



Brick Township Council
Caucus/Public Meeting
April 23, 2024
7:00 PM
Agenda No. 2

1. Call to order.
2. Adequate notice of this meeting was provided and published in the Asbury Park Press and The Ocean Star on January 12, 2024. 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. Accept Reports from Municipal Officers.
 - d. Approve Minutes from the April 9, 2024 Meeting.
 - e. Swearing-In of Police Officer – Jesse Lyon.
4. Municipal Budget Hearing:
 - _____ 1. Authorize Reading of Budget by Title Only.
 - _____ 2. Authorize Budget Amendment.
 - _____ 3. Adoption of the 2024 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.”

5. Resolutions:
 - _____ 1. Authorize Temporary Capital Budget.
 - _____ 2. Authorize Award of Contract – Operation of Food Truck at Brick Beach III.
 - _____ 3. Authorize to Negotiate – SummerFest Food Truck Vendors (Remaining Categories).
 - _____ 4. Authorize Shared Services Agreement for Sign Shop Services – Point Pleasant Beach.
 - _____ 5. Authorize Agreement for Lifeguard Services – Ocean Club at Mantoloking Condominium Association, Inc.
 - _____ 6. Authorize Adoption of Title VI Non-Discrimination Policy.
 - _____ 7. Bond Releases/Reductions:
 - a. Inspection Fund Release – Block 854, Lot 4.
 - b. Inspection Fund Release – Account #851-75.
 - _____ 8. Tax Collector:
 - a. 100% DAV/Widow of Veteran Deduction – Block 380.04, Lot 5.
 - b. 100% DAV/Widow of Veteran Deduction – Block 869.41, Lot 9.
 - c. Tax Overpayment 2023 – Block 1150, Lot 4.
 - _____ 9. **Authorize Special Events Permit – Bike MS Coast the Coast.**

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

- _____ 10. Bill Resolution – Computer 2024.
- _____ 11. Bill Resolution – Manual 2024.

6. Ordinances on First Reading.
 - _____ 1. Bond Ordinance – 5 Year Life.
 - _____ 2. Bond Ordinance – 7 Year Life.
 - _____ 3. Bond Ordinance – 10 Year Life.
 - _____ 4. Bond Ordinance – 15 Year Life.

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

8. Council Comments.

9. Motion to Adjourn.
And any other matters which may come before Council.
Formal Action may be taken at all meetings.

*****Next scheduled Caucus/Public Meeting will be held on Tuesday, May 14, 2024 at 7:00 p.m.*****

RESOLUTION

WHEREAS, N.J.S.A. 40A:4-8 provides that the Budget shall be read in full at the public hearing, or that it may be read by its title only if:

1. At least one week prior to the date of the hearing, and at the hearing, a complete copy of the approved budget shall be made available for public inspection. [N.J.S.A. 40A:4-8].
2. Shall be made available to each person upon request.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean, State of New Jersey, that it is hereby declared that the conditions of N.J.S.A. 40A:4-8 have been met and therefore the Budget for 2024 shall be read by title.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Local Municipal Budget for the year 2024 was approved on the 25th day of March, 2024; and,

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, the Township Council of the Township of Brick desires to amend the introduced and approved budget; and,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, that the following amendments to the approved 2024 budget be made:

General Revenues

**3. Miscellaneous Revenues - Section B:
State Aid Without Offsetting Appropriations**

Energy Receipts Tax (P.L. 1997, Chapters 162 & 167)	\$ 5,424,301.00	\$ 5,451,301.00
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Total Section B: State Aid Without Offsetting Appropriations	\$ 5,986,201.87	\$ 6,013,201.87
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**3. Miscellaneous Revenues - Section G:
Special Items of General Revenue**

Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items:	\$ -	\$ 1,000,000.00
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Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items	\$ 3,457,725.34	\$ 4,457,725.34
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Summary of Revenues

3. Miscellaneous Revenues:

Total Section B: State Aid Without Offsetting Appropriations	\$ 5,986,201.87	\$ 6,013,201.87
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Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items	\$ 3,457,725.34	\$ 4,457,725.34
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Total Miscellaneous Revenues	\$19,432,699.77	\$20,459,699.77
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5. Subtotal General Revenues (Items 1, 2, 3 and 4)	\$32,875,118.87	\$33,902,118.87
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6. Amount to be Raised by Taxes for Support of Municipal Budget	\$84,862,406.58	\$83,835,406.58
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Total Amount to be Raised by Taxes

for Support of Municipal Budget	\$84,862,406.58	\$83,835,406.58
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Agenda #	Date
4-2	4/23/24
Agenda #	Date
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BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for certification of the 2024 budget so amended.

BE IT FURTHER RESOLVED, that a copy this resolution be forwarded to the following:

1. Business Administrator
2. Chief Financial Officer
3. 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 April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 83,835,406.58 – (Item 2 below) for municipal purposes, and
- (d) \$ 1,057,580.90 – Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

SUMMARY OF REVENUES

1	GENERAL REVENUES:	
	Surplus Anticipated	\$ 10,942,419.10
	Miscellaneous Revenues Anticipated	\$ 20,459,699.77
	Receipts from Delinquent Taxes	\$ 2,500,000.00
2	AMOUNT to be RAISED for TAXATION for MUNICIPAL PURPOSES:	
	(Item 6(a), Sheet 11)	\$ 83,835,406.58
	TOTAL REVENUES	\$ 117,737,525.45

SUMMARY OF APPROPRIATIONS

5	GENERAL APPROPRIATIONS:	
	Within "CAPS"	
	(a & b) Operations Including Contingent	\$ 80,943,764.00
	(e) Deferred Charges and Statutory Expenditures - Municipal	\$ 13,729,526.05
	(g) Cash Deficit	\$ -
	Excluded from "CAPS"	
	(a) Operations - Total Operations Excluded from "CAPS"	\$ 2,843,869.56
	(c) Capital Improvements	\$ 546,500.00
	(d) Municipal Debt Service	\$ 16,294,454.84
	(e) Deferred Charges - Municipal	\$ -
	(f) Judgements	\$ -
	(n) Transferred to Board of Education	\$ -
	(g) Cash Deficit	\$ -
	(m) Reserve for Uncollected Taxes	\$ 3,379,411.00
	TOTAL APPROPRIATIONS	\$ 117,737,525.45

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

Agenda #	Date
4-3	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Township of Brick desires to constitute the 2024 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 2024 temporary capital budget of the Township of Brick is hereby constituted by the adoption of a schedule to read as follows:

Projects No. 1 thru 7
Temporary Capital Budget of
the Township of Brick
County of Ocean, New Jersey
Project(s) Scheduled for 2024
Various Projects
Method of Financing

	Project	Estimated Cost	Budget Appropriation	Capital Improvement Fund	General Bonds
1	Motorized Equipment (Inspect., Marina, Sanit., Parks, EMS, Police, Seniors)	\$ 1,971,689.00	\$ -	\$ 98,584.00	\$ 1,873,105.00
2	Non-Motorized Equipment	\$ 897,881.00	\$ -	\$ 44,894.00	\$ 852,987.00
3	Data Processing Technology (all departments)	\$ 441,100.00	\$ -	\$ 22,055.00	\$ 419,045.00
4	Police Equipment (non-data processing)	\$ 282,512.00	\$ -	\$ 14,126.00	\$ 268,386.00
5	Road Improvements	\$ 3,529,058.00	\$ -	\$ 176,453.00	\$ 3,352,605.00
6	Forsythe Wildlife Refuge	\$ 2,627,760.00	\$ -	\$ 131,388.00	\$ 2,496,372.00
7	Fencing, Bleachers, Gym Floor, Canopy Repair, Computer Room, Roof Replacement	\$ 250,000.00	\$ -	\$ 12,500.00	\$ 237,500.00
	Totals	\$ 10,000,000.00	\$ -	\$ 500,000.00	\$ 9,500,000.00

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 2024 temporary capital budget, to be included in the 2024 permanent capital budget as adopted.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April 2024.

Agenda #	Date
5-1	4/23/24
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 Operation of a Food Truck at Brick Beach 3 on Tuesday, April 16, 2024; and

WHEREAS, the bid has been reviewed by the Superintendent of Recreation; and

WHEREAS, the Superintendent of Recreation has recommended the award of said bid to the highest 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 the Operation of a Food Truck at Brick Beach 3 is hereby awarded to Vulcan Formations, dba Little Caesars, 828 Somerset Drive, Toms River, NJ 08753 in the total amount of \$2,000.00 for the 2024 summer season.
2. That the exceptions listed in the bid are accepted as noted on the Exceptions to Specifications Form.
3. That a certified check in the amount of \$2,000.00 for the 2024 summer season has been submitted by the bidder.
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 certified copy of this resolution shall be forwarded to the vendor, Business Administrator, Chief Financial Officer, Superintendent of Recreation and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on April 23, 2024.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-2	4/23/24
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 rebid of Summerfest Food Truck Vendors for the two (2) remaining Specialty spots on Tuesday, April 16, 2024; and

WHEREAS, no bids were received at the indicated time and place; and

WHEREAS, having bid on two occasions, March 19, 2024 and April 16, 2024, the Business Administrator recommends negotiating additional contracts for the two (2) remaining Specialty spots for Summerfest Food Truck Vendors upon adoption of a resolution by a two-thirds affirmative vote of the governing body pursuant to N.J.S.A. 40A:11-5(3).

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

1. That the Business Administrator is hereby authorized to negotiate for the two (2) remaining Specialty spots for Summerfest Food Truck Vendors.
2. That such contract may be awarded upon adoption of a resolution by a two-thirds affirmative vote of the governing body.
3. That a copy of this resolution shall be forwarded to the Business Administrator, Chief Financial Officer, Superintendent of Recreation, and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on April 23, 2024.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-3	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick has a sign shop at the Department of Public Works Facility; and

WHEREAS, the Borough of Point Pleasant Beach has a need for the services of a sign shop; and

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Borough of Point Pleasant Beach to enter into a contract for the provision of certain governmental services with the Township of Brick; and

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

WHEREAS, it is the desire of the governing body to authorize the execution of a Shared Services Agreement with the Borough of Point Pleasant Beach for Sign Shop Services.

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

1. That the governing body does hereby authorize the execution of a Shared Services Agreement with the Borough of Point Pleasant Beach for Sign Shop Services, as set forth in the Agreement which is on file in the Township Clerk's Office.
2. That the Mayor is hereby authorized to execute and the Township Clerk to attest to, respectively, the Shared Services Agreement, and any other documents necessary to effectuate the terms of this resolution.
3. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Township Clerk's Office during normal business hours.
4. That a certified copy of this resolution, together with a copy of the agreement, shall be forwarded to the Borough of Point Pleasant Beach.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-4	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick contains several private beaches, which are obligated under the laws of the State of New Jersey to provide a certain quality of LIFE GUARDING services for 2024; and

WHEREAS, the Ocean Club at Mantoloking Condominium Association have requested that the Township of Brick provide certified lifeguards and equipment and have offered to reimburse, hold harmless and indemnify the Township of Brick for the provision of such services; and

WHEREAS, the Township of Brick has an interest in providing a safe beach bathing environment for all beach goers in the Township, including those on private beaches, especially as the parameters of the public trust doctrine permitting some public beach access on all beaches in New Jersey continue to be expanded by the Court and the New Jersey Department of Environmental Protection; and

WHEREAS, it is therefore the desire of the Township Council to authorize the entry into those agreements with the Ocean Club at Mantoloking Condominium Association on file in the Township Clerk's Office.

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

1. That the Mayor and Township Clerk are hereby authorized to execute and attest to, respectively into 2024 agreement with Ocean Club at Mantoloking Condominium Association.
2. That a certified copy of this resolution shall be forwarded to the Ocean Club at Mantoloking Condominium Association, Director of Recreation, 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 April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-5	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

Resolution adopting a Non-Discrimination Policy in Accordance with Title VI of Civil Rights Act of 1964 as Amended, In Connection with the Operation of Brick Township's Transportation Program for Individuals with Disabilities.

WHEREAS, Brick Township receives grant funding through NJ Transit to operate its Transportation Program; and

WHEREAS, NJ Transit requires Brick Township to confirm that it complies with Title VI of the Civil Rights Act and that it will adopt and implement the policies set forth in "Brick Township's Transportation Title VI Non-Discrimination Policy"; and

WHEREAS, Brick Township is willing to adopt the Policy to confirm its compliance with laws prohibiting discrimination;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean, State of New Jersey that Brick Township hereby adopts the Title VI Non-Discrimination Policy; and

BE IT FURTHER RESOLVED that the Mayor be and hereby is authorized to execute any documents required in connection therewith; and

That a certified copy of this resolution will be provided to the Director of Senior Services and NJ Transit.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 5-6	Date 4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated April 8, 2024 that there is \$1,000.00 remaining in the engineering inspection fund from the Estate of Vito Trapasso (Jersey Shore Marina) for 841 Route 70, Block 854 Lot 4; 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 \$1,000.00 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 \$1,000.00 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 April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-7a	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated April 18, 2024 that there is \$80.73 remaining in the engineering inspection fund from Joseph Battaglio (Deceased); 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 \$80.73 remaining in the engineering inspection fund be returned to Executrix of the Estate; 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 \$80.73 remaining in the engineering inspection fund be returned to the Executrix of the Estate, Deborah A. Papa; and
2. That a certified copy of this resolution be forwarded to:
 - a. Chief Finance Officer
 - b. Assistant Township Engineer
 - c. Estate of Joseph Battaglio

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-76	4/23/24
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 380.04, Lot 5 Account # 208700 as of 09-08-2023.

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 09-08-2023 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
380.04/5/208700 31 Yorkwood Dr.	Schrader, Robert	\$1,109.95 – 2023 <u>\$818.24 – 2024</u> \$1,928.19

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 April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-8a	4/23/24
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 869.41, Lot 9 Account # 415459 as of 04-08-2023.

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 04-08-2023 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
869.41/9/415459 70 Robbins Ct.	Smith, Donald	\$6,451.02 - 2023 <u>\$2,133.98 - 2024</u> \$8,585.00

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 April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-8b	4/23/24
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 for the year 2023 on Block 1150, Lot 4, Qual C14 Account #520291, due to State Appeals being granted; and as the State Appeal reduces the assessment from \$282,600 to \$260,000 for 2023.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1150/4/C14/520291 212 Jack Martin Blvd.	Heinze Law, P.A. Attorney Trust Account	\$559.80

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 April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
5-8c	4/23/24
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the National MS Society, 1480 US Hwy. 9 N, Suite 301, Woodbridge, NJ 07095 has applied for a special event permit to conduct a Bike MS: Coast the Coast Event on Saturday, May 11, 2024 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 the National MS Society's request for special event application to conduct a Bike MS Coast the Coast Event on Saturday, May 11, 2024 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 the National MS Society's request for special event application to conduct a Bike Ride Event on Saturday, May 11, 2024 between the hours of 7:00 am and 6:00 pm at Route 35 Bike Lanes Northbound and Southbound 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. Ride will be conducted in accordance with all applicable State laws and utilize the designated bicycle lanes.
4. All portable generators should be covered with a generator tent or some other type of barrier system.
5. The intentional and/or accidental release of balloons and other helium/gas filled objects into the atmosphere is environmentally detrimental and should be prevented.
6. 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.
7. 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 the National MS Society.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on April 23, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 23rd day of April, 2024.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

ORDINANCE NUMBER _____

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$2,869,570 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,726,092 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF 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 members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") as general improvements. For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$2,869,570, said amount being inclusive of a down payment in the amount of \$143,478 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, as amended and supplemented (N.J.S.A. § 40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Capital Improvement Fund of the Township for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$2,869,570 appropriation not provided for by said down payment referred to in Section 1 hereof, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$2,726,092 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 an aggregate principal amount not exceeding \$2,726,092 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 the purposes for the financing of which said obligations are to be issued are for the acquisition and installation, as applicable, of various motorized and non-motorized vehicles, furniture, and equipment for various departments within the Township, including, but not limited to: (i) **Department of**

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Medical Services; and the acquisition of a SUV passenger vehicle for Senior Services; and the acquisition of two (2) Stryker power cots, ten (10) portable radios, and two (2) multi-gas detector meters for the Division of Emergency Medical Services; (ii) **Building Department** – the acquisition of a passenger vehicle for the Division of Inspections; and the demolition of various Township-owned houses for the Division of Inspections; (iii) **Police Department** – the acquisition of a non-passenger supervisor patrol vehicle, a Command vehicle and a High Water Response vehicle for the Division of Administrative Services; a Street Crimes Unit vehicle for the Division of Investigations; and the acquisition of gas mask filters and holographic weapon sights for the Community Policing Division; (iv) **Department of Public Works** – the development of a master site plan; the acquisition of a Toro utility vehicle and turf tractor vehicle for the Parks Division; a side arm garbage truck and rear loading garbage truck for the Sanitation Division; various improvements and upgrades to Bayside Park for the Parks Division, including but not limited to the acquisition of a picnic tables, bleachers, barricades, and various tools; and the acquisition of a printer for the Signs Division; (v) **Department of Recreation** – the acquisition of a pick-up truck with plow for the Marina; and various acquisitions and improvements for the Marina, including but not limited to tires, a scale, and throttle for travel life services; (vi) **Tax** – the acquisition of various office furniture for the Tax Assessor Department and for the office of the Tax Collector Department; (vii) **Office of the Municipal Clerk** – acquisition of an office chair for the office of the municipal clerk; and (viii) **Municipal Court** – the acquisition of various office furniture for the municipal court.

(b) The improvements and purposes set forth in Section 3(a) shall also include, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, and also all work, tools, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued by the Township for said improvements and purposes is \$2,726,092.

(d) The aggregate estimated cost of said improvements and purposes by the Township is \$2,869,570, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$143,478 available for said improvements and purposes.

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, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized by this bond ordinance, 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 that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Ocean 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 budget 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.

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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof in accordance with the limitations set forth in the Local Bond Law, is five (5) 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 the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,726,092. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$430,437 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 hereinbefore 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 expenditure 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 Regulation §1.150-2) or abandoned, but in no event more than three (3) 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 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 12. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: April 23, 2024**

LYNNETTE A. IANNARONE
Township Clerk

ADOPTED ON SECOND READING

DATED: May 14, 2024

LYNNETTE A. IANNARONE
Township Clerk

TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Council of the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") on April 23, 2024. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township's Municipal Building, 401 Chambers Bridge Road, Brick, New Jersey on May 14, 2024 at 7:00 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$2,869,570 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,726,092 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for various capital improvements and acquisitions, including, but not limited to, the acquisition and installation, as applicable, of various motorized and non-motorized non-passenger vehicles, indoor and outdoor furniture, and equipment for various departments within the Township. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$2,869,570

Bonds/Notes Authorized: \$2,726,092

Down Payment: \$143,478

Section 20 Costs: \$430,437

Useful Life: 5 years

LYNNETTE A. IANNARONE,
Township Clerk

TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

ORDINANCE NUMBER _____

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$441,100 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$419,045 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF 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 members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") as general improvements. For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$441,100, said amount being inclusive of a down payment in the amount of \$22,055 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, as amended and supplemented (N.J.S.A. § 40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Capital Improvement Fund of the Township for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$441,100 appropriation not provided for by said down payment referred to in Section 1 hereof, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$419,045 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 an aggregate principal amount not exceeding \$419,045 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 the purposes for the financing of which said obligations are to be issued are for the acquisition and installation of various equipment, as applicable, including but not limited to (i) the replacement audio equipment and meeting video recording systems for the municipal court; (ii) camera systems

and Axis camera station recording servers for Cedar Bridge Manor Park and Mallard Point Park;

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(iii) a fluid mesh wireless network for Drum Point Sports Complex cameras; (iv) sixty-seven (67) new computers and workstations for the Information Technology Department; (v) twelve (12) laptops for the municipal court; (vi) camera systems for four (4) Senior buses; (vii) a traffic light and security camera for Pinewood Drive; and (viii) a replacement server for New World Systems for the Police Department.

(b) The improvements and purposes set forth in Section 3(a) shall also include the following, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, and also all work, tools, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued by the Township for said improvements and purposes is \$441,100.

(d) The aggregate estimated cost of said improvements and purposes by the Township is \$419,045, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$22,055 available for said improvements and purposes.

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, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized by this bond ordinance, 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 that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Ocean 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 budget 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.

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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof in accordance with the limitations set forth in the Local Bond Law, is seven (7) 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 the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$441,100. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$66,165 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 hereinbefore 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 expenditure 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 Regulation §1.150-2) or abandoned, but in no event more than three (3) 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 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 12. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: April 23, 2024**

LYNNETTE A. IANNARONE
Township Clerk

**ADOPTED ON SECOND READING
DATED: May 14, 2024**

LYNNETTE A. IANNARONE
Township Clerk

**TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY**

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Council of the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") on April 23, 2024. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township's Municipal Building, 401 Chambers Bridge Road, Brick, New Jersey on May 14 at 7:00 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$441,100 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$419,045 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for the acquisition and installation of various equipment, as applicable, including but not limited to (i) replacement audio equipment and meeting video recording systems for the municipal court; (ii) camera systems and Axis camera station recording servers for Cedar Bridge Manor Park and Mallard Point Park; (iii) a fluid mesh wireless network for drum point sports complex cameras; (iv) sixty-seven (67) new computers and workstations for the Information Technology Department; (v) twelve (12) laptops for the municipal court; (vi) camera systems for four (4) Senior buses; and (vii) a replacement server for New World Systems for the Police Department. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$441,100

**Bonds/Notes
Authorized:** \$419,045

Down Payment: \$22,055

Section 20 Costs: \$66,165

Useful Life: 7 years

**LYNNETTE A. IANNARONE,
Township Clerk**

TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

ORDINANCE NUMBER _____

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$3,811,570 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,620,991 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF 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 members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") as general improvements. For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$3,811,570, said amount being inclusive of a down payment in the amount of \$190,579 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, as amended and supplemented (N.J.S.A. § 40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Capital Improvement Fund of the Township for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$3,811,570 appropriation not provided for by said down payment referred to in Section 1 hereof, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$3,620,991 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 an aggregate principal amount not exceeding \$3,620,991 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 the purposes for the financing of which said obligations are to be issued are for (i) various Class B roadway repairs and improvements to various locations throughout the Township, including but not limited to Cherie Manor, Greenbriar Association, Cherry Quay Community Association, North Lake Drive,

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Township for the Department of Public Works; (iii) the drainage project for the Bay View Drive flood zone area and Normandy Beach in the Township; (iv) the acquisition and installation of various facilities and equipment for the Police Department, including but not limited to a storage shed and fencing for the impound lot for the Administration Division, six (6) portable radios, ten (10) radars, a back-up radio console, an electronic solar-powered speed sign, a 6Kw portable light tower and a 16-foot enclosed trailer; (v) the acquisition of a barrier island for the Fire Department.

(b) The improvements and purposes set forth in Section 3(a) shall also include, as applicable, to milling, paving, tarring, striping, curbs, aprons, ADA walkways and driveways, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, and also all work, tools, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued by the Township for said improvements and purposes is \$3,620,991.

(d) The aggregate estimated cost of said improvements and purposes by the Township is \$3,811,570, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$190,579 available for said improvements and purposes.

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, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized by this bond ordinance, 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 that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Ocean 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 budget 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.

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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof in accordance with the limitations set forth in the Local Bond Law, is ten (10) 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 the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$3,620,991. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$1,806,906 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 hereinbefore 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 expenditure 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 Regulation §1.150-2) or abandoned, but in no event more than three (3) 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 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 12. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: April 23, 2024**

LYNNETTE A. IANNARONE
Township Clerk

**ADOPTED ON SECOND READING
DATED: May 14, 2024**

LYNNETTE A. IANNARONE
Township Clerk

TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Council of the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") on April 23, 2024. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township's Municipal Building, 401 Chambers Bridge Road, Brick, New Jersey on May 14, 2024 at 7:00 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$3,811,570 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,620,991 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for (i) various improvements and repairs and improvements to various locations throughout the Township; (ii) repairs to the asphalt for various roads throughout the Township for the Department of Public Works; (iii) the drainage project for the Bay View Drive flood zone area and Normandy Beach in the Township; (iv) the acquisition and installation of various facilities and equipment for the Police Department; and (v) the acquisition of a barrier island for the fire station for the Fire Department. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$3,811,570

**Bonds/Notes
Authorized:** \$3,620,991

Down Payment: \$190,579

Section 20 Costs: \$1,806,906

Useful Life: 10 years

LYNNETTE A. IANNARONE,
Township Clerk

TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

PUBLIC NOTICE

NOTICE OF FINAL ADOPTION OF BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by Township Council of the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") on May 14, 2024 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$3,811,570 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,620,991 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for (i) various improvements and repairs and improvements to various locations throughout the Township; (ii) repairs to the asphalt for various roads throughout the Township for the Department of Public Works; (iii) the drainage project for the Bay View Drive flood zone area and Normandy Beach in the Township; (iv) the acquisition and installation of various facilities and equipment for the Police Department; and (v) the acquisition of a barrier island for the fire station for the Fire Department. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$3,811,570

**Bonds/Notes
Authorized:** \$3,620,991

Down Payment: \$190,579

Section 20 Costs: \$1,806,906

Useful Life: 10 years

LYNNETTE A. IANNARONE,
Township Clerk

TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY

ORDINANCE NUMBER _____

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$2,877,760 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,733,872 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF 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 members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") as general improvements. For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the amount of \$2,877,760, said amount being inclusive of a down payment in the amount of \$143,888 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, as amended and supplemented (N.J.S.A. § 40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Capital Improvement Fund of the Township for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$2,877,760 appropriation not provided for by said down payment referred to in Section 1 hereof, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$2,733,872 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 an aggregate principal amount not exceeding \$2,733,872 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 the purposes for the financing of which said obligations are to be issued are for: (i) improvements to the Civic Plaza gym floor for the Department of Recreation; (ii) repairs to the canopy for the Department of Public Works; (iii) various HVAC improvements and upgrades for the computer room for the

Department of Public Works; (iv) the replacement of the roof of the Boland Club House for the

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Department of Public Works; and (v) various improvements to the Forsythe Wildlife Refuge for the Department of Administration, including but not limited to the dredging and moving of spoils for the restoration of the marshland.

(b) The improvements and purposes set forth in Section 3(a) shall also include, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, and also all work, tools, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued by the Township for said improvements and purposes is \$2,733,872.

(d) The aggregate estimated cost of said improvements and purposes by the Township is \$2,877,760, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$143,888 available for said improvements and purposes.

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, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized by this bond ordinance, 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 that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Ocean 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 budget 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.

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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof in accordance with the limitations set forth in the Local Bond Law, is fifteen (15) 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 the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by

\$2,733,872. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$650,000 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 hereinbefore 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 expenditure 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 Regulation §1.150-2) or abandoned, but in no event more than three (3) 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 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 12. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: April 23, 2024**

**LYNNETTE A. IANNARONE
Township Clerk**

**ADOPTED ON SECOND READING
DATED: May 14, 2024**

**LYNNETTE A. IANNARONE
Township Clerk**

**TOWNSHIP OF BRICK
COUNTY OF OCEAN, STATE OF NEW JERSEY**

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a regular meeting of the Township Council of the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") on April 23, 2024. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township's Municipal Building, 401 Chambers Bridge Road, Brick, New Jersey on May 14, 2024 at 7:00 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS, IN AND BY THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING \$2,877,760 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,733,872 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance provides for (i) improvements to the Civic Plaza gym floor for the Department of Recreation; (ii) repairs to the canopy for the Department of Public Works; (iii) various HVAC improvements and upgrades for the computer room for the Department of Public Works; (iv) the replacement of the roof of the Boland Club House for the Department of Public Works; and (v) various improvements to the Forsythe Wildlife Refuge for the Department of Administration, including but not limited to the dredging and moving of spoils for the restoration of the marshland. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$2,877,760

**Bonds/Notes
Authorized:** \$2,733,872

Down Payment: \$143,888

Section 20 Costs: \$650,000

Useful Life: 15 years

**LYNNETTE A. IANNARONE,
Township Clerk**