; and Block 42.05, Lot 1 as a work area for purposes of the beach replenishment project.
2. That such temporary use shall be authorized to commence as of the date of adoption of this Resolution and shall proceed in accordance with the terms of said agreement.
3. That a copy of said "Right-of-Entry for Temporary Work Area," shall be kept on file and made available for public inspection at the Office of the Township Clerk during normal business hours.
4. That the Township Clerk shall forward a certified copy of this resolution to the State of New Jersey.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 19th day of April, 2016.

Agenda #	Date
4-18	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Township Clerk by letter dated March 31, 2016 that there is \$2,086.65 remaining in the engineering inspection fund from Costco, 999 Lake Drive, Issaquah, WA 98027 for Route 88-Costco Garden Center (Block 1170 Lots 5, 6, 6.01 & 6.02 PB-2033) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer has advised that all the required improvements have been completed and are acceptable; and

WHEREAS, the Assistant Township Engineer recommends that the \$2,086.65 remaining in the engineering inspection fund be returned to the applicant; and

WHEREAS, the Township Council is satisfied with the recommendations of the Assistant Township Engineer.

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

1. That the \$2,086.65 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Assistant Township Engineer
 - b. Chief Finance Officer
 - c. Applicant

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 April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-19a	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that 100% DAV has been granted on Block 383.16, Lot 16, Account # 309460, 258 Pine Tree Dr. as of January 1, 2015.

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 January 1, 2015 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
383.16/16/309460 258 Pine Tree Dr.	Godoy, Armando & Elda	\$ 6,466.75

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal 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 April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 19th day of April, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-20a	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that 100% DAV has been granted on Block 662, Lot 17, Account # 312557, 473 Driver Ave. as of December 8, 2015.

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 December 8, 2015 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
662/17/312557 473 Driver Ave.	Andrew Gesslein	\$ 1,773.05

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal 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 April 19, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 19th day of April, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-206	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments of taxes for the year 2016.

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>
1051/29/518877 129 Harding Dr.	Wells Fargo	\$ 1,112.27
211.03/31/103917 70 Rochester Dr.	Wells Fargo	\$ 2,137.98
657/23/312516 453 Barber Ave.	Wells Fargo	\$ 1,126.25

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
420c	4/19/16
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 year 2011-2013 on Block 547, Lot 27, Account # 311179, 493 Brick Blvd. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2011-2013 from 1,863,600 to 1,600,000.

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>
547/27/311179 493 Brick Blvd.	Bruce J Stavitsky, Esq for the benefit of LSREF2 Clipper III LLC/Hudson Adv.	\$ 5,229.82-2011
		\$ 7,272.00-2012
		\$ 9,582.61-2013
		\$22,084.43

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on April 19, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 19th day of April, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-20d	4/19/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

CALENDAR YEAR 2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Brick in the County of Ocean finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$2,371,246.46 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Brick, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Township of Brick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, bringing the total percentage to 3.5% and amounting to a \$2,371,246.46 and that the CY 2016 municipal budget for the Township of Brick be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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 22nd day of March, 2016 and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 19th day of April, 2016 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. Jannarone
LYNNETTE A. JANNARONE
TOWNSHIP CLERK

JOHN G. DUCEY
MAYOR

Agenda #	3/Date
4-1	3/22/16
Agenda #	Date
5-1	4/19/16
Agenda #	Date