

A combined Caucus/Public meeting of the Township Council was held in the Municipal Building at 7:00 p.m. and was called to order at 7:01 p.m.

Present

Councilwoman Andrea Zapcic
Councilman Arthur Halloran
Councilwoman Heather deJong
Councilwoman Lisa Crate
Councilman Jim Fozman
Council Vice President Marianna Pontoriero
Council President Paul Mummolo

Also Present

Mayor John G. Ducey
Scott Kenneally, Township Attorney
Lynnette A. Iannarone, Township Clerk
Joanne Bergin, Business Administrator

Township Clerk Iannarone announced adequate notice of this meeting was provided and published in Asbury Park Press on January 8, 2016. Copies of the agenda were provided to the newspapers, posted on public bulletin boards and the township website (www.bricktownship.net).

This meeting began with the salute to the flag followed by a moment of silence.

The Clerk was directed to accept and file the Building & Construction, Certificate of Occupancy, Sewer & Water, Engineering and Vital Statistics Reports for the month of January 2015.

Motion by Vice President Pontoriero and seconded by Councilwoman deJong to dispense with the reading of the minutes of January 26, 2016 meeting and approve the same.

All Council Members voted AYE on Roll Call.

President Mummolo and Councilwoman Crate along with Mayor Ducey recognized the Students of the Month. President Mummolo named the students and presented certificates to Brick Township High School Students of the Month for January 2016: Samantha Kwitchoff, Mark Tobin, Ava Liscio and Amy Madden. He also named the students and presented certificates to: Brick Memorial High School Students of the Month for January 2016: Dustyn Wood, Alexis Nicol, Tychina Martin, Connor Buckley, Elijah Billingsley, Zachary Blair, Angela Brush and Andrew LaRosa.

Recreation Budget Presentation:

Dan Santaniello, Recreation Supervisor presented the budget for Recreation. He explained Recreation, including Township beaches and Trader's Cove Marina, served over 150,000 individuals this past year, through special events, cultural arts concerts, summer and winter camps, recreational sports, beaches, and the marina. The Recreation Department offers over 100 programs for children, adults, and seniors throughout the year. These include, but are not limited to, basketball, kickball, pickle ball, softball, Challenger programs, early childhood education, and camps. The lifeguards and badge checkers provide beach-goers with a safe, clean, and well managed beach throughout the summer season. He explained that they also provide lifeguard services to two (2) private beach associations, who reimburse the Township for those services and noted the professional, well-trained lifeguard staff have been recognized as one of the best in the area. He said Trader's Cove Marina and Park provide the boating community with a variety of marine services. He said Trader's Cove has state-of-the-art concrete floating docks, transient slips, a double wide boat ramp, Jet Ski ports, and a large playground. He advised this year; they are offering rental spaces for kayaks, paddleboards and canoes, which were constructed by the Township in-house buildings and grounds crew and noted the racks are conveniently located next to the kayak launch, making them fully accessible to the water. He explained the Recreation Department staff is comprised of six full-time and fifty seasonal employees, including camp counselors, site supervisors, sports clinic instructors, umpires, referees, and early-education teachers. The salary and wage budget for 2016 is increasing 5.6 percent due to yearly contractual increases. The Recreation staff continues to do a great job in maintaining a minimal overtime budget through the utilization of flex schedules. He said flex schedules are necessary since 90 percent of the programs take place after normal work day hours. He explained the operating and overtime budgets remain flat with a 0 percent increase .Recreation's early childhood education programs continue to be successful, so much so, they will be expanding the space in 2016. The renovations will allow them to continue to grow and provide more services to the families of Brick. The majority of the current classes are at maximum capacity, many with waiting lists. By offering more "Mommy and Me" classes, they

will have the ability to increase the involvement of more families when their children are very young and those children will then continue in those programs as they grow and prepare for elementary school. He explained the beach staff consists of part-time employees, including 68 lifeguards, 16 badge checkers, and 10 maintenance workers. The salary and wage budget is increasing 1.84 percent based on actual expenditures last year as needed for proper beach coverage. The operating account for 2016 remains flat with a 0 percent increase from last year. Some of the line item amounts increased while others decreased due to fluctuations in inventory, including lifeguard equipment and first aid essentials. The overtime budget also remains flat with a 0 percent increase and explained overtime is only used at the end of the summer season when lifeguards begin returning to college and the other staff must cover their shifts, thus working six days a week.

President Mummolo opened the public hearing on the Recreation Budget.

Vic Fanelli, 24 Meadow Point Drive, asked for clarification on the 5.6 percent increase in salaries.

Dan Santaniello advised the 5.6 percent increase is the Recreation staff combined six full time staff along with 50 seasonal employees and noted the beach is also a combined 1.84 percent increase and noted some of the increases are contractual.

George Scott, 16 Queen Ann Road, asked if the 5.6 percent increase is at the end of a previous contract or is that number included in what is expected in raises for the following year.

Dan Santaniello advised coming up this year will be contract raises for fulltime and seasonal employees.

Joanne Bergin explained the Finance Department is anticipating some contractual increases to be included in the line items for any full time employees that are part of a union. She clarified the 5.6 percent increase is for all employees combined.

Larry Reid, 475 Normandy Drive, stated his concerns with the 5.6 percent increase and questioned what is the plan for beach staffing this year.

Joanne Bergin responded they are planning this budget and fully anticipating needing the number of life guards and beach maintenance staff that was utilized last year. She said she believes the Army Corp project will come to pass this summer and they will do everything they can as was done last summer to provide safe beach areas and safe access to the designated beach areas.

Larry Reid questioned if the Army Corp does not come in and there is no beach will the Township still hire the beach staff.

Dan Santaniello said no, but hopefully that will not be the situation.

Larry Reid inquired if the Township has a separate account for income and expenses for Trader's Cove and asked for a breakdown.

Joanne Bergin replied yes.

Dan Santaniello advised for Trader's Cove, the marina has two full time and six seasonal employees and in 2015 was the first full year of operations at the marina. He said for winter storage to slip rentals and transient slips the s/w budget saw an increase of 7.8 percent as a result of the need to hire additional seasonal employees and all expense accounts increased in the first full year of operations, however, so did the revenue generated by the marina. He said in 2015 the marina brought in 52 percent more in revenues than in the previous year.

Larry Reid asked for the breakdown of the total income for 2015 versus total expenses for 2015.

Dan Santaniello gave the specifics on the breakdown.

President Mummolo closed the public hearing on the Recreation Budget.

Administration Budget Presentation:

Joanne Bergin, Business Administrator presented the Administration Budget. She explained the overall salary and wages for Administration decreased slightly by less than one-half a percent. The operating budget increased slightly as well by 2.9 percent. One area in Administration is Legal Services and that budget has decreased by 33 percent. She said thanks to the hard work by our Safety Officer, we have been able to reduce liability premiums and worker's compensation costs by \$127,500.00 and \$104,400.00 respectively. She said they have negotiated a new contract for animal control services which saved \$135,000.00 and saved another \$134,000.00 by administering the Community Development Block Grant in-house as opposed to using an outside consultant. She explained Administration is the front line for all in-person and telephone inquiries that come to the Township. For example, in 2015, the staff handled 31,376 telephone calls! They also track and ensure follow-up on all email inquiries that come through the web site via the CRM program. In 2015, we handled 27,094 cases through the CRM program. Staff also maintains all files for administrative functions and coordinates and schedules all meetings as needed to operate efficiently. She added public relations, marketing and special events are also handled by Administration including monitoring and updating of Township's website and social media sites including Facebook and Twitter; preparation and dissemination of press releases; and oversight of Brick Township's PEG Channel, BTV. This includes creation and posting of bulletin board slides and preparation and posting of all content; creation of advertisements and promotional materials for various departments; preparation and dissemination of email updates from the Township; photography at internal and external events; and the implementation of seamless document program for on-line forms, etc., and added the staff also manages the Buy In Brick Program, and assists in events such as the Green Fair and Administration also manages constituent relations and publications such as the Recreation Brochure, advertisements, promotional materials, senior booklet, recycling brochures, event flyers, and any other publications as needed. She said it is the responsibility of the Division of Purchasing and Contracting to conduct all purchasing, the acquisition of all goods and/or services, in accordance with the applicable laws of the State of New Jersey, more specifically N.J.S.A. 40A:11-1, the Local Public Contracts Law. Overall, salary and wages decreased by 3.6% due to a retirement and staffing adjustments. The operating budget increased 2.5 percent which is a direct correlation to an increase in the amount needed for postage. This number is based on actual postage costs. Even though they have done more things electronically such as posting RFPs and RFQs online, there still is a significant amount of items that must be mailed including tax bills. She said In 2015 this office processed approximately 5700 purchase orders, more than 108 sealed bids which includes O&E budgeted bids, capital bids and National Bids, and more than 75 formal/informal quotes. These tasks are accomplished by a staff of five. The office also oversees the central receiving/mail room, which includes one staff member. She said also included in the Postage budget is the mailing of all Department and Division mailings including Estimated & Final Tax Bills, Chapter 75 mailing (property value notification), delinquent tax notices, CRM mailing, regular, priority and overnight postage. For 2016, purchasing would also like to institute a Procurement Card to be utilized in the event of emergencies. This office is working with DPW, Police & Recreation to schedule an auction(s) to rid of Township surplus property no longer needed. She explained that the overall salary and wage budget for Human Resources decreased by less than 1 percent and the operating budget also decreased by less than half a percent. There will be a modification to the overtime budget amount to reduce it to \$7,000.00 which is a 50 percent savings in this department's overtime budget. She said the HR Department manages all Township employees – currently 410 full-time and 136 part-time/seasonal. During the summer months, they coordinate all hiring and employee management for the approximately 145 additional employees. They create and institute employee policies and maintain compliance with state and federal laws. Human Resources handles employee training – safety, the Employee Assistance Program and other workplace trainings – we completed six trainings in 2015 and four are scheduled so far in 2016. All health benefits are handled by Human Resources. They coordinate with our brokers for contract proposals, renewals, rate changes and handle all Affordable Care Act compliance, reporting and fee submission as well as resolve claims issues. They process all liability claims with the Insurance companies and ensure compliance with safety regulations and vendor insurance. She said their 2015 accomplishments include the completion of HR renovations to improve efficiency, accessibility and security. The staff researched new benefit offerings, began contract negotiations and reduced workers compensation and liability costs. She said special projects for 2016 include continued contract negotiations, plans to expand random testing for safety sensitive positions, update/revise employee handbook and offer an Employee Health Fair and

supervisor training. The Mayor's overall salary and wage budget increased by 12 percent as they successfully worked to reduce overtime by 33 percent. There is an increase in the operating budget to allow for the costs to print the Township's new bi-annual newsletter, including printing and distribution costs to all households in the Township. As you know, we did a pilot newsletter last year and the Mayor received a lot of positive feedback from the seniors, many of whom do not use social media and therefore, not receiving regular updates on programs and events. We are actively looking to secure sponsorship, but will budget the full amount needed because they are committed to continuing this outreach program. She said the Mayor maintains office hours weekdays and has an open door policy for staff and residents requesting to meet with him. His active schedule includes regular meetings with groups and organizations within town and he hosts many initiatives to engage the public, such as Mayor's In and Mayor's Out Night, and the award-winning Blog Talk Radio Show and regular attendance at Council meetings. She said the Council salary and wage budget remains flat. However, there is a 24 percent decrease in the operating budget thanks, in part, to significant savings in the expert services line item as a result of restructuring the Township's contract for Grantsman, which was eliminated as that service will be done in house. She said the council members are very active in strategic planning and have working subcommittees including Redevelopment, Recreation, Economic Development, Sandy Recovery, Public Works, Public Safety, and Business & Finance. She said the overall, salary and wages for the Township Clerk's Office increased 1.5 percent as a result of contractual increases, with a 9 percent decrease in overtime costs. The operating budget increased 47 percent in large part due to a \$23,000.00 increase in the expert services line item as needed to microfilm township data. She said the Archives Division is requesting a total of \$34,000.00 in the 2016 operating budget: \$31,500.00 for back file imaging by an outside vendor, \$2,000.00 for records destruction by the outside vendor and \$500.00 for staff training and education. She said the Township's Alchemy Document Management Database was set up by an outside vendor who did the initial scanning and indexing the Construction permits contained therein. During the three years between the last vendor scan and the creation of the in-house imaging project, no scanning of these records was performed, resulting in a backlog of some 180 boxes of permits needing to be rescanned. She said Archives has been performing day forward scanning of construction records since 2012 and closed construction permits are scanned into Alchemy within 2 or 3 days of being closed in inspections. Archives is proposing to use an outside vendor to scan half of the backlog in 2016 and the remainder in 2017. The Construction permits are the largest series of records in Alchemy (nearly 42,000 individual documents) and the most frequently used of the eleven Alchemy databases. Four departments/divisions use the Building Construction database on a daily basis. Having an outside vendor perform back file imaging would close a significant gap in digital construction records. She said the Clerk's office is comprised of six staff members, two of whom hold Registered Municipal Clerk and Certified Municipal Registrars certifications. Every staff member is a Notary Public. The Division of Archives has a staff of two full-time employees, one who holds state and federal records management certifications. The Township Clerk's office which issues various licensing brought in \$224,462.95 in 2015 and Vital Statistics which includes all records of births, deaths and marriages brought in \$102,533.00. In 2015 the State implemented a new database for birth certificate acceptance and issuance. In addition the State implemented a new database for liquor license renewals. She said for safety and security an office renovation (similar to the project done in HR) is being included in the 2016 Capital Budget. She said the overall, the salary and wage for the Finance Department budget increased 9.5 percent. The operating budget decreased by 10 percent. The Township was able to maintain its Moody's Financial Services AA2 rating on all of its note and bond issues during 2015 based upon its financial strength and fiscal practices. This allows the Township to borrow and issue its debt at the best possible rates which saves the taxpayer's interest costs year in and year out while addressing the capital needs of the Township to maintain infrastructure and maintain service levels to its residents. She said the overall salary and wage for Data Processing (IT) decreased 14 percent which is a direct result of the initiatives all departments are following to reduce overtime. The operating budget decreased 8.5 percent. She said one issue they run into each year is increases on the maintenance contracts which is the department's largest line item. The IT department supports approximately: 50 Servers, 400 PCs and Laptops, 75 PDAs (smartphones), 100 printers, 20 scanners and 3 high availability environments; the Police dispatch system, Township CRM/RFA system and Phone System for Town Hall. These high availability environments greatly reduce any downtime. The Township has more than 40 systems used by the different Departments. The IT department completes software updates on all Township Servers and keeps all hardware current with a 5-year replacement schedule. They are currently in the process of upgrading 2 major systems the Police Dispatch/Records/Mobile

system and the Building/Engineering and Land Use system. On a regular basis IT Department adds functionality to the in-house CRM/RFA (Citizen Relationship Management/Request For Action) system which is exclusive to Brick Township and exceeds the abilities of every other program they have reviewed. She said the overall, salary and wages for the Tax Collector increased by 2.2 percent due to contractual increases. The operating budget is increased by 6.8 percent largely due to the expert services line item as a result of programming changes with regards to tax bills and post year tax statements since the long-time vendor is no longer providing these services and they will be using a new company. We appropriated enough funds as needed to ensure a seamless transition. The largest expense in this budget is printing, which is unchanged from last year. They are budgeting for the printing of Adjusted Homestead Benefit credit, estimated, regular, added assessment bills. The next notable expense is for Advertisement, which has been reduced slightly, for Tax Sale, assignment and foreclosure ads. All other operational costs have remained relatively flat. She said the overall, the salary and wage budget for the Tax Assessor increased by 11.9 percent with a 50 percent reduction in the overtime budget. The operating budget decreased by 2 percent. The office includes three certified tax assessors. The Tax Assessor's office continues to address storm restoration issues. For the most part, budget requests have remained level. She said the salary and wage budget for Senior Services increased by 22 percent due to increased staff. However, these salaries are partially funded by a \$135,100.00 grant from the Ocean County Office of Senior Services. The operating budget increased slightly by less than 1 percent due to increases in the annual printer and maintenance costs. Additionally, the Department has a new Director, who is completing management certification and therefore, the education line item is decreasing. The largest line item is rental at \$43,000.00, which includes the rental of the office and senior meeting space at the VFW. In 2016, the staff will continue to work to increase units of service and the number of clients through outreach efforts using all mediums available. Brick Senior Services provides critical social welfare services to seniors. In 2015, staff increased the Information & Assistance contacts by 2,272 units and increased unduplicated clients by more than 500 from the previous year. They also saw an increase in the number of caregivers they assist by providing services and support. Additionally, there was a significant increase in the amount of information they gave to seniors and caregivers, which is an indication that there is a higher variety of topics and needs they have asked for assistance with. She said these challenges were overcome by increased outreach efforts by staff at events, wellness calls, etc. These increases are due to a more aggressive approach from outreach staff along with the advertisements on Channel B-20. Staff also will continue to collect and distribute Grocery Gift cards to needy seniors in the community. Senior Outreach Services also receives two grants: an outreach grant from the County for \$110,100.00 and a caregiver grant in the amount of \$25,000.00. Both of these grants are used to provide seniors with programs and services throughout the year. These grants are also used toward salary and wages. In 2015, they received an additional \$10,000.00 towards the Caregiver grant because of the increase in services provided to seniors and caregivers. She said the overall salary and wage budget for the Municipal Court increased 2.5 percent due to contractual increases. However, the overtime budget was decreased by 25 percent due to efforts to increase the use of flex time and a change in handling processing defendants when their bail is under \$250.00, which significantly reduced the number of call outs for staff. In addition, the implementation of changing the first and third Monday court session from 4 pm to 9 am decreased overtime. In 2016, they will be working hard to implement Directive #15-06 on Court Security. They are looking to address the need to enhance courtroom security without the need for a large-scale capital project to accomplish that. The operating budget remains flat with no increase. She said 2015 was the 6th year in a row that Brick Township Municipal Court was the largest court of the vicinage.

President Mummolo opened the public hearing on the Administration Budget.

Nan Coll, 18 Greenbriar Boulevard, asked for clarification on the Townships PEG Channel and asked for clarification on the Senior Services grant.

Joanne Bergin responded it is part of the responsibility of our in-house staff in Administration to process what is put on the BTV channel. She explained the grant for senior services is from the Ocean County Office of Senior Services. She said salary/wage expenditure is \$177,700.00 of which \$145,100.00 from the Caregivers Grant.

Vic Fanelli, 48 Meadow Point Drive, asked when the whole budget will be available.

Joanne Begin replied when it is introduced on March 22nd.

George Scott, 16 Queen Ann Road, questioned the total salary budget for purchasing. He questioned the grantsman line item is not zero. He questioned the Mayor's office budget increase of 12 percent and asked how much the newsletter costs.

Joanne Bergin replied \$322,025.00 She explained keeping a small amount of money in the grantsman line item in case they see a grant is beyond their ability, they will need to outsource it. She said the newsletter cost is \$28,500.00 and noted last year it was just a pilot, but this year there will be two and advised the bulk of the expense is postage. She said the Mayor received a favorable feedback especially from the seniors who do not use social media. She said the increase of 12 percent is to cover the staffing assigned to the Mayor's office which decreased the overtime by 33 percent and noted a full time clerk and a secretary are assigned to that office.

Richard Gross, 29 Greenbriar Boulevard, spoke on moving Senior Services to Civic Plaza.

Larry Reid, 475 Normandy Drive, asked where in the budget the 40 percent surplus is.

Joanne Bergin replied the Township is using \$9M into the budget as anticipated revenue to offset the tax rate increase, but leaving close to the same amount in surplus and the 50 percent is considered the golden number by bond rating agencies and from a financial prospective that's a number they should be at and not taking more than is left behind.

Mayor Ducey added they are utilizing \$9.9M and are leaving \$9.1M in surplus for cash flow purposes, which gives the Township a credit positive in AA2 Moody's rating.

President Mummolo closed the public hearing on the Administration Budget.

Motion by Vice President Pontoriero and seconded by Councilman Halloran to adopt the following Resolutions:

All Council Members voted AYE on Roll Call.

Recognize The Patrolman Kris DeMarco Officer of the Year Award Recipient

President Mummolo stated this resolution Recognizes Brick Township Police Officer Mark Storch as the PBA Local 230 Officer of the Year. Officer Storch has been a member of the Department since 2003. He is a member of the department's Special Emergency Response Team, Ocean County Sniper Team, and Brick Police Marine and Bicycle Unit.

Recognize Lt. Thomas McNelis Award Recipient

President Mummolo stated this resolution recognizes Detective Thomas Cooney as the PBA Local 230's recipient of the Lt. Thomas McNelis Award, which is bestowed annually to a member of the Department in a supervisory or specialty role who has brought public acclaim to himself, the Department, or the law enforcement profession. Detective Cooney was assigned 175 cases in 2015. Most of his assigned jobs were burglaries and/or thefts, but he also investigated aggravated and sexual assaults. Detective Cooney exemplifies the attributes that represent the Lt. Thomas McNelis Award.

Authorize Budget Appropriation Transfers

President Mummolo stated this resolution approves budget appropriation transfers as necessary as part of the approved municipal budget.

Authorize Grant Application – Pump Out Boat Repairs

President Mummolo stated this resolution authorizes a grant application in the amount of \$2,851.00 for repairs to one of the pump out boats at the Marina. The Township completed these repairs and the application is being processed for reimbursement of those costs.

Authorize Form and Sale for 2009 and 2010 Refunding Bond Series

President Mummolo stated this resolution provides for the issuance and sale of not to exceed \$25,100,000.00 aggregate principal amount of the general obligation refunding bonds of the Township. This is being done at the recommendation of the CFO and financial advisor to refund all or a portion of the Refunding Bonds Series 2009 A and Series 2010 through the issuance of

2016 general obligation refunding bonds. In this sale, the township will hold monies in escrow to pay down the bonds. Those monies cannot be taken out or used for any other purpose.

Authorize Receipt of Bids – Mobile Food Vendor

President Mummolo stated this resolution authorizes the receipt of bids for a mobile food vendor, specifically ice cream and refreshments at Township parks throughout the summer.

Authorize Receipt of Bids – Printing Services

President Mummolo stated this resolution authorizes the receipt of bids for printing services. This bid includes the printing of all Township forms, such as letterhead, envelopes, business cards, UCC forms, and NCR forms. The current contract is a two-year contract which will expire on May 20 of this year. This bid does not include the Township's tax bills and Township newsletter.

Authorization for HVAC Services Use of Proprietary Language for Municipal Complex System

President Mummolo stated this resolution authorizes the use of proprietary language for the ongoing maintenance of the HVAC services at the Municipal Complex. In 2010, the Township replaced the antiquated HVAC system with a new, energy efficient Andover/ Schneider system. That software component of the system needs occasional updates and maintenance and the mechanical components of the system will require quarterly inspections, maintenance, service or repair. He said to maintain the investment, they need an experienced technician who has been factory trained and certified from a company authorized to service the system, not only the mechanical end but on the system software as well.

Authorization Receipt of Bids – HVAC Services

President Mummolo stated this resolution authorizes the receipt of bids for HVAC services for all other township locations except Town Hall as just discussed.

Authorize Award of Bid – Seasonal Turf Chemical Application Program

President Mummolo stated this resolution authorizes the award of bid for the seasonal turf chemical program to Meticulous Landscaping, Inc., Waretown NJ. The Township contracts out for the Seasonal Turf Chemical Program to provide all material and perform four (4) fertilizer/weed control applications per year to each location.

Authorize Receipt of Re-Bid - Tax Bills

President Mummolo stated this resolution authorizes the rebid of the manufacture and printing of the 2016 final and 2017 preliminary tax bills. No bids were received in the first advertisement.

Authorize Permission for Fireworks Display – 2016 Summerfest Program

President Mummolo stated this resolution authorizes permission for the public display of fireworks to Garden State Fireworks, Millington, and the same vendor who provided fireworks at the Summerfest concert series last year. This resolution is required by the State to ensure they have a qualified vendor who meets all required safety criteria.

Authorize Award of 2nd Year Contract – Janitorial Services

President Mummolo stated this resolution authorizes the execution of a 2nd year contract for janitorial services to One Total Cleaning Services, Plainfield NJ.

Authorization to Rescind Contract and Award – Affordable Housing Counsel

Mayor Ducey explained there is a serious issue that will affect the town now and as well as in the future. He said the Fair Housing Counsel said the Township needs to add 3,000 credits of Affordable Housing. He said he felt that Brick was not represented to the standards that they expect from the attorneys so this resolution rescinds the contract awarded to the firm of Jeffrey R. Surenian & Associates and appoints the firm of DeCotiis, Fitzpatrick & Cole as needed for affordable housing counsel.

Authorize Donation of Surplus Property to SPCA

President Mummolo stated this resolution authorizes the donation of surplus property to the NJ State SPCA Humane Police. He said for 148 years, the NJ Society for the Prevention of Cruelty to Animals has been investigating allegations of animal cruelty and neglect with the State of New Jersey and throughout that time, have done so without any financial support from the state.

They are requesting the donation of a 2007 Ford Crown Victoria which is deemed no longer needed for public use to assist in their efforts.

Authorize Appointments to Sustainable Brick Township Committee

President Mummolo stated the Township authorizes appointments to the Sustainable Brick Committee, who advise the Township on ways to improve municipal operations with "Green" initiatives which are economically and environmentally sound.

Imploring Legislator to Remove the Cadillac Tax Provision of the Affordable Care Act

Mayor Ducey explained this past year the medical expenses went up 9 percent the prescription costs went up 35 percent as a result of the Affordable Care Act. He said there is worse news coming because of that the Affordable Care Act in 2020 there is a tax that starts and that tax as of now will cost the Township and the Taxpayers \$600,000.00. He said they believe that the Legislature did not intend to negatively impact towns or taxpayers. He said they are asking the State and Federal Governments to correct this error and repeal the Cadillac Tax from the Affordable Care Act. He said the Township is contractually obligated to provide medical benefits as every municipality in New Jersey is.

Requesting the State to Consider Finance Options to Assist Municipalities Recovering from Superstorm Sandy

Mayor Ducey explained another impact to taxes this year has been to make a \$6.9M payment for the five year loan for the money that the Township borrowed because of the cleanup from Sandy. He said that would equate to a tax raise of 6.7 cents and we are still out \$357M worth of ratables which is a 2.6 cents tax raise and we lost the Essential Services Grant which is a 2 cent tax raise and equal of those together it is 11.3 cent tax increase due to Sandy. He urged the Council to pass this resolution to ask the State instead of paying this back in five years, make it 10 years.

Authorize Special Events Permit – P.J. Sweeney's St. Patrick's Day Event

President Mummolo stated this resolution authorizes a special events permit to PJ Sweeney's on Brick Boulevard for a St. Patrick's Day event on March 17 between the hours of 11 am and 10 pm with conditions and restrictions identified by our Police Department and Bureau of Fire Safety.

Bond Releases/ Reductions

Clerk Iannarone announced the following performance bond reduction:

- Performance Bond Reduction – Susskind & Almallah – Cedar Bridge Avenue be reduced to \$136,976.11 and the cash performance bond in the amount of \$42,276.60 be reduced to \$15,219.61, returning \$27,056.99 to the applicant.

Tax Collector

Joanne Bergin announced the following tax overpayments:

- Tax Overpayments – 2013: Block 1306.100/ Lot 7, 325 Madison Court, in the amount of \$1053.54;
- Tax Overpayments – 2015: Block 1317/ Lot 13, 330 Oxford Lane, in the amount of \$264.92; Block 378.15/ Lot 9, 66 Queen Ann Road, in the amount of \$343.90;
- Tax Overpayments – 2016: Block 324.27/ Lot 4, 151 Mizzen Road, in the amount of \$2,536.18.

President Mummolo opened the public hearing on the Resolutions.

Nan Coll, 18 Greenbriar Boulevard, spoke about the Affordable Housing issue and stated her concerns with the Affordable Care Act.

Vic Fanelli, 24 Meadow Point Drive, spoke on the Affordable Care Act and questioned what the Township plans on doing prior to this tax in 2020 and suggested this should be negotiated in contracts. He spoke on non-affordability of medical benefits in today's world.

Joanne Bergin responded yes anything is up for negotiation and noted the current contract language says the Township must offer equal or better coverage than is offered now. So for the Township to try to offer something less than what is offered would have to be negotiated.

George Scott, 16 Queen Ann Road, remarked that he was happy with the pump-out boat grant and thanked Kevin Burdge, Tara Paxton and Joanne Bergin for this and expressed this service is appreciated by boaters and said that it did not cost us a dime. He questioned if there was a release from the Affordable Housing Attorney who has the existing contract and stated his concerns with paying the new attorney starting January 15th. He spoke on capping the benefits. He commented on the resolution for the sale of 2009 and 2010 Refunding Bond Series and questioned how much of those bonds might there be for the solar landfill.

Mayor Ducey responded they already signed the substitution of attorney. He advised the new attorney is part of the legal pool. He replied on the refunding bonds series that these bonds are for 2009 and 2010 and the landfill bond was for 2011.

Larry Reid, 475 Normandy Drive, spoke on the refunding of the bond resolution. He stated his concerns with the Affordable Housing issue in the Township and stated his concerns with the Cadillac Benefits and suggested increasing the co-pays as a savings to the Township.

Donna Smith, Resident, said she was in agreement with Affordable Care Act Resolution

President Mummolo opened the public hearing on the Computer Bill Resolution

George Scott, 16 Queen Ann Road, asked questions on several of the bill items and for clarification and explanations.

Joanne Bergin responded to Mr. Scott's questions and said that the Brick Township Joint Board of Fire Commissioners is a quarterly payment for fire inspectors, Clarke, Canton, Hintz for \$8,400.00 is for Affordable Housing Special Master; Henry Mancini & Associates is the appraiser for easements regarding the eminent domain process and the Northern Ocean Habitat is a CDBG recipient.

There were no further comments from the audience.

President Mummolo closed the public hearing on the Computer Bill Resolution.

Motion by Vice President Pontoriero and seconded by Councilman Halloran to adopt the following Resolution:

All Council Members voted AYE on Roll Call, except:
Councilwoman Zapcic ABSTAINED on New Jersey Press Media; and
Councilman Fozman ABSTAINED on the BTMUA.

2016 Computer Bill Resolution in the amount of \$856,633.83

President Mummolo opened the public hearing on the Manual Bill Resolution

There were no comments from the audience.

President Mummolo closed the public hearing on the Manual Bill Resolution.

Motion by Vice President Pontoriero and seconded by Councilwoman deJong to adopt the following Resolution:

All Council Members voted AYE on Roll Call.

2016 Manual Bill Resolution in the amount of \$1,732,168.31

Ordinance on First Reading: Amend Chapter 245 – Permitted Yard Encroachments
Clerk Iannarone read the title of the ordinance into the record.

President Mummolo explained this ordinance amendment is a recommendation of the Council's Land Use Committee, who is working to try and remove as many unnecessary barriers as possible for people elevating their homes. This amendment allows for access staircases and the entry stoop or platform not to exceed a total 100 square feet in area and no further than 5 feet into a required rear yard setback area.

Motion by Vice President Pontoriero and seconded by Councilwoman Zapcic to adopt the following Ordinance on First Reading and said Ordinance be published as provided by law:

All Council Members voted AYE on Roll Call.

**AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,
STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE
TOWNSHIP CODE OF THE TOWNSHIP OF BRICK, SO AS TO AMEND
CHAPTER 245-330.4, ENTITLED "PERMITTED YARD ENCROACHMENTS"**

Ordinance on First Reading: Amend Chapters 110 and 318 – Rules Applicable to Township Parks

Clerk Iannarone read the title of the ordinance into the record.

Councilwoman Zapcic explained this Ordinance makes several changes to two chapters. She said the event fees for renting Windward Beach, Trader's Cove, etc. for large and small events. She said of the 15 fees that are changing some went up and some went down. She said they had to enable the fees for the new kayak and paddleboard storage and noted this will bring in additional revenue for Trader's Cove. She said they are correcting a problem in regards to grilling in some of the parks where there have been situations that have occurred over the past several years where some of the picnic tables were inadvertently set on fire due to using inappropriate materials to grill with. She said that a revision was needed in the beach hours where the Recreation Department was finding that too many guards go back to college at the end of the year and the Township is not able to provide adequate coverage for the two weekends after Labor Day and noted the beaches will be open from Memorial Day through Labor Day. She said this will also allow for the inspection of coolers as they are brought on the beach and said they are not going to send people around to inspect coolers while on the beach. She emphasized when people are coming on the beach they will be asked to open their coolers so the staff can look inside and if there is alcohol they will have an opportunity to bring it back to their car and noted no alcohol is allowed on our beaches since it is a public safety hazard.

Councilman Fozman stated his concerns with the lifeguards inspecting coolers and similar containers on the beaches. He remarked that they should not have a 17 year old lifeguard telling someone they cannot drink on the beach – they should just call the police and they should just be focused their job.

Councilwoman Zapcic clarified the lifeguards are not going cooler to cooler on the beach there will be a checkpoint where the people enter and where the badges are checked. She said people will be asked to open their coolers so they can be inspected. She added further in the Ordinance in a part that's not being changed gives the lifeguards full police powers.

Motion by Vice President Pontoriero and seconded by Councilwoman deJong to adopt the following Ordinance on First Reading and said Ordinance be published as provided by law:

All Council Members voted AYE on Roll Call, except:
Councilman Fozman voted NAY.

**AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE
TOWNSHIP CODE CHAPTERS 110 AND 318 TO AMEND RULES APPLICABLE
TO TOWNSHIP PARKS**

Ordinance on Second Reading: Refunding Bond Ordinance Series 2010

Clerk Iannarone read the title of the ordinance into the record.

President Mummolo explained this ordinance allows the Township to refinance our debt, just like you would refinance a mortgage, which will produce a lower payment. The purpose of the issuance of the Refunding Bonds is to achieve net debt savings, which is the net of all refinancing costs, by refunding all or a portion of the 2009 Refunded Bonds to realize interest cost savings for property taxpayers residing in the Township. In this refunding bond ordinance the township will hold monies in escrow to pay down the bonds that can't be taken out or used for any other purpose. In this ordinance, the Township will experience a present value savings of \$177,391.45.

President Mummolo opened the public hearing on the Ordinance.

There were no comments from the audience.

President Mummolo closed the public hearing on the Ordinance.

Motion by Vice President Pontoriero and seconded by Councilman Halloran to adopt the following Ordinance on Second and Final Reading and said Ordinance be published as provided by law:

All Council Members voted AYE on Roll Call.

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY PROVIDING FOR THE REFUNDING OF CERTAIN OUTSTANDING AND PREPAYABLE GENERAL IMPROVEMENT BONDS, SERIES 2010 OF THE TOWNSHIP TO PROVIDE NET DEBT SERVICE SAVINGS, AND (ii) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$6,300,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR

WHEREAS, the Township of Brick, in the County of Ocean, State of New Jersey (the "Township") has previously issued \$13,930,000 aggregate principal amount of General Improvement Bonds (Landfill Closure Project), Series 2010 (the "2010 Bonds") dated December 22, 2010; and

WHEREAS, a \$5,375,000 outstanding principal amount of the 2010 Bonds maturing on November 1 in the years 2021 through 2025, inclusive (the "2010 Refunded Bonds") are subject to redemption, either in whole or in part on any date on and after November 1, 2020, prior to their stated maturity dates, at a redemption price equal to 100% of their principal amount; and

WHEREAS, the Township Council has an opportunity to refund all or a portion of the 2010 Refunded Bonds through the issuance of one or more series of General Obligation Refunding Bonds in an aggregate principal amount not to exceed \$6,300,000 (the "Refunding Bonds"), to provide for net debt service savings; and

WHEREAS, the Township Council now desires to adopt this Refunding Bond Ordinance (the "Refunding Bond Ordinance") authorizing the issuance of one or more series of Refunding Bonds in an aggregate principal amount not exceeding \$6,300,000, a portion of the sale proceeds of which shall be used to refund the 2010 Refunded Bonds.

NOW THEREFORE, 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 refunding of all or a portion of the 2010 Refunded Bonds is hereby authorized.

SECTION 2. In order to refund the 2010 Refunded Bonds and to pay all related costs associated therewith, the Township is hereby authorized to issue one or more series of Refunding Bonds in an aggregate principal amount not to exceed \$6,300,000, all in accordance with the requirements of N.J.S.A. 40A:2-51 *et seq.*, and appropriate the proceeds of such Refunding Bonds to such purpose described in Section 3 hereof. Such Refunding Bonds shall be designated as "General Obligation Refunding Bonds", with such series designation as may be necessary to identify such bonds.

SECTION 3. The purpose of the issuance of the Refunding Bonds is to achieve net debt service savings (*net of all refinancing costs*) by refunding all or a portion of the 2010 Refunded Bonds.

SECTION 4. An aggregate amount not exceeding \$75,000, may be allocated from the aggregate principal amount of the Refunding Bonds to pay for items of expense listed and permitted under N.J.S.A. 40A:2-51(b), including, but not limited to, the aggregate allocated costs of issuance thereof, including underwriting, printing, credit enhancement or other insurance, advertising, accounting, financial, legal and other expenses in connection therewith.

SECTION 5. The purpose of the issuance of the Refunding Bonds is to realize net present value interest cost savings for property taxpayers residing in the Township ("net" meaning savings after payment of all costs of issuance of the Refunding Bonds). Applicable State requirements mandate that such net present value interest cost savings equal at least three percent (3%) of the principal amount of the 2010 Refunded Bonds. In addition, the issuance of the Refunding Bonds shall comply with the provisions of N.J.A.C. 5:30-2.5, including that within ten (10) days of the date of the closing on the Refunding Bonds, the Township Chief

Financial Officer shall file a report with the Local Finance Board within the Division of Local Government Services, New Jersey Department of Community Affairs setting forth (a) a comparison of the Refunding Bonds' debt service and the 2010 Refunded Bonds' debt service, which comparison shall set forth the present value savings achieved by the issuance of the Refunding Bonds; (b) a summary of the issuance of the Refunding Bonds; (c) an itemized accounting of all costs of issuance in connection with the issuance of the Refunding Bonds; and (d) a certification of the Township Chief Financial Officer that (i) all of the conditions of Section (b) of N.J.A.C. 5:30-2.5 have been met, and (ii) a resolution authorizing the issuance of the Refunding Bonds, adopted pursuant to the applicable provisions of the Local Bond Law, was approved by a two-thirds vote of the full membership of the Township Council.

SECTION 6. A certified copy of this Refunding Bond Ordinance, as introduced, has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs prior to final adoption and enactment hereof.

SECTION 7. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Township Clerk and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, 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 and notes provided for in this Refunding Bond Ordinance and the said bonds and notes authorized by this Refunding Bond Ordinance will be within all debt limitations prescribed by the Local Bond Law.

SECTION 8. This Refunding Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, and approval by the Mayor.

President Mummolo opened the public hearing portion of the meeting.

Steven Brill, 806 Jenny Court, thanked the Mayor and Joanne Bergin for their representation at the recent Freeholders meeting regarding the Turnpike Authority Project.

Vice Fanelli, 24 Meadow Point Drive, mentioned that he had a hard time retrieving the agenda on the Township website. He suggested with the students of the month to find out what kind of academic they excelled in and to be recognized for that.

John Sluka, 950 Sylvia Court, read his letter into the record regarding the parkway construction project.

Nan Coll, 18 Greenbriar Boulevard, commended the Mayor and Council for recognizing the Students of the Month and suggested recognizing St. Dominics School. She spoke on Civic Plaza and her displeasure with Comcast moving their office to Toms River.

Michele Spector, 808 Jenny Court, also thanked the Mayor and Joanne for their representation at the Freeholders meeting.

Steve Cancel, 306B Sawmill Road, commented on the Affordable Housing issue that Mayor Ducey spoke about. He commented on an article in the Asbury Park Press on the No Knock Ordinance.

There were no further comments from the audience.

President Mummolo closed the public hearing portion of the meeting.

Mayor Ducey gave an update on the easement project and noted there were a few that have not signed the easements yet. He said if the DEP follows through Brick will not see the beach replenishment project till at least 2017 to give them time to do eminent domain process. He mentioned his radio show on March 16th at 6:30 p.m. He mentioned he was a Mystery Guest Reader at Midstreams School. He said he was also a speaker at the Relay for Life on Kickoff and will be hosting a team – Mayor's Miracle Marchers. He mentioned the many events that he attended the last couple of weeks and announced upcoming events in the Township. He said he met with Tim Cunningham from the Legislative Services Branch of the Governor's Office and received good news that the Governors is thinking about funding the Essential Services Grant again. He congratulated and announced on March 1st Dan Santaniello will be awarded the New Jersey Parks & Recreation Association Professional of Year in Atlantic City.

Councilwoman Zapcic announced the annual Cultural Arts brochure is now available and noted the schedule of events are put together by the Township Recreation Department and is funded in part from a grant from the Ocean County Heritage Commission.

Councilman Halloran congratulated the students of the month.

Councilwoman deJong thanked Dan Santaniello and Joanne Bergin for their budget presentations and commended Councilwoman Zapcic for her hard work on the rules for the Township parks ordinance.

Councilwoman Crate thanked Joanne Bergin for meeting with her this week regarding the Municipal Budget.

Councilman Fozman thanked Joanne Bergin and Dan Santaniello for their budget presentations and congratulated the students of the month. He gave a report from the Public Works Committee Meeting.

Vice President Pontoriero congratulated the PBA Award Recipients and commended the Mayor for rescinding the contract for the former affordable housing counsel and engaging new counsel. She commended Councilman Fozman for spearheading the Neighborhood Watch Program, which is now in the hands of the Public Safety Committee. She congratulated the students of the month.

President Mummolo thanked Dan Santaniello and Joanne Bergin for their presentations and congratulated Dan for being bestowed NJRPA Professional of the Year. He urged residents to get involved with the Relay for Life. He congratulated the PBA Award Recipients.

Motion by Vice President Pontoriero and seconded by Councilwoman Crate to Adjourn the meeting at 9:50 p.m.

All Council Members voted AYE.

Paul Mummolo
Council President

Lynnette A. Iannarone
Township Clerk