



**Brick Township Council**  
**Caucus/Public Meeting**  
**February 14, 2023**  
**7:00 PM**  
**Agenda No. 1**

1. Call to order.
2. Adequate notice of this meeting was provided and published in Asbury Park Press and The Ocean Star on January 27, 2023. Copies of the agenda were provided to the newspapers, posted on public bulletin boards and the township website (www.bricktownship.net).
3.
  - a. Roll Call.
  - b. Salute to the Flag/Pledge of Allegiance/Moment of Silence.
  - c. Approve Minutes from January 24, 2023 Meeting.

**Consent Agenda**

***"All matters listed under item "Consent Agenda" will be enacted by one motion in the form listed below. If discussion is desired on any item, this item will be removed from the Consent Agenda and will be considered separately."***

4. Resolutions:

- \_\_\_ 1. Authorize Appointment of Emergency Management Coordinator & Deputy Coordinators.
- \_\_\_ 2. Authorize Emergency Temporary Appropriation.
- \_\_\_ 3. Authorize Temporary 2023 Capital Budget.
- \_\_\_ 4. Authorize Grant Agreement with Department of Environmental Protection – It Pay\$ to Plug In – NJ Electric Vehicle Charging Grant Program – EVLVL – 2022 – Brick 00215.
- \_\_\_ 5. Authorize Grant Agreement with Department of Environmental Protection – It Pay\$ to Plug In – NJ Electric Vehicle Charging Grant Program – EVLVL – 2022 – Brick 0054.
- \_\_\_ 6. Authorize Bid – Public Safety Uniforms.
- \_\_\_ 7. Authorize Bid – Cedar Bridge Manor Park Improvements.
- \_\_\_ 8. Authorize Award of Bid – Rear Loading Refuse Collection Vehicle.
- \_\_\_ 9. Authorize Award of Contract – Roadway Improvements to Cherry Quay.
- \_\_\_ 10. Authorize Award of Contract – Roadway Improvements to Laurelhurst – Phase 3.
- \_\_\_ 11. Authorize Award of Contract through Bergen County Cooperative Pricing System – Workforce Ready Annual Maintenance & Support.
- \_\_\_ 12. Authorize Award of Contracts – Affordable Housing Counsel Pool.
- \_\_\_ 13. Authorize Award of Contracts – Architectural Services Pool.
- \_\_\_ 14. Authorize Acceptance of Tax Assessor Certified Report – Nejecho Beach Special Assessments.
- \_\_\_ 15. Authorize Shared Services Agreement with Ocean County – FY2023 Prosecutor’s Program.
- \_\_\_ 16. Authorize Shared Services Agreement with Ocean County – Operation of Pump Out Boats.
- \_\_\_ 17. Authorize Supplemental Funding Request with Department of Environmental Protection Green Acres Program.
- \_\_\_ 18. Authorize Support for Acquisition of Property by Ocean County Natural Lands Trust – Block 646, Lot 21.
- \_\_\_ 19. Authorize Maintenance Agreement with County of Ocean – Block 646, Lot 21.
- \_\_\_ 20. Authorize New Club Liquor License – Lakewood Maennerchor, Inc.
- \_\_\_ 21. Bond Releases/Reductions:
  - a. Cash Performance Bond Release – Mantoloking Road Alehouse – Block 109.11, Lot 2.
  - b. Inspection Furid Release – Anchor Concrete – Block 1108, Lot 16.
- \_\_\_ 22. Tax Collector:
  - a. Tax Overpayments 2023.

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

- \_\_\_ 23. Bill Resolution – Computer 2023.
- \_\_\_ 24. Bill Resolution – Manual 2023.

5. Ordinance on First Reading

- \_\_\_ 1. Bond Ordinance for Acquisition of Property for Open Space Preservation.

6. Public Comments.

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

7. Council Comments.

8. Motion to Adjourn.

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

**\*\*\*Next scheduled Caucus/Public Meeting will be held on Tuesday, February 28, 2023 at 7:00 p.m.\*\*\***

**RESOLUTION**

**RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING THE EMERGENCY MANAGEMENT COORDINATOR AND DEPUTY EMERGENCY MANAGEMENT COORDINATORS**

**WHEREAS**, the State of New Jersey Office of Emergency Management requires that each municipality appoint an Emergency Management Coordinator; and

**WHEREAS**, the Municipal Emergency Management Coordinator shall serve for a term of three years; and

**WHEREAS**, the Municipal Emergency Management Coordinator is responsible for the planning, activating, coordinating and conduct of Emergency Management operations within the municipality; and

**WHEREAS**, the Chief of Police David Forrester, who serves on the Township's Emergency Management Team, has been designated by the Mayor to act as the Emergency Management Coordinator for the Township of Brick and,

**WHEREAS**, Joseph J. Pawlowicz Jr. and Ronald Gaskill Jr. have been designated by the Chief as Deputy Emergency Management Coordinators; and

**WHEREAS**, it is the intention of the Township Council of the Township of Brick to comply with requirements set forth by the State of New Jersey Office of Emergency Management and to forward a resolution naming the appointees to the Office for its records.

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

1) That the Township Council of the Township of Brick hereby appoints David Forrester, Chief of Police, to serve as Emergency Management Coordinator and Joseph J. Pawlowicz Jr. and Ronald Gaskill Jr. to serve as Deputy Emergency Management Coordinators for a term of (3) three years.

2) That a copy of this resolution shall be forwarded to the State of New Jersey Office of Emergency Management.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-1	2-14-23
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 3, 2023 by the Township Council; and,

**WHEREAS**, it is the intention of the Township Council to increment the appropriations in the 2023 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 2023 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	\$	30,000.00
OE	\$	-

Purchasing:

S&W	\$	-
OE	\$	-

Human Resources:

S&W	\$	25,000.00
OE	\$	-

Mayor:

S&W	\$	-
OE	\$	-

Council:

S&W	\$	5,000.00
OE	\$	-

Township Clerk:

S&W	\$	35,000.00
OE	\$	-

Election:

OE	\$	-
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Financial Administration:

S&W	\$	-
OE	\$	-

Audit Services:

OE	\$	-
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Data Processing:

S&W	\$	35,000.00
OE	\$	-

Tax Collector:

S&W	\$	-
OE	\$	-

Tax Assessor:

S&W	\$	-
OE	\$	-

Legal Services:

OE	\$	-
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42	Date 2-14-23
Agency #	Date

Historic Preservation			
S&W	\$	-	
OE	\$	-	
Engineering:			
S&W	\$	40,000.00	
OE	\$	-	
<b>Subtotal General Government Functions</b>			<b>\$2,344,500.00</b>

**LAND USE ADMINISTRATION**

Planning Board:			
S&W			
OE	\$	-	
Land Use:			
S&W	\$	15,000.00	
OE	\$	-	
Shade Tree:			
S&W	\$	-	
OE	\$	-	
Board of Adjustment			
S&W	\$	6,000.00	
OE	\$	-	
Affordable Housing:			
S&W	\$	(1,350.00)	
OE	\$	-	
<b>Subtotal Land Use Administration</b>			<b>\$213,950.00</b>

**CODE ENFORCEMENT & ADMINISTRATION**

Inspections:			
S&W	\$	-	
OE	\$	-	
Code Enforcement:			
S&W	\$	5,000.00	
OE	\$	-	
<b>Subtotal Code Enforcement</b>			<b>\$605,000.00</b>

**INSURANCE**

Liability:			
OE	\$	635,000.00	
Worker's Compensation:			
OE	\$	625,000.00	
Employee Group:			
OE	\$	2,000,000.00	
<b>Subtotal Insurance</b>			<b>\$8,970,000.00</b>

**PUBLIC SAFETY FUNCTIONS**

Police:		
S&W	\$	1,200,000.00
OE	\$	-
Special Police:		
S&W	\$	-
OE	\$	-
Crossing Guard:		
S&W	\$	-
OE	\$	-
Police Vehicles & Equipment:		
OE	\$	-
Police Dispatch/911:		
S&W	\$	30,000.00
OE	\$	-
Emergency Management:		
S&W	\$	5,000.00
OE	\$	-
Municipal Prosecutor:		
OE	\$	-

**Subtotal Public Safety Functions** **\$7,877,335.00**

**PUBLIC WORKS FUNCTIONS**

Roads:		
OE	\$	-
Bus Transportation:		
SW	\$	-
Solid Waste Collection:		
S&W	\$	105,000.00
OE	\$	-
Building and Grounds:		
S&W	\$	70,000.00
OE	\$	-
Vehicle Maintenance:		
S&W	\$	25,000.00
OE	\$	-

**Subtotal Public Works Functions** **\$2,605,000.00**

**HEALTH & HUMAN SERVICES FUNCTIONS**

Community Services Act:		
OE	\$	-
Senior Citizens:		
S&W	\$	-
OE	\$	-
Environmental Health Services:		
S&W	\$	-
OE	\$	-
Animal Control:		
OE	\$	20,000.00

**Subtotal Health & Human Services** **\$144,765.00**

**PARKS & RECREATION FUNCTIONS**

Recreation:		
S&W	\$	20,000.00
OE	\$	-
Maintenance of Parks:		
S&W	\$	25,000.00
OE	\$	-
Beach:		
S&W	\$	-
OE	\$	12,000.00

**Subtotal Park & Recreation Functions** **\$677,000.00**

**UTILITY EXPENSES**

Electricity:		
OE	\$	-
Street Lights:		
OE	\$	122,000.00
Telephone:		
OE	\$	39,000.00
Water:		
OE	\$	10,000.00
Gas (Natural):		
OE	\$	25,000.00
Telecommunications:		
OE	\$	3,000.00
Gasoline:		
OE	\$	400,000.00

**Subtotal Utility Expenses** **\$1,759,000.00**

**LANDFILL EXPENSES**

Solid Waste Disposal	\$	-
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**Subtotal Landfill Expenses** **\$1,000,000.00**

**STATUTORY EXPENDITURES**

PERS:		
OE	\$	3,168,930.00
DCRP:		
OE	\$	-
Short Term Disability:		
OE	\$	-
SOCIAL SECURITY		
OE	\$	100,000.00
PFRS:		
OE	\$	6,560,120.00

**Subtotal Statutory Expenses** **\$10,834,050.00**

**MUNICIPAL COURT**

Court:		
S&W	\$	-
OE	\$	-
Public Defender:		
OE	\$	-

**Subtotal Municipal Court** **\$286,500.00**

**EMT SERVICES**

EMT Services:		
S&W	\$	120,000.00
OE	\$	-

**Subtotal EMT Services** **\$900,000.00**

**FEDERAL & STATE GRANTS**

NJDOT Municipal Aid Program 2022		
S&W	\$	397,504.00
NJDOT Municipal Aid Program 2023		
S&W	\$	392,942.00
EMT Services:		

**Subtotal Grants** **\$955,946.00**

**GRAND TOTAL OPERATING EXPENDITURES** **\$39,173,046.00**

**WHEREAS**, 26.25% (twenty-six and one quarter percent) of the total appropriations of the 2022 budget, exclusive of any appropriations made for the Debt Service, Capital Improvement Fund and Public Assistance is in the sum of **\$23,101,509.70**

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

The dedicated revenue anticipated during the year 2021 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, Township 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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14th day of February 2023.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK



**RESOLUTION**

**WHEREAS**, the Township of Brick desires to constitute the 2023 temporary capital budget of said municipality by inserting therein various projects.

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Township of Brick as follows:

Section 1. The 2023 temporary capital budget of the Township of Brick is hereby constituted by the adoption of a schedule to read as follows:

Projects No. 1  
 Temporary Capital Budget of  
 the Township of Brick  
 County of Ocean, New Jersey  
 Project(s) Scheduled for 2023  
 Various Projects  
 Method of Financing

	<b>Project</b>	<b>Estimated Cost</b>	<b>Budget Appropriation</b>	<b>Green Acres Grant</b>	<b>General Bonds</b>
1	Acquisition of Real Property for Open Space Preservation	\$1,800,000.00	\$ -	\$ -	\$1,800,000.00
	<b>Totals</b>	\$1,800,000.00	\$ -	\$ -	\$1,800,000.00

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of these projects for 2023 temporary capital budget, to be included in the 2023 permanent capital budget as adopted.

**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 of the Township of Brick at a meeting of said Township Council on February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February 2023.

\_\_\_\_\_  
 LYNNETTE A. IANNARONE  
 TOWNSHIP CLERK

Agenda #	Date
4-3	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**GRANT AGREEMENT**  
**BETWEEN**  
Township of Brick  
**AND**  
THE STATE OF NEW JERSEY  
**BY AND FOR**  
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GRANT IDENTIFIER: EVLVL-2022 Brick 00215  
AND EVLVL-2022 Brick 00

**GOVERNING BODY RESOLUTION**

**WHEREAS**, The Governing Body of the Township of Brick desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$8,000 to fund the following projects:

**It Pay\$ to Plug In: NJ's Electric Vehicle Charging Grant Program**

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY** that the governing body resolves that John G. Ducey, or the successor of the office of Mayor is authorized (a) to make application for such grant, (b) if awarded a grant agreement with the state for a grant in the amount not to be less than \$8,000 and not more than \$8,000 for and (c) to execute;

- a. Any amendments thereto
- b. Any amendments thereto which do not increase the Grantee's obligations
- c. No amendments thereto

No match is required for this grant program.

The grantee agrees to comply with all applicable Federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
**LYNNETTE A. IANNARONE**  
**TOWNSHIP CLERK**

Agenda #	Date
44	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**GRANT AGREEMENT**

BETWEEN

Township of Brick

AND

THE STATE OF NEW JERSEY

BY AND FOR

THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER: EVLVL-2022 Brick 0054

AND EVLVL-2022 Brick 00

**GOVERNING BODY RESOLUTION**

**WHEREAS**, The Governing Body of the Township of Brick desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$8,000 to fund the following projects:

**It Pay\$ to Plug In: NJ's Electric Vehicle Charging Grant Program**

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY** that the governing body resolves that John G. Ducey, or the successor of the office of Mayor is authorized (a) to make application for such grant, (b) if awarded a grant agreement with the state for a grant in the amount not to be less than \$8,000 and not more than \$8,000 for and (c) to execute;

- a. Any amendments thereto
- b. Any amendments thereto which do not increase the Grantee's obligations
- c. No amendments thereto

No Match is required for this grant program.

The grantee agrees to comply with all applicable Federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
**LYNNETTE A. IANNARONE**  
**TOWNSHIP CLERK**

Agenda #	Date
4-5	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

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

**PUBLIC SAFETY UNIFORMS**

**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 prepare bid specifications for the above-mentioned project.
2. That the Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids 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 February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-6	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

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

**CEDAR BRIDGE MANOR PARK IMPROVEMENTS**

**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 consulting engineer for the project, CME Associates, is hereby authorized to prepare formal bid specifications for the above-mentioned project.
2. That the Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids 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 February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-7	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Division of Purchasing and Contracting received sealed bids for the Purchase and Delivery of One (1) 14-C.Y. Rear Loading Refuse Collection Vehicle on Tuesday, February 7, 2023; and

**WHEREAS**, the bids have been reviewed by the Superintendent of Public Works; and

**WHEREAS**, the Superintendent of Public Works has recommended award of said bid to the sole responsive and responsible bidder being in full compliance with the bid specifications.

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

1. That the contract for the Purchase and Delivery of One (1) 14-C.Y. Rear Loading Refuse Collection Vehicle – 2024 Peterbilt 220 is hereby awarded to Hunter Jersey Peterbilt, 524 Monmouth Road, P.O. Box 729, Clarksburg, NJ 08510 in the amount of \$237,574.00, including extended warranty.
2. That delivery shall be FOB Township of Brick Public Works within 300 days after receipt of order.
3. That the Chief Financial Officer has submitted a Certificate of Available Funds in the total amount of \$237,574.00 and is attached hereto. The following are the line item appropriations and ordinance which constitute the availability of funds for this contract:  
Ordinance #8-22 – account C-04-55-880-501 – \$3,981.56  
Ordinance #8-22 – account #C-04-55-880-601 – \$210,992.04  
Ordinance #6-19 – account #C-04-55-863-602 – \$22,600.40
4. That the Mayor is hereby authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.
5. That a copy of this resolution shall be forwarded to the vendor, Business Administrator, Chief Financial Officer, Superintendent of Public Works and the Office of Purchasing & Contracting.

**CERTIFICATION**

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick in the County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting of said Council on February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
48	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for the Roadway Improvements to Cherry Quay on Wednesday, February 8, 2023; and

**WHEREAS**, the bids have been reviewed by CME Associates; and

**WHEREAS**, the consulting engineer has recommended award of said bid to the lowest responsive and responsible bidder being in full compliance with the bid specifications.

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

1. That the contract for the Roadway Improvements to Cherry Quay is hereby awarded Mecor, Inc., P.O. Box 536, Clarksburg, NJ 08510 for a total amount of \$357,573.50.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:
  - Ordinance #10-22 – account C-04-55-882-401 – \$135,417.54
  - Ordinance #10-22 – account C-04-55-882-601 – \$222,155.96
3. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
4. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A:11-24.
5. That the Township Clerk shall further forward a certified copy of this resolution to the contractor, CME Associates, Business Administrator, Chief Financial Officer, Township Engineer, Superintendent of Public Works, and Office of Purchasing & Contracting.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-9	2-14-23
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 Roadway Improvements to Laurelhurst – Phase III on Wednesday, February 8, 2023; and

**WHEREAS**, the bids have been reviewed by CME Associates; and

**WHEREAS**, CME Associates has recommended award of said bid to the lowest responsive and responsible bidder being in full compliance with the bid specifications.

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

1. That the contract for Roadway Improvements to Laurelhurst – Phase III is hereby awarded to Earle Asphalt Company, P.O. Box 556, Farmingdale, NJ 07727 for a total bid amount of \$557,613.13.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:  
 NJDOT 2022 Municipal Aid Grant – account G-02-40-691-259 – \$397,504.00  
 Ordinance #10-22 – account C-04-55-882-601 – \$160,109.13
3. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
4. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A:11-24.
5. That the Township Clerk shall further forward a certified copy of this resolution to the vendor, CME Associates, Business Administrator, Chief Financial Officer, Township Engineer, Superintendent of Public Works and Office of Purchasing & Contracting.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-10	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date



**RESOLUTION**

**RESOLUTION AUTHORIZING AWARD OF CONTRACT THROUGH  
THE BERGEN COUNTY COOPERATIVE PRICING SYSTEM**

**WHEREAS**, N.J.S.A. 40A:11-4 requires that every contract for the provision of any goods or services, the cost of which in the aggregate exceeds the bid threshold, shall be awarded only by resolution of the governing body; and

**WHEREAS**, the Local Public Contracts Law authorizes a municipality to acquire goods and services through a duly formed cooperative purchasing system without advertising for bids; and

**WHEREAS**, SHI International Corporation, with offices located at 290 Davidson Avenue, Somerset, NJ 08873, is an authorized vendor under contract #CK04, bid #22-24, of New Jersey Cooperative Purchasing Alliance; and

**WHEREAS**, the Township of Brick has the need for Workforce Ready Annual Maintenance and Support through contract #CK04, bid #22-24, as per attached proposal dated February 3, 2023, in the amount of \$52,000.00.

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

1. That the contract is awarded without competitive bidding through a cooperative purchasing system pursuant to N.J.S.A. 40A:11-10 of the Local Public Contracts Law.
2. That the Purchasing Agent is hereby authorized to execute a purchase order to SHI International Corporation, 290 Davidson Avenue, Somerset, NJ 08873 in an amount of \$52,000.00 for Workforce Ready Annual Maintenance and Support through contract #CK04, bid #22-24.
3. That sufficient funds are available in 2023 and future budgets under an appropriation entitled Data Processing – Computer Software, account 3-01-20-140-290.
4. That the Township Clerk shall further forward a certified copy of this resolution to the vendor, Business Administrator, Chief Financial Officer, Director of Information Technology, Human Resources Director, and the Office of Purchasing & Contracting.

**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 February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

Agenda #	Date
4-11	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

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

**WHEREAS**, there is a need to retain professional legal services for the position of Affordable Housing Counsel; and

**WHEREAS**, the Township of Brick has solicited proposals for said service through a fair and open process on January 31, 2023; and

**WHEREAS**, the Business Administrator and Township Planner have reviewed the proposals and are satisfied with the qualifications and experience of the firms which are the subject of such an award; and

**WHEREAS**, the Business Administrator and Township Planner recommend award to the firms below for the purpose of providing the required services on an hourly basis.

**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 Mayor is authorized to execute and the Township Clerk to attest to the agreements for Affordable Housing Counsel with the following firms:
  - Eric M. Bernstein & Associates, LLC, 34 Mountain Boulevard, Building A, Warren, NJ 07059
  - Marmero Law, LLC, 44 Euclid Street, Woodbury, NJ 08096
  - Rainone Coughlin Minchello, LLC, 555 U.S. Highway One South, Suite 440, Iselin, NJ 08830
  - Surenian, Edwards & Nolan, LLC, 331 Boardway, Suite A, Point Pleasant Beach, NJ 08742
2. That this contract is being awarded as a professional service in accordance with N.J.S.A. 40A:11-5 pursuant to a fair and open process.
3. That services for this contract shall be rendered to the Township at the rate of \$165.00 per hour with an annual not to exceed amount of \$15,000.00.
4. That this contract is awarded contingent upon the adequate provisions of funding in the 2023 operating budget under appropriation entitled Affordable Housing – Expert Services, account 3-01-21-190-207.
5. That this resolution shall take effect immediately, ending on December 31, 2023.
6. That such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.
7. That a certified copy of this resolution shall be provided to the firms, Business Administrator, Chief Financial Officer, Township Planner and the Office of Purchasing & Contracting.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-12	2-14-23
Agenda #	Date
Agenda #	Date
Agenda #	Date



ATTACHMENT A  
ARCHITECTURAL SERVICES POOL

**2023 SCHEDULE OF BILLABLE HOURLY RATE/EXPENSES:**

a. Principal Architect	\$140.00
b. Professional Architect	\$115.00
c. Project Manager & Architectural Designer	\$105.00
d. Draftsperson (senior)	\$ 90.00
e. Draftsperson (intermediate)	\$ 80.00
f. Administrative	\$ 60.00
g. Clerical	\$ 60.00
h. Prints (18" x 24" paper, blueline)	\$ 4.00 per sheet

**RESOLUTION**

**WHEREAS**, Township Council of the Township of Brick, County of Ocean, State of New Jersey enacted an Ordinance No. 5-22 on April 26, 2022, authorizing a special local assessment against the affected properties for the Nejecho Beach Lagoon Dredging for Block 97, Lots 96-114 & Block 98 Lots 1, 2, & 83-95; and

**WHEREAS**, a public hearing was held on January 17, 2023 in accordance with N.J.S.A. 40:56-26 at which the property owners affected by the assessment were given an opportunity to be heard.

**WHEREAS**, the Township Council is satisfied with the local assessments reported by the Tax Assessor aforesaid; and

**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 Township Council has considered the certified report of the Tax Assessor of the special local assessment for benefits for the area known as Nejecho Beach Lagoon (Block 97, Lots 96-114 & Block 98 Lots 1, 2, & 83-95).
2. That the Township Council adopts and confirms the certified report of the Tax Assessor without alterations.
3. That the owner of any real estate affected by this assessment aforesaid may pay such assessment in ten (10) equal annual installments on or before March 15<sup>th</sup> of each year, except that any such person may pay the whole of any assessment, or any balance of installments, with accrued interest thereon at one time. The interest for this assessment shall be at the rate of 3% per annum.
4. That should any of the assessments aforesaid not be paid within two months after the date of the adoption of this resolution, interest thereon from the date of the adoption of this resolution shall be imposed at the same rate as may be imposed on unpaid taxes in the municipality.
5. That the special local assessment assessed against each impacted property shall constitute a first and paramount lien pursuant to N.J.S.A. 40:56-33, which shall take effect immediately.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-14	2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, the Prosecutor's Program is a traffic safety program (formerly known as the Fatal Accident Support Team, F.A.S.T.) by the Ocean County Prosecutor's Office (hereinafter referred to as "Prosecutor's Program") for the purpose of assisting in investigation, prosecution of fatal accidents and in traffic enforcement and education; and

**WHEREAS**, the Prosecutor's Program receives funding from the County of Ocean; and

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

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

**WHEREAS**, N.J.S.A. 40A:65-5 requires that such an agreement be authorized by resolution; and

**WHEREAS**, the Municipality wishes to enter into an Agreement with the County for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Municipality to the Prosecutor's Program.

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

1. The Mayor is hereby authorized to execute and the Township Clerk to attest to Shared Services Agreement between the Township of Brick and the County of Ocean for the FY2023 Prosecutor's Program retroactive from January 1, 2023 and shall continue in full force and effect until December 31, 2023.
2. A Copy of the Agreement will be on file for public inspection in the Office of the Municipal Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Township Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Prosecutor's Office and the Ocean County Board of Commissioners.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK.

Agenda #	Date
4-16	2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, preservation of the quality of Brick Township’s navigable waters which are enjoyed by numerous residents and visitors for swimming, fishing and water sports is vitally important to the health and quality of life in our community; and

**WHEREAS**, effluent discharged from boats contributes to the degradation of the quality of Brick Township’s water; and

**WHEREAS**, in an effort to improve the overall quality of waters in not only Brick Township but Barnegat Bay as well, the County of Ocean has proposed a shared service agreement for the operation and maintenance of two (2) pump out boats, “Bay Saver” and “Bay Defender” to service the effluent discharge need of boaters in Brick Township’s waters; and

**WHEREAS**, the pump out boats would provide a convenient, inexpensive and environmentally safe means for boaters to dispose of their effluent wastes.

**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 two (2) pump out boats, “Bay Saver” and “Bay Defender”, would contribute greatly to our efforts to improve the quality of our local waters.
2. That the Township Council hereby authorizes the Mayor and his Administration to enter into a shared service agreement with County of Ocean for the operation and maintenance of the pump out boats to service the boaters who use Brick Township’s waters.
3. That a certified copy of this resolution shall be forwarded to Ocean County Board of Commissioners, Ocean County Administrator, Mayor, Business Administrator, Chief of Police, General Supervisor Public Works, 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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda # 4-16	Date 2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

TOWNSHIP OF BRICK

STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GREEN ACRES PROGRAM

ENABLING RESOLUTION for SUPPLEMENTAL FUNDING REQUEST

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Brick has previously obtained a Green Acres grant of \$3,407,412 from the State to fund the following project(s):

#1507-01-0444 Township of Brick Planning Incentive Program and

WHEREAS, the Township of Brick desires to further the public interest by requesting an additional Green Acres grant of \$1,200,000 from the State to fund the project(s); and

WHEREAS, the State shall determine if the supplemental funding request is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project;

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

1. Mayor John G. Ducey, or the successor to the office of Mayor is hereby authorized to:
  - (a) request such a loan and/or such a grant,
  - (b) provide additional information and furnish such documents as may be required, and
  - (c) act as the authorized correspondent of the above-named applicant; and
2. The applicant agrees to provide the local government/nonprofit share if a match is required.
3. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
4. This resolution shall take effect immediately.

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 February 14, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-17	2/14/23
Agenda #	Date
Agenda #	Date



**RESOLUTION**

**WHEREAS**, the County of Ocean created an Ocean County Natural Lands Trust Fund to provide funds for the acquisition and preservation of natural lands, open spaces and farmlands; and

**WHEREAS**, the Ocean County Natural Lands Trust Fund Advisory Committee (the "Committee") was established by the Board of Commissioners to review nominations to the program and forward recommendations for acquisition to the Board of Commissioners; and

**WHEREAS**, the Committee has received a nomination for property known as Block 646, Lot 21 (the "Property") totaling approximately 31.40 acres located on Laurel Avenue in the neighborhood of Breton Woods in the Township of Brick; and

**WHEREAS**, the County of Ocean desires to acquire the Property; and

**WHEREAS**, on January 25, 2023, the Committee made final motion recommending acquisition to the Ocean County Board of Commissioners; and

**WHEREAS**, acquisition by the Ocean County Natural Lands Trust Fund requires support from the Township of Brick; and

**WHEREAS**, the Township of Brick has agreed to partner in the acquisition of the property, contributing \$1,710,000 for a 20% portion of the land approximating 6.33 acres and list the property on the NJ Green Acres Recreation and Open Space Inventory as an encumbered land; and

**WHEREAS**, the Township of Brick has agreed that the Ocean County 80% apportionment of the land approximating 25.12 acres to be identified after a subdivision of the 6.33 acres of Township land will be limited to "passive" recreation such as walking and biking trails for future use; and

**WHEREAS**, the Township of Brick intends to develop a portion of their 6.33 acres as a playground, driveways and parking lot; and

**WHEREAS**, it is the desire of the Township Council to support this acquisition by the County of Ocean, as it is necessary for the preservation of natural resources within the County.

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

1. The Council hereby supports the acquisition of the Property by the County of Ocean for open space preservation purposes.
2. Copies of this Resolution shall be made available to the Ocean County Board of Commissioners; the County Administrator; the County Planning Director; County Counsel; and the County Natural Lands Trust Fund Advisory Committee.

**CERTIFICATION**

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean, 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 February 14, 2023.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township on this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-18	2/14/23
Agenda #	Date

**RESOLUTION**

**RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A  
MAINTENANCE AGREEMENT WITH THE COUNTY OF OCEAN FOR  
MANAGEMENT OF PROPERTY KNOWN AS BLOCK 646 LOT 21**

**WHEREAS**, the Township and the County of Ocean acquired land known and designated as Block 646 Lot 21 on the official tax map of the Township of Brick, County of Ocean (the "Property") and more specifically described in Exhibit A attached hereto; and

**WHEREAS**, the County and Township will subdivide the property in an 80% County/ 20% Township apportionment; and

**WHEREAS**, the County utilized its Natural Lands Trust Funds specifically to fund the 80% portion (new block and lot to be identified at a later date) on the condition the Municipality accept maintenance and management responsibility for the Property in accordance with the terms and conditions of this Agreement; and

**WHEREAS**, the Township intends to utilize a portion of their 20% apportionment (6.33 acres) to build a playground, drive aisles and parking lot; and

**WHEREAS**, the County has prepared an Agreement to memorialize the Parties' mutual obligations with regard to the maintenance of the County owned 80% Property,

**WHEREAS**, the Township Council desires to authorize the execution of a Maintenance Agreement with the County to memorialize said agreement;

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

1. That the Mayor and Township Clerk are authorized to execute and attest to, respectively, the Maintenance Agreement.
2. That a certified copy of this Resolution shall be provided to the County of Ocean.
3. That a copy of the Maintenance Agreement will be kept on file in the Clerk's Office.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-9	2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Lakewood Maennerchor, Inc., 150 Duchess Lane, Brick has applied for a new club liquor license; and

**WHEREAS**, the Township Council makes the following findings with respect to the application submitted:

1. The submitted application form is complete in all respects, including the requirements of N.J.A.C. 13:2-8.7; and
2. The officers and directors of applicant club are qualified to be licensed according to all standards established by Title 33 of the New Jersey statutes, regulations promulgated thereunder as well as pertinent local ordinances or conditions consistent with Title 33; and
3. The club maintains all records required pursuant to N.J.A.C. 13:2-8.7 and 8.8; and
4. The officers and directors of the applicant club have certified, on a form prescribed by the Director, that they have read and understand all their legal responsibilities pertaining to the operation of a club license.

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

That the new club license is hereby issued to Lakewood Maennerchor Inc., 150 Duchess Lane, Brick for the period commencing February 14, 2023 to June 30, 2023 and subject to the following:

1. That the organization, corporation or association controlled by and consisting of 60 or more persons, of legal drinking age, operating solely for the benevolent, charitable, fraternal, social, religious, recreational, athletic or similar purposes and not for private gain.
2. That the Township Clerk shall forward a certified copy of this resolution to the following:
  - (a) Licensee
  - (b) N.J. Division of Alcoholic Beverage Control.

**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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-20	2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, 247 Mantoloking Road, LLC/ZMRA, LLC, 247 Mantoloking Road, Brick, NJ 08723 had posted a cash performance bond in the amount of \$37,392.00 for Mantoloking Road Alehouse, 247 Mantoloking Road (Block 109.11 Lot 2) in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer, by letter dated January 24, 2023 has advised that the improvements have been completed and are acceptable; and

**WHEREAS**, the Assistant Township Engineer recommends that the cash performance bond in the amount of \$37,392.00 (plus interest if applicable) along with \$2,669.01 remaining in the engineering inspection fund 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 the cash performance bond in the amount of \$37,392.00 (plus interest if applicable) along with \$2,669.01 remaining in the engineering inspection fund be returned to the applicant; and
2. That the Municipal 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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-21a	2/14/23

**RESOLUTION**

**WHEREAS**, the Assistant Township Engineer has notified the Municipal Clerk by letter dated February 1, 2023 that there is \$203.40 remaining in the engineering inspection fund from Glenn J. Geoffrey, 712 Allwood Road, Brick, NJ 08724 for 975 Burnt Tavern Road, Anchor Concrete, (Block 1108 Lot 16); and

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

**WHEREAS**, the Assistant Township Engineer recommends that the \$203.40 remaining in the engineering inspection fund be returned to the applicant; and

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

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

1. That the \$203.40 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
  - a. Chief Finance 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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
421b	2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION**

**WHEREAS**, Kelly Napolitano, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments of taxes for the year 2023.

**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>
792/20/414498 1476 Green Grove Road	Galluccio, Kimberley & Mario E. Jr.	\$1,741.05
842/27/414908 1710 W. Princeton Ave.	Lereta LLC	\$1,670.87
484/22/310748 884 Lynnwood Ave.	Lereta LLC	\$1,304.68

**CERTIFICATION**

I, Lynnette A. Iannarone, Township 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 February 14, 2023.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 14<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	Date
4-220	2/14/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**ORDINANCE**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY FOR OPEN SPACE PRESERVATION PURPOSES, BY AND IN THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROPRIATING \$1,800,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM IN THE AMOUNT OF \$1,200,000) AND AUTHORIZING THE ISSUANCE OF \$1,800,000 IN BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF**

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

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$1,800,000, said amount being inclusive of a "Green Acres Grant" in the amount of \$1,200,000 received or expected to be received from the State of New Jersey Department of Environmental Protection Green Acres Program (the "Grant"). Pursuant to N.J.S.A. 40A:2-11(c) of the Local Bond Law of the State of New Jersey (the "Local Bond Law"), no down payment is required for the improvements or purposes set forth in Section 3(a) hereof, as such improvements or purposes are being funded by the Grant, which is provided by the State of New Jersey.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof, negotiable bonds of the Township are hereby authorized to be issued in a principal amount not exceeding \$1,800,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$1,800,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

**SECTION 3.**

(a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, the acquisition of real property for open space preservation, recreation and conservation purposes, which consists of a 20% portion, or approximately 6.32708 acres, of vacant land totaling approximately 31.6354 acres located at 443 Laurel Avenue in the neighborhood of Breton Woods in the Township and being designated as Block 646, Lot 21 on the Official Tax Map of the Township (the "Property"), which portion of the Property will be developed by the Township to build, among other things, a playground, driveways and parking lot. The remaining 80% portion of the Property, or approximately 25.30832 acres, will be acquired by the County of Ocean for open space preservation, recreation and conservation purposes.

(b) The improvements and purposes set forth in Section 3(a) above shall also include, as applicable, all legal fees, title search fees, closing costs, appraisal fees, advertising fees, survey fees, environmental and soil testing and remediation, bid documents, contract administration, work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The estimated maximum amount of bonds or notes to be issued for said improvements and purposes is \$1,800,000.

(d) The estimated cost of said improvements and purposes is \$1,800,000.

**SECTION 4.** In the event the United States of America, the State of New Jersey and/or the County of Ocean make a contribution or grant in aid to the Township for the improvements and purposes authorized in Section 3 hereof, including the Grant, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Ocean. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Ocean, including

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the Grant, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Township hereby certifies that it has adopted a capital budget or a temporary capital budget of the Township, as applicable. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget of the Township, a revised capital budget or temporary capital budget has been filed with the Division of Local Government Services, in the Department of Community Affairs of the State of New Jersey.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes, within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, in the Department of Community Affairs of the State of New Jersey, and such statement shows that there shall be deducted from the gross debt of the Township the \$1,800,000 amount of bonds or notes authorized herein to the extent the debt service on said bonds or notes is paid solely by the Township's Open Space Trust Fund, as prescribed by said Local Bond Law under N.J.S.A. 40A:2-44(h), and if not so paid, the gross debt of the Township shall be increased by the \$1,800,000 authorization of bonds or notes provided for in this bond ordinance and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$90,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes herein before described.

**SECTION 8.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township and, unless paid from other sources, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.



**SECTION 9.** The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three years after the expenditure is paid.

**SECTION 10.** The Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of the obligations of the Township authorized herein and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of the holders and beneficial owners of the obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 11.** The Township is hereby authorized to acquire a portion of the Property and to negotiate an agreement of purchase and sale for the acquisition of a portion of the Property. The Mayor, Business Administrator, Chief Financial Officer, Township Attorney and Township Clerk are each hereby authorized, as applicable, to negotiate, approve, execute, attest, deliver and perform said agreement of purchase and sale and any and all documents, instruments, affidavits, certificates and agreements necessary to acquire a portion of said Property.

**SECTION 12.** The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued on a tax-exempt basis under this bond ordinance.

**SECTION 13.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

#### **NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Brick held on the 14<sup>th</sup> day of February, 2023, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the 28<sup>th</sup> day of February, 2023 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.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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JOHN G. DUCEY  
MAYOR