

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 7:00 p.m.

Present

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

Also Present

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

Absent

Council Vice President Marianna Pontoriero

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](http://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, Engineering, Sewer & Water and Vital Statistics Reports for the month of July 2016.

Motion by Councilwoman Zapcic and seconded by Councilwoman deJong to dispense with the reading of the minutes of the July 26<sup>th</sup> and August 9, 2016 meetings and approve the same.

All Council Members voted AYE on Roll Call, except:  
Councilwoman Crate ABSTAINED on July 26<sup>th</sup> and  
Councilman Fozman ABSTAINED on July 26<sup>th</sup> because they were absent.

**Public Hearing on Termination of Reverter Clauses – Enable Homes, Inc**

President Mummolo explained the Township has designated the two properties that are the subject of this hearing (425 Drum Point Road and 481 Herbertsville Road) as part of the scattered site affordable housing program. He said these properties are owned by Homes Now, Inc., who has identified a contractor and an agency to operate group homes for people with disabilities. The funding for these development projects comes from the Housing Mortgage and Finance Agency (HMFA), a state agency that oversees the development of affordable housing projects. He advised the Township has already authorized the transfer of these properties from Homes Now to a nonprofit corporation known as Enable Homes, LLC, which will construct the group homes. He explained under the HMFA financing requirements, the Township is required to remove a reverter clause in the deeds to the properties, and replace it with a restrictive covenant that will require the homes be restricted as affordable housing units for at least 30 years. He said once the Council approves this resolution, the restricted deeds will be filed with the County and the closing will then occur within two weeks of the deeds being filed and construction will begin on these properties. He stated Homes Now remains the developer of the site and has retained Walters Group as the builder.

President Mummolo opened the public hearing on the Termination of Reverter Clause – Enable Homes, Inc.

George Scott, 16 Queen Ann Road, addressed some concerns about the public notice and the resolution. He questioned if Homes Now is selling this at a dollar value to this non-profit.

Joanne Bergin advised the HMFA is a State agency that is providing the funding for this to become home for people with disabilities. She said the house now is currently owned by Homes Now, Inc., with the intention of having the use for affordable housing. She advised the non-profit will be running the group homes and they will deed ownership over to Enable Inc., with the deed restriction that it will always be affordable housing.

Kevin Starkey advised HMFA financing is for construction of the homes and Enable Homes, when they received title, is going to get financing for the construction of the homes, the difficulty they are having is there is a reverter clause in the deed. He clarified HMFA will not give financing with a reverter clause. He explained the Township retains an ownership interest when there is a reverter clause.

Vic Fanelli, 24 Meadow Point Road, questioned the amount of the time that these properties sat idle.

Joanne Bergin advised in the case of building group homes for people with developmental disabilities HMFA, is heavily involved in that, and there are several different phases that you go through and you need the State DDD to be prepared and have a list ready of qualified candidates to move into these homes along with financing so there are a lot of different parts that have to line up just at right time and the other part of that is to contract with a qualified provider. She said there are not that many qualified providers to operate a 24/7 group homes with the level of quality that Homes Now expects.

Nan Coll. 18 Greenbriar Boulevard, asked for clarification of a reverter clause.

Kevin Starkey, explained it is a type of clause in a deed that upon a specific event it causes the property to revert to the prior owner and in this case the Township is the prior owner and the reverter clause says if the property is not used for affordable housing purposes then the property will revert to Township ownership, which is subject to change if approved by Council.

Holly Brooks, 427 Drum Point Road, said the property located at 425 Drum Point Road has been empty for close to 13 years and for that entire time they have been taking care of the property and noted every time they called the Township it would take weeks for them to come out and clean up the property and noted the property has not gotten any better since Homes Now took ownership of it.

George Scott, 16 Queen Ann Road, asked for someone to speak from Homes Now, Inc.

Casey Duffy, Assistant Executive Director of Homes Now, Inc., advised the past three years the Township Parks Department has assisted with the clean-up of these properties. She noted they should be closing on the properties within the next two weeks and this hearing is the final step. She noted that it is tricky with State funding for special needs projects and clarified this project is part of the special needs initiative through the State and part of the funding is that it will stay for the developmentally disabled throughout the 30 year deed restriction or the funding gets lost. She noted they are looking forward to getting these projects done.

George Scott, 16 Queen Ann Road, questioned why the Township is cleaning up the property.

Casey Duffy responded Homes Now is a non-profit and they do not have a large operating budget and have a small staff of five people.

Vic Fanelli, 24 Meadow Point Drive, suggested in the future putting a stipulation/clause of minimum property maintenance if the Township is going to transfer property.

There were no further comments from the audience.

President Mummolo closed the Public Hearing on Termination of Reverter Clauses – Enable Homes, Inc

Motion by Councilwoman deJong and seconded by Councilman Fozman to adopt the following Resolution:

All Council Members voted AYE on Roll Call.

**Authorize Termination of Reverter Clauses – Enable Homes, Inc.**

Motion by Councilman Halloran and seconded by Councilwoman Zapcic to adopt the following Resolutions:

All Council Members voted AYE on Roll Call, except:

Councilman Fozman ABSTAINED on *Authorize Lease Agreement at Civic Plaza – Enspirited Projects LLC and*

President Mummolo ABSTAINED on *Authorize Award of Bid – New Transient Boaters Lounge & Bathroom Facilities - Traders Cove Marina.*

#### **Authorize Emergency Temporary Appropriations**

President Mummolo stated this resolution authorizes emergency temporary appropriations as needed until the adoption of the budget. He said the State was supposed to make an announcement this past Friday on the Essential Services Grant but the announcement was delayed. He said they expect to hear from the State in the very near future and then they will be able to finalize the budget.

#### **Authorize Receipt of Bids – Demolition & Secure Property – 8 Queen Anne Road**

**Mayor Ducey** explained this resolution authorizes the receipt of bids for the demolition of 8 Queen Ann Road. This property has been through the Property Maintenance Board for multiple violations to the structure and the bulkhead. Back on May 25, a representative from the bank who owns this property told the Board that the bank would have a contract and/or a demolition permit filed within 30 days and a report or permit to repair the bulkhead. He said nothing was filed or provided for the structure or bulkhead and therefore, they are proceeding with securing bids so that this can be addressed.

#### **Authorize Receipt of Bids – Public Safety Uniforms**

President Mummolo stated this resolution authorizes the receipt of bids for public safety uniforms. He advised the current contract with Red the Uniform Tailor expires on October 27, 2016 and provides clothing for new hires within the Police and EMS Departments, clothing allowances for full and part-time EMTs and replacement uniforms for all divisions such as Police, SERT, EMS, etc.

#### **Authorize Receipt of Bids – Air Conditioning Improvements to Booking/Briefing Room**

President Mummolo stated this resolution authorizes receipt of bids for air conditioning improvements to the room used for bookings and briefings in the Police Department.

#### **Authorize Receipt of Bids – Purchase & Delivery - Police Motorcycle**

President Mummolo stated this resolution authorizes the receipt of bids for the purchase and delivery of a police motorcycle. He advised this purchase was approved in the 2016 Capital budget.

#### **Authorize Receipt of Bids – Purchase & Delivery - Roll Off Truck w/40 yd Container**

President Mummolo stated this resolution authorizes the receipt of bids for the purchase and delivery of a new roll off truck for DPW. He said the truck hauls material from the hill to the landfill. He said they currently have two roll off trucks, both with just short of 100,000 miles and noted the trucks are used six days a week. He said this purchase will help maintain the fleet and was approved in the 2016 Capital budget.

#### **Authorize Receipt of Bids – Purchase & Delivery - 29 CY Rear Loader Sanitation Truck**

President Mummolo stated this resolution authorizes the receipt of bids for the purchase and delivery of a rear loader sanitation truck for DPW. He said this brings the fleet up to five rear loaders, which are used for metal pickups, bulk trash pickups and collections at the schools. He advised this purchase was approved in the 2016 Capital budget.

#### **Authorize Receipt of Bids – Purchase & Delivery – 33 CY Side Loader Sanitation Truck**

President Mummolo stated this resolution authorizes the receipt of bids for the purchase and delivery of a side loader sanitation truck for DPW. He said this brings the fleet up to 14. He said it is important that the Town continue to replenish the fleet. He advised this purchase was approved in the 2016 Capital budget.

#### **Authorize Receipt of Bids – Purchase & Delivery – 40 CY Front Loader Sanitation Truck**

President Mummolo stated this resolution authorizes the receipt of bids for the purchase and delivery of a front loader sanitation truck for DPW. He said this brings the fleet up to three and

is used to for sanitation collection at the condo associations. He advised this purchase was approved in the 2016 Capital budget.

**Authorize Purchase & Delivery – Residential Rollout Recycling Carts through the HGAC-Buy National Cooperative**

President Mummolo stated this resolution authorizes the purchase and delivery of 140 95-gallon residential rollout refuse carts and 140 95-gallon rollout recycling carts through the HGAC-Buy National Cooperative in the amount of \$14,000.00. He advised the costs for the carts will be charged to the NJ Recycling Bonus Grant Budget.

**Authorize Award of Bid – Computer and Printer Supplies**

President Mummolo stated this resolution authorizes the award or bid for computer and printer supplies to several vendors based on pricing. This is a one-year contract that will expire in August 2017.

**Authorize Award of Bid – Roadway Improvements – Lakewood Gardens – Phase II**

Mayor Ducey explained this resolution authorizes award of bid in the amount of \$355,144.95 to Lucas Brothers, Morganville, for roadway improvements to Lakewood Gardens Phase II. This project includes resurfacing with minor drainage improvements to portions of Lakewood Gardens, specifically Lee Court, Crawford Avenue, Green Grove Road, Jay Avenue, Jacqueline Avenue, Ashland Street and Bradley Avenue. He advised they received eight bids which range from the low bid of \$355,144.95 to a high bid of \$709,205.00. He said the lowest bid is below the engineer estimate and noted it is most likely due to Transportation Trust fund where the Governor in July shut down all the State, County and local projects that are receiving State monies – and noted there are a lot of contractors out of work due to the shut down and this has now given us some great prices on the Township street paving projects.

**Authorize Award of Bid – New Transient Boaters Lounge & Bathroom Facilities - Traders Cove Marina**

Mayor Ducey spoke of his displeasure with having more taxpayer monies dumped into this project. He said the transient bathroom and boaters lounge are a requirement of grants the Township accepted long ago. He noted there were six bidders ranging from the lowest bid of \$1,396,960.00 to \$1.6M. He advised Wallace Brothers of Brick will be the contractor. He gave a brief history on this project when he was first on council. He spoke about the proposed outdoor restaurant at this site.

**Accept Name Change – Architectural Services – Barlo & Associates to Barlo Governale & Associates**

President Mummolo stated this resolution accepts the name change for Barlo & Associates to Barlo Governale & Associates, LLC. He noted the firm is listed on the Township's Architectural Services pool.

**Authorize Extension of Contract – Natural Gas – South Jersey Energy Company**

President Mummolo stated the Township is a participating agency under the Stafford Township Co-operative Pricing System for supply and delivery of natural gas with South Jersey Energy Company. He said the Co-op awarded an extension of that contract through December 31, 2018. He advised the Township is satisfied with the services provided; the contract remains the same with the exception of a reduction in one unit price.

**Authorize Award of 3<sup>rd</sup> Year Contract – Municipal Court Debt Collection**

Mayor Ducey explained this resolution authorizes the award of a 3<sup>rd</sup> year contract for municipal court debt collection to Pioneer Credit Recovery, Inc, Arcade, NY. He advised in this contract, Pioneer Credit's fees are 22 percent of the eligible amount to be collected which they recover as part of the collection services and that is paid by the debtor.

**Authorize Extension of Contract – Delta Dental of N.J.**

President Mummolo stated this resolution authorizes the extension of the contract to Delta Dental of NJ to provide the Township of Brick Employee Dental Program. He said the original contract in September 2014 was for one year with provisions for a second year pending successful completion of the previous year agreement. He advised in September 2015, the Council awarded a second year contract, and this will extend that through December 31. Calendar year contracts are easier for the Township to manage.

**Authorize Sale of Surplus Property – Cabin Gas Fiber Boats**

President Mummolo stated this resolution authorizes the sale of a 1988 Welcraft 25' Cabin Gas Fiber Boat and a 1994 Regal 30" Cabin gas Fiber Boat which is surplus personal property that is not needed for public use. He said these boats were left at the Marina approximately eight years ago when they demolished the site. He said the Dock Master tried unsuccessfully to contact the owners to no avail. At this point, the Township needs the space where they have been storing those boats and they have exhausted all efforts to contact the owners. He advised the sale will be properly posted on GovDeals.

**Authorize Agreement – Township of Brick and NJDOT – Revision of Traffic Signals - Rt. 70 and Olden Street**

Mayor Ducey explained this resolution authorizes an agreement with the NJDOT for traffic signal improvements at the intersection of Route 70 and Olden Street by the Home Depot. The signal revision will provide a timed green arrow for vehicles turning left off Olden onto Route 70. The Police Department's Traffic Safety Unit made this request on the basis that there have been numerous complaints and noted there have been 50 crashes at this intersection in a three year period. He said the electrical revisions required at the intersection will cost \$108,000.00; the municipality was required to contribute 25 percent of that cost, which is \$27,000.00.

**Authorize Placement of Tax Liens for Property Clean-ups**

President Mummolo stated this resolution authorizes the placement of tax liens for property cleanups at: 499 Amherst Drive in the amount of \$164.44; 263 Riverside Drive North in the amount of \$49.19; 4 Burke Lane in the amount of \$64.34; 819 Constitution Drive in the amount of \$51.81; 321 Church Road in the amount of \$49.19; 311 Dogwood Drive in the amount of \$132.24; 3 Spark Drive East in the amount of \$50.76; and 532 Nebraska Avenue in the amount of \$124.98.

**Authorize Adoption and Publication of Abandoned Property List**

Mayor Ducey explained this resolution authorizes the adoption and publication of an abandoned property list. There are 163 properties on this list and adopting it is the first and most important step in order for the Township to systematically address problems in the town caused by vacant and abandoned properties. He said once they have an adopted list they will publish it and notify them. He advised monitoring of the abandoned properties will then be scheduled to ensure code compliance, the failure of which shall result in fines. He said the goal is to remove as many properties as possible from the registry, whether it be rehabilitation, a property sale, or new occupancy. We can also process a special tax lien sale, where contractors can bid on these homes, foreclosure and renovate. He said through this process, the Township would set controls to ensure that expert contractors are hired and meet obligations. He said adopting this list will shorten the length of time that it normally takes to do a foreclosure, which is an average of three years in the State of NJ this will lessen it to six months.

**Authorize Lease Agreement at Civic Plaza – Enspirited Projects LLC**

President Mummolo stated this resolution authorizes a lease agreement with Enspirited Projects LLC for the lease of two small offices totaling 1,230 square feet at Civic Plaza on Chambers Bridge Road, in the amount of \$1,200 per year. He advised these offices are undersized and do not have a separate entrance. He said the tenant is the consultant who manages the Mayor's Teen Advisory Committee and has worked on many successful projects geared at engaging the Township's teenagers into local government including the annual Birthday Bash and other community events.

**Authorize Execution of Agreement with NJDEP – Township of Brick Airport Trails Project**

President Mummolo stated this resolution authorizes the execution of an agreement with the NJDEP to accept a \$24,000.00 grant for the Township of Brick Airport Trails Project. He explained the application includes the acquisition and installation of guard rails in both parking lots at the Cherry Quay and Sky Manor Trailhead entrances to the Airport Bike Trail. These guard rails will reduce damage to the trail from off-road vehicles, as the Township is experiencing problems with dirt bikes and quad vehicles damaging the trail. He said this project will also provide for trail refurbishment and repairs to the bikeway. The Township plans to match this project through personnel expenses which must be incurred to refurbish the trail and install guard rails.

**Bond Releases/Reductions:**

Clerk Iannarone advised the following:

- Performance Bond Release – Block: 646 Lot: 48 – Drum Point Road in the amount of \$17,469.54
- Inspection Fund Release – Block: 1368 & 1321 Lots: 1 and 1 – 217 Riverside Dr. N. & 4000 River Road in the amount of \$839.90
- Inspection Fund Release – Block: 471 Lot:2 – Cedar Bridge Avenue in the amount of \$3,385.58
- Inspection Fund Release – Block: 1026.19 Lot: 1 – Route 88 in the amount of \$736.00
- Inspection Fund Release – Block: 670 Lot: 4 – Hooper Avenue in the amount of \$91.08
- Inspection Fund Release – Block: 701 Lot: 7 – JP Lee's Mongolian Barbeque in the amount of \$101.54

**Tax Collector:**

Joanne Bergin advised the following:

- State Appeal Granted – Block: 45.06 Lot: 25 – 236 Curtis Point Drive in the amount of \$8,000.19, which is a two-year appeal.

**Authorize Execution of a Memorandum of Understanding with Brick Township Housing Authority – Environmental Reviews.**

President Mummolo stated this resolution authorizes the Township to enter into a Memorandum of Understanding with the Housing Authority as part of their participation in HUD's Rental Assistance Demonstration (RAD) program which will permit the Housing Authority to move its units from a public housing platform to the Section 8 long-term HUD contract subsidy. He said the Housing Authority subsidies from HUD are unstable and the funds are shrinking. He explained by switching to a voucher program, the Authority can refinance and borrow money to improve their properties. He said part of that process requires the Township, as the municipal entity, to sign off on the required environmental review and this MOU provides the Township with the necessary indemnification if there are subsequent reports that need to be completed, or if there is any further action recommended within the environmental review. He said should any of those things occur; the Authority will be responsible for any necessary work and the associated costs. The change from subsidies to vouchers in no way changes the eligibility for placement in the Authority's units.

President Mummolo opened the public hearing on the Resolutions:

Richard Gross, 29 Greenbriar Boulevard, asked what a cabin gas fiber boat is.

President Mummolo advised it is gas powered cabin cruiser boat and he advised the boats will be auctioned off on Govdeals.com.

George Scott, 16 Queen Ann Road, stated his concerns with being eight months into the year and still authorizing emergency temporary appropriations. He stated he is happy about the resolution for demolition of 8 Queen Ann Road. He commented and stated his concerns on several resolutions. He asked for the rationale for the Township to review required environmental reviews for the Housing Authority. He questioned the resolution for the abandoned property list.

Kevin Starkey advised it is a requirement of HUD that the governmental entity where the housing authority is located conduct a review and noted they need to do this to get this program put into place. He explained regarding the abandoned property list the Township will have the right to undertake several different actions to restore and rehabilitate the property, including the authorization of accelerated tax foreclosures, the use of special tax lien sales, or partnership with designated rehabilitation entities to restore the properties.

Nan Coll, 18 Greenbriar Boulevard, asked what HGAC Buy National Cooperative stands for. She questioned where the Airport Trails are.

Councilwoman Crate advised Houston-Galveston Area Council-Buy.

President Mummolo advised the location of the airport tract is Drum Point Road and Cherry Quay Road.

Vic Fanelli, 24 Meadow Point Drive, commented on the recycling can resolution. He asked for clarification of what transient boaters are. He stated his concerns with the rental of office space at Civic Plaza.

Mayor Ducey explained there are two types of transient boaters; one is for what the facilities are for - to stay overnight and part of the grant is that they need a place to shower use of bathrooms along with laundry facilities; the other is for someone stopping by for a short period of time such as using the playground and then leaves.

Ms. Blake, Bank Rep representing 8 Queen Ann Road, advised the bank does not own this property and noted they are just the lender which has been trying to foreclose on the property since the borrower has defaulted. She said they have not proceeded to judgment or to the sheriff sale stage yet. She stated at the last property maintenance board hearing she advised they were going to demolish the property, but now have aborted that for litigation reasons. She advised the bank has no objections to the Township going through the process of getting this property demolished.

George Scott, 16 Queen Ann Road, said the bank for 8 Queen Ann Road advised they were going to put in a new bulkhead and asked why they have not yet. He stated his concerns with the new CFO and his start date.

President Mummolo said because the bank does not own the property.

Kevin Starkey advised the CFO will start next week and it was just a matter of getting through paperwork.

There were no further comments from the audience.

President Mummolo closed the public hearing on the Resolutions.

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

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

Kevin Starkey gave him an explanation on each.

There were no further comments from the audience.

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

Motion by Councilman Halloran and seconded by Councilwoman Zapcic to adopt the following Resolution:

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

**2016 Computer Bill Resolution in the amount of \$1,885,937.98**

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

There we no comments from the audience.

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

Motion by Councilwoman Zapcic and seconded by Councilman Fozman to adopt the following Resolution:

All Council Members voted AYE on Roll Call.

**2016 Manual Bill Resolution in the amount of \$1,618,190.53**

**Ordinance on First Reading: Amend Chapter 134 – Appointment of Two Alternate Members – Property Maintenance Board**

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

President Mummolo explained the Property Maintenance Board provides an essential function, meeting monthly to review the status of properties that have multiple code violations and forcing the owners to take action. He said those who do not comply, such as the house on Queen Ann Road that was discussed earlier, go through the proper process that allows the Township to step in and take action. He said the board hears several cases each meeting, which can take three or more hours to review and take action and the time commitment of each of these members, is applauded, and having alternates takes some of the burden off these members, who have not been able to miss a meeting to ensure a quorum. He advised addressing property code violations and the abandoned properties in town is a priority and this is another tool that the Township uses to be as proactive and effective as possible.

Motion by Councilwoman deJong and seconded by Councilman Halloran 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 TOWNSHIP CODE CHAPTER 134 ENTITLED “BUILDINGS, UNSAFE” TO AUTHORIZE THE APPOINTMENT OF TWO ALTERNATE MEMBERS TO THE PROPERTY MAINTENANCE BOARD**

**Ordinance on First Reading: Authorize Acquisition of Block: 236.25, Lot: 39**

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

President Mummolo explained a property owner off Mandalay (Knoll Crest) offered to convey the property to the Township. The 40 x 100 piece of property is wetlands and not developable, but it does count as a credit for the Community Rating System program that provides flood insurance discounts throughout the Township. He advised the taxes annual are \$42.40. He said this is a donation offer with no cost to the town. The Land Use Committee is recommending the Township accept the donation.

Motion by Councilman Halloran 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.

**ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN AND STATE OF NEW JERSEY, AUTHORIZING THE ACCEPTANCE OF THE DONATION OF PROPERTY KNOWN AS BLOCK 236.25, LOT 39 FOR NO CONSIDERATION**

**Ordinance on Second Reading: Amend Chapter 245 – Wireless Telecommunication Towers and Antennas.**

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

President Mummolo explained the Planning Board reviewed and recommended this ordinance which municipalities are required to enact. He said the Federal Government enacted a law that municipalities have to let wireless antennae companies replace and repair their equipment and advised only substantial changes require a hearing before the Board of Adjustment.

President Mummolo opened the public hearing on the Ordinance.

Nan Coll, 18 Greenbriar Boulevard, asked if this is a right of way to any wireless telecommunication tower provider or antenna to repair it.

Kevin Starkey responded yes that is generally what it is, if they are going to make substantial modifications that are defined in the statute then they would have to come before the Board, but minor changes and/or repairs they can do without coming in before the Board.

There were no further comments from the audience.

President Mummolo closed the public hearing on the Ordinance.

Motion by Councilwoman deJong 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.

**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, ENTITLED "WIRELESS TELECOMMUNICATION TOWERS AND ANTENNAS"**

President Mummolo opened the public hearing portion of the meeting.

John Sluka, 950 Sylvia Court, read his letter regarding the parkway construction project. He stated his displeasure with the rising cost of EpiPens.

Vic Fanelli, 24 Meadow Point Drive, spoke of the several articles in the newspaper with regards to Senator Singer and the Governor's school funding formula.

Martin Ebert, 766 Tall Oaks Drive, asked several questions on the hiring of the new CFO.

Joanne Bergin addressed and spoke of the hiring process for a CFO.

Steve Brill, 806 Jenny Court, questioned if they have heard from the County on the status of the exact number of townhouses counted for the sound barrier wall that Evergreen Woods had requested.

Joanne Bergin advised that they have not.

Nan Coll, 18 Greenbriar Boulevard, stated her concerns with the hiring of the new CFO.

Vic Finamore, 137 Queen Ann Road, said they need to promote Traders Cove as an asset. He asked with the Housing Authority how many homes are they looking at.

Joanne Bergin replied the same number, there are no changes to the amount.

There were no further comments from the audience.

President Mummolo closed the public hearing portion of the meeting.

Mayor Ducey spoke about the Essential Services Grant meeting scheduled for this Friday and noted the Township has applied for \$1M and advised if they get that amount one cent comes off the budget. He talked about the many events he attended and announced some upcoming events. He spoke about the upcoming 9/11 Service on Sunday, September 11<sup>th</sup> at 6 p.m. at Windward Beach – Angel of Anguish Monument. He spoke about the upcoming Green Acres Public Hearing on September 19<sup>th</sup> at 6pm in the courtroom.

Councilwoman Zapcic announced the upcoming events.

Councilman Halloran agreed with Mr. Sluka's comments on the rising costs of EpiPens. He stated his pleasure with the Farmers Market at Windward Beach Park.

Councilwoman deJong said she will be attending the last Summerfest and have a Happy and Safe Labor Day.

Councilman Fozman said he is looking forward to seeing Traders Cove being complete with the restaurant.

President Mummolo announced the Ocean County Columbus Day Parade Committee is having a fundraiser at the VFW on September 10<sup>th</sup>. He wished everyone a Happy Labor Day.

Motion by Councilwoman deJong and seconded by Councilman Halloran to Adjourn the meeting at 9:21 p.m.

All Council Members voted AYE.

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Paul Mummolo  
Council President

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Lynnette A. Iannarone  
Township Clerk