



**Brick Township Council  
Caucus/Public Meeting  
September 10, 2024  
7:00 PM  
Agenda No. 1**

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. Approve Minutes from the August 27, 2024 Meeting.
  - d. Police Swearing In – Jessica Campana, Badge #350.
  - e. Presentation – Dystonia Awareness – Marguerite Weiss.

**Consent Agenda**

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

4. Resolutions:
  - \_\_\_\_\_ 1. Authorize to Amend 2024 Capital Budget.
  - \_\_\_\_\_ 2. Authorize Bid for 2024-2025 Temporary Sand Fencing.
  - \_\_\_\_\_ 3. Authorize Award of Contract – Purchase & Delivery of One High-Water Vehicle through HGACBuy National Cooperative.
  - \_\_\_\_\_ 4. Authorize Award of Contract – Ambulance Remount through Savvik Buying Group National Cooperative.
  - \_\_\_\_\_ 5. Authorize Award of Contract – Heating, Ventilating and Air Conditioning Services.
  - \_\_\_\_\_ 6. Authorize Award of Contract – Brick Township Dredging and Marsh Restoration.
  - \_\_\_\_\_ 7. Authorize Award of Contract – Professional Medical Services.
  - \_\_\_\_\_ 8. Authorize Close-Out Change Order #1 – Roadway Improvements to Seaview Village.
  - \_\_\_\_\_ 9. Authorize Special Events Permit – Operation: Ruck IT.
  - \_\_\_\_\_ 10. Authorize Special Events Permit – St. Raphael’s Annual Mumkin Sale.
  - \_\_\_\_\_ 11. Bond Releases/Reductions:
    - a. Performance Bond Release – Block 646, Lot 7.01.
  - \_\_\_\_\_ 12. Tax Collector:
    - a. Tax Overpayments 2022 & 2023 – Block 1170, Lot 19.01.

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

- \_\_\_\_\_ 13. Bill Resolution – Computer 2024.
- \_\_\_\_\_ 14. Bill Resolution – Manual 2024.

5. Ordinance on First Reading.
  - \_\_\_\_\_ 1. Bond Ordinance – Acquisition of Property for Open Space Preservation.

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

7. Council Comments.

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

**Next scheduled Caucus/Public Meeting will be held on Monday, September 23, 2024 at 7:00 p.m.**

**RESOLUTION**

**WHEREAS**, the Township of Brick desires to amend the 2024 capital budget of said municipality by inserting therein various projects; and

**WHEREAS**, the temporary capital budget was adopted at a meeting of the Township Council on April 23, 2024.

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Township of Brick amend the 2024 capital budget as follows:

Section 1. The 2024 capital budget of the Township of Brick is hereby to be amended and constituted by the adoption of a schedule to read as follows:

Projects No. 1 thru 8  
Capital Budget of  
the Township of Brick  
County of Ocean, New Jersey  
Projects Scheduled for 2024  
Various Projects

|   | Project                                                                       | Estimated Cost          | Budget Appropriation | Capital Improvement Fund | General Bonds           |
|---|-------------------------------------------------------------------------------|-------------------------|----------------------|--------------------------|-------------------------|
| 1 | Acquisition of Real Property for Open Space Preservation                      | \$ 930,000.00           | \$ -                 | \$ 46,500.00             | \$ 883,500.00           |
| 2 | Motorized Equipment (Inspect., Marina, Sanit., Parks, EMS, Police, Seniors)   | \$ 1,971,689.00         | \$ -                 | \$ 98,584.00             | \$ 1,873,105.00         |
| 3 | Non-Motorized Equipment                                                       | \$ 897,881.00           | \$ -                 | \$ 44,894.00             | \$ 852,987.00           |
| 4 | Data Processing Technology (all departments)                                  | \$ 441,100.00           | \$ -                 | \$ 22,055.00             | \$ 419,045.00           |
| 5 | Police Equipment (non-data processing)                                        | \$ 282,512.00           | \$ -                 | \$ 14,126.00             | \$ 268,386.00           |
| 6 | Road Improvements                                                             | \$ 3,529,058.00         | \$ -                 | \$ 176,453.00            | \$ 3,352,605.00         |
| 7 | Forsythe Wildlife Refuge                                                      | \$ 2,627,760.00         | \$ -                 | \$ 131,388.00            | \$ 2,496,372.00         |
| 8 | Fencing, Bleachers, Gym Floor, Canopy Repair, Computer Room, Roof Replacement | \$ 250,000.00           | \$ -                 | \$ 12,500.00             | \$ 237,500.00           |
|   | <b>Totals</b>                                                                 | <b>\$ 10,930,000.00</b> | <b>\$ -</b>          | <b>\$ 546,500.00</b>     | <b>\$ 10,383,500.00</b> |

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 capital budget.

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| 4-1      | 9/10/24 |
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| Agenda # | Date    |
| Agenda # | Date    |

**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 September 10, 2024

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September 2024.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

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

**2024-2024 TEMPORARY SAND FENCING**

**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 Engineer, Elissa Commins, is hereby authorized to prepare formal bid specifications for the above-mentioned project.
2. That the Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above-mentioned project.

**CERTIFICATION**

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on September 10, 2024.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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

| Agenda # | Date    |
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| Agenda # | Date    |
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**RESOLUTION**

**WHEREAS**, P.L. 2011, c.139, N.J.S.A. 52:34-6.2, and Local Finance Notice 2012-10 allow local contracting units to utilize national cooperative contracts as a method of procurement of goods and services; and

**WHEREAS**, the Township of Brick is a member of a national cooperative purchasing agreement known as the Houston-Galveston Area Council of Governments, hereinafter referred to as HGAC-Buy; and

**WHEREAS**, the Township of Brick is desirous of purchasing a high-water response vehicle; and

**WHEREAS**, the Township has determined that the use of the cooperative purchasing agreement will result in cost savings after all factors, including charges for service, material, and delivery, have been considered; and

**WHEREAS**, the HGAC-Buy awarded contract #AM10-23 entitled "Ambulances, EMS and Other Special Service Vehicles" to Lenco Industries, Inc. dba Lenco Armored Vehicles, 10 Betnr Industrial Drive, Pittsfield, MA 01201; and

**WHEREAS**, it is the desire of the Deputy Chief of Police to purchase a Lenco BearCatG3 as listed in the quotation #103515 dated July 2, 2024, through the HGAC-Buy contract #AM10-23; and

**WHEREAS**, the Township is in receipt of the requisite documentation in order to award this contract through the cooperative purchasing agreement; and

**WHEREAS**, the availability of funds for said purchase to be awarded herein has been certified by the Chief Financial Officer.

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

1. That the P.L. 2011, c.139 allows Township to award contract without competitive bidding through a national cooperative purchasing system.
2. That the HGAC-Buy national cooperative system has awarded contract #AM10-23 to Lenco Industries, Inc. dba Lenco Armored Vehicles, 10 Betnr Industrial Drive, Pittsfield, MA 01201 for "Ambulance, EMS and Other Special Service Vehicles."
3. That the Purchasing Agent is hereby authorized to execute a purchase order to Lenco in the amount of \$362,263.00 as per the attached quote.
4. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer for the portion of the funds withdrawn from the 2024 Capital budget and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:  
Ordinance #5-24 – account C-04-55-890-501 – \$331,125.00  
N.A.S.A.F. Rider Expense – account T-03-56-856-302 – \$31,138.00
5. That the contract period shall commence upon the issuance of a purchase order and shall terminate upon the delivery of the vehicle.
6. That the purchase order shall contain a requirement that "the vendor shall maintain all documentation related to products, transactions or services under this contract for a period of five (5) years from the date of final payment. Such records shall be made available to the New Jersey Office of the State Comptroller upon request".

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| 4-3      | 8/10/24 |
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7. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
8. That the Township Clerk shall further forward a certified copy of this resolution to the vendor, HGAC-Buy, Business Administrator, Chief Financial Officer, Deputy Chief of Police, Superintendent of Public Works and the Purchasing Agent.

#### **CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the September 10, 2024.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

**WHEREAS**, P.L. 2011, c.139, N.J.S.A. 52:34-6.2, and Local Finance Notice 2012-10 allow local contracting units to utilize national cooperative contracts as a method of procurement of goods and services; and

**WHEREAS**, the Township of Brick is a member of a national cooperative purchasing agreement known as Savvik Buying Group; and

**WHEREAS**, the Township of Brick is in need of ambulance remounting; and

**WHEREAS**, the Township has determined that the use of the cooperative purchasing agreement will result in cost savings after all factors, including charges for service, material, and delivery, have been considered; and

**WHEREAS**, the Savvik Buying Group awarded contract #2024-03 entitled "Ambulance Remounts and Ancillary Items" to SIV Ambulances, 2400 Big Oak Road, Langhorne, PA 19047; and

**WHEREAS**, it is the desire of the Chief of EMS and Rescue to remount ambulance unit 533 Type I Ford F450 Gas 4x4 169" WB Standard and other options as listed in the quotation dated July 10, 2024, through the Savvik Buying Group contract #2024-03; and

**WHEREAS**, the Township is in receipt of the requisite documentation in order to award this contract through the cooperative purchasing agreement; and

**WHEREAS**, the availability of funds for said purchase to be awarded herein has been certified by the Chief Financial Officer.

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

1. That the P.L. 2011, c.139 allows Township to award contract without competitive bidding through a national cooperative purchasing system.
2. That the Savvik Buying Group national cooperative system has awarded contract #2024-03 to SIV Ambulances, 2400 Big Oak Road, Langhorne, PA 19047 for Ambulance Remounts and Ancillary Items.
3. That the Purchasing Agent is hereby authorized to execute a purchase order to SIV Ambulances in the amount of \$199,590.00 for the remount of unit 533 Type I Ford F450 Gas 4x4 169" WB Standard as per the attached quote.
4. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriation and ordinance which constitutes the availability of funds for this contract:  
Ordinance #5-24 – account C-04-55-890-501 – \$199,590.00
5. That the contract period shall commence upon the issuance of a purchase order and shall terminate upon the delivery and acceptance of the truck.
6. That the purchase order shall contain a requirement that "the vendor shall maintain all documentation related to products, transactions or services under this contract for a period of five (5) years from the date of final payment. Such records shall be made available to the New Jersey Office of the State Comptroller upon request".

7. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.

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| Agenda #<br>4-4 | Date<br>9/10/24 |
| Agenda #        | Date            |
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| Agenda #        | Date            |

8. That the Township Clerk shall further forward a certified copy of this resolution to the vendor, Savvik Buying Group, Business Administrator, Chief Financial Officer, Director of EMS and Rescue, Chief of EMS and Rescue, Superintendent of Public Works and the Purchasing Agent.

### **CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on September 10, 2024.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK



**RESOLUTION**

**WHEREAS**, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for Heating, Ventilating & Air Conditioning Maintenance and Repair Services on Thursday, August 15, 2024; and

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

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

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

1. That the contract for Heating, Ventilating & Air Conditioning Maintenance and Repair Services is hereby awarded to Mid-Atlantic Service 360, Inc., 1550 Rike Drive, Millstone Township, NJ 08535 as per the attached schedule of prices.
2. That this is an open-ended contract with not to exceed amount of \$75,000.00 per year; therefore, funds shall be certified prior to each order. Sufficient funds are available in 2024 budget and pending adoption of the future budgets under an appropriation entitled Buildings & Grounds – Outside Contractors, account 4-01-26-310-291.
3. That this will be a two (2) year contract commencing on September 14, 2024 and ending on September 13, 2026.
4. That he 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 Public Works, Supervisor of Buildings & Grounds and the Purchasing Agent.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on September 10, 2024.

**IN WITNESS WHEREOF**, I hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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| Agenda # | Date    |
| 4-5      | 9/10/24 |
| Agenda # | Date    |
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**RESOLUTION**

**WHEREAS**, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for Brick Township Dredging and Marsh Restoration on Thursday, August 29, 2024; and

**WHEREAS**, the bids have been reviewed by ACT Engineers; and

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

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

1. That the contract for Brick Township Dredging and Marsh Restoration is hereby awarded to Mobile Dredging and Video Pipe, 3100 Bethel Road, Chester, PA 19013 for a total bid amount of \$2,456,375.00.
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto. The following is the line item appropriations and ordinance which constitutes the availability of funds for this contract:  
Ordinance #8-24 – account C-04-55-893-401 – \$2,027,760.00  
Ordinance #8-24 – account C-04-55-893-601 – \$428,615.00
3. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
4. That the Purchasing Agent is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A:11-24.
5. That the Township Clerk shall further forward a certified copy of this resolution to the vendor, ACT Engineers, Business Administrator, Chief Financial Officer, Township Engineer, Superintendent of Public Works and the Purchasing Agent.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on September 10, 2024.

**IN WITNESS, WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

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| Agenda # | Date    |
| 4-10     | 9/10/24 |
| Agenda # | Date    |
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**RESOLUTION**

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

**WHEREAS**, there is a need to retain Professional Medical Services to provide pre-employment physicals, fit for duty examinations and drug and alcohol testing for new and existing employees; and

**WHEREAS**, the Township of Brick has solicited proposals for said services through a fair and open process on Wednesday, August 21, 2024; and

**WHEREAS**, the proposals have been reviewed by the Deputy Chief of Police and the Human Resources Director; and

**WHEREAS**, the Deputy Chief of Police and the Human Resources Director have recommended and are satisfied with the qualifications and experience of the firms which are the subject of this award.

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

1. That the contract for Professional Medical Services is hereby awarded to the following vendors as per Attachment A – Schedule of Prices:
  - Dafeldecker Associates, P.O. Box 603, Toms River, NJ 08753
  - Hackensack Meridian Team Health, 2-12 Corbett Way, Suite 101, Eatontown, NJ 07724
  - Immediate Care Medical Walk-In of Brick, 56 Chambers Bridge Road, Brick, NJ 08723
  - The Institute for Forensic Psychology, 5 Fir Court, Suite 2, Oakland, NJ 07436
2. That this contract is being awarded as a professional service in accordance with N.J.S.A. 40A:11-5 pursuant to a fair and open process.
3. That services for this contract shall be rendered to the Township at the rates listed on Attachment A, with a total amount not to exceed \$150,000.00. Sufficient funds are available in 2024 budget and pending adoption of the 2024 budget under appropriation entitled Human Resources – Doctors Fees, account 4-01-20-105-276.
4. That the term of this contract is one (1) year commencing on September 13, 2024 and ending on September 12, 2025.
5. That the Mayor is authorized to execute and the Township Clerk to attest to the agreement which 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 provided to the vendors, Business Administrator, Human Resources Director, Deputy Police Chief, 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 September 10, 2024.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township on this 10<sup>th</sup> day of September, 2024.

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| Agenda # | Date    |
| 4-7      | 9/10/24 |
| Agenda # | Date    |
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 LYNNETTE A. IANNARONE  
 TOWNSHIP CLERK

**CLOSE OUT CHANGE ORDER #1**

**WHEREAS**, the Township of Brick previously awarded a contract to Earle Asphalt Company, P.O. Box 556, Farmingdale, NJ 07727 on June 27, 2023 for the project known as "Roadway Improvements to Seaview Village" for a total contract price in the amount of \$536,813.13; and

**WHEREAS**, Earle Asphalt Company has completed the project; and

**WHEREAS**, the Consulting Engineer, CME Associates, has inspected the work and deemed the work to be complete; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-11.3 the Consulting Engineer has recommended the approval of Close-Out Change Order #1 decreasing the contract by \$643.86 from \$536,813.13 to \$536,169.27 as a result of final as-built quantities; and

**WHEREAS**, the approval of this Close-Out Change Order #1 will result in the return of the performance bond posted for this project. Contractor has provided maintenance bond, which will run for a period of two (2) years; and

**WHEREAS**, the Township Attorney has reviewed the maintenance bond and deemed same to be acceptable; and

**WHEREAS**, it is now the desire of this Township Council to act upon the Consulting Engineer's recommendation and to approve said Close-Out Change Order #1.

**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 above-mentioned Change Order #1 is hereby approved decreasing the contract amount previously awarded to Earle Asphalt Company for Roadway Improvements to Seaview Village to \$536,169.27, with \$643.86 being voided and returned to the Ordinance #11-23, account C-04-55-886-401.
2. That final payment to the contractor is hereby authorized to be made based upon the recommendation of the Consulting Engineer.
3. That the work performed the contractor for the project is hereby accepted by the Township of Brick.
4. That return of Performance and Payment Bond #K41694087 in the amount of \$536,813.13 to the contractor is authorized.
5. That the Township Clerk shall forward a certified copy of the resolution to the contractor, CME Associates, Business Administrator, Township Engineer, Chief Financial Officer and the Purchasing Agent.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting of said Council on September 10, 2024.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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| Agenda # | Date    |
| 4-8      | 9/10/24 |
| Agenda # | Date    |
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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

**WHEREAS**, Ma Deuce Deuce (MA22) has applied for a special event permit to conduct an Operation Ruck It Event on September 21, 2024 in accordance with Chapter 393 of the Code of the Township of Brick; and

**WHEREAS**, the Municipal 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 Ma Deuce Deuce's request for a special event to conduct an Operation Ruck IT Event on September 21, 2019.

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

**SECTION 1.** That MA22's request for special event application to conduct an Operation Ruck It Event on September 21, 2024 starting and finishing at the VFW Post 8867, 373 Adamston Road between the hours of 7:00 am and 5:00 pm, with the conditions and restrictions as follows:

1. All fire lanes and fire access and areas must remain open and accessible at all times.
2. Walk will be conducted in accordance with all applicable State laws and utilize the designated bicycle lanes.
3. Special Officers are recommended to escort the group for their safety and to assist them with crossing where necessary.
4. All portable generators should be covered with a generator tent or some other type of barrier system.
5. All of the requirements set forth in Chapter 393 of the Township Code, Special Events, shall be met.
6. Any signage advertising this event (if applicable) shall not be displayed or placed in a manner that it creates a view obstruction at the entrance/exits of the parking lot.
7. The intentional and/or accidental release of balloons and other helium/gas filled objects into the atmosphere is environmentally detrimental and should be prevented.
8. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present and will be responsible for the cleanup of such.
9. 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 Ma Deuce Deuce (MA22).

**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 September 10, 2024.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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| Agenda # | Date    |
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LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

**RESOLUTION**

**WHEREAS**, the St. Raphael's Episcopal Church, 1520 Route 88, Brick has applied for a special event permit to conduct a Mumkin Sale Event on October 5, 2024 in accordance with Chapter 393 of the Code of the Township of Brick; and

**WHEREAS**, the Municipal 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 St. Raphael's request for special event to conduct a Mumkin Sale Event on October 5, 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 St. Raphael's request for special event application to conduct a Mumkin Sale Event on October 5, 2024 between the hours of 10:00 am and 2:00 pm is approved with the conditions and restrictions as follows:

1. All fire lanes and fire access and areas must remain open and accessible at all times.
2. All portable generators should be covered with a generator tent or some other type of barrier system.
3. All of the requirements set forth in Chapter 393 of the Township Code, Special Events, shall be met.
4. Any signage advertising this event (if applicable) shall not be displayed or placed in a manner that it creates a view obstruction at the entrance/exits of the parking lot.
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 St. Raphael's Church.

**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 September 10, 2024.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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

|          |         |
|----------|---------|
| Agenda # | Date    |
| 4-10     | 9/10/24 |
| Agenda # | Date    |
| Agenda # | Date    |
| Agenda # | Date    |

**RESOLUTION**

**WHEREAS**, PSD Corporation had posted Manasquan Savings Bank Letter of Credit No. 11-01 in the amount of \$67,433.86 and a cash performance bond in the amount of \$7,492.65 for Ed's Hardware, 599 Mantoloking Road, Block 646 Lot 7.01, BA-1921 in the Township of Brick; and

**WHEREAS**, the Assistant Township Engineer, by letter dated August 21, 2024 has advised that the applicant will not be moving forward with the project; and

**WHEREAS**, the Assistant Township Engineer recommends that the Manasquan Savings Bank Letter of Credit No. 11-01 in the amount of \$67,433.86 and a cash performance bond in the amount of \$7,492.65 (plus interest if applicable) along with the \$2,739.87 (plus interest if applicable) remaining in the engineering inspection fund be returned to the applicant; and

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

1. That the Manasquan Savings Bank Letter of Credit No. 11-01 in the amount of \$67,433.86 and a cash performance bond in the amount of \$7,492.65 (Plus interest if applicable) along with the \$2,739.87 (plus interest if applicable) remaining in the engineering inspection fund be returned to the applicant; and
2. That the Municipal Clerk forward certified copies of this resolution to the following:
  - a. Chief Financial Officer
  - b. Assistant Township Engineer
  - c. Applicant/Developer

**CERTIFICATION**

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on September 10, 2024.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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

| Agenda # | Date    |
|----------|---------|
| 4-11a    | 9/10/24 |
| 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 years 2022 & 2023 on Block 1170, Lot 19.01, Qual C208, Account # 522557, due to State Appeals being granted; and as the State Appeals reduce the assessment from \$528,800 to \$426,700 over the course of 2022 to 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>     |
|----------------------------|----------------------------------------|-------------------|
| 1170/19.01/C208            | Heinze Law, PA, Attorney Trust Account | \$1,171.68 - 2022 |
| 1608 Route 88              |                                        | \$2,529.02 - 2023 |

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on September 10<sup>th</sup>, 2024.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 10<sup>th</sup> day of September, 2024.

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

|          |         |
|----------|---------|
| Agenda # | Date    |
| 4-12a    | 9/10/24 |
| Agenda # | Date    |
| Agenda # | Date    |
| Agenda # | Date    |



TOWNSHIP OF BRICK  
BOND ORDINANCE NUMBER \_\_\_\_\_

BOND ORDINANCE PROVIDING FOR THE ACQUISITION AND PURCHASE OF REAL PROPERTY FOR OPEN SPACE PRESERVATION PURPOSES, BY AND IN THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROPRIATING \$930,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$883,500 IN 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 the members thereof affirmatively concurring), AS FOLLOWS:

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Brick, in the County of Ocean, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the principal amount of \$930,000, said amount being inclusive of a down payment in the amount of \$46,500 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$930,000 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 a principal amount not exceeding \$883,500 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$883,500 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

**SECTION 3.** (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are for the acquisition and purchase of real property for open space preservation and conservation purposes, including, but not

limited to, real property consisting of vacant land located at 2416 Hooper Avenue and designated as Block 548, Lot 5, on the Official Tax Map of the Township (the "Property").

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| Agenda # | Date        |
| 5-1      | 9/10/24     |
| Agenda # | Date        |
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| Agenda # | Date        |

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

(c) The estimated maximum amount of bonds or notes to be issued for said improvements and purposes is \$883,500.

(d) The aggregate estimated cost of said improvements and purposes is \$930,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefore being the amount of \$46,500, which is the down payment available for said improvements or 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 2 hereof, and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Ocean. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Ocean 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 in the Department of Community Affairs of the State of New Jersey.

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

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

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

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that 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 \$883,500. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) No amount is estimated for items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law.

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

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

**SECTION 10.** The Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of the obligations of the Township authorized herein and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of the holders and beneficial owners of the obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to

comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

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

**ADOPTED ON FIRST READING**  
**DATED: September 10, 2024**

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**LYNNETTE A. IANNARONE**  
Township Clerk

**ADOPTED ON SECOND READING**  
**DATED: October 8, 2024**

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**LYNNETTE A. IANNARONE**  
Township Clerk