

**Brick Township Council
December 30, 2016
Caucus/Public Meeting
10:00 AM
Agenda No. 1**

1. Call to order.
2. 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). 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.

Consent Agenda

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

4. Resolutions:

- _____ 1. Authorize Budget Appropriation Transfers.
 - _____ 2. Authorize Transfers into Dedicated Trust Funds.
 - _____ 3. Authorize Donation to Ramtown Fire Company – Oxygen Container Fill Station.
 - _____ 4. Authorize Execution of a Settlement Agreement with Fair Share Housing Center.
 - _____ 5. Authorize Renewal of Trailer Park License – Princeton Beach Estates, LLC.
 - _____ 6. Tax Collector:
 - a. Veteran/Widow of Veteran Deductions Granted – 2016.
 - b. Cancel Taxes – Exempt Property – Block 245.20 Lot 29.
 - c. Authorize Fixing of Interest on Taxes and Assessments – 2017.
- *******End of Consent Agenda*******
- _____ 7. Bill Resolution – Computer 2016.
 - _____ 8. Bill Resolution – Manual 2016.

5. 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 minute pursuant to Brick Township Administrative Code Section 2 -33B.

6. Council Comments.

7. Motion to Adjourn.

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

**** The Township Council Reorganizational Meeting will be held on Tuesday, January 10, 2017 at 7:00 p.m.**

RESOLUTION

WHEREAS, a review of the disbursements and commitments against the 2016 budget has disclosed the necessity for certain adjustments to the budget appropriations; and,

WHEREAS, N.J.S.A. 40A:4-58 authorizes transfers during the last two months of any fiscal year.

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 following transfers between certain 2016 Budget appropriations be and the same are hereby authorized:

GENERAL APPROPRIATIONS WITHIN/OUTSIDE CAP

Transferred To:
Salary and Wages

Special Police	\$	100.00
<i>Subtotal</i>	<u>\$</u>	<u>100.00</u>

Transferred To:
Other Expenses

Health Benefits	\$	250,000.00
Affordable Housing	\$	20,000.00
<i>Subtotal</i>	<u>\$</u>	<u>270,000.00</u>

Total Transferred To \$ 270,100.00

Transferred From:
Salary and Wages

Finance	\$	15,000.00
Engineering	\$	35,000.00
<i>Subtotal</i>	<u>\$</u>	<u>50,000.00</u>

Transferred From:
Other Expenses

Office of the Mayor	\$	15,100.00
Landfill	\$	150,000.00
Engineering	\$	20,000.00
Natural Gas	\$	35,000.00
<i>Subtotal</i>	<u>\$</u>	<u>220,100.00</u>

Total Transferred From \$ 270,100.00

CERTIFICATION

I, Jessica L. Larney, Assistant Township 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 on December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December 2016.

Agenda # 4-1	Date 12/30/16
Agenda #	Date

JESSICA L. LARNEY
ASSISTANT TOWNSHIP

RESOLUTION

WHEREAS, the Township Council has established Dedicated Trust Funds for the purpose of providing funding for Accumulated Absence Liabilities and Snow Trust Removal; and,

WHEREAS, the council wishes to transfer funds from the 2016 current fund budget into these Dedicated Trust Funds.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Brick, County of Ocean, State of New Jersey, hereby authorizes the following:

The Chief Financial Officer is authorized to transfer \$750,000 into the Dedicated Account for Accumulated Absence Liabilities and \$700,000 into the Dedicated Account for Snow Removal for a total authorized transfer of \$1,450,000.

The Chief Financial Officer is authorized to transfer said amounts from 2016 Current Fund Budget accounts consisting of transferring from Accumulated Leave Compensation, \$600,000, S&W Adjustment, \$145,000, Police S/W, \$5,000, Solid Waste Collection S/W, \$150,000, Buildings & Grounds S/W, \$50,000 and Roads O/E, \$500,000.

CERTIFICATION

I, Jessica L. Larney, Assistant 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 December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December 2016.

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

Agenda #	Date
4-2	12/30/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

**RESOLUTION FOR THE SALE OR OTHER DISPOSITION
OF PERSONAL PROPERTY**

WHEREAS, the Township of Brick has deemed certain items in its inventory to be surplus property no longer needed for public use and wishes to eliminate its surplus property, specifically a Mako Single Oxygen Containment Fill Station Model #MCFS2OXY; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36(2) the contracting unit need not advertise for bids when it makes any such sale or other disposition to another contracting unit; and

WHEREAS, the Ramtown Fire Company, 88 Ramtown-Greenville Road, Howell, N.J. 07731 is interested in acquiring this equipment, which is deemed surplus, from the Township of Brick.

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 Mayor and Administrator are authorized to enter into an Agreement with the Ramtown Fire Company, 88 Ramtown-Greenville Road, Howell, N.J. 07731 to donate a Mako Single Oxygen Containment Fill Station Model #MCFS2OXY, which is deemed no longer needed for public use.
2. The property so described shall be picked up from the Township of Brick and be conveyed, at a mutually agreed time, to the Ramtown Fire Company at its sole expense.
3. This Resolution shall be effective upon the Ramtown Fire Company receipt from the Township of Brick, a fully executed Agreement for the donation of a Mako Single Oxygen Containment Fill Station Model #MCFS2OXY.
4. A certified copy of this Resolution shall be sent to the Ramtown Fire Company, Business Administrator, Chief Financial Officer, Police Chief, Risk Manager, Purchasing Agent and kept on file in the Office of the Clerk.

CERTIFICATION

I, Jessica L. Larney, Assistant Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 30th day of December, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December, 2016.

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

Agenda #	Date
4-3	12/30/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT WITH FAIR SHARE HOUSING CENTER

WHEREAS, the Township is a party to the lawsuit pending in Ocean County Superior Court, captioned as "In the Matter of the Application of the Township of Brick, Ocean County for a Declaratory Judgment," bearing Docket No. OCN-L-1857-15 (the "Lawsuit"); and

WHEREAS, the Fair Share Housing Center, a non-profit organization, is an intervenor in the Lawsuit; and

WHEREAS, the Township and the Fair Share Housing Center have reached agreement on terms of a Settlement Agreement that both parties believe is fair and reasonable; and

WHEREAS, the Agreement is subject to approval by the Court, after notice and a fairness hearing; and

WHEREAS, the Township Council now desires to authorize the Mayor to execute the Settlement Agreement on file in the Township Clerk's Office subject to the terms of this Resolution.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Township Council hereby authorizes the Mayor to execute, and the Township Clerk to attest to the Settlement Agreement between the Township and the Fair Share Housing Center, in the case captioned as "In the Matter of the Application of the Township of Brick, Ocean County for a Declaratory Judgment," bearing Docket No. OCN-L-1857-15.
2. That the Township Clerk shall forward a certified copy of this Resolution to the Township Attorney and to the Fair Share Housing Center.

CERTIFICATION

I, Jessica L. Larney, Assistant Township 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 December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Township this 30th day of December, 2016.

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

Item #	Date
4-4	12/30/16

RESOLUTION

WHEREAS, Chapter 445 of the Township Code requires a license for the operation of a mobile home park in the Township of Brick; and

WHEREAS, Princeton Beach Estates, LLC the owner of the Princeton Beach Estates Mobile Home Park, located at 50 Princeton Avenue, a/k/a Block 869, Lots 14 & 16, has submitted an application to the Township for the renewal of their license for the operation of the park; and

WHEREAS, the application has been reviewed and the Pinewood Mobile Home Park has been inspected by the Township's Zoning Official and found to be in conformance with the Township Code and with no conditions on the property to be addressed; and

WHEREAS, the Zoning Official has recommended that, as a condition of the permit, a Deed consolidating Lot 14 and Lot 16 into a single lot be filed with the Office of the Ocean County Clerk and a copy submitted to the municipal assessor; and

WHEREAS, the Township Council desires to authorize the issuance of a license to Princeton Beach Estates Limited Liability Company, based on the recommendations of the Zoning Official;

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 Township Clerk is hereby authorized to renew the license issued to Princeton Beach Estates, LLC for the Princeton Beach Estates Mobile Home Park, located at 50 Princeton Avenue, a/k/a Block 869, Lots 14 & 16, for the operation of the park.
2. That said license shall be effective January 1, 2017 through December 31, 2017 and subject to the provisions Chapter 445 of the Township Code.
3. That the license shall be conditioned upon the filing of a Deed consolidating Lot 14 and Lot 16 into a single lot, to be filed with the Office of the Ocean County Clerk and a copy submitted to the municipal assessor, no later than February 1, 2017.
4. That the Township Clerk shall forward a certified copy of this resolution to the Business Administrator, the Zoning Officer and Princeton Beach Estates, LLC.

CERTIFICATION

I, Jessica L. Larney, Assistant 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 December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December 2016.

Revised

Agenda # 4-5	Date 6/30/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that Veteran Deductions/Widow of Veteran Deductions have been granted and refunds are to be issued on the following properties for 2016.

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>
1294.54/9/623660 339 18 th Ave.	Olson, Frances & Arthur	\$ 250.00
377.10.6/207200 80 Doe Ct.	Hudgens, Deborah	\$ 250.00

CERTIFICATION

I, Jessica L. Larney, Assistant Township Clerk for the Township of Brick, County of Ocean and State of New Jersey do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December, 2016.

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

Agenda #	Date
4-6a	12/30/16
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 Block 245.20, Lot 29, Account #204657, Mandalay is exempt from paying taxes due to the fact it has been deeded to the Township of Brick.

WHEREAS, the Tax Collector is requesting to cancel taxes as of April 7, 2016 and forward.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Tax Collector be authorized to cancel taxes as of April 7, 2016 and forward.

CERTIFICATION

I, Jessica L. Larney, Assistant Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December, 2016.

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

Agenda #	Date
4-66	12/30/16
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

IT IS HEREBY RESOLVED by the Township Council of the Township of Brick, in accordance with NJSA 54:4-67, to permit the fixing of the interest to be charged on taxes and assessments at 8% per annum on the first \$1,500.00 and allows 18% on any amount in excess of \$1,500.00 to be calculated from statutory due date until actual payment. Additional penalty of 6% to be collected against a delinquency in excess of \$10,000.00 on properties that remain unpaid at the end of the 2017 calendar year. There will be allowed the maximum ten (10) day grace period on quarterly tax payments.

Be it further resolved that the statutory penalty on a tax sale redemption has been increased pursuant to NJSA 54:4-67 as follows:

- 1. 2% - \$200.00 to \$4,999.00
- 2. 4% - \$5,000.00 to \$9,999.00
- 3. 6% - \$10,000.00 and over

NOW, THEREFORE, BE IT RESOLVED by the Township Council in the Township of Brick, County of Ocean and State of New Jersey, that the Tax Collector is hereby authorized and directed to charge the fees and interest described above.

CERTIFICATION

I, Jessica L. Larney, Assistant Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on December 30, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 30th day of December, 2016.

JESSICA L. LARNEY
ASSISTANT TOWNSHIP CLERK

Resolution #	Date
4-6c	12/30/16