

**Brick Township Council
June 6, 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. Presentations:
 1. Mayor's Presentation – Employee Recognition: TJ Venterino, Joe Brancato and Darren Gissinger.
 2. Brick Township Police Appreciation Week.

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 Police Appreciation Week – June 19 – 25th.
 - ___2. Recognize Michael Blandina – Ocean County Columbus Day Grand Marshal.
 - ___3. Authorize Emergency Temporary Appropriations.
 - ___4. Authorize Award of Bid – Sale of NJ Renewable Energy Credits.
 - ___5. Authorize Application – 2015 Recycling Tonnage Grant.
 - ___6. Authorize Receipt of Bids – 2016 Local Road Paving & Drainage Program – Parts of Midstreams Section.
 - ___7. Authorize Receipt of Bids – Roadway Improvements – Hinslea Manor.
 - ___8. Authorize Receipt of Bids – Forge Pond Tennis Courts Reconstruction.
 - ___9. Authorize Rejection of Bids and Re-Bid – Firing Range – Bullet Trap Installation – Contract 1.
 - ___10. Authorize Change Order No. 1 – Janitorial Supplies.
 - ___11. Authorize Change Order No. 1 – Final – Boiler & Electric Heater Replacement at Municipal Complex.
 - ___12. Authorize Change Order No. 1 – Angela Hibbard Park Improvements Project.
 - ___13. Authorize Change Order No. 1 – Final – Improvements to Bay Harbor Project.
 - ___14. Authorize Rejection of Bids and Re-Bid – HVAC Services – Municipal Complex.
 - ___15. Authorize Award of Bid – HVAC Services – All Other Township Facilities.
 - ___16. Authorize Adoption of Flood Warning & Response Plan.
 - ___17. Authorize Transfer of Motor Vehicle Selling License – AAM Auto Sales.
 - ___18. Authorize Renewal of Motor Vehicle Selling License – Leonard Perry Motors.
 - ___19. Authorize Renewal of Motor Vehicle Selling License w/Restrictions – MC Auto Sales.
 - ___20. Authorize Placement of Tax Liens for Property Clean-ups.
 - ___21. Authorize Special Events Permit – Ocean Medical Center 5K Run/Walk.
 - ___22. Authorize Special Events Permit – Epiphany Church - Feast of Assumption.
 - ___23. Authorize Special Events Permit – Berry Fresh Farms – Scary Rotten Farms.
 - ___24. Prohibit Smoking at Summerfest, Kids Night Out and Fall Fest Events.
 - ___25. Bond Releases/Reductions:
 - a. Performance Bond Release – Eagle River Consulting – 535 Mantoloking Rd.
 - b. Performance Bond Release – Fellowship Chapel – 170 Duchess Lane.
 - c. Performance Bond Release – GHU Properties LLC – 1600 Route 70.
 - ___26. Authorize Tax Collector to Prepare & Mail Estimated Tax Bills.
 - ___27. Tax Collector:
 - a. Tax Overpayments – 2016.
 - b. Redemption of Tax Sale Certificate – Block 869 Lot 5 – 1867 Route 88.
 - c. State Tax Appeal Granted – Block 868 Lot 1– 905 Route 88.
 - d. State Tax Appeal Granted – Block 1170 Lot 24 Qualifier C0001– 495 Jack Martin Blvd
 - e. State Tax Appeal Granted – Block 1321 Lot 1 Qualifier C0003 – 3825 River Rd.
 - f. State Tax Appeal Granted – Block 1321 Lot 1 Qualifier C0004 – 3825 River Rd.
 - g. Reimburse Lienholder for Tax Sale Premium - Holdings 88, LLC
- *******End of Consent Agenda*******
- ___28. Bill Resolution – Computer 2016.
 - ___29. Bill Resolution – Manual 2016.

Brick Township Council
June 6, 2016
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5. Ordinance on First Reading:

_____1. Amend Chapter 445 – Trailers and Storage Containers.

6. Ordinance on Second Reading:

_____1. Amend Chapter 437 – Towers and Wreckers.

7. Public Comments.

Please note that each person addressing the Council during any section of the meeting during which public comment is permitted shall limit his/her remarks to five minutes pursuant to Brick Township Administrative Code Section 2 -33B.

8. Council Comments.

9. Motion to Adjourn.

**And any other matters which may come before Council.
Formal Action may be taken at all meetings.**

***** Next scheduled Caucus/Public meeting of the Township Council will be on Tuesday, June 21, 2016 at 7:00 p.m.**

RESOLUTION

WHEREAS, the health and safety of the residents of Brick Township is critical to the well-being of our community; and

WHEREAS, the week of June 19th through June 25th has been designated Brick Township Police Appreciation week; and

WHEREAS, Brick Township is home to 133 Officers and Superior Officers, 17 Police Civilians, 20 Dispatchers and 24 Emergency Medical Technicians who are committed to the security of our residents; and

WHEREAS, these individuals are dedicated to protecting and serving the citizens of Brick Township 24 hours a day, 7 days a week, 365 days a year; and

WHEREAS, it requires extraordinary effort and sacrifice by these individuals and their family members on a daily basis, in order to protect our schools, workplaces, infrastructure, and homes.

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 saluting the men and woman of the Brick Township Police Department.
2. We urge all residents to give thanks for the vital service that these individuals provide to our community.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Ocean County Columbus Day Parade and Italian Festival began in 1992 to celebrate the 500th Anniversary of Christopher Columbus' discovery of the New World; and

WHEREAS, that year, Michael Blandina joined the Ocean County Columbus Day Parade Committee, beginning a quarter-century commitment that continues today; and

WHEREAS, over the past twenty-five years, Michael, who has served as the Chairman of the Parade Committee for many years, has worked tirelessly every year to make sure that the Ocean County Columbus Day Parade and Italian Festival is a success and his dedication has made the Parade and Festival one of the most popular celebrations of Italian-American Heritage in the state; and

WHEREAS, this year, in recognition of his commitment to the Parade and in honor of his countless contributions to the Italian-American community in Ocean County, the Ocean County Columbus Day Parade Committee has named Michael Blandina as the Grand Marshal for their 25th Anniversary Parade that will take place on October 9, 2016.

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 most heartfelt congratulations to Michael Blandina on his being named Grand Marshal for the 2016 Ocean County Columbus Day Parade and Italian Festival.
2. We thank Michael Blandina for all of his contributions to our community and Ocean County.
3. We applaud Michael Blandina for his twenty-five years of service to the Ocean County Columbus Day Parade Committee.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 42	Date 6/6/16
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 \$ 60,000.00
 OE \$ 5,000.00

Purchasing:

S&W \$ 40,000.00
 OE \$ -

Human Resources:

S&W \$ 45,000.00
 OE \$ -

Mayor:

S&W \$ 20,000.00
 OE \$ -

Council:

S&W \$ 6,000.00
 OE \$ -

Township Clerk:

S&W \$ 80,000.00
 OE \$ -

Election:

OE \$ -

Financial Administration:

S&W \$ 40,000.00
 OE \$ -

Audit Services:

OE \$ -

Data Processing:

S&W \$ 45,000.00
 OE \$ 10,000.00

Tax Collector:

S&W \$ 70,000.00
 OE \$ -

Tax Assessor:

S&W \$ 60,000.00
 OE \$ -

Legal Services:

OE \$ 25,000.00

Historic Preservation

S&W \$ 400.00
 OE \$ -

Engineering:

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4-3	6/6/16
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S&W	\$	22,000.00	
OE	\$	-	
Economic Development:			
S&W	\$	-	
OE	\$	-	
Subtotal General Government Functions			\$ 3,654,529.00

LAND USE ADMINISTRATION

Planning Board:			
S&W	\$	-	
OE	\$	-	
Land Use:			
S&W	\$	70,000.00	
OE	\$	-	
Shade Tree:			
S&W	\$	300.00	
OE	\$	-	
Board of Adjustment			
S&W	\$	15,000.00	
OE	\$	-	
Affordable Housing:			
S&W	\$	-	
OE	\$	-	
Subtotal Land Use Administration			\$ 464,380.00

CODE ENFORCEMENT & ADMINISTRATION

Inspections:			
S&W	\$	170,000.00	
OE	\$	-	
Code Enforcement:			
S&W	\$	35,000.00	
OE	\$	-	
Subtotal Code Enforcement			\$ 1,116,220.00

INSURANCE

Liability:			
OE	\$	-	
Worker's Compensation:			
OE	\$	-	
Employee Group:			
OE	\$	3,000,000.00	
Subtotal Insurance			\$ 12,297,700.00

PUBLIC SAFETY FUNCTIONS

Police:			
S&W	\$	1,800,000.00	
OE	\$	-	
Special Police:			
S&W	\$	20,000.00	
OE	\$	-	
Crossing Guard:			
S&W	\$	50,000.00	
OE	\$	-	
Police Vehicles & Equipment:			
OE	\$	206,500.00	
Police Dispatch/911:			
S&W	\$	155,000.00	

OE	\$	-	
Emergency Management:			
S&W	\$	5,000.00	
OE	\$	-	
Municipal Prosecutor:			
S&W	\$	-	
OE	\$	-	
Subtotal Public Safety Functions			\$ 12,805,880.00

PUBLIC WORKS FUNCTIONS

Roads:			
S&W	\$	-	
OE	\$	-	
Bus Transportation:			
S&W	\$	-	
OE	\$	-	
Solid Waste Collection:			
S&W	\$	530,000.00	
OE	\$	-	
Building and Grounds:			
S&W	\$	80,000.00	
OE	\$	50,000.00	
Vehicle Maintenance:			
S&W	\$	95,000.00	
OE	\$	-	
Subtotal Public Works Functions			\$ 5,206,930.00

HEALTH & HUMAN SERVICES FUNCTIONS

Community Services Act:			
OE	\$	-	
Senior Citizens:			
S&W	\$	-	
OE	\$	5,000.00	
Senior Citizens Grant	\$	-	
Youth Services:			
S&W	\$	-	
OE	\$	-	
MACADA Grant	\$	-	
Environmental Health Services:			
S&W	\$	-	
OE	\$	-	
Animal Control:			
OE	\$	-	
Subtotal Health & Human Services			\$ 226,790.00

PARKS & RECREATION FUNCTIONS

Recreation:			
S&W	\$	55,000.00	
OE	\$	5,000.00	
Local Arts Grant	\$	-	
Comp. Traffic Safety Grant	\$	-	

Maintenance of Parks:			
S&W	\$	150,000.00	
OE	\$	-	
Beach:			
S&W	\$	-	
OE	\$	-	
Subtotal Park & Recreation Functions			\$ 1,238,670.00

UTILITY EXPENSES

Electricity:			
OE	\$	140,000.00	
Street Lights:			
OE	\$	65,000.00	
Telephone:			
OE	\$	40,000.00	
Water:			
OE	\$	6,000.00	
Gas (Natural):			
OE	\$	-	
Telecommunications:			
OE	\$	8,000.00	
Gasoline:			
OE	\$	-	
Subtotal Utility Expenses			\$ 1,379,230.00

LANDFILL EXPENSES

Solid Waste Disposal	\$	-	
Subtotal Landfill Expenses			\$ 1,353,125.00

STATUTORY EXPENDITURES

PERS:			
OE	\$	-	
DCRP:			
OE	\$	-	
Short Term Disability:			
OE	\$	-	
Unemployment:			
OE	\$	-	
SOCIAL SECURITY			
OE	\$	300,000.00	
PFRS:			
OE	\$	-	
Subtotal Statutory Expenses			\$ 7,645,974.00

MUNICIPAL COURT

Court:			
S&W	\$	-	
OE	\$	-	
Public Defender:			
S&W	\$	-	
OE	\$	9,000.00	
Subtotal Municipal Court			\$ 647,470.00

EMT SERVICES

EMT Services:			
S&W	\$	60,000.00	

OE	\$	-
Subtotal EMT Services	\$	1,109,780.00
FEDERAL & STATE GRANTS		
Safe Routes to School O&E	\$	450,000.00
Subtotal Grants	\$	709,179.65
GRAND TOTAL OPERATING EXPENDITURES	\$	49,855,857.65

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, 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 June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June 2016.

LYNNETTE A IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, commencing May 12, 2016, bids were solicited by the Flett Exchange L.L.C., on behalf of the Township of Brick for the purchase of the Township's New Jersey Solar Renewable Energy Credits (NJSRECs) through a public auction; and

WHEREAS, bids were received for NJSREC's that were generated from the Township's rooftop and parking lot solar panels during 2014, 2015, and part of 2016; and

WHEREAS, it is the desire of the Township to award a contract to the company offering the highest responsible bid for the accrued SREC's

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 sale of the Township's NJSRECs is hereby awarded to:

2014 SREC's- Les crow 404 - \$285.30 per SREC
2015 SREC's- Macquarie Energy LLC - \$285.15 per SREC
2016 SREC's- Les crow 450 - \$287.00 per SREC
2. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid
3. That the Township Clerk shall further forward a certified copy of this resolution to the NJ Office of Clean Energy, the Business Administrator, 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 hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
44	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2015 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Brick Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Brick that Brick Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Patricia Totaro to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
45	6/6/16
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 project:

2016 LOCAL ROAD PAVING & DRAINAGE PROGRAM – PARTS OF MIDSTREAMS SECTION

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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. That the Consulting Engineer for the project, ARH Associates, is hereby authorized to prepare formal 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-6	6/6/16
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 project:

ROADWAY IMPROVEMENTS TO HINSLEA MANOR

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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. That the Consulting Engineer for the project, CME Associates, is hereby authorized to prepare formal 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-7	6/6/16
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 project:

FORGE POND TENNIS COURTS RECONSTRUCTION

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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. That the Consulting Engineer, CME Associates, for this project is hereby authorized to prepare formal 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
48	6/6/16
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 **Firing Range, Bullet Trap Installation – Contract 1** on May 26, 2016; and

WHEREAS, the bids have been reviewed by the Consulting Engineer; and

WHEREAS, pursuant to N.J.S.A. 34:11-56 the bid submitted by Action Target, Inc, 3411 S. Mountain Vista Parkway, Provo, UT 84006 is hereby rejected in its entirety for failure to possess a valid Public Works Registration Certificate; and

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

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(d) the Governing Body wants to substantially revise the specification for the goods or 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 pursuant to N.J.S.A. 34:11-56 the bid submitted by Action Target, Inc., 3411 S. Mountain Vista Parkway, Provo, UT 84006 is hereby rejected in its entirety for failure to submit a valid Public Works Registration Certificate.
2. That pursuant to N.J.S.A. 40A:11-13.2(a) all bids submitted for the Firing Range, Bullet Trap Installation – Contract 1 are hereby rejected in their entirety due to substantially exceeding the cost estimate.
3. That pursuant to N.J.S.A. 40A:11-13.2(d) Governing Body wants to substantially revise the bid specification.
4. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A:11-24.
5. That the Division of Purchasing and Contracting is hereby authorized to re-advertise for the acceptance of bids.
6. That the Township Clerk shall further forward a certified copy of this resolution to all bidders, Business Administrator, Consulting Engineer, Township Engineer, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I hereunto set my hand and seal of this Township this 6th day of June, 2016.

Agenda # 4-9	Date 6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

CHANGE ORDER #1

WHEREAS, on January 12, 2016 a two-year contract for the Janitorial Supplies was awarded to various vendors on an item per item bid; and

WHEREAS, it was brought to the attention of the Purchasing Department that Item #65 was inadvertently awarded to the wrong vendor; and

WHEREAS, it is the recommendation of the Purchasing Agent to award this item originally awarded to Interboro Packaging Corporation to the lowest responsive, responsible bidder; and

WHEREAS, Change Order #1 has been reviewed by the the Purchasing Agent and recommends said item be awarded to the lowest responsive, responsible bidder in compliance with the Administrative Requirements and Technical Specifications, that being General Linen & Paper, 2104 Bridge Avenue, Point Pleasant, NJ 08742.

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 Item #65 for Janitorial Supplies previously awarded to Interboro Packaging Corporation is hereby awarded to General Linen & Paper, 2104 Bridge Avenue, Point Pleasant, NJ 08742 for the amount \$16.98 per case; 500 bags per case, manufacturer: Aluf.
2. That this is a unit price bid; therefore, funds shall be certified prior to each order.
3. That all other terms and conditions of the original bid remain as awarded.
4. That a copy of this resolution shall be forwarded to the General Linen & Paper, Interboro Packaging Corporation, the Business Administrator, Chief Financial Officer, the Director of Public Works and the Purchasing Agent.
5. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the Office of the Township Clerk during normal business hours

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 6th day of June 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township 6th day of June 2016.

Agenda # 4-10	6/6/16
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 **Boiler & Electric Heater Replacement at Municipal Complex Project, Capital Ordinance #22-14**; 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 **Eagle Construction Services, 1624 Jacksonville Road, Burlington, NJ 08016** be increased by \$4,949.39 and the contract be commensurately increased from \$329,514.00 to \$334,463.39.

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 Eagle Construction Services, Barlo & Associates, 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-11	Date 6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

Change Order Resolution No. 1

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 **Angela Hibbard Park Improvements Project, a NJDEP Green Acres Funded Program, Capital Ordinance #26-11;**and

WHEREAS, in accordance with N.J.S.A. 5:30 14.4, the Business Administrator has recommended that Change Order No. 1 be authorized and that the contract issued to **Precise Construction Inc., 1016 Highway 33, Freehold, NJ 07728** be increased by \$64,839.50 and the contract be commensurately increased from \$964,720.00 to \$1,029,559.50.

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 is hereby authorized as stated above.
2. That a certified copy of this resolution shall be forwarded to Precise Construction, 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-12	6/6/16
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 **Improvements to Bay Harbor Project, Capital Ordinance #26-11**; 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 **Albert Marine Construction, Inc., 65 Pennsylvania Avenue, Waretown, NJ 08758** be decreased by \$2,175.60 and the contract be commensurately decreased from \$317,121.50 to \$314,945.90.

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 Albert Marine Construction, 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-13	Date 6/6/16
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 **HVAC Services at the Municipal Complex** on Friday, April 8, 2016; and

WHEREAS, the bids have been reviewed by the Purchasing Agent; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23(1)(a) the Purchasing Agent has recommended the bid submitted by Jersey State Controls, 1105 Industrial Parkway, Brick, N.J. 08724 for HVAC Service at the Municipal Complex be rejected in its entirety for failure to acknowledge the "Acknowledgement of Changes" form for Addendum #1; and

WHEREAS, pursuant to the bid specification requirement, only Andover / Schneider factory trained and certified technicians are authorized to provide service on the HVAC System at the Municipal Complex; and

WHEREAS, it is the recommendation of the Purchasing Agent to reject all other bids in their entirety for failure to provide evidence of the required Andover / Schneider Certification.

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 bid for HVAC Service at the Municipal Complex submitted by Jersey State Controls, 1105 Industrial Parkway, Brick, N.J. 08724 is hereby rejected in its entirety for failure to acknowledge the "Acknowledgement of Changes" form for Addendum #1 pursuant to N.J.S.A. 40A:11-23(1)(a).
2. That all other bids are hereby rejected for failure to possess the Andover / Schneider Certification as required in the bid specification.
3. That the Division of Purchasing and Contracting is hereby authorized to re-advertise for the acceptance of bids.
4. That the Township Clerk shall further forward a certified copy of this resolution to all bidders, Business Administrator, 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 hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-14	6/Date 6/6/16
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 **HVAC Services for All Other Township Facilities** on Friday, April 8, 2016; and

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

WHEREAS, the Acting Director of Public Works has recommended the bid submitted by Core Mechanical, Inc., 7905 Browning Road, Suite 110, Pennsauken, NJ 08109 be rejected in its entirety for failure to schedule a "site visit" of the facilities as required in the bid specification; and

WHEREAS, the Acting Director of Public Works hereby recommends award for HVAC Services for All Other Township Facilities to the lowest responsive responsible being, that being Keith & Jacqueline Conroy, d/b/a West Jersey Air Conditioning & Heating Co., 580 Westfield Avenue, Pennsauken, NJ 08110 for HVAC Services.

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 bid for HVAC Services at All Other Facilities submitted by Core Mechanical, Inc., 7905 Browning Road, Suite 110, Pennsauken, NJ 08109 is hereby be rejected in its entirety for failure to schedule a "site visit" of the facilities as required in the bid specification.
2. That the bid for HVAC Services at All Other Facilities is hereby awarded to Keith & Jacqueline Conroy, d/b/a West Jersey A/C & Heating 5800 Westfield Ave., Pennsauken, New Jersey 07003 with a labor rate bid of \$75.00 per hour and a 20% discount on parts.
3. That this bid for HVAC Services at All Other Facilities will be an open-ended contract not to exceed \$50,000.00 per year with funds to be certified prior to each service.
4. That this award will be for a two (2) year contract commencing on June 7, 2016 and ending on June 6, 2018.
5. The labor rate and percentage on parts shall remain firm fixed for the duration of the contract.
6. A copy of this resolution shall be forwarded to Keith & Jacqueline Conroy, d/b/a West Jersey A/C & Heating, Business Administrator, Chief Financial Officer, Director of Public Works, Office of Facilities Management and the Purchasing Agent.
7. 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.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-15	Date 6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

ADOPTION OF THE FLOOD WARNING AND RESPONSE PLAN

WHEREAS, the Township of Brick has undertaken a program to prepare documents, plans and policies in preparation of application to the Federal Emergency Management Agency National Flood Insurance Program Community Rating System that will make the Township more resilient and protected from future flooding and reduce flood insurance rates for all residents located in flood zones; and

WHEREAS, one of the plans that are required as part of the NFIP CRS program is the Flood Warning and Response Plan; and

WHEREAS, the Planning Board has worked with the Township's Division of Land Use and Planning, Administration, Engineering, Public Safety, Public Works and Emergency Management staff and planning consultants to prepare careful and comprehensive surveys and studies including the Flood Warning and Response Plan funded through a grant from the New Jersey Department of Community Affairs, Post Sandy Planning Grant Program; and

WHEREAS, the objective of this activity is to encourage communities to ensure timely identification of impending flood threats, disseminate warnings to appropriate floodplain occupants, and coordinate flood response activities to reduce the threat to life and property; and

WHEREAS, the Township Council recognizes with sufficient warning of a flood, a community and its floodplain occupants can take protective measures such as moving furniture, cars, and people out of harm's way. When a flood threat recognition system is combined with an emergency response plan that addresses the community's flood problems, a great deal of flood damage can be prevented; and

WHEREAS, the Flood Warning and Response Plan describes the methods and warning devices used to disseminate emergency warnings to the general public, include specific flood response actions that are taken at the different flood levels, will be utilized as an annex to the Emergency Operations Plan and is required to be adopted by the community's governing body.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Brick, County of Ocean, State of New Jersey that the Flood Warning Response Plan is on file in the Township Clerk's Office and hereby is accepted and adopted.

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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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

RESOLUTION

WHEREAS, Richard Savino t/a AAM Auto Sales, LLC d/b/a All American Mazda has made application to operate a business for the selling of Motor Vehicles, pursuant to Chapter 466 of the Township Code for the year 2016; and

WHEREAS, Taylor G. Weisleder t/a Weisleder, Inc, 575 Burnt Tavern Road, Brick, NJ 08724, has agreed to transfer their current Motor Vehicles Sales Category 1 License to Richard Savino t/a AAM Auto Sales, LLC d/b/a All American Mazda.

WHEREAS, the aforesaid application has been found to be in proper form and the proper fee has been collected; and

WHEREAS, Code Enforcement, Zoning Department and Fire Bureau have inspected the aforesaid and have found it to be in compliance; and

WHEREAS, the Township Clerk recommends that this application be approved; and

WHEREAS, the Township Council is satisfied with the recommendation of the Township Clerk.

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 Brick Township Motor Vehicle Sales license previously granted to Taylor G. Weisleder t/a Weisleder, Inc, 575 Burnt Tavern Road, Brick, NJ 08724 is hereby transferred to Richard Savino t/a AAM Auto Sales, LLC d/b/a All American Mazda to be located at 575 Burnt Tavern Road, Brick, NJ 08724.
2. A certified copy of this resolution shall be forwarded to Taylor G. Weisleder and Richard Savino t/a AAM Auto Sales, LLC d/b/a All American Mazda

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 Resolution was duly passed by the Township Council of the Township of Brick at a regular meeting of said Council on the 6th day of June, 2016.

IN WITNESS WHEREOF, I have here unto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-17	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the following has made application to renew their license to operate a business for the selling of Motor Vehicles, pursuant to Chapter 466 of the Township Code for the year 2016:

DISPLAY LICENSES:

- 1) Leonard Perry Motors, 945 Cedarbridge Road

WHEREAS, the aforesaid application has been found to be in proper form and the proper fees have been collected; and

WHEREAS, Land Use, Code Enforcement and the Fire Bureau has inspected the aforesaid and have found them to be in compliance; and

WHEREAS, the Township Clerk recommends that this application be approved; and

WHEREAS, the Township Council is satisfied with the recommendation of the Township Clerk.

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 a Motor Vehicle Selling License be granted to the above applicant for the year 2016.
- 2. That a certified copy of this resolution be forwarded to the applicant.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-18	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the following has made application to renew their license to operate a business for the selling of Motor Vehicles, pursuant to Chapter 466 of the Township Code for the year 2016:

DISPLAY LICENSES:

MC Auto Sales, 96 Mantoloking Road

WHEREAS, the aforesaid application has been found to be in proper form and the proper fee has been collected; and

WHEREAS, Land Use, Code Enforcement and the Fire Bureau has inspected the aforesaid and have found it to be in compliance; and

WHEREAS, the Township Clerk recommends that this application be approved; and

WHEREAS, the Township Council is satisfied with the recommendation of the Township Clerk.

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 a Motor Vehicle Selling License be granted to the above applicant for the year 2016 and is subject to the following restriction:
 - a. The applicant shall be limited to the display of no more than Five (5) vehicles at any one time
 - b. No vehicles shall be parked or displayed in existing fire lanes or loading areas.
2. That a certified copy of this resolution be forwarded to the applicant.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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

RESOLUTION

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

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

**165 Smith Circle – Block 1313.13 / Lot 14 - \$212.82
412 N. Lake Shore Drive – Block 446.25 / Lot 7 - \$18.33**

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

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

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

**165 Smith Circle – Block 1313.13 / Lot 14 - \$212.82
412 N. Lake Shore Drive – Block 446.25 / Lot 7 - \$18.33**

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

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

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

**165 Smith Circle. – Block 1313.13/ Lot 14 - \$212.82
412 N. Lake Shore Drive – Block 446.25/ Lot 7 - \$18.33**

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

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

Agenda # 4-20	Date 6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, Ocean Medical Center applied for a special event permit to conduct a Heart and Sole Cup 5K Run/Walk on June 5, 2016 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Township Clerk has requested, and received, a report from the various departments on the effect of the special event and the recommendations are incorporated herein; and

WHEREAS, the Mayor and Council desire to approve Ocean Medical Center's request for special event application to conduct a Heart and Sole 5K Run/Walk on June 5, 2016, with the conditions and restrictions detailed below.

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

SECTION 1. That Ocean Medical Center's request for special event application to conduct a Heart and Sole 5K Run/Walk on June 5, 2016 between the hours of 7:30 am and 10:30 am starting and ending at the Ocean Medical Center, 425 Jack Martin Boulevard, is approved with the conditions and restrictions as follows:

1. Minimum of three (3) Special Police Officers are hired for traffic control.
2. An Application for use of County Roads Permit is obtained and approved by both Brick Township Police and Ocean County Engineering Office. This is required as the run route is along two county roadways, W. Princeton Ave. and Forge Pond Rd.
3. Ample signage / barricades are in place along 5K run route to alert public and guide participants. One or more message boards will be placed on State Highway 88W advising motorists of the runners in the area.
4. Ample staff along 5K run route to assist participants and clean up debris, i.e. water bottles, etc. generated from run activities.
5. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
6. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.
7. All fire lanes and fire access and areas must remain open and accessible at all times.

SECTION 2. That a copy of this Resolution shall be provided to the Chief of Police, the Township Planner and Ocean Medical Center.

CERTIFICATION

I, Lynnette A. Iannarone, Municipal Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-21	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Epiphany Parish has applied for a special event permit to conduct a Feast of the Assumption at the Jersey Shore on August 18, 19, 20 and 21, 2016 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Township Clerk has requested, and received, a report from the various Departments on the effects of the special event and the recommendations are incorporated herein; and

WHEREAS, the Mayor and Council desire to approve Epiphany Parish's request for special event application to conduct a Feast of the Assumption at the Jersey Shore on August 18, 19, 20 and 21, 2016, with the conditions and restrictions detailed below.

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

SECTION 1. That Epiphany's request for special event application to conduct a Feast of the Assumption at the Jersey Shore on August 18, 19, 20 and 21 at the Epiphany Church, 615 Thiele Road between the hours of 5:00 pm and 10:00 pm, with the conditions and restrictions as follows:

- 1) Epiphany Parish shall retain a minimum of two (2) Brick Township Special Police Officers to provide traffic control at entrance and/or intersection of Herbertsville Road and Thiele Road, to ensure normal traffic flow is not impeded. It is also recommended that the Epiphany Parish shall have a minimum of one (1) security personnel to patrol the premise or retain a minimum of one (1) off-duty Brick Township Police Officer(s).
- 2) Epiphany Parish shall have a minimum of one (1) staff member(s) checking identification(s) at the Beer Tent.
- 3) Epiphany Parish shall have a minimum of eight (8) staff members monitoring the site the day of the event. All staff members shall wear an event shirt for identification.
- 4) Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition
- 5) All permits and documents requested by the Bureau of Fire Safety be submitted and approved 10 days prior to the date of this event. All fire lanes and fire access and areas must remain open and accessible at all times.
- 6) Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

SECTION 2. That a copy of this Resolution shall be provided to the Chief of Police, the Township Planner and the Epiphany Parish.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-22	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Berry Fresh Farms has applied for a special event permit to conduct a Scary Rotten aunt from September 23 through October 31, 2016 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Township Clerk has requested, and received, a report from the various departments on the effect of the special event and the recommendations are incorporated herein; and

WHEREAS, the Mayor and Council desire to approve Berry Fresh Farm's request for special event application to conduct a Scary Rotten Farms Haunt September 23 through October 31, 2016, with the conditions and restrictions detailed below.

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

SECTION 1. That Berry Fresh Farm's request for special event application to conduct a Haunt September 23 through October 31, 2016 at 151 Brick Boulevard between the hours of dusk and 11:00 pm with the conditions and restrictions as follows:

1. A fire permit from the Bureau of Fire Safety is required for the event. A pre-use inspection walk-thru must be conducted by the Bureau of Fire Safety.
2. All fire lanes and fire access and areas must remain open and accessible at all times.
3. The Bureau retains the right to examine and attend the event at various times to ensure safety as well as adhere to fire safety in accordance with Chapter 191-8E.
4. A minimum of 36 inch emergency egress must be placed as specified in the attraction identified as "the maze".
5. Fire extinguishers must be mounted and identified and not to exceed a 75 ft. travel distance.
6. Additional parking lot shall be secured by Berry Fresh Farms if necessary with Berry Fresh Farms providing shuttle service to the Bay Harbor Plaza and a copy of such agreement will be provided to the Township Clerk. Parking attendants shall be placed at the Berry Fresh Farms location to direct pedestrian traffic.
7. Prior to the event, Berry Fresh Farms shall complete all the necessary paperwork and open an account, so as to be prepared in the event it becomes necessary to hire special police officers (amount at the discretion of the police department) for the event. Such officer will maintain the orderly flow of traffic at peak times within the lot.
8. Prior to the event, Berry Fresh Farms shall obtain any and all construction permits required under the Uniform Construction Code NJAC 5:23 and all required inspections and approvals must be completed before the event.
9. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
10. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

SECTION 2. That a copy of this Resolution shall be provided to the Chief of Police, the Township Planner and Berry Fresh Farms.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

Agenda #	6/6/16
4-23	
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Township of Brick wishes to promote and enhance the healthy and wholesome environment of its events by ensuring safe enjoyment of these events by all individuals, especially children, by prohibiting smoking at Windward Beach and Park area during such events; and

WHEREAS, the Council of the Township of Brick therefore desires to prohibit smoking on Windward Beach and Park area during the SummerFest Concert Events, Kids Night Out, Movies in the Park and Fall Fest.

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 there shall be no smoking at Windward Beach and Park area during the 2016 event series to be held on June 30th, July 7th, July 14th, July 21st, August 2nd and October 15th (Rain date October 16th).
2. That there shall be no smoking at Windward Beach and Park, Traders Cove, Herbertsville Park and Angela Hibbard Park during the Movies in the Park scheduled events.
3. The Township Clerk is hereby directed and authorized to send copies of this resolution to the Chief of Police and the Recreation Director.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-24	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Eagle River Consulting, 60 Cedar Hill Lane, Media, PA 19063 had posted Westchester Fire Insurance Co. Bond #K09075707 in the amount of \$14,006.52 and a cash performance bond in the amount of \$1,556.28 to guarantee certain site improvements to 535 Mantoloking Road, Block 190 Lot 14 (BA-2612- Cell Tower) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated May 10, 2016 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the Westchester Fire Insurance Co. Bond #K09075707 in the amount of \$14,006.52 and the cash performance bond in the amount of \$1,556.28 (plus interest of applicable) be returned to the applicant; and

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 Westchester Fire Insurance Co. Bond #K09075707 in the amount of \$14,006.52 and the cash performance bond in the amount of \$1,556.28 (plus interest if applicable) be returned to the applicant; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-25a	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Fellowship Chapel of Jersey Shore, 170 Duchess Lane, Brick, NJ 08724 had posted Manasquan Savings Bank Letter of Credit #12-03 in the amount of \$116,963.59 and a cash performance bond in the amount of \$12,995.96 to guarantee certain site improvements to Blocks 1026.20 Lot 5 (BA-2756) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated May 10, 2016 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the Manasquan Savings Bank Letter of Credit #12-03 in the amount of \$116,963.59 and the cash performance bond in the amount of \$12,995.96 (plus interest of applicable) be returned to the applicant; and

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 Manasquan Savings Bank Letter of Credit #12-03 in the amount of \$116,963.59 and the cash performance bond in the amount of \$12,995.96 (plus interest if applicable) be returned to the applicant; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-25b	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, GHU Properties , LLC/River Rock Sports Bar & Grille, 1600 Route 70, Brick, NJ 08724 had posted MGM Insurance Company, Subdivision/Site Plan Bond #S294371 in the amount of \$19,769.24 and a cash performance bond in the amount of \$9,884.62 to guarantee certain site improvements to Blocks 1322 Lot 1 (PB-2696) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated May 12, 2016 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the MGM Insurance Company, Subdivision/Site Plan Bond #S294371 in the amount of \$19,769.24 and the cash performance bond in the amount of \$9,884.62 (plus interest of applicable) be returned to the applicant; and

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 MGM Insurance Company, Subdivision/Site Plan Bond #S294371 in the amount of \$19,769.24 and the cash performance bond in the amount of \$9,884.62 (plus interest if applicable) be returned to the applicant; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
425c	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick is requesting authorization to prepare and mail Estimated tax bills in accordance with Chapter 72, PL 1994.

WHEREAS, due to the delayed adoption of budgets, the Ocean County Board of Taxation is unable to certify tax rates throughout the County and the Tax Collector will be unable to mail bills on a timely basis;

WHEREAS, the Brick Township Tax Collector in consultation with the Chief Financial Officer has computed an estimated tax levy in accordance with NJSA 54:4-66.3, and they have both signed a certification showing tax levies for the previous year, the tax rates, and the range of permitted estimated tax levies.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY that the Brick Township Tax Collector be authorized to prepare and mail estimated tax bills for the Township's third quarter installment of 2016 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by Chapter 72, PL 1994, (NJSA 54:4-66.2-66.3);

The entire estimated Tax Levy for 2016 is hereby set at \$219,653,655.00

In accordance with law, third quarter 2016 taxes shall be due and payable on August 1st, 2016. Taxes shall not be subject to interest until August 10th or the Twenty-fifth calendar day after the date the estimated bills were mailed.

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 regular meeting held on the 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-26	6/6/16
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>
879/8/415848 Cherokee Ln.	Cherokee Lane Brick LLC	\$ 309.97
878/3/415791 305 Princeton Ave.	305 Princeton Ave. Brick LLC	\$2,310.59
982/20/517996 638 Harbor Rd.	Dunigan, Timothy & Alice	\$ 901.24
1192.16/25/621507 11 Daniel Ct.	Corley, Vincent	\$ 484.28
383.16/16/309460 258 Pine Tree Rd.	LERETA Corp.	\$1,293.35

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-27a	6/6/16
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 have been redemptions of tax sale certificates on the properties listed below.

WHEREAS, monies have been received and deposited in the current account for the Township of Brick.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Mayor and Clerk be and are hereby authorized to sign and seal the aforementioned tax sale certificate.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Cert. #</u>
869/5/415192	1855-1867 Route 88 Assoc. LLC c/o Travers	2016-0231

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-27b	6/6/16
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 years 2014 and 2015 on Block 868, Lot 1, Account # 415143, due to State Appeals being granted; and as the State Appeal reduces the assessment for 2014 and 2015 from 3,009,600 to 2,340,000.

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>
868/1/415143	Blau & Blau, Att. For 905 Rt. 70	\$14,168.74-2014
905 Route 70	Brick, LLC	<u>\$14,289.26-2015</u>
		\$28,458.00

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-27c	6/6/16
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 2015 on Block 1170, Lot 24, Qual C0001, Account # 522395, due to State Appeals being granted; and as the State Appeal reduces the assessment for 2015 from 2,830,500 to 2,830,000.

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>
1170/24c0001/522395 495 Jack Martin Blvd.	Three Amigos	\$ 10.67

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-27d	6/6/16
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 2010 on Block 1321, Lot 1, Qual C0003 Account # 625442, due to State Appeals being granted; and as the State Appeal reduces the assessment for 2010 from 679,100 to 611,200.

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>
1321/1c0003/625442 3825 River Rd.	Clark's Landing at Delran	\$ 1,267.70

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WTINESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-27e	6/6/16
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 2010 on Block 1321, Lot 1, Qual C0004 Account # 625443, due to State Appeals being granted; and as the State Appeal reduces the assessment for 2010 from 784,300 to 705,900.

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>
1321/1c0004/625443 3825 River Rd.	Clark's Landing at Delran	\$ 1,463.73

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on June 6, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-276	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Tax Collector of the Township of Brick is requesting that the Township Treasurer reimburse a Lienholder for a Tax Sale Premium in the amount of \$92,000 which was turned over to the Township in 2015.

WHEREAS, The Tax Collector has been notified by the Lienholder's attorney that subsequent to foreclosing and negotiating a Bankruptcy claim, the property owner, Route 88 Office Associates, LTD was successful in having the Judgement vacated.

WHEREAS, The Tax Collector has consulted with Bankruptcy Counsel, we are bound under NJSA 54:5-33. Reimbursement is to be made to:

Holdings 88, LLC
575 Route 70, 2nd Floor
P.O. Box 1030
Brick, NJ 08723

NOW, THEREFORE BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, that The Brick Township Treasurer be authorized to reimburse Lienholder their premium payment in the amount of \$92,000.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk for 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 6th day of June, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Township this 6th day of June, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-27g	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

**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 445 "TRAILERS" WHICH SHALL
NOW BE ENTITLED "TRAILERS AND STORAGE
CONTAINERS".**

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

Section 1. The Township Code of the Township of Brick is hereby amended and supplemented in Chapter 445, entitled "Trailers," which Chapter shall now be entitled "Trailers and Storage Containers" and will add a new Article III to be titled as follows:

Article III: Licensed Placement of Trailers/Storage Containers in the M-1, Light Industrial Zone

Section 2. The Township Code of the Township of Brick is hereby amended and supplemented in Chapter 445, entitled "Trailers," which shall now be entitled "Trailers and Storage Containers" and will add Article III which shall read as follows:

Article III: Licensed Placement of Trailers/Storage Containers in the M-1, Light Industrial Zone

§445-11 Definitions.

As used in this Article, the following terms shall have the meanings indicated:

LICENSE

A permit issued pursuant to this chapter allowing the placement of trailers and/or storage containers upon property of the licensee for a period of one year; said license is renewable for one-year periods not exceeding five renewals.

STORAGE CONTAINER

A device (structure) or any portion thereof, used for the storage of goods, wares, merchandise, raw materials, agricultural or manufactured products, which device (structure) is installed on, above or below the surface of a parcel of land. Structures as defined in the Uniform Construction Code Act are not included.

TRAILER

Every vehicle with or without motive power, designed for carrying property and for being drawn by a motor vehicle; but not including boat trailers, RVs (recreational vehicles), licensed motor vehicle trailers and utility trailers.

TRAILER STORAGE

Use of a trailer to store goods, wares, merchandise, raw materials, agricultural or manufactured products for a period in excess of 30 days and/or where the trailer's position on the property remains unchanged for a period in excess of 30 days.

TRAILER STORAGE-LICENSED PLACEMENT

The placement upon the property for a period exceeding 30 days but not more than one year. Where licenses are not obtained for said trailers, they must be removed from the property or subject the property owner to the penalty provisions of this chapter.

TRAILER STORAGE-TEMPORARY PLACEMENT

The placement upon the property of a trailer or storage container for a period not to exceed 30 days with prior notification to the administrative officer of the Township of Brick as permitted in this Chapter.

Agenda #	Date
5-1	6/6/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

VEHICLE

Every device in, upon or by which a person or property is or may be transported upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks or motorized bicycles.

§445-12 Legislative intent.

A.

The governing body of the Township of Brick deems the use of trailers and storage containers as outdoor storage facilities to be otherwise illegal, whether or not said trailers have valid Department of Motor Vehicle registrations. It is the intent of this chapter to regulate the aforesaid uses in the M-1 Light Industrial Zone; the governing body expressly requiring that all the provisions of this chapter be complied with by the tenant and/or owner of the property upon which trailers and storage containers are used for outdoor storage purposes.

B.

The governing body intends that this chapter is to cover all trailers/storage containers that are adaptable or suitable to be used for storage. The placement of same upon property requires obtaining a license for said trailers/storage containers at the time of placement, regardless of whether they are then being used for storage purposes.

C.

It is further intended by the governing body that the licensed placement of trailers/storage containers in accordance with this chapter is not to be construed as the placement of a permanent structure; hence, the provisions of Uniform Construction Code shall not apply.

§ 445-13 Number of facilities limited; placement; restrictions.

A.

The maximum number of permitted trailers and/or storage containers used as outdoor storage facilities shall be limited as follows:

<u>Lot Area</u>	<u># of Trailers/Storage Containers</u>
35,000 – 60,000 sq. ft.	(2) 8ft. x 20ft. or (1) 8ft. x 40ft.
60,001 – 90,000 sq. ft.	(3) 8ft. x 20ft. or (2) 8ft. x 40ft.
90,001 sq. ft. or greater	(4) 8ft. x 20ft. or (3) 8ft. x 40ft.

Deviations of up to 2ft on the above referenced dimensions of Trailers/Storage Containers are permitted.

B.

The licensing of trailers/storage containers in accordance with the provisions of this chapter shall permit their placement notwithstanding any provision contained in the Zoning Ordinance to the contrary.

C.

Trailers and/or storage containers shall not be permitted in the M-1 Light Industrial Zone upon lots not less than 35,000 sq. ft.

D.

Trailers/Storage Containers permitted under this Section are limited to developed lots, occupied by an active business within the M-1 Light Industrial Zone.

E.

No Trailers/Storage Containers shall be permitted in any zoning district of the Township, except as expressly provided in this Chapter 445.

F.

No material shall be stored on or around the trailer/storage container and it must remain closed and secure except when loading and unloading of goods or materials.

§ 445-14 Application procedure; inspections.

A.

The application for and renewal of licenses for trailers and storage container placement upon property shall be on forms provided by the Municipal Clerk of the Township of

Brick. The initial inspections and approval of trailer/storage container placement shall be conducted by the Code Enforcement Office/Zoning Office of the Township of Brick to determine compliance with the provisions of this chapter, the Township's Zoning Ordinance and the Property Maintenance Code. Thereafter, annual inspections shall be conducted by the Code Enforcement Office to verify the licensed placement and to ensure compliance with this chapter.

B.

Additionally, the trailer/storage container shall be inspected by the Township's Bureau of Fire Safety, which Bureau shall have the authority to issue cease and desist notices in accordance with the provisions of the Uniform Fire Safety Act for violations of same. The Bureau of Fire Safety shall also conduct annual reinspections of the trailer/storage containers to insure their continued compliance with the Uniform Fire Safety Act; such inspections shall be of the interior to insure that material storage is consistent with the Uniform Fire Safety Act. Trailer/storage containers are to have placards on the exterior signifying the contents stored with a list of materials on file with the Police Department and Fire Prevention Bureau.

C.

The contents of the trailer shall be directly related to the approved use and operations of the business on the developed site. Storage of materials unrelated to the normal operation of the business is a violation of this chapter. A license for a trailer that is used for improper storage will not be renewed and subject the owner to penalties for improper storage.

§ 445-15 Fees.

An initial registration and licensing fee of \$300.00 per trailer/storage container shall be paid at the time of the approval of the initial application by the property owner or trailer/storage container user. Thereafter, said licenses shall be annually renewable at a cost of \$150.00 per trailer/storage container.

§ 445-16 Applicability.

A.

The provisions of § 445-15 of this chapter shall not apply to churches, religious and fraternal organizations, and other nonprofit eleemosynary organizations which need to use trailers and/or storage containers for nonprofit purposes.

B.

The provisions of this chapter shall not apply to contractors, office trailers and one trailer used as storage container by contractors and as a means to transport contractor materials to and from particular job sites. Trailers used for this purpose shall be maintained in accordance with the provisions of the Township Property Maintenance Code and this Chapter.

§ 445-17 Placement standards.

A.

The standards with regard to the placement of trailers and/or storage containers for outdoor storage facilities upon the property shall be standards set forth in accordance with this chapter and the Zoning Ordinance regulations at the time of license application. In no instance shall trailers and/or storage containers be placed in fire lanes, front yards or buffers. If no suitable areas exist on site that are not in a fire lane, front yard or buffer, then no more than two designated parking stalls may be utilized for the temporary placement of trailers/storage containers.

B.

It shall not be required to have permanent footings for trailers used as storage facilities. Stacking of or piggybacking of trailers/storage containers is prohibited. Trailers/storage containers licensed under this chapter are for storage purposes only. The use of same for offices, workshops or assembly areas is strictly prohibited. No utilities other than electric for illumination purposes shall be permitted to service the trailers/storage containers. All electric work of this nature shall require Construction permits as required by the Uniform Construction Code.

§ 445-18 License approval, suspension or revocation; granting of waivers.

A.

Upon receiving a report from the Municipal Clerk, the governing body may, after notice and hearing, issue a license, refuse to issue, or revoke or suspend any license issued pursuant to this chapter where the trailer or storage container user/property owner does not meet the minimum requirements of this Section, is the subject of open violations of the Township Property Maintenance Code, has violated any provision of this chapter, or fails to correct any deficiency noted as a result of any annual inspection.

B.

Any person, corporation, partnership, or other legal entity that can demonstrate that the literal enforcement of any of the provisions of this chapter shall cause undue hardship, such person, corporation, etc., may, upon application to the Planning Board or Zoning Board setting forth said hardship, be granted such waivers deemed necessary by the Planning Board or Zoning Board body to relieve said undue hardship.

§445-19 Violations and penalties.

Any person, firm or corporation who shall violate any of the provisions of this chapter shall, upon conviction, be subject to a fine as set forth in this Chapter.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This Ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 6th day of June, 2016 and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 21st day of June, 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. IANNARONE
TOWNSHIP CLERK

JOHN G. DUCEY, MAYOR

ORDINANCE

**AN ORDINANCE OF THE TOWNSHIP OF BRICK,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AMENDING AND SUPPLEMENTING THE TOWNSHIP
CODE CHAPTER 437 ENTITLED "TOWERS AND
WRECKERS"**

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

SECTION 1. The Township Code of the Township of Brick is hereby amended and supplemented so as to amend Chapter 437 entitled "Towers and Wreckers" in accordance with the provisions herein.

SECTION 2. Chapter 437-7 entitled "Rates and Charges" is hereby amended to read as follows:

A. Rates and Charges. Every operator of a towing service shall give the owner a written itemized bill for the towing cost and a written receipt when paid. A schedule of the towing regulation and fees shall be posted for viewing by the public at each towing business on the police duty list and in the Traffic Safety Office in the Police Department. Towing charges and fees shall be as follows:

(1) Towing.

(a) Motorcycles and motor scooters: \$150

(b) Class I vehicles. Automobiles and trucks with a gross vehicle weight rating (GVWR) of 8,600 pounds or under: \$125.

(c) Class II vehicles. Automobiles and trucks with a gross vehicle weight rating (GVWR) from 8,601 to 15,000 pounds: \$185.

(d) Class III vehicles. Automobiles and trucks with a gross vehicle weight rating (GVWR) of 15,001 pounds or greater: \$350.

(e) No additional fee will be charged for flatbed services.

(2) Beach or water recovery.

(a) Definition. The recovery of a vehicle from the beach or an existing body of water.

(b) Rate: \$450 per hour billed in thirty-minute increments once vehicle is on scene.

(3) Mileage. Loaded mileage charges from the scene to final destination shall be charged as follows:

(a) Class I vehicles: \$4 per mile.

(b) Class II vehicles: \$8 per mile.

(c) Class III vehicles: \$10 per mile.

(4) Storage

(a) Class I vehicles: \$35 per day for outside storage; \$45 per day for inside storage, only by written request from the Police Department or vehicle owner.

(b) Class II vehicles: \$45 per day for outside storage; \$55 per day for inside storage, only by written request from the Police Department or vehicle owner.

(c) Class III vehicles: \$75 per day.

(d) Pursuant to N.J.S.A. 40:48-2.50, all fees to be paid to an operator by a municipality for the storage of removed motor vehicles shall not exceed the following:

(1) A limit of \$3.00 per day for the first 30 days of storage per vehicle; and

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(2) A limit of \$2.00 per day for the 31st day of storage and any day thereafter; and

(3) A limit of \$400.00 per vehicle stored regardless of the duration of the storage, except that a waiver may be granted for good cause upon the request of a municipality by the Division of Local Government Services in the Department of Community Affairs.

(5) Miscellaneous.

- (a) Administration fee. An administration fee in the amount of actual costs incurred may be charged. The administrative fee shall not exceed \$25. All administrative fees charged must be supported by full documentation and subject to review by the Traffic Safety Unit.
- (b) Debris cleanup is mandatory. For ordinary cleanup, a one-time fee of \$35 is permitted; if debris is excessive and requires more than 20 minutes to remove, a one-time fee of \$50 is permitted.
- (c) Recovery/winching, as defined in this chapter; to be billed in fifteen-minute increments:
 - (1) Class 1: \$100 per hour.
 - (2) Class II: \$175 per hour.
 - (3) Class III: \$350 per hour, billed in thirty-minute increments.
- (d) Additional truck/personnel: \$100 per hour per truck, billed in fifteen-minute increments once vehicle is on scene.
- (e) Other charges, including but not limited to: dolly use, airline disconnect, release linkage, cage brakes, drive shaft removal: \$25 each.
- (f) Standby/wait time on scene: \$100 per hour, billed in fifteen-minute increments after 20 minutes on scene has elapsed. Tow operators must notify an officer on the scene upon their arrival and departure.
- (g) Catastrophic crash: Prevailing wage will apply for winching and recovery for catastrophic crashes.
- (h) Unloading of dump trucks and box trucks: Prevailing wage will apply.
- (i) The protection of vehicles in storage from further damage due to the weather (e.g., broken windows, doors, hoods, trunk missing or damaged that allows weather intrusion): Tarp vehicles \$50 if needed; Cover windows \$25 if needed.
- (j) Holiday rates: 1 ½ times the regular towing rate for towing on the following holidays: New Year's Day, Easter Sunday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day.

B. The tower shall not charge any fee not defined in this section unless previously authorized by the owner of the vehicle being towed/recovered.

C. Road repair services

- (1) The tow operator shall be responsible to answer road repair service calls for the following types of disabled vehicles:
 - a. Flat tire repair or tire change.

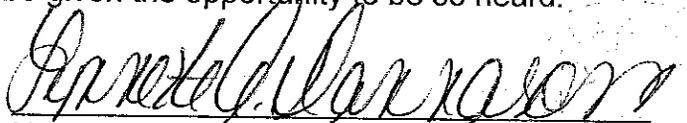
- b. Motor vehicle lock outs.
 - c. Vehicles requiring a jump start.
 - d. Vehicles that have run out of fuel.
 - e. Any additional circumstances that do not require a tow.
- (2) The tow operator shall charge a fee that is half the tow fee for that vehicle class which is disabled plus the costs of parts or fuel.
- (3) The tow operator will be returned to the top of the tow rotation list upon completion of the above services.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 17th day of May, 2016, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 6th day of June, 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. IANNARONE
TOWNSHIP CLERK

JOHN G. DUCEY, MAYOR