

Brick Township Council
January 26, 2016
Caucus/Public Meeting
7:00 PM
Agenda No. 1

1. Call to order.
2. Adequate notice of this meeting was provided and published in Asbury Park Press on December 18, 2015. Copies of the agenda were provided to the newspapers, posted on public bulletin boards and the township website (www.bricktownship.net). At this time please silence or turn off your cell phone.
3.
 - a. Roll Call.
 - b. Salute to the Flag/Pledge of Allegiance /Moment of Silence.
 - c. Approve Reports of Municipal Officers.
 - d. Approve Minutes of December 1st, December 15th and December 31, 2015 Meetings.
 - e. Presentations:
 1. National Drug and Alcohol Facts Week.
 2. Students of the Month.

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. Recognize National Drug and Alcohol Facts Week – January 25 -31st.
 - ___ 2. Authorize Application – Governor’s Council on Alcoholism and Drug Abuse Grant.
 - ___ 3. Authorize Application – Ocean County Tourism Grant.
 - ___ 4. Authorize Application – Safe & Secure Communities Grant – 2016.
 - ___ 5. Authorize Award of Contract – Entertainment & Production Services – Summerfest Program.
 - ___ 6. Authorize Award of Contract through NJPA National Cooperative – One (1) 2016 Ford Super Duty F-550 4WD Truck with Dump Body.
 - ___ 7. Authorize Award of Proposal – Veterinary Services.
 - ___ 8. Amend Resolution #581-15 – Conveyance of Properties to Enable Homes, LLC.
 - ___ 9. Authorize Waiving of Late Fees for Animal Licensing.
 - ___ 10. Authorize Person-to-Person Place-to-Place Liquor License Transfer – Riverwatch.
 - ___ 11. Authorize Appointment of Alternate II Member to the Board of Adjustment.
 - ___ 12. Authorize Renewal of Towing License – Legacy Towing.
 - ___ 13. Denying the Release of Performance Guarantees for Susskind & Almallah Eye Associates - Cedar Bridge Ave.
 - ___ 14. Bond Releases/Reductions:
 - a. Inspection Fund Release – Manzo Organization of Brick, LLC – Mantoloking Road.
 - ___ 15. Tax Collector:
 - a. Veteran Deduction Granted – 2015.
 - b. Senior Citizen Deduction Granted – 2015.
 - c. Tax Overpayments – 2015.
 - d. County Board Judgment Appeal Granted – Block 254.14 Lot 9 – 724 Drum Point Rd.
 - e. County Board Judgment Appeal Granted – Block 252.17 Lot 17 – 50 Perry Dr.
 - f. County Board Judgment Appeal Granted – Block 324.07 Lot 4 – 133 Captains Dr.
 - g. County Board Judgement Appeals Granted – 2014
 - h. County Board Judgment Appeal Granted – Block 210.30 Lot 41 – 28 Catalina Dr.
 - i. State Tax Appeal Granted – Block 45.04 Lot 17 – 118 Squan Beach Dr.
 - j. State Tax Appeal Granted – Block 884 Lot 7.01 – 341 Cedarcroft Dr.
- *******End of Consent Agenda*******
- ___ 16. Bill Resolution – Computer 2016.
 - ___ 17. Bill Resolution – Manual 2016.

5. Ordinance on First Reading:

- ___ 1. Refunding Bond Ordinance Series 2009A.

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.

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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 of the Township Council will be on Tuesday, February 9, 2016 at 7:00 p.m.**

RESOLUTION

WHEREAS, National Drug & Alcohol Facts Week, January 25th through January 31st 2016, is sponsored by the National Institute on Drug Abuse and the National Institute on Alcohol Abuse and Alcoholism at the National Institutes of Health, in the U.S. Department of Health and Human Services; and

WHEREAS, is an annual seven day event that provides high school students across the United States with the opportunity to ask questions of the nation's leading experts in the field of drug abuse, alcohol, and addiction via a web "chat"; and

WHEREAS, offers science as the key element of the conversations about drugs, drug abuse, alcohol and addiction through national and community organizations; and

WHEREAS, one such organization is the Brick Municipal Alliance Committee, a municipally supported, grant funded organization whose mission is to provide substance abuse prevention programs and services for the community that was reinstated by 2014; and

WHEREAS, under the guidance of Councilwoman Andrea Zapcic and BMAC Coordinator Emma Mammano, BMAC's members are working to develop strategies to combat rising substance usage in our community, specifically opiate usage.

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. We join Mayor John G. Ducey in recognizing and supporting National Drug & Alcohol Facts Week.
2. We applaud the efforts of the Brick Municipal Alliance Committee and other community organizations to educate and inform the public regarding this vital topic.

CERTIFICATION

I, Lynnette A. Iannarone, Municipal 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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January 2016.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-1	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

Governor's Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2014-June 2019

FORM 1B

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

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

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

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

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

- 1. The Township Council does hereby authorize submission of a strategic plan for the Brick Municipal Alliance grant for fiscal year 2017 in the amount of:

DEDR \$39,523

Cash Match \$9,881

In-Kind \$29,642

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

APPROVED: _____
JOHN G. DUCEY, MAYOR

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-2	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township Council of the Township of Brick, wishes to file an application with the Ocean County Board of Chosen Freeholders for a Tourism Promotional Matching Grant, which will promote Ocean County and activities of interest to tourists; and

WHEREAS, the Mayor and Governing Body of the Township of Brick have reviewed the Ocean County Board of Chosen Freeholders, Tourism Promotional Matching Grant application that is due to be filed by January 29, 2016; and

WHEREAS, the Mayor and Governing Body of the Township of Brick are desirous of obtaining an Ocean County Board of Chosen Freeholders, Tourism Promotional Matching Grant in the approximate amount of \$1,500.00, which also requires dollar for dollar matching funds in the amount of \$1,500.00; and

WHEREAS, the Mayor and Governing Body of the Township of Brick recognize and accept that the Ocean County Department of Public Affairs may offer a greater or lesser amount in connection therewith:

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

1. The Township Council of the Township of Brick hereby authorizes the application for such a grant.
2. Upon receipt of the Grant Agreement from the Ocean County Board of Chosen Freeholders, the signature of the Mayor and/or any other municipal official, or their successors in said titles, which is required on the agreement and any other documents necessary in connection therewith, is hereby approved.
3. Upon receipt of the fully executed Grant Agreement from the Ocean County Board of Chosen Freeholders, the expenditure of funds is hereby authorized pursuant to the terms of the agreement between the Township of Brick and the Ocean County Board of Chosen Freeholders.
4. A certified copy of this resolution shall be provide to the following:
 - a. Scott M. Pezarras, Chief Financial Officer
 - b. Ocean County Board of Chosen Freeholders

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 of the Township of Brick at a meeting of said Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January 2016.

Agenda #	/ Date
4-3	/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

WHEREAS, the Township of Brick wishes to apply for funding of approximately \$60,000.00 with a match of \$255,371.66 for an approximate project total cost of \$315,371.66 for a project under the State of New Jersey Safe and Secure Communities Grant Program; and,

WHEREAS, the Township Council has reviewed the application and has approved the said request; and,

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Township of Brick, for additional law enforcement personnel to address crime in a focused community-oriented manner.

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

1. As a matter of policy the Township of Brick wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General of New Jersey will receive funds on behalf of the Township of Brick.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to the Township as authorized by law.
5. The Township Council authorizes the Mayor and his Administration to prepare all documents and paperwork required to secure the grant, and file an application.
6. A copy of this resolution will be provided to the Chief of Police and Finance Officer.

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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

Agenda #	Date
4-4	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the Township of Brick has a need to acquire services as an alternative process contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Purchasing Agent of the Township of Brick has determined and certified in writing that the value of the service will exceed \$17,500; and

WHEREAS, the business entity has submitted a proposal dated January 13, 2016 indicating they will provide Entertainment and Production services to the Township of the 2016 Summerfest Program; and

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

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

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

1. That the Township Council of the Township of Brick does hereby award a contract to La Guardia Associates, 388 Pompton Avenue, Cedar Grove, NJ 07009 to provide professional services in accordance with the provisions of N.J.S.A. 40A:11-5 for the 2016 Brick Summerfest Program in the amount of \$30,890.00.
2. That the contract shall be in accordance with the proposal dated January 13, 2016.
3. That this contract is awarded as an Alternative Process Contract in compliance with N.J.S.A. 19:44A-20.4, et seq.
4. That the Business Disclosure Entity Certification, Political Contribution Disclosure Form, Stockholder Disclosure Form and the Determination of Value be placed on file with this resolution.
5. That the term of this contract is for a period not to exceed twelve (12) consecutive months, contingent upon successful completion of the service.
6. Funds will be certified by the Chief Financial Officer from the Recreation Rider Account prior to the commencement of each event.
7. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of agreement aforesaid, which such agreement shall be available for public examination in the Office of the Township Clerk during normal business hours.
8. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.

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 this 26th day of January, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

Agenda #	1/ Date
45	1/26/15
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, P.L. 2011, c. 139 allows contracting units to enter into agreement with state, regional, or single government agencies that award contracts for its own use and is authorized under its own laws to extend those contracts to other government agencies; and

WHEREAS, on July 23, 2013 the Governing Body authorized the Township to enter into an agreement with the National Joint Powers Alliance, hereinafter referred to as NJPA, to purchase goods and/or services in order to make the procurement process more efficient and to provide cost savings to the Township; and

WHEREAS, it is the desire of the Director of Public Works to purchase one (1) 2016 Ford Super Duty F-550 4WD Truck with Dump Body and accessories through the NJPA; and

WHEREAS, the NJPA awarded a contract to National Auto Fleet Group of Watsonville, CA under Contract #102811 for Passenger Cars, Light Duty, Medium Duty and Heavy Duty Trucks with Related Accessories.

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 Governing Body of the Township of Brick authorizes the purchase and delivery of one (1) 2016 Ford Super Duty F-550 4WD Truck with Dump Body and accessories available through the NJPA National Cooperative in the amount of \$111,212.00.
2. That the NJPA has awarded a contract to National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076 under Contract #102811 for Passenger Cars, Light Duty Medium Duty and Heavy Duty Trucks with Related Accessories.
3. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
4. 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.
5. That the Township Clerk shall further forward a certified copy of this resolution to National Auto Fleet Group, Business Administrator, Chief Financial Officer, Director 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 of said Council on the 26th day of January, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

Agenda #	Date
14-6	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, N.J.S.A. 19:44a-20-5 et. seq. provides for the procedure for soliciting proposals through a "fair and open process", and

WHEREAS, there is a need to retain Veterinary Services for emergency/minimal care for sick and /or injured dog, cat or wildlife; and

WHEREAS, the Township of Brick has solicited proposals for said service through a "fair and open process" on January 15, 2016; and.

WHEREAS, the Business Administrator has reviewed the proposals and is satisfied with the qualifications of the firm which is the subject of such an award; and

WHEREAS, the Business Administrator recommends award to Cedars Veterinary Hospital and Jersey Shore Emergency Veterinary.

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 award for Veterinary Services is hereby awarded to the following Veterinary Facilities at the rates as indicated on "Attachment A":

- Cedars Veterinary Hospital, 120 Drum Point Road, Brick, NJ 08723
- Jersey Shore Emergency Veterinary, 1000 Highway 70, Suite 8, Lakewood, NJ 08701

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 this contract is awarded contingent upon the adequate provisions of funding in the 2016 operating budget.

4. That this resolution shall take effect for the duration of one (1) year upon Resolution of Award.

5. That the Mayor is authorized to execute and the Township Clerk to attest to the attached agreement which such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.

6. That a certified copy of this Resolution shall be provided to Cedars Veterinary Hospital, Jersey Shore Emergency Veterinary, Business Administrator, Police Chief, Chief Financial Officer, Township Clerk 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 26th day of January, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

Agenda #	Date
47	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, Homes Now Inc. serves as the Administrative Agent for the Township of Brick Affordable Housing Program; and

WHEREAS, by Deeds dated January 18, 2013, the Township of Brick conveyed title to (Block 321, part of Lot 4.02 Township of Brick Tax Map) Drum Point Road and (Block 1371, Lot 12 Township of Brick Tax Map) Herbertsville Road to facilitate the development of two group homes which will become a part of the Township's Affordable Housing inventory; and

WHEREAS, Homes Now Inc. is receiving financing to assist for the construction of these group homes from the New Jersey Housing Mortgage Finance Agency ("NJHFMA"); and

WHEREAS, Homes Now Inc. has been advised by NJHFMA the title to said property needs to be conveyed to the service provider with these group homes, Enable Homes, LLC., a non-profit cooperation of the State of New Jersey; and

WHEREAS, in connection with the conveyance of said properties to Enable Homes, LLC, NJHFMA has further requested that the Deed restrictive covenant applicable to both parties be extended to December 31, 2046 and that the Township will not exercise the reverter clause until it has given NJHFMA written notice and further will permit NJHFMA a period of 90 days to cure any condition which might have the property revert to Township ownership; and

WHEREAS, the Township of Brick wishes the project to obtain NJHFMA financing agrees to both of the above referenced conditions.

NOW, THEREFORE, be it resolved as follows:

1. The Township of Brick hereby consents to the conveyance of the above referenced properties to Enable Homes, LLC., a non-profit corporation of the State of New Jersey, the service provider for the proposed group homes.
2. The Township further agrees to the above referenced revised Deed Restrictive Covenant and to include in the Deed the requested notice and opportunity to cure by NJHFMA the reverter clauses for either property be invoked.
3. This Resolution amends Resolution #581-15 by changing the name of the Grantee in the Deed of Conveyance to Enable Homes, LLC.
4. A certified true copy of this resolution shall be furnished by it adoption to Homes Now Inc. and Enable Homes, LLC.

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 this 26th day of January, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

Agenda #	Date
4-8	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, Chapter 128-1 of the Brick Township Code calls for the annual registration of all dogs and cats housed in the township during the month of January; and

WHEREAS, Chapter 128-1 also sets a one dollar administrative fee, per month, to be collected after January 31st until such date the animal is registered; and

WHEREAS, Brick Township holds its annual rabies clinic each January, vaccinating over 400 animals owned by township residents; and

WHEREAS, many residents wait to attend this free rabies clinic in order to purchase an animal license; and

WHEREAS, due to the forecast of snow for January 24, 2016, the date planned of our annual rabies clinic, we were forced to postpone it until January 31, 2016, making it difficult for all residents to obtain a dog license by the January 31st deadline; and

WHEREAS, the Township Council wishes to give the residents ample time to purchase their animal license without being charged the one dollar administrative fee.

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

1. The Township Council hereby wishes to extend the date that a one dollar administrative fee shall be charged for animals attending the rabies clinic until February 15, 2016.
2. Proof of attendance is required.

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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
49	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, an application has been filed for a person-to-person and place-to-place transfer of plenary retail consumption liquor license number 1506-33-012-010 heretofore issued to American Restaurant Management, LLC t/a Riverwatch, to KB & RD, LLC, t/a Beacons 70, 799 Route 70, Brick, NJ 08723; and

WHEREAS, the Township Clerk has advised that the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, no objections have been filed to the proposed person-to-person and place-to-place transfer; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, and the regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the Township Clerk has advised that the applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license, as well as the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, the Township Clerk has advised that the application for a person-to-person and place-to-place transfer has been submitted in accordance with requirements of the Division of Alcoholic Beverage Control, and the applicant has been reviewed and approved by the Brick Township Police Department; and

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

1. The application for the person-to-person and place-to-place transfer of plenary retail consumption liquor license number 1506-33-012-010 to KB & RD, LLC t/a Beacons 70, 799 Route 70, Brick, NJ 08723 is hereby approved in accordance with the application submitted.
2. That a copy of this resolution shall be forwarded to the Division of Alcoholic Beverage Control and the applicant.

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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-10	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township of Brick has created a Zoning Board of Adjustment in accordance with the provisions of N.J.S.A.40:55D-69; and

WHEREAS, the Brick Township Council has been advised that the term of Alternate II Member Jennifer J. Grenier has expired on December 31, 2015; and

WHEREAS, the Township Council is desirous of filling such positions.

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 Carl Anderson, 45 Collins Court be and hereby is appointed by the Township Council as an Alternate II Member of the Board of Adjustment for a two year term effective January 26, 2016 and expiring on December 31, 2017.
2. That a certified copy of this resolution shall be forwarded to the following:
 - a. Secretary to the Board of Adjustment
 - b. Carl Anderson

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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-11	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Legacy Towing, LLC, 1700 Route 88, Brick has made application to renew their licenses to operate a towing business in Brick Township, pursuant to Chapter 437 of the Township Code for the year 2016:

WHEREAS, the aforesaid application has been found to be in proper form and the proper fees have been collected; and

WHEREAS, Land Use, Code Enforcement and the Fire Bureau has inspected the aforesaid location and have found them to be in compliance; and

WHEREAS, the Brick Township Police Chief has found them to be in compliance and recommends that the application be approved.

WHEREAS, the Township Council is satisfied with the recommendations of the Brick Township Police Chief.

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 a towing license be granted to the above applicant for 2016.
2. That towers be required to accept cash, checks and credit cards for payment.
3. That a certified copy of this resolution be forwarded to:
 - a. Police Chief
 - b. Purchasing
 - c. Applicants

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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-12	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, DENYING THE RELEASE OF PERFORMANCE GUARANTEES FOR THE PROJECT KNOWN AS SUSSKIND & ALMALLAH EYE ASSOCIATES, PA, LOCATED AT 909 CEDAR BRIDGE AVENUE, BLOCK 471, LOT 2

WHEREAS, the Township of Brick required the posting of a Performance Guarantee to ensure that certain improvements were properly installed without defects and were properly maintained in regard to the project known as Susskind & Almallah Eye Associates, PA, located at 909 Cedar Bridge Avenue, Block 471, Lot 2; and

WHEREAS, the Township Engineer has inspected the site and has determined that there are remaining improvements to be installed as set forth on the report of CME Associates dated January 12, 2016; and

WHEREAS, the pending deficiencies as set forth in the CME Associates report include: (i) the submitted as-built plans were reviewed and found deficient; (ii) required county mountable curbing and signage is not installed; and (iii) the items set forth on the Preliminary Site Punch List.

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 governing body hereby denies the release of the Performance Guarantee posted for the project known as Susskind & Almallah Eye Associates, PA, located at 909 Cedar Bridge Avenue, Block 471, Lot 2.
2. That a certified copy of this Resolution be forwarded to the Chief Financial Officer, the Township Engineer and Applicant Susskind & Almallah Eye Associates, PA.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council held on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-13	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Township Clerk by letter dated January 12, 2016 that there is \$2,652.36 remaining in the engineering inspection fund from Manzo Organization of Brick, LLC, 351 West Broadway, Paterson, NJ 07522-1978 for Block 646.02 Lots 1, 5, 78-83 (PB-2684) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer has advised that all the required improvements have been completed and are acceptable; and

WHEREAS, the Assistant Township Engineer recommends that the \$2,652.36 (plus interest if applicable) remaining in the engineering inspection fund be returned to the applicant; and

WHEREAS, the Township Council is satisfied with the recommendations of the Assistant Township Engineer.

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

1. That the \$2,652.36 (plus interest if applicable) remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Assistant Township Engineer
 - b. Chief Finance Officer
 - c. Applicant

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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January 2016.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-14a	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that Veteran deductions have been granted and refunds are to be issued on the following properties for the year 2015.

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>
646.16/7/312672 652 Mark Manor Dr.	Whalen, Joseph	\$250.00

CERTIFICATION

I, Lynnette Iannarone, RMC, Municipal 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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15a	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that Senior Citizen deductions have been granted and refunds are to be issued on the following properties for the year 2015.

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>
701.26/6/413388 56 Redwood Dr.	Rorabaugh, Robert	\$ 250.00

CERTIFICATION

I, Lynnette Iannarone, RMC, Municipal 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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15b	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments of taxes for the year 2015.

NOW, THEREFORE, BE IT RESOLVED by the Township Council in the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund any and all monies due the individual property owner or bank who was responsible for the overpayment.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1227/451/622893 527 2 nd Ave.	CoreLogic	\$ 4378.80
271/38/205207 138 Vanard Dr.	Land Transfer Services	\$ 846.60

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal 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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15c	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that a County Board Judgment has been granted on Block 254.14, Lot 9, Account # 204923, 724 Drum Point Rd. for 2014 reducing the assessment from 25,600 to 13,183 for 2 months prorated.

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>
254.14/9/204923 724 Drum Point Rd.	Dowd, William	\$ 261.25

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk for the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda # 4-15d	Date 1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that a County Board Judgment has been granted on Block 252.17, Lot 17, Account # 209639, 50 Perry Dr. for 2014 reducing the assessment from 29,600 to 29,383 for 2 months prorated.

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>
252.17/17/209639 50 Perry Dr.	Hass, Michael & Ruth	\$ 4.56

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk for the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Account #	Date
4-15e	1/26/16
Account #	Date
Account #	Date
Account #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that a County Board Judgment has been granted on Block 324.07, Lot 4, Account # 206220, 133 Captains Dr. for 2014 reducing the assessment from 12,250 to 12,108 for 1 month prorated.

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>
324.07/4/206220 133 Captains Dr.	Robinson, Jeffrey	\$ 2.99

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk for the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15f	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for, the Township of Brick is advising the Township Council that a County Board Judgments have been granted for 2014 reducing the added assessments on the properties listed 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>
69/10/101338 73 Beaton Rd.	Lee, Marian % Archer & Greiner	\$ 93.63
94/131/101809 8 Lagoon Dr. E.	Hegadorn, Maureen	\$150.44
210.29/13/103634 26 Obispo Dr.	Krentzman, Eric & Sue	\$ 4.56
210.30/41/103429 28 Catalina Dr.	Barbato, Sheila	\$59.54
211.11/35/104093 70 W. Granada Dr.	Welker, Donald & Pamela	\$362.22

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk for the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15g	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that a County Board Judgment has been granted for 2015 reducing the added assessment on the property listed 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>
210.30/41/103429 28 Catalina Dr.	Barbato, Sheila	\$599.43

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal Clerk for the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Account #	Date
4-15h	1/26/16
Account #	Date
Account #	Date
Account #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments for the year 2013-2015 on Block 45.04, Lot 17, Account # 100966, 118 Squan Beach Dr. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2013-2015 from 825,700 to 795,700.

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>
45.04/17/100966 118 Squan Beach Dr.	Geiger, Charles & Kathleen	\$ 620.10-2013
		\$ 631.20-2014
		\$ 636.30-2015
		\$1887.60

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal 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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15:	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there are overpayments for the year 2015 on Block 884, Lot 7.01, Account # 415920, 341 Cedarcroft Dr. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2015 from 315,300 to 105,000.

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>
884/7.01/415920 341 Cedarcroft Dr.	Ward, Jennifer & Christopher	\$ 4487.80

CERTIFICATION

I, Lynnette A. Iannarone, RMC, Municipal 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 January 26, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 26th day of January, 2016.

LYNNETTE A. IANNARONE, RMC
MUNICIPAL CLERK

Agenda #	Date
4-15j	1/26/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

TOWNSHIP OF BRICK
OCEAN COUNTY, NEW JERSEY

ORDINANCE NUMBER 2016-__

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 2009A OF THE TOWNSHIP TO PROVIDE NET DEBT SERVICE SAVINGS, AND (ii) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$18,800,000 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 \$32,881,000 aggregate principal amount of General Improvement Bonds, Series 2009A (the "2009 Bonds") dated November 20, 2009; and

WHEREAS, a \$18,420,000 outstanding principal amount of the 2009 Bonds maturing on November 1 in the years 2020 through 2028, inclusive (the "2009 Refunded Bonds") are subject to redemption, either in whole or in part on any date on and after November 1, 2019, 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 2009 Refunded Bonds through the issuance of one or more series of General Obligation Refunding Bonds in an aggregate principal amount not to exceed \$18,800,000 (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 \$18,800,000, a portion of the sale proceeds of which shall be used to refund the 2009 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 2009 Refunded Bonds is hereby authorized.

SECTION 2. In order to refund the 2009 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 \$18,800,000, 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 2009 Refunded Bonds.

SECTION 4. An aggregate amount not exceeding \$250,000, may be allocated from the aggregate principal amount of the Refunding Bonds to pay for items listed and permitted under N.J.S.A. 40A:2-51(b), including, but not limited to,

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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 2009 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 2009 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 and twenty (20) days after the first publication thereof after final adoption, and approval by the Mayor.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 26th day of January, 2016 and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 9th day of February, 2016 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

JOHN G. DUCEY
MAYOR