



Brick Township Council
Caucus/Public Meeting
March 28, 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 – led by Cub Scout Pack #38.
 - c. Accept Reports from Municipal Officers.
 - d. Approve Minutes from March 14, 2023 Meeting.
 - e. Swearing-In of Councilwoman Melissa Travers.
4. Budget Presentations:
 - _____1. Dan Santaniello – Recreation Department
 - _____2. Stephen Krakovsky – Public Works Department
 - _____3. Rob Byrnes – Parks Department
5. Ordinance on First Reading:
 - _____1. Cap Rate Ordinance.
6. Resolution:
 - _____1. Introduction of 2023 Municipal Budget.

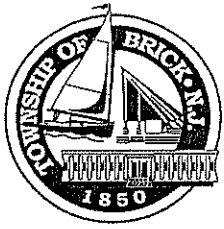
Consent Agenda

“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.”

7. Resolutions:
 - _____1. Authorize Certification of Compliance with US Equal Employment Opportunity Commission.
 - _____2. Authorize Amendment of Appointment of Emergency Management Coordinator & Deputy Coordinators.
 - _____3. Authorize Submission of Strategic Plan for Brick Municipal Alliance Grant 2024.
 - _____4. Authorize Receipt of Bids – Collision Repairs and Vehicle Painting.
 - _____5. Authorize Receipt of Bids – Uniforms for Various Departments.
 - _____6. Authorize Receipt of Bids – Vending Machine Services.
 - _____7. Authorize Receipt of Bids – Purchase & Delivery of 6 Police Interceptor Utility Vehicles.
 - _____8. Authorize Receipt of Proposals – Registration Program for Vacant & Abandoned Properties Subject to Mortgages in Foreclosure.
 - _____9. Authorize Termination of Contract & Solicitation of Bids – Brick Beach 1 Food Concession.
 - _____10. Authorize Award of Contract – Maintenance & Support for New World Public Safety Software Suite.
 - _____11. Authorize Award of Contract – Janitorial Services.
 - _____12. Authorize Award of Contract – Cell Tower Expert.
 - _____13. Authorize Lease Agreement with Chamber of Commerce.
 - _____14. Authorize Agreement for Purchase of Property – Breton Woods Site.
 - _____15. Authorize Fee Modification for Pre-School Program.
 - _____16. Authorize Waiving Fee for Volunteer Coaches.
 - _____17. Authorize Special Events Permit – River Rock ‘N Run Relay Event.
 - _____18. Authorize New Plenary Retail Distribution Liquor License – BRX NJ LICENSE LLC.
 - _____19. Bond Releases/Reductions:
 - a. Inspection Fund Release – Briar Mills Village Association.
 - b. Restoration Bond Release – David S. Russell.
 - c. Bond & Inspection Fund Releases – Shore Acres Clubhouse.
 - d. Performance Guarantee Denial – Nobility Crest/New Visions, Phase 2.
 - e. Performance Guarantee Denial – Nobility Crest/New Visions, Phase 3.
 - f. Performance Guarantee Denial – Nobility Crest/New Visions, Phase 4.
 - g. Performance Guarantee Denial – Nobility Crest/New Visions, Phase 5.
 - _____20. Tax Collector:
 - a. 100% DAV/Widow of Veteran Cancel & Refund Taxes – Block 1089.83, Lot 21.

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

- _____21. Bill Resolution – Computer 2023.
- _____22. Bill Resolution – Manual 2023.



**Brick Township Council
Caucus/Public Meeting
March 28, 2023
7:00 PM
Agenda No. 1**

8. Ordinance on Second Reading:

- _____ 1. Amending Chapter 245 to Establish Maximum Accessory Building Height and Setback Requirements.
- _____ 2. Amending Chapter 324, Peddling & Soliciting.
- _____ 3. Authorize Acceptance of Donation of Property, Block 673, Lot 44.

9. 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.

10. Council Comments.

11. 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, April 11, 2023 at 7:00 p.m.*****

ORDINANCE

CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Township Council of the Township of Brick in the County of Ocean finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$3,080,201.32 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Brick, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Township of Brick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, bringing the percentage to 3.5% amounting to a \$880,057.52 increase, bringing the total to \$3,080,201.32 and that the CY 2023 municipal budget for the Township of Brick be approved and adopted in accordance with this ordinance; and,

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

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

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

SIGNED: _____
LISA CRATE
MAYOR

HEATHER deJong
COUNCIL PRESIDENT

ATTEST: _____
LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-1	5/12/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION introducing the Local Budget of the Township of Brick, County of Ocean for fiscal year 2023, with statements of Revenues and Appropriations which shall constitute the Local Budget for year 2023. Further, said budgets shall be published in the Ocean Star in the issue of March 31, 2023.

The governing body of the Township of Brick hereby approves the following as the budget for the year 2023.

A hearing on the budget will be held at the Municipal Building on **April 25, 2023 at 7:00 PM** at which time and place objections to said budget and tax resolution for the year - 2022 may be presented by taxpayers or other interested persons.

Appropriations within "CAP", Municipal Purposes	\$ 91,278,044.00
Appropriations excluded from "CAPS" Municipal Purposes	\$ 20,581,732.96
Reserve for uncollected taxes, based on estimated 98.51 % tax collections	\$ 3,880,197.31
Total General Appropriations	\$115,739,974.27
Less: Anticipated Revenues Other Than Current Property Tax	\$ 34,920,405.65
Amount to be raised from taxes for support of Municipal Budget	\$ 80,819,568.62

ADOPTED:

HEATHER deJONG
COUNCIL PRESIDENT

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
10-1	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION XXX-23

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000e et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Township Council of the Township of Brick, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

ADOPTED: _____

HEATHER deJong
COUNCIL PRESIDENT

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Table with 2 columns: Agenda #, Date. Contains handwritten entries for 7-1 and 3/28/23.

**GOVERNING BODY CERTIFICATION PURSUANT TO P.L. 2017, C.183 OF COMPLIANCE
WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in
Employment Decisions Under Title VII of the Civil Rights Act of 1964"**

**GROUP AFFIDAVIT FORM FOR MUNICIPALITIES AND COUNTIES
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY
COUNTY OF OCEAN

We, members of the governing body of the Township of Brick being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Council of the Township of Brick in the county of Ocean;
2. Pursuant to P.L. 2017, c.183, we have familiarized ourselves with the contents of the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012);
3. We are familiar with the local unit's hiring practices as they pertain to the consideration of an individual's criminal history;
4. We certify that the local unit's hiring practices comply with the above-referenced enforcement guidance.

(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)

Sworn to and subscribed before me this
_____ day of _____
Notary Public of New Jersey

Clerk

The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be executed before a municipality or county can submit its approved budget to the Division of Local Government Services. The executed certificate and the adopted resolution must be kept on file and available for inspection.

RESOLUTION

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 Deputy Chief of Police Steven Gerling, 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 Steven Gerling, Deputy 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-2	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

**Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2020-June 2025**

FORM 1B

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Township Council of the Township of Brick, County of Ocean, State of New Jersey recognizes that abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has established Municipal Alliance Committee; and

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Ocean.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF BRICK, COUNTY OF OCEAN STATE OF NEW JERSEY hereby recognizes the following:

- 1. The Township Council does hereby authorize submission of a strategic plan for the Brick Municipal Alliance grant for fiscal year 2024 in the amount of:

DEDR \$21,773.00

Cash Match \$5,443.25

In-Kind \$16,329.75

- 2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.
- 3.

APPROVED: _____
LISA CRATE, MAYOR

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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

**LYNNETTE A. IANNARONE
TOWNSHIP CLERK**

Agenda #	Date
7-3	3/28/23
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:

COLLISION REPAIRS AND VEHICLE PAINTING

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 March 28, 2023.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-4	3/28/23
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:

UNIFORMS FOR VARIOUS DEPARTMENTS

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 March 28, 2023.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-5	3/28/23
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:

VENDING MACHINE 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 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 March 28, 2023:

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-6	3/28/23
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:

**PURCHASE AND DELIVERY OF SIX (6) 2022 OR NEWER
FORD POLICE INTERCEPTOR UTILITY VEHICLES**

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 March 28, 2023.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-7	3/28/23
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 proposals for a Town Wide Registration Program for Vacant and Abandoned Properties Subject to Mortgages that are in Foreclosure.

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 proposal specifications for the above-mentioned services in accordance with Chapter 19, P.L. 2004 (Pay-to-Play).
2. That the Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of proposals for the above-mentioned professional services.

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 March 28, 2023.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-8	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION CONFIRMING THE TERMINATION OF CONTRACT
FOR OPERATION OF BRICK BEACH 1 FOOD CONCESSION STAND AND
AUTHORIZING NEW SOLICITATION OF BIDS**

WHEREAS, on March 17, 2022 the Township solicited bids for the Operation of Brick Beach 1 Food Concession Stand and awarded the contract at its meeting on April 12, 2022 to Jersey Shore Snack Shack 2, LLC, 1811 Riviera Parkway, Point Pleasant, NJ 08742, for a period of three (3) years; and

WHEREAS, Jersey Shore Snack Shack 2, LLC successfully completed their contract for the 2022 summer season; and

WHEREAS, Jersey Shore Snack Shack 2, LLC is unable to hold their bid price for the 2023 and 2024 summer seasons and requested termination of the contract; and

WHEREAS, pursuant to Article 17 of the Bidder Information and Specifications Documents – Termination of Contract – the Township wishes to terminate the contract effective March 28, 2023; and

WHEREAS, the Township desires to solicit new bids for the Operation of Brick Beach 1 Food Concession Stand.

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

1. The Township Council confirms and ratifies the termination of contract with Jersey Shore Snack Shack 2, LLC, 1811 Riviera Parkway, Point Pleasant, NJ 08742 for the Operation of Brick Beach 1 Food Concession Stand as awarded on April 12, 2022.
2. The Township Council authorizes and directs the Office of Purchasing & Contracting to solicit new bids for the Operation of Brick Beach 1 Food Concession Stand.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-9	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick has a need to acquire maintenance and support services through a required disclosure process pursuant to the provisions of N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26; and

WHEREAS, the Office of Purchasing & Contracting of the Township of Brick has determined and certified in writing that the value of the services will exceed \$17,500.00; and

WHEREAS, the business entity has submitted a proposal indicating they will provide maintenance and support services for the New World Public Safety Software Suite utilized by the Brick Police Department; and

WHEREAS, the business entity has completed and submitted a Business Entity Disclosure Certification which certifies that the entity has not made any reportable contributions to a political or candidate committee in the Township of Brick in the previous one (1) year, and that the contract will prohibit the entity from making any reportable contributions through the term of the contract; and

WHEREAS, pursuant to C.271, the business entity has completed and submitted a Political Contribution Disclosure Form.

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 does hereby award contract to Tyler Technologies, Inc., 840 W. Long Lake Road, Troy, Michigan 49098 to provide maintenance and support of the New World Public Safety Software Suite in accordance with the provisions of N.J.S.A. 40A:11-5(dd).
2. That the contract shall be in accordance with the proposal on file in the office of the Township Clerk in the amount of \$218,927.40.
3. That this contract is awarded as a required disclosure process contract in compliance with N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A-20.26 et seq.
4. That pursuant to N.J.S.A. 19:44A-20.26 the Business Disclosure Entity Certification, Political Contribution Disclosure Form, Statement of Ownership Disclosure and the Determination of Value are on file with this resolution.
5. That this will be one (1) year contract commencing on March 1, 2023 and ending on February 29, 2024.
6. That funds will be certified by the Chief Financial Officer from the appropriation line item named Data Processing – CPU Maintenance Contract, account 3-01-20-140-288.
7. 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.
8. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
9. That a certified copy of this resolution shall be forwarded to the vendor, Business Administrator, Chief Financial Officer, IT 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 hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

Agenda #	Date
7-10	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for Janitorial Services on Tuesday, January 24, 2023; and

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

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

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 Janitorial Services is hereby awarded to One Total Cleaning Services LLC, 130 Garfield Avenue, Plainfield, NJ 07062 on a unit price basis per the attached Schedule of Prices.
2. That this is a unit price bid with not to exceed amount \$130,000.00 per year with funds to be certified prior to each order. Sufficient funds are available in 2023 budget and pending adoption of the future budgets under an appropriation entitled Buildings & Grounds – Outside Contractors, account 3-01-26-310-291.
3. That this will be a two (2) year contract commencing on March 29, 2023 and ending on March 28, 2025.
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 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.
6. That a certified copy of this resolution shall be forwarded to the vendor, Business Administrator, Chief Financial Officer, Superintendent of Public Works and 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 March 28, 2023.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-11	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, on July 31, 1998, the Township of Brick entered into a contract with Omnipoint Communications, Inc (later changed to T-Mobile) for the lease of the monopole located at 401 Chambers Bridge Road, Brick, NJ 08723; and

WHEREAS, the term of the contract was for an initial term of ten (10) years, with the option to renew the contract for three (3) successive five (5) year periods upon the same terms and conditions in effect; and

WHEREAS, the contract with T-Mobile for the lease of the monopole is expiring on July 16, 2023; and

WHEREAS, the Township of Brick has a need to acquire a cellular tower consultant to draft specifications that shall be utilized to solicit proposals for the leasing agreement of the monopole; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(ii), the Township is permitted to award such contract through the provision of Extraordinary Unspecifiable Services; and

WHEREAS, the business entity has submitted a proposal indicating they will provide consultant services to draft specifications for the Township of Brick to use in the solicitation process; and

WHEREAS, the business entity has completed and submitted a Business Entity Disclosure Certification which certifies that the entity has not made any reportable contributions to a political or candidate committee in the Township of Brick in the previous one (1) year, and that the contract will prohibit the entity from making any reportable contributions through the term of the contract; and

WHEREAS, pursuant to C.271, the business entity has completed and submitted a Political Contribution Disclosure Form; and

WHEREAS, it is the desire of the Township Council to award a contract to FSD Enterprises, LLC as an Extraordinary Unspecifiable Service in accordance with the provisions of N.J.S.A. 40A:11-5(1)(a)(ii) and N.J.A.C. 5:34-2.1 et seq., and in compliance with N.J.S.A. 19:44A-20.5 et seq.

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 hereby awards a contract to FSD Enterprises, LLC, 65 Mechanic Street, Suite 201, Red Bank, NJ 07701 to provide consultant services for the purpose of drafting specifications that shall be used to solicit proposals for the cellular tower lease.
2. That FSD Enterprises, LLC has proposed a rate of a \$2,000.00 retainer per project and associated contingencies contained in the proposal.
3. That funding for this service is contingent upon an adequate appropriation in the 2023 budget, account 3-01-20-105-207, with a not to exceed amount of \$40,000.00.
4. That the term of this contract shall not to exceed (12) months, commencing on March 29, 2023.
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.
6. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.

Agenda #	Date
7-12	3/28/23
Agenda #	Date

7. That a certified copy of this resolution shall be forwarded to the firm, Business Administrator, Chief Financial Officer, Township Attorney 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Township of Brick ("Landlord") and the Brick Township Chamber of Commerce ("Tennant") entered into a Lease Agreement dated April 1, 2013 for the lease of the premises located at: Civic Plaza, 270 Chambers Bridge Road, Unit # 6, Brick, New Jersey (the "Premises"); and

WHEREAS, the Tenant has continued to occupy the Premises since the date of the Lease Agreement and is in good standing; and

WHEREAS, the Landlord and the Tenant desire to amend and renew the Lease Agreement; 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. The terms and provisions of the Lease Agreement dated April 1, 2013 shall continue to be in full force and effect, except as specifically amended in a copy of the agreement on file in the Township Clerk's Office.
2. The term of the Lease Agreement shall be five (5) years, commencing on January 1, 2023 and terminating on December 31, 2027. The Tenant shall have an option to renew the Lease Agreement for a period of five (5) years, which renewal term will run from January 1, 2028 to December 31, 2032. The rent for the renewal term shall increase Five Percent (5.0%) on an annual basis for each year of the renewal. To exercise the option to renew, the Tenant shall give written notice to the Landlord at least One Hundred Twenty (120) days prior to the expiration of the current term. If written notice of renewal is not received by the Landlord by such date, then the option to renew shall expire, and the Landlord shall be entitled to rent the premises to another party.
3. No change or modification of this Amendment to Lease Agreement shall be valid unless the same be in writing and signed by all of the parties hereto.
4. That a copy of this resolution shall be provided to the Chamber of Commerce.

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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-13	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION FOR THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,
STATE OF NEW JERSEY, SETTING RATES AND PROGRAM DETAILS FOR
PRESCHOOL CLASSES FOR THE 2023/24 SCHOOL YEAR**

WHEREAS, the Township must adopt a Resolution annually to set the rates and program details for the Preschool Programs in the Township; and

WHEREAS, the Township Council desires to establish the rates and program details for the Preschool Programs for the 2023-24 school year;

NOW THEREFORE BE IT RESOLVED:

1. The rates and program details for the Preschool Programs for the 2023-24 school year shall be as follows:

Jumpstart: M-F 9:00-1:30
\$2,100 per year or \$210 per month for 10 months

Brightstart: MWF 9:00-12:45
\$1,320 per year or \$132 per month for 10 months

Junior Brightstart: T-Th 9:00-12:00
\$750 for the year of \$75 per month for 10 months

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting held on March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-15	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION FOR THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,
STATE OF NEW JERSEY, WAIVING THE FEE FOR CHILDREN IN SPORTS
PROGRAMS WHOSE PARENTS VOLUNTEER TO BE A HEAD COACH**

WHEREAS, the Township charges a fee for participants in youth sports programs that are run by the Department of Parks and Recreation; and

WHEREAS, the Township desires to increase volunteerism among parents and coaches by providing a waiver of the fee for one child whose parents serve as a volunteer head coach for a team in one of the programs; and

WHEREAS, the fee waiver would apply to head coach positions only, and limited to one volunteer head coach per team;

NOW THEREFORE BE IT RESOLVED:

1. That the fee charged by the Township for one child in youth sports programs run by the Department of Parks and Recreation is hereby waived for parents who volunteer to serve as a head coach for a team in one of the programs.
2. That the fee waiver provided for herein shall apply to head coach positions only and shall be limited to one volunteer head coach per team.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting held on March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-16	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Adam Nalven has applied for a special event permit to conduct a River Rock 'N Run Relay Event on Saturday, November 4, 2023 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 Adam Nalven's request for a special event to conduct a River Rock 'N Run Relay Event on Saturday, November 4, 2023 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 Adam Nalven's request for special event application to conduct a Rock 'N Run Relay Event on Saturday, November 4, 2023 between the hours of 9:00 am and 12:00 pm starting and ending at the River Rock, 1600 Route 70, Brick with the conditions and restrictions as follows:

1. All fire lanes shall remain open and accessible at all times.
2. Applicant will provide the Municipal Clerk with the NJDOT Permit prior to event.
3. Run will be conducted in accordance with all applicable State laws.
4. Runners shall obey the sharing of the road with vehicles and be cognizant of vehicular traffic. The organizer shall have representatives spread along the route dedicated to ensuring the safety of the runners during the race time.
5. The staging area shall be limited to the sectioned off area of Main Ave., adjacent to the River Rock between the dead end and Riverside Dr. N. If possible, the staging area should be moved and located in the parking lot of River Rock, closer to Riviera Dr. to alleviate using Main Ave. for pedestrian gathering. In the event the roadway will need to be closed, Township approval will be necessary. The rally point shall be moved to the dead end of Main Ave. or to the parking lot of River Rock.
6. SLEO Officers shall be utilized to coordinate the traffic control. If traffic control is needed at any intersections, Officers will be required to control those roads.
7. The organizer shall reach out to Marine Max to advise them of this event due to the impact it may have on traffic flowing to their business.
8. Any signage advertising this event (if applicable), and portable sanitation facilities shall not be displayed or placed in a manner that it creates a view obstruction at the entrance/exits of the parking lot.
9. The intentional and/or accidental release of balloons and other helium/gas filled objects into the atmosphere is environmentally detrimental and should be prevented.
10. 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.
11. 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 and Adam Nalven.

Agenda #	Date
7-17	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, by Resolution 322-22 on July 26, 2022 the Township Council did authorize the receipt of bids for a new plenary retail distribution liquor license by sealed bid conducted by law in accordance with the resolution thereby adopted; and

WHEREAS, as a result of such bidding, the Township Council did award a new plenary retail distribution liquor license by Resolution 429-22 on October 11, 2022 to BRX NJ LICENSE LLC, 200 Ridge Pike, Suite 100, Conshohocken, PA 19428 for premises located at 1980 Route 88, Store #6, Brick NJ 08724 who was determined to be the sole qualified bidder; and

WHEREAS, the funds derived from the conduct of this sale, being \$575,000.00, were remitted to the Township Treasurer for the general use of the municipality; and

WHEREAS, the advertising has been completed as required by law, and there have been no objections received as to the issuance of this license; and

WHEREAS, all fees have been paid, satisfactory municipal background reports and information regarding the applicant's qualifications and the source of funds used to purchase this license have been thoroughly investigated and approved and the application is in proper form; 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 a new plenary retail distribution liquor license be issued to BRX NJ LICENSE LLC, 200 Ridge Pike, Suite 100, Conshocken, PA 19428 for premises located at 1980 Route 88, Brick, NJ in the Inactive Status.
2. That the Township Clerk shall forward a certified copy of this resolution to the following:
 - Licensee
 - New Jersey 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-18	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated March 16, 2023 that there is \$628.24 remaining in the engineering inspection fund from Briar Mills Village Association, 300 Briar Mills Drive, Brick, NJ 08724 for Block 1427 Lot 5; 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 \$628.24 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 \$628.24 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-19a	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, David S. Russell, 838 South Drive, Brick, NJ 08724 had posted a cash restoration bond in the amount of \$2,250.00 for 838 South Drive (Block 944 Lot 50) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated March 21, 2023 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Assistant Township Engineer recommends that the cash restoration bond in the amount of \$2,250.00 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 restoration bond in the amount of \$2,250.00 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-196	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Shore Acres Clubhouse, 159 Shore Drive, Brick NJ 08723 had posted Service Insurance Company Bond #38227 in the amount of \$8,155.07 and a cash bond in the amount of \$582.51 to guarantee improvements to Shore Acres Clubhouse (Block 270 Lot 148, BA-2900) in the Township of Brick; and

WHEREAS, the Township Engineer, by letter dated March 21, 2023 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the Service Insurance Company Bond #38227 in the amount of \$8,155.07 and a cash bond in the amount of \$582.51 along with the \$606.26 in the engineering inspection fund be returned to the applicant; and

WHEREAS, the Township Council is satisfied with the recommendations of the 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 Service Insurance Company Bond #38227 in the amount of \$8,155.07 and a cash bond in the amount of \$582.51 along with the \$606.26 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. 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-19c	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the applicant, GS Realty Inc. for the project known as Nobility Crest/New Visions, Phase 2, on property designated as Block 701, Lot 9 (Chambers Bridge Road, PB-2700) has requested a release of performance guarantees for the project; and

WHEREAS, the Assistant Township Engineer, has reviewed the request and has conducted an inspection of the site; and

WHEREAS, the Township Engineer has recommended, by letter dated March 17, 2023, the denial of the request for a release, based on the as-built plans submitted are incomplete and unacceptable, as they include only topographic information within the private roadways and community parking areas. A complete topographic as-built drawing of the site and bonded improvements including but not limited to all drainage improvements, landscaping, lighting, retaining walls, fencing, sound walls, and recreational improvements is required for performance guarantee release. In addition the site inspection and file review have revealed deficiencies relative to the site and bonded improvements, as outlined in the report and punch list provided to the applicant; and

WHEREAS, the Township desires to adopt the recommendation of the Township Engineer;

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 request of the applicant GS Realty for a release of performance guarantees for the project known as Nobility Crest/New Visions, Phase 2, on property designated as Block 701, Lot 9, is hereby denied.
2. The Township Clerk is authorized to provide a certified true copy of this Resolution to:
 - 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-19d	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the applicant, GS Realty Inc. for the project known as Nobility Crest/New Visions, Phase 3, on property designated as Block 701, Lot 9 (Chambers Bridge Road, PB-2700) has requested a release of performance guarantees for the project; and

WHEREAS, the Assistant Township Engineer, has reviewed the request and has conducted an inspection of the site; and

WHEREAS, the Township Engineer has recommended, by letter dated March 17, 2023, the denial of the request for a release, based on the as-built plans submitted are incomplete and unacceptable, as they include only topographic information within the private roadways and community parking areas. A complete topographic as-built drawing of the site and bonded improvements including but not limited to all drainage improvements, landscaping, lighting, retaining walls, fencing, sound walls, and recreational improvements is required for performance guarantee release. In addition the site inspection and file review have revealed deficiencies relative to the site and bonded improvements, as outlined in the report and punch list provided to the applicant; and

WHEREAS, the Township desires to adopt the recommendation of the Township Engineer;

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 request of the applicant GS Realty for a release of performance guarantees for the project known as Nobility Crest/New Visions, Phase 3, on property designated as Block 701, Lot 9, is hereby denied.
2. The Township Clerk is authorized to provide a certified true copy of this Resolution to:
 - 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-19e	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the applicant, GS Realty Inc. for the project known as Nobility Crest/New Visions, Phase 4, on property designated as Block 701, Lot 9 (Chambers Bridge Road, PB-2700) has requested a release of performance guarantees for the project; and

WHEREAS, the Assistant Township Engineer, has reviewed the request and has conducted an inspection of the site; and

WHEREAS, the Township Engineer has recommended, by letter dated March 17, 2023, the denial of the request for a release, based on the as-built plans submitted are incomplete and unacceptable, as they include only topographic information within the private roadways and community parking areas. A complete topographic as-built drawing of the site and bonded improvements including but not limited to all drainage improvements, landscaping, lighting, retaining walls, fencing, sound walls, and recreational improvements is required for performance guarantee release. In addition the site inspection and file review have revealed deficiencies relative to the site and bonded improvements, as outlined in the report and punch list provided to the applicant; and

WHEREAS, the Township desires to adopt the recommendation of the Township Engineer;

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 request of the applicant GS Realty for a release of performance guarantees for the project known as Nobility Crest/New Visions, Phase 4, on property designated as Block 701, Lot 9, is hereby denied.
2. The Township Clerk is authorized to provide a certified true copy of this Resolution to:
 - 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-19f	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the applicant, GS Realty Inc. for the project known as Nobility Crest/New Visions, Phase 5, on property designated as Block 701, Lot 9 (Chambers Bridge Road, PB-2700) has requested a release of performance guarantees for the project; and

WHEREAS, the Assistant Township Engineer, has reviewed the request and has conducted an inspection of the site; and

WHEREAS, the Township Engineer has recommended, by letter dated March 17, 2023, the denial of the request for a release, based on the as-built plans submitted are incomplete and unacceptable, as they include only topographic information within the private roadways and community parking areas. A complete topographic as-built drawing of the site and bonded improvements including but not limited to all drainage improvements, landscaping, lighting, retaining walls, fencing, sound walls, and recreational improvements is required for performance guarantee release. In addition the site inspection and file review have revealed deficiencies relative to the site and bonded improvements, as outlined in the report and punch list provided to the applicant; and

WHEREAS, the Township desires to adopt the recommendation of the Township Engineer;

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 request of the applicant GS Realty for a release of performance guarantees for the project known as Nobility Crest/New Visions, Phase 5, on property designated as Block 701, Lot 9, is hereby denied.
2. The Township Clerk is authorized to provide a certified true copy of this Resolution to:
 - 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 March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-19g	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Kelly Napolitano, Tax Collector for the Township of Brick is advising the Township Council that 100% DAV/ Widow of Veteran deductions has been granted on Block 1089.83, Lot 21 Account # 519691 as of 11-1-2022.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Tax Collector be authorized to cancel taxes from 11-1-2022 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1089.83/21/519691 246 Prospect Drive	Romo, Xavier	\$1,440.07- 2022 <u>\$2,154.19- 2023</u> \$3,594.26

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk for the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on March 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 28th day of March, 2023.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
7-20	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 245 ATTACHMENT 5 CAPTIONED "SCHEDULE OF AREA, YARD AND BUILDING REQUIREMENTS" TO ESTABLISH MAXIMUM ACCESSORY BUILDING HEIGHT AND SETBACK REQUIREMENTS

WHEREAS, the Township Council hereby amends Section 245 Attachment 5 to establish maximum permitted building heights and setback requirements for accessory buildings in residential zoning districts;

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

SECTION 1. Section 245 Attachment 5 of the Township Code captioned "Schedule of Area, Yard and Building Requirements is hereby amended to establish maximum allowable accessory building height and setback requirements in residential zones. The amendments to Chapter 245 Attachment 5 shall read as follows:

Zone	Accessory Building			
	Minimum Side Yard(4)	Minimum Rear Yard(4)	Maximum Building Height	Minimum Setback from Principal Building
R-R	25	25	33	20
R-20	10	10	27	10
R-15	10	10	24	10
R-10	5	5	18	5
R-7.5	5	5	18	5
R-5	5	5	18	5
VZ	5	5	18	5

NOTES:

4. For accessory buildings greater than fifteen feet in height, the minimum rear and side yard setbacks shall be respectively, one-third of the building height of the accessory structure or the minimum setback from the schedule, whichever is greater. Accessory Building height shall be measured in accordance with the provisions of Section 245-3.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. 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 Committee on first reading at a meeting of the Township Council of the Township of Brick held on the 28th day of February, 2023 and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 28th day of March, 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.

Revised

Agenda #	Date
8-1	3/28/23
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

LISA CRATE
MAYOR

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK,
COUNTY OF OCEAN, STATE OF NEW JERSEY
AMENDING THE TOWNSHIP CODE OF THE TOWNSHIP
OF BRICK IN CHAPTER 324, "PEDDLING AND
SOLICITING"

WHEREAS, Chapter 324 of the Township Code governs the licensing of mobile food vendors and currently limits the number of Class II mobile food vendor licenses to a total of seven (7) licenses; and

WHEREAS, the Governing Body desires to amend Chapter 324 to allow for an additional three (3) licenses, which would allow a total of ten (10) Class II mobile food vendor licenses;

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. Chapter 324 of the Township Code of the Township of Brick entitled "Peddling and Soliciting" is hereby amended in Section 324-1, "Definitions," to amend the following definition (~~strikethroughs~~ deleted, underlined added):

CLASS II MOBILE FOOD VENDOR

Any person, whether a resident of the Township of Brick, in the County of Ocean, or not, who goes from house to house, from place to place or from street to street offering for sale prepared or packaged food, beverages and dairy products. A Class II mobile food licensee shall be required for each vehicle operating as a Class II mobile food vendor. A Class II mobile food vendor licensee shall not remain stationary in one location for a period of time in excess of 12 hours per any twenty-four-hour time period. For purposes of this section, a mobile food vendor shall be deemed to occupy a stationary location if the vendor remains within 200 feet of a location within the applicable time period. No more than ~~seven~~ ten (10) Class II mobile food vendor licenses shall be issued by the Township Clerk at any one time.

SECTION 2. Chapter 324 of the Township Code of the Township of Brick entitled "Peddling and Soliciting" is hereby amended in Section 324-7, "License Fees; Exemptions," to amend the following as indicated (~~strikethroughs~~ deleted, underlined added):

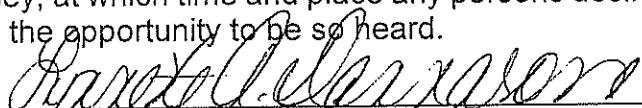
The number of Class II vendors operating within the Township at any one time is limited to ~~seven~~ ten (10). This number shall include Class II vendors licensed under this section ~~as well~~ but does not include veterans holding a special state license issued under the laws of the State of New Jersey. All persons seeking to operate as a Class II mobile food vendor shall ~~register with~~ obtain a license from the Township Clerk in order to verify that the permissible total number of ~~seven~~ ten (10) Class II vendors will not be exceeded.

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 14th day of March, 2023, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 28th day of March, 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.


LYNNETTE A. IANNARONE
TOWNSHIP CLERK

LISA CRATE
MAYOR

da #	Date
-1	3/14/23
da #	Date
-2	3/28/23

ORDINANCE

ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, AUTHORIZING THE ACCEPTANCE OF THE DONATION OF PROPERTY KNOWN AS BLOCK 673 Lot 44 FOR NO CONSIDERATION

WHEREAS the owner of property known as Block 673, Lot 44 (the "Property"), have proposed to donate the Property to the Township for no consideration; and

WHEREAS the Township Council desires to accept the donation from the owners for no consideration; and

WHEREAS the Township is required by the provisions of N.J.S.A. 40A:12-5 to accept such property acquisitions by ordinance.

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

SECTION 1.

- A. The Governing Body hereby authorizes the acquisition by donation of property designated as Block 673, Lot 44 for no consideration.
B. The Mayor and Township Clerk are hereby authorized to sign any necessary documentation to effect the acquisition of title to the Property by donation.
C. The acceptance of title to the Property by the Township is expressly conditioned on the completion of reasonable due diligence by the Township of the Property, which due diligence shall be completed within sixty (60) days of the final approval of this Ordinance, and which may include a title search, a survey, an environmental assessment, and such other due diligence as deemed necessary by the Township.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

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 become effective 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 Committee on first reading at a meeting of the Township Committee of the Township of Brick held on the 14th day of March 2023, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the 28th day of March, 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.

Lynnette A. Iannarone
LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Table with 2 columns: Agenda #, Date. Row 1: 2-2, 3/14/23, LISA CRATE MAYOR. Row 2: 3-3, 3/28/23.