

Brick Township Council
February 7, 2017
Caucus/Public Meeting
7:00 PM
Agenda No. 2

1. Call to order.
2. Adequate notice of this meeting was provided and published in Asbury Park Press on January 13, 2017. 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 Minutes of December 20th & December 30, 2016 Meetings.
 - d. Presentation:
 1. Sustainable Brick Township – Silver Certification.

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 Emergency Temporary Appropriations.
- ___2. Authorize New Jersey Green Acres Application – 2017 Multi-Park Redevelopment Project.
- ___3. Authorize Execution of Shared Services Agreement with County of Ocean – Child Restraint Program Grant.
- ___4. Authorize Receipt of Bids – Hank Waltonowski Memorial Park Improvements.
- ___5. Authorize Receipt of Bids – Manufacture and Printing of Tax Bills.
- ___6. Authorize Receipt of Bids – Uniforms for Various Departments.
- ___7. Authorize Award of Contract – Entertainment & Production Services – 2017 Summerfest Program.
- ___8. Authorize Mayor to enter into fair and open professional services contract for Labor Counsel.
- ___9. Authorize Award of Alternative Process Contract - Aegis Public Safety Software Suite for Police Department.
- ___10. Authorize Addition to Alternate Prosecutor Pool.
- ___11. Authorize Addition to Legal Services Pool.
- ___12. Accept Weiner Law Group, LLP Name Change – Legal Services Pool.
- ___13. Amend Resolution #28-17 – Code Enforcement Prosecutor
- ___14. Retain Planning Services from Department of Community Affairs for Bicycle & Pedestrian Master Plan.
- ___15. Authorize Person-to Person Transfer of Plenary Retail Consumption Liquor License - Joe's Crab Shack.
- ___16. Authorize Appointments to the Sustainable Brick Township Committee.
- ___17. Authorize Appointment to the Property Maintenance Board.
- ___18. Bond Releases/Reductions:
 - a. Performance Bond Reduction – 135 Brick Blvd, LLC – Off Brick Blvd.
 - b. Performance Bond Reduction – 2086 Route 88, LLC – Off Route 88.
 - c. Performance Bond Release – Joe's Crab Shack – Brick Plaza.
 - d. Performance Bond & Inspection Fund Release – Belle Theobald – Off Jordan Rd.
- ___19. Tax Collector:
 - a. Veteran Deduction Granted – 2016.
 - b. Tax Overpayments – 2008.
 - c. Tax Overpayments – 2016.
 - d. Redemption of Tax Sale Certificates.
 - e. Cancel Year End Penalty for 2016 and Recalculate Interest – Block 211.02 Lot 2.
- ___20. **Authorize Special Events Permit – Cancer Fundraiser.**
*******End of Consent Agenda*******
- ___21. Bill Resolution – Computer 2017.
- ___22. Bill Resolution – Manual 2017.

5. Ordinances on Second Reading:

- ___1. Amend Chapter 245 – Land Use – Temporary Sleeping Quarters.
- ___2. Authorize Street Vacation – Meryl Lane.

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

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

***** Next scheduled Caucus/Public meeting of the Township Council will be on Tuesday, February 21, 2017 at 7:00 p.m.**

RESOLUTION

WHEREAS, New Jersey Statute 40:A4-20 provides that a resolution adopted by a 2/3 vote of the full membership, may make emergency temporary appropriations for any purposes for which appropriations may be lawfully made for the period between the beginning of the current fiscal year and the date of adoption of the budget for said year; and,

WHEREAS, a resolution adopting a temporary budget was passed on January 10, 2017 by the Township Council; and,

WHEREAS, it is the intention of the Township Council to increment the appropriations in the 2017 Temporary Budget and any prior temporary emergency appropriations, by the amounts set forth in this resolution.

NOW, THEREFORE, BE IT RESOLVED that the following emergency temporary appropriations be made to increment the amounts established in the Temporary Budget of 2017 and all subsequent amendments, including prior Temporary Emergencies, if any, and a certified copy of this resolution be forwarded to the Director of the Division of Local Government Services and a copy be transmitted to the Purchasing Agent and Chief Financial Officer and his record:

OPERATIONS

GENERAL GOVERNMENT FUNCTIONS

General Administration:

S&W	\$	100,000.00
OE	\$	2,000.00

Purchasing:

S&W	\$	80,000.00
OE	\$	25,000.00

Human Resources:

S&W	\$	90,000.00
OE	\$	40,000.00

Mayor:

S&W	\$	45,000.00
OE	\$	-

Council:

S&W	\$	10,000.00
OE	\$	(2,850.00)

Township Clerk:

S&W	\$	150,000.00
OE	\$	15,000.00

Election:

OE	\$	3,000.00
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Financial Administration:

S&W	\$	115,000.00
OE	\$	5,000.00

Audit Services:

OE	\$	39,500.00
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Data Processing:

S&W	\$	125,000.00
OE	\$	212,000.00

Tax Collector:

S&W	\$	135,000.00
OE	\$	10,000.00

Tax Assessor:

S&W	\$	135,000.00
OE	\$	20,000.00

Legal Services:

OE	\$	80,000.00
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Historic Preservation

S&W	\$	400.00
OE	\$	-

Engineering:

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S&W		\$	20,000.00	
OE		\$	40,000.00	
Subtotal General Government Functions				\$ 3,134,495.00
LAND USE ADMINISTRATION				
Planning Board:				
S&W		\$	-	
OE		\$	1,200.00	
Land Use:				
S&W		\$	160,000.00	
OE		\$	1,000.00	
Shade Tree:				
S&W		\$	500.00	
OE		\$	100.00	
Board of Adjustment				
S&W		\$	20,000.00	
OE		\$	1,500.00	
Affordable Housing:				
S&W		\$	5,000.00	
OE		\$	5,000.00	
Subtotal Land Use Administration				\$ 400,350.00
CODE ENFORCEMENT & ADMINISTRATION				
Inspections:				
S&W		\$	400,000.00	
OE		\$	40,000.00	
Code Enforcement:				
S&W		\$	65,000.00	
OE		\$	25,000.00	
Subtotal Code Enforcement				\$ 1,009,000.00
INSURANCE				
Liability:				
OE		\$	-	
Worker's Compensation:				
OE		\$	-	
Employee Group:				
OE		\$	3,500,000.00	
Subtotal Insurance				\$ 8,000,000.00
PUBLIC SAFETY FUNCTIONS				
Police:				
S&W		\$	4,500,000.00	
OE		\$	45,000.00	
Special Police:				
S&W		\$	65,000.00	
OE		\$	2,000.00	
Crossing Guard:				
S&W		\$	100,000.00	
OE		\$	3,500.00	
Police Explorers:				
OE		\$	1,500.00	
Police Vehicles & Equipment:				
OE		\$	70,000.00	
Police Dispatch/911:				
S&W		\$	330,000.00	
OE		\$	100.00	
Emergency Management:				

S&W		\$	13,000.00	
OE		\$	130.00	
Municipal Prosecutor:				
OE		\$	15,000.00	
Subtotal Public Safety Functions				\$ 10,537,000.00
PUBLIC WORKS FUNCTIONS				
Roads:				
OE		\$	245,000.00	
Bus Transportation:				
OE		\$	27,000.00	
Solid Waste Collection:				
S&W		\$	1,100,000.00	
OE		\$	15,000.00	
Building and Grounds:				
S&W		\$	160,000.00	
OE		\$	185,000.00	
Vehicle Maintenance:				
S&W		\$	200,000.00	
OE		\$	235,000.00	
Subtotal Public Works Functions				\$ 4,414,375.00
HEALTH & HUMAN SERVICES FUNCTIONS				
Community Services Act:				
OE		\$	-	
Senior Citizens:				
S&W		\$	40,000.00	
OE		\$	10,000.00	
Environmental Health Services:				
S&W		\$	500.00	
OE		\$	150.00	
Animal Control:				
OE		\$	30,000.00	
Subtotal Health & Human Services				\$ 250,625.00
PARKS & RECREATION FUNCTIONS				
Recreation:				
S&W		\$	130,000.00	
OE		\$	-	
Maintenance of Parks:				
S&W		\$	275,000.00	
OE		\$	25,000.00	
Beach:				
S&W		\$	5,000.00	
OE		\$	4,000.00	
Subtotal Park & Recreation Functions				\$ 944,000.00
UTILITY EXPENSES				
Electricity:				
OE		\$	180,000.00	
Street Lights:				
OE		\$	175,000.00	
Telephone:				
OE		\$	90,000.00	
Water:				
OE		\$	25,000.00	
Gas (Natural):				

OE			
Telecommunications:		\$	30,000.00
OE		\$	10,000.00
Gasoline:			
OE		\$	125,000.00
Subtotal Utility Expenses			\$ 1,371,500.00
LANDFILL EXPENSES			
Solid Waste Disposal		\$	725,000.00
Subtotal Landfill Expenses			\$ 1,525,000.00
STATUTORY EXPENDITURES			
PERS:			
OE		\$	2,081,960.00
DCRP:			
OE		\$	7,500.00
Short Term Disability:			
OE		\$	12,000.00
SOCIAL SECURITY			
OE		\$	700,000.00
PFRS:			
OE		\$	3,795,085.00
Subtotal Statutory Expenses			\$ 7,317,545.00
MUNICIPAL COURT			
Court:			
S&W		\$	220,000.00
OE		\$	3,500.00
Public Defender:			
OE		\$	10,000.00
Subtotal Municipal Court			\$ 475,000.00
EMT SERVICES			
EMT Services:			
S&W		\$	325,000.00
OE		\$	50,000.00
Subtotal EMT Services			\$ 801,000.00
FEDERAL & STATE GRANTS			
CDBG			
OE		\$	-
Subtotal Grants			\$ 408,177.00
GRAND TOTAL OPERATING EXPENDITURES			\$ 40,588,067.00

WHEREAS, 26.25% (twenty six and one quarter percent) of the total appropriations of the 2016 budget, exclusive of any appropriations made for the Debt Service, Capital Improvement Fund and Public Assistance is in the sum of **\$18,765,392.30**.

Dedication by Rider – N.J.S.A. 40A:4-39

The dedicated revenue anticipated during the year 2017 from State and Federal aid for maintenance of libraries, dog licenses, bequest, escheat, federal grant, donations, deposits for main extensions and service connections,

Recycling Program, Housing and Community Development, Planning and Zoning Boards of Adjustment, Disposal of Forfeited Property, Construction Code Fees, DARE Program, MACADA Program, Special Tax Liquidations Proceeds Account, Developer's Fees, Festival of All Seasons Donations, Affinity Credit Card Program, Drivers Education Donations, Police Dept. Donations, Municipal Public Defender, PBA Road Job Account, Open Space, Recreation, Farmland, and Historic Preservation Trust, Human Services Account, Brick Unreimbursed Medical and Child Care Account (Cafeteria Plans), Parks and Playgrounds Recreation Rider, Snow Removal Trust, and POAA Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements.

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 on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

TOWNSHIP OF BRICK NJ DEP GREEN ACRES
RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Brick held a public hearing on September 19, 2016 to discuss and accept public comment on the development of Birchwood (Hank Waltonowski Memorial) Park; and

WHEREAS, the Township of Brick held a second public hearing on February 7, 2017 to discuss and accept comment on the development of Bayside and Bernie Cook Memorial Parks; and

WHEREAS, the Township of Brick desires to further the public interest by obtaining a grant of \$2,182,396.30 from the State to fund the following project:

2017 TOWNSHIP OF BRICK MULTI-PARK REDEVELOPMENT PROJECT
BAYSIDE PARK
BERNIE COOK MEMORIAL PARK
BIRCHWOOD (HANK WALTONOWSKI MEMORIAL) PARK

NOW, THEREFORE, the governing body resolves that John G. Ducey or the successor to the office of Mayor is hereby authorized to:

- (a) Make application for such a loan and/or such grant,
- (b) Provide additional application information and furnish such documents as may be required, and
- (c) Act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statues, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY the Township Council of the Township of Brick, County of Ocean, State of New Jersey:

That the Mayor of the above named body is hereby authorized to execute an agreement and any amendment thereto with the State known as:

2017 TOWNSHIP OF BRICK MULTI-PARK REDEVELOPMENT PROJECT - BAYSIDE PARK - BERNIE COOK MEMORIAL PARK - BIRCHWOOD PARK

- 1. That the applicant has its matching share of the project, if a match is required;
- 2. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
- 3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
- 4. That this resolution shall take effect immediately.

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 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

Revised

Agenda # 4-2	Date
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LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, the FY17 Child Restraint Program Grant (herein referred to as "CRG") is a program run by the Ocean County Sheriff's Office (hereinafter referred to as "Sheriff's Office") for the purpose of inspecting and installing child restraints in vehicles; and

WHEREAS, the CRG receives funding from the State of New Jersey and the County of Ocean; and

WHEREAS, the Sheriff's Office and the Municipality have determined it to be in their mutual interest for the Municipality to designate Nationally Certified Child Passenger Safety Technicians (hereinafter referred as CPS Technicians) to be assigned to CRG; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes local units as defined in the Act to enter joint agreements for the provision of governmental services; and

WHEREAS, N.J.S.A. 40A:65-5 requires that such an agreement be authorized by resolution; and

WHEREAS, the Municipality wishes to enter into an Agreement with the County for the purpose of setting forth the terms and conditions regarding the assignment of CPS Technicians employed by the Municipality to the Child Restraint Group.

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 Mayor is hereby authorized to execute and the Township Clerk to attest to Shared Services Agreement between the Township of Brick and the County of Ocean for the FY17 Child Restraint Program Grant (CRG) retroactive from October 1, 2016 and shall continue in full force and effect until September 30, 2017.
2. A Copy of the Agreement will be on file for public inspection in the Office of the Township Clerk.
3. A certified copy of this Resolution shall be provided by the Office of the Township Clerk to the Township Attorney, Chief of Police, Purchasing Agent, Business Administrator, Ocean County Sheriff's Office and the 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 on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-3	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

HANK WALTONOWSKI MEMORIAL PARK IMPROVEMENTS

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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned projects.
2. That the Consulting Engineer for the project, CME Associates, is hereby authorized to prepare formal bid specifications for the above mentioned project.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-4	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

Manufacture and Printing of Tax Bills

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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. The Division of Purchasing and Contracting is hereby authorized to prepare bid specifications for the above mentioned project.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-5	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

UNIFORMS FOR VARIOUS DEPARTMENTS

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 Division of Purchasing and Contracting is hereby authorized to advertise for the receiving of bids for the above mentioned project.
2. The Division of Purchasing and Contracting is hereby authorized to prepare bid specifications for the above mentioned project.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-6	2/17/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

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 31, 2017 indicating they will provide Entertainment and Production services to the Township of the 2017 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 2017 Brick Summerfest Program in the amount of \$30,250.00.
2. That the contract shall be in accordance with the proposal dated January 31, 2017.
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 certified copy of this resolution shall be forwarded to LaGuardia & Associates Business Administrator, Chief Financial Officer, Recreation Director and the Purchasing Agent.
9. 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 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

Agenda #	Date
4-7	2/7/17
Agenda #	Date
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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 Labor Counsel for personnel legal matters not being handled by the Township Attorney; and

WHEREAS, the Township of Brick has solicited proposals for said position through a "fair and open process on February 7, 2017; and

WHEREAS, the Mayor has reviewed the proposals and is satisfied with the qualifications and experience of the firm which are the subject of such an award; and

WHEREAS, the Mayor has recommended the firm listed below to be retained to represent the Township for these legal cases.

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 Mayor is authorized to execute and the Township Clerk to attest to agreement with the Law Firm of **Rainone Coughlin Minchello, LLC**, 1 Woodbridge Center, Woodbridge, NJ 07095.
2. That services for this contract shall be rendered to the Township at the rate of \$165.00 per hour.
3. That this contract is being awarded as a Professional Service Contract in accordance with the provisions of N.J.S.A. 40A:11-5.
4. That this contract is being awarded pursuant to a "fair and open process".
5. That this contract is awarded contingent upon the adequate provisions of funding in the 2017 operating, escrow and or capital budget.
6. That such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.
7. That this contract shall commence on February 8, 2017 and end on December 31, 2017.
8. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
9. That a certified copy of this Resolution shall be provided to the Rainone Coughlin Minchello, LLC, Business Administrator, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

Agenda #	Date
4-8	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

 LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

RESOLUTION

RESOLUTION AUTHORIZING THE AWARD OF AN ALTERNATIVE PROCESS CONTRACT

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 indicating they will provide maintenance and support services for the Aegis Public Safety Software Suite utilized by the Brick Police Department; 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 **Tyler Technologies, Inc., 840 W. Long Lake Road, Troy, Michigan 49098** to provide maintenance and support of the Aegis Public Safety Software Suite in accordance with the provisions of N.J.S.A. 40A:11.5 (dd).
2. That the contract shall be in accordance with the proposal on file in the Office of the Township Clerk in the amount of \$147,027.00.
3. That this contract is awarded as an Alternative Process Contract in compliance with N.J.S.A. 19:44 A-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 of one (1) year commencing on March 1, 2017.
6. That a Certificate of Availability of Funds has been provided by the Chief Financial Officer and is attached hereto.
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 Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

Agenda #	Date
49	2/5/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, on January 10, 2017 the Township Council appointed contracts to various firms for the Municipal, Conflict and Alternate Prosecutor Pools; and

WHEREAS, from time to time, there may be a need for another attorney from the law firm to appear on his behalf due to scheduling conflicts, illnesses or vacation time; and

WHEREAS, it is the desire of the Governing Body to appoint Robert A. Rothstein of Firm of Rothstein, Mandell, Strohm, Halm & Kurs, to the Alternate Prosecutor Pool.

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 Robert A. Rothstein of Firm of Rothstein, Mandell, Strohm, Halm & Kurs, be added to the Alternate Prosecutor Pool at a rate of \$600.00 per court session.
2. That all other terms and conditions of the contract shall remain the same.
3. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
4. That a certified copy of this Resolution shall be provided to Rothstein, Mandell, Strohm, Halm & Kurs, Business Administrator, Chief Financial Officer, Municipal Court Administrator 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 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-10	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

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 Professional Legal Services for certain legal matters not being handled by the Township Attorney; and

WHEREAS, the Township of Brick has solicited proposals for said position through a "fair and open process on December 2, 2016 and January 4, 2017; and

WHEREAS, on January 10, 2017 the Township Council awarded contracts for Legal Services Pool to various firms; and

WHEREAS, it is the desire of the Governing Body to add King, Kitrick, Jackson & McWeeney, 241 Brick Boulevard, Brick, NJ 08723 to the Attorney Pool.

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 King, Kitrick, Jackson & McWeeney, 241 Brick Boulevard, Brick, NJ 08723, is hereby added to the Attorney Pool at a rate of \$165.00 per hour.
2. That this contract is being awarded as a Professional Service Contract in accordance with the provisions of N.J.S.A. 40A:11-5.
3. That this contract is being awarded pursuant to a "fair and open process".
4. That this contract is awarded contingent upon the adequate provisions of funding in the 2017 operating, escrow and or capital budget.
5. That such agreement shall be available for public examination in the office of the Township Clerk during normal business hours.
6. That this resolution shall take effect January 1, 2017 for duration of one year.
7. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
8. That a certified copy of this Resolution shall be provided to King, Kitrick, Jackson & McWeeney, Business Administrator, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

Agenda #	Date
4-11	2/7/17

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, on January 10, 2017 the Township Council awarded contracts for Legal Services Pool to various firms including Weiner Lesniak, LLP; and

WHEREAS, Weiner Lesniak, LLP recently changed its name to Weiner Law Group, LLP.

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 does hereby accept the name change and award the contract to Weiner Law Group, LLP, 629 Parsippany Road, Parsippany, NJ 07054.
2. That all Terms and Conditions of the Contract will remain the same.
3. That the term of the contract will expire on December 31, 2017.
4. That a copy of this Resolution will be printed once in the official newspaper of the Township of Brick.
5. That a certified copy of this resolution shall be forwarded to the Weiner Law Group, LLP, Business Administrator, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Copy #	Date
4/12	2/7/17
Copy #	Date
Copy #	Date
Copy #	Date

RESOLUTION

WHEREAS, on January 10, 2017 the Township Council awarded a Professional Service through the "Fair and Open" process for the position of Code Enforcement Prosecutor to Law Firm of Diegnan & Brophy, 2329 Route 34, Suite 106, Wall, NJ 08736; and

WHEREAS, the Resolution contained a typographical error stating hourly rate at \$165.00 per hour; and

WHEREAS, in the original proposal specifications the Township had established a maximum rate not to exceed \$400.00 per court session for Code Enforcement Prosecutor.

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 this Resolution amends Resolution #28-17 contract for Code Enforcement Prosecutor awarded to **Eric D. Brophy, Esq. of Diegnan & Brophy**, 2329 Route 34, Suite 106, Wall, NJ 08736, is hereby amended to be paid at a rate of \$400.00 per court session.
2. That all other terms and conditions of the contract shall remain the same.
3. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.
4. That a certified copy of this Resolution shall be provided to Diegnan & Brophy, Business Administrator, Chief Financial Officer, Municipal Court Administrator 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 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Resolution #	Date
4-13	2/7/17
Resolution #	Date
Resolution #	Date
Resolution #	Date

RESOLUTION

**RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF
NEW JERSEY TO RETAIN PLANNING SERVICES
FROM THE DEPARTMENT OF COMMUNITY AFFAIRS
LOCAL PLANNING SERVICES**

WHEREAS, the Township of Brick is in need of professional planning services to prepare a Bicycle and Pedestrian Master Plan ("the project"); and

WHEREAS, the New Jersey Department of Community Affairs, Office of Local Planning Services ("LPS") provides a variety of planning services at no direct cost to eligible municipalities; and

WHEREAS, the Township of Brick is an eligible municipality and an application for services was submitted by Mayor John G. Ducey, on behalf of the Township to LPS on March 8, 2016; and

WHEREAS, the Township of Brick has received the Scope of Services for the project prepared by LPS which is on file in the Township Clerk's Office; and

WHEREAS, the Township of Brick desires to accept the aforementioned Scope of Services; and

WHEREAS, there is no budgetary impact on the Township of Brick for the services being provided by LPS; and

WHEREAS, the Township of Brick does not presently have the resources to perform the services being provided by LPS nor is the Township of Brick under contract with a professional planner to complete the project; and

WHEREAS, the Council deems the interests of the Township of Brick will be best served by accepting the services being provided by LPS; and

WHEREAS, as a condition of receiving services from LPS, the Township of Brick is required to establish a Working Committee to guide the project and to provide information to LPS; and

WHEREAS, the Township of Brick is committed to the completion of this project and will assist LPS as needed and as outlined in the Scope of Services.

NOW, THEREFORE BE, IT RESOLVED that the Township of Brick, County of Ocean, State of New Jersey hereby appoints Ms. Tara B. Paxton, AICP/PP as the municipal contact and authorizes her to perform all activities necessary to accomplish the intent of this resolution; and

BE IT FURTHER RESOLVED by the Township of Brick as follows:

1. The Township of Brick will retain professional planning services provided by LPS and approves the Scope of Services for the project which is on file in the Township Clerk's Office.
2. The Township of Brick hereby establishes a Working Committee to assist LPS and authorizes Mayor John G. Ducey to approve and appoint a Working Committee. Mayor John G. Ducey shall approve and appoint any replacement members necessary to retain functionality of the Committee in the event of vacancies.
3. The Township of Brick will provide access to appropriate municipal staff, consultants and officials, meeting space, and other non-monetary resources that may be necessary to complete the project.

CERTIFICATION

414 2/7/17 I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 7th day of February, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Consumption Liquor License with a Broad C number 1506-32-002-005 heretofore issued to Crab Addison, Inc. t/a Joe's Crab Shack, 1048 Cedarbridge Avenue, Brick (Inactive Status); 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 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 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 transfer of Plenary Retail Consumption Liquor License with a Broad C number 1506-32-002-005 to Joe's Crab Shack, LLC t/a Joe's Crab Shack (Inactive Status) 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 February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Version #	Date
4-15	2/7/17

RESOLUTION

WHEREAS, the Township Council of the Township of Brick strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Township Council of the Township of Brick wishes to build a model of government, which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on "Green" issues, the Township Council has established "Sustainable Brick Township," and

WHEREAS, solar and wind power, building upgrades utilizing energy saving equipment and sustainable materials, changes to fleet purchasing, fuel and maintenance, water quality improvements, and operational changes will all be considered as the Township moves to do their share to lessen the environmental impact of its operations.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Brick that the Sustainable Brick Township Committee shall consist of twelve members; an elected official, residents and employees of Brick Township, appointed annually, but whose initial term of appointment shall be through December 31, 2017.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Township Council of the Township of Brick that the Mission, Goals and Objectives for Sustainable Brick Township through December 31, 2017 as follows:

Mission

The Sustainable Brick Township Committee will advise the Township Council on ways to improve municipal operations with "Green" initiatives which are economically and environmentally sound through research and evaluation.

Goals & Objectives

1. Collaborate with township employees, service providers and other governmental agencies to share resource information and ideas consistent with the Mission of the Advisory Committee.
2. Encourage participation of all employees to solicit ideas on green initiatives.
3. Research and analyze green initiatives which make practical environmental and financial sense.
4. Develop strategies for sustainable green initiatives in municipal operations.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Brick that the following persons are hereby appointed to the Sustainable Brick Township Committee for the remainder of 2017.

1. Mayor John G. Ducey or Designee Robert Czekaj
2. Council President Arthur Halloran or Designee Councilwoman Heather deJong
3. Michael P. Fowler, Municipal Planner
4. Glenn Campbell, Department of Public Works Representative
5. Stephen Specht, Brick Township Utilities Authority Representative
6. Dennis Filippone, Brick Township Board of Education Representative
7. Sharon Ercoliani, Environmental Commission Representative
8. Brian Mirsky, Chamber of Commerce Representative
9. John Hyfantis, P.E., Resident
10. Gary Szymanski, Resident
11. Paul J. Kurtz, Resident
12. Joseph Lamb, Resident
13. Kelly Romanowski, Resident

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 February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-16	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Brick Property Maintenance Board has been established by §134-5 of the Code of the Township of Brick, to be composed of five voting members appointed by the Mayor and approved by the Council of the Township of Brick; and

WHEREAS, § 134-5 of the Code of the Township of Brick states that the term of the Board Members shall be one year; and

WHEREAS, the Council of the Township of Brick has been made aware of the resignation of George Scott; and

WHEREAS, WHEREAS, the Council of the Township of Brick wishes to affirm one regular member of the Property Maintenance Board appointed by the Mayor; and

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

1. That Edward Buecker be and is hereby appointed as a regular member of the Brick Township Property Maintenance Board for the unexpired term effective February 7, 2017 and expiring December 31, 2017:
2. The Township Clerk is hereby authorized to forward a certified copy of this resolution to the Brick Property Maintenance Board and Edward Buecker.

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 February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Page #	Date
4-17	2/7/17

RESOLUTION

WHEREAS, 135 Brick Boulevard,, LLC, 399 Monmouth Street, E. Windsor, NJ 08520 had posted Westchester Fire Insurance Company Performance Surety Bond No. K09003046 in the amount of \$2,397,013.17 and a cash performance bond in the amount of \$266,334.80 to guarantee certain site improvements to Block 381 Lot 2 (BA-2821) in the Township of Brick; and

WHEREAS, the Township Engineer, by letter dated January 17, 2017 has advised that portions of the required improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the Westchester Fire Insurance Company Performance Surety Bond No. K09003046 in the amount of \$2,397,013.17 can be reduced to \$1,412,565.58 returning \$984,447.59 and the cash performance bond in the amount of \$266,334.80 be reduced to \$156,951.73 returning \$109,383.07 until project completion; and

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

1. That the Westchester Fire Insurance Company Performance Surety Bond No. K09003046 in the amount of \$2,397,013.17 can be reduced to \$1,412,565.58 returning \$984,447.59 and the cash performance bond in the amount of \$266,334.80 be reduced to \$156,951.73 returning \$109,383.07 until project completion; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Document #	Date
4-18a	2/7/17
Document #	Date
Document #	Date
Document #	Date

RESOLUTION

WHEREAS, 2086 Route 88, LLC, 79 Route 520, Englishtown, NJ 07726 had posted NGM Insurance Company Subdivision/Site Plan Bond No. S294511 in the amount of \$164,264.45 and a cash performance bond in the amount of \$18,251.61 to guarantee certain site improvements to Block 1043 Lot 1 (BA-2839) in the Township of Brick; and

WHEREAS, the Township Engineer, by letter dated January 18, 2017 has advised that portions of the required improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that NGM Insurance Company Subdivision/Site Plan Bond No. S294511 in the amount of \$164,264.45 can be reduced to \$54,196.96 returning \$110,067.49 and the cash performance bond in the amount of \$18,251.61 be reduced to \$6,021.88 returning \$12,229.73 until project completion; and

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

1. That NGM Insurance Company Subdivision/Site Plan Bond No. S294511 in the amount of \$164,264.45 can be reduced to \$54,196.96 returning \$110,067.49 and the cash performance bond in the amount of \$18,251.61 be reduced to \$6,021.88 returning \$12,229.73 until project completion; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

4-186	2/7/17
Page #	Date

RESOLUTION

WHEREAS, Crab Addison, Inc. (d/b/a Joe's Crab Shack) 10555 Richmond Avenue, Houston, TX 077042 posted North American Specialty Insurance Company Bond #2155147 in the amount of \$68,301.95 and a cash performance bond in the amount of \$34,150.99 to guarantee certain site improvements to Joe's Crab Shack, Brick Plaza, Block 671 Lot 1.01 & 7.03 PB-2721) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated January 17, 2017 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the North American Specialty Insurance Company Bond #2155147 in the amount of \$68,301.95 and the cash performance bond in the amount of \$34,150.99 (plus interest of applicable) be returned to the applicant; and

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

1. That North American Specialty Insurance Company Bond #2155147 in the amount of \$68,301.95 and a cash performance bond in the amount of \$34,150.99 (plus interest if applicable) be returned to the applicant; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Resolution # 4-18c	Date 2/7/17
Resolution #	Date
Resolution #	Date
Resolution #	Date

RESOLUTION

WHEREAS, Belle Theobald, 65 Squankum Road, Tinton Falls, NJ 07724 posted a cash performance bond in the amount of \$12,885.60 to guarantee certain site improvements to Block 982.01 Lot 58 (Off Jordan Road- Belle's Estates PB-2520) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated January 17, 2017 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Township Engineer recommends that the cash performance bond in the amount of \$12,885.60 (plus accrued interest if applicable) and the \$1,415.88 remaining in the engineering inspection fund be returned to the applicant; and

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

1. That the \$12,885.60 (plus accrued interest if applicable) and the \$1,415.88 remaining in the engineering inspection fund be returned to the applicant; and
2. That the Township Clerk forward certified copies of this resolution to the following:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

CERTIFICATION

I, Lynnette A. Iannarone, Township Clerk of the Township of Brick, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-18d	2/7/17
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 Veteran Deduction has 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>
38/0.03/9/208762 61 Yorkwood Dr.	Boharsky, Edward	\$ 250.00

CERTIFICATION

I, Lynnette A. Iannarone, 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 February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHP CLERK

Property #	Date
1-19a	2/7/17
Property #	Date
Property #	Date
Property #	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 2008.

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>
211.22/7/204214 140 St. Lawrence Blvd.	Leles, Steven & Maria	\$ 1662.11

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

4-196	2/7/17

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 2016.

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>
494/15/310843 909 Linden Ave.	CoreLogic	\$ 1298.29

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHP CLERK

Account #	Date
419c	2/7/17
Account #	Date
Account #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick is advising the Township Council that there have been redemptions of tax sale certificates on the properties listed below.

WHEREAS, monies have been received and deposited in the current account for 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, that the Mayor and Clerk be and are hereby authorized to sign and seal the aforementioned tax sale certificate.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Cert. #</u>
203.29/15/103201	Renner, Gary & Vienna	#2014-0043
269/37/205135	Built Better Construction	#2016-0081
308/44/205639	Maher, Edward J Jr & Desideria	#2016-0097

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHP CLERK

Block #	Date
4-19d	2/7/17
Block #	Date
Block #	Date

RESOLUTION

WHEREAS, Jo Anne R. Lambusta, Tax Collector for the Township of Brick, is advising the Township Council that Block 211.02, Lot 2, Account # 103860, 35 Rochester Dr. is owned by an active member of the U.S. Navy per the orders on file in the Tax Collector's Office. Per N.J. State Statute No. 38:23C-18, taxes that become past due during active duty are to be calculated at a rate of 6% interest. The Tax Collector is requesting to cancel a 6% YEP for 2016 and calculate interest at 6% for each quarter.

WHEREAS, the Tax Collector is requesting to cancel the YEP for 2016 and recalculate interest at a rate of 6%.

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 YEP for 2016 and recalculate interest.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Council of the Township of Brick at a meeting of said Township Council on February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHP CLERK

Account #	Date
4-19e	2/7/17
Account #	Date
Account #	Date
Account #	Date

RESOLUTION

WHEREAS, the Brick PAL has applied for a special event permit to conduct a Cancer Fundraiser Event on February 19, 2017 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Township Clerk has requested, and received, a report from the various departments on the effect of the special event and the recommendations are incorporated herein; and

WHEREAS, the Mayor and Council desire to approve the PAL's special event application to conduct a Fundraising Event at 60 Drum Point Road on February 19, 2017 with the conditions and restrictions detailed below.

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

SECTION 1. That the PAL's request for special event application to conduct a Fundraising Event on February 19, 2017 between the hours of 1:00 pm and 6:00 pm, at 60 Drum Point Road with the conditions and restrictions as follows:

1. All fire lanes and fire access and areas and store exits must remain open and accessible at all times and all occupancy loads for the tenant space, if utilized, be maintained.
2. If required a Type I permit must be obtained from the Brick Township Bureau of Fire Safety.
3. Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present. If temporary portable facilities are utilized at least one portable facility will be handicap accessible. All temporary facilities shall be serviced to maintain them in a sanitary condition.
4. Issuance of a special events permit does not relieve the applicant from complying with permits required under other New Jersey statues or municipal ordinances including, but not limited to, construction permits required under the Uniform Construction Code NJAC 5:23 or permits required under the Uniform Fire Code N.J.A.C. 5:70.

SECTION 2. That a copy of this Resolution shall be provided to the Chief of Police, the Township Planner and the Brick PAL.

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 February 7, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 7th day of February, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-20	2/7/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING SECTION 245-296M.(1)(d) OF THE CODE OF THE TOWNSHIP OF BRICK

WHEREAS, by Ordinance Number 36-14, the Township Council of the Township of Brick amended Chapter 245 of the Codified Ordinance of the Township of Brick to permit a temporary encampment as an accessory use to a place of assembly until December 31, 2015; and

WHEREAS, Ordinance Number 36-14 is Codified in Chapter 245-296 of the Township Code; and

WHEREAS, The Township Council wishes to extend the duration of Chapter 245-296M.(1)(d) to permit a temporary encampment as an accessory use to a place of assembly until December 31, 2017.

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

Section 245-296M.(1)(d) of the Code of the Township of Brick is hereby amended to read as follows:

M.(1)(d). Termination date. The validity of a temporary encampment accessory use to a place of assembly shall expire on December 31, 2017.

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 24th day of January, 2017, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 7th day of February, 2017 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person 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

5-1	1/24/17
5-1	2/7/17

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN,
STATE OF NEW JERSEY VACATING MERYL LANE

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

Section 1. Pursuant to the authority vested in the Township of Brick by N.J.S.A. 40:67-21, it is hereby ordained that, subject to the provisions of this Ordinance, all public rights owned by the Township of Brick in Meryl Lane (hereafter referred to as the Property), be and are hereby vacated. The Property is described as follows:

All that certain tract, lot and parcel of land lying and being in the Township of Brick, County of Ocean and State of New Jersey, being more particularly described as follows:

Beginning at a concrete monument as shown on a map entitled "Final Major Subdivision, Princeton Pointe, Lots 7.01, 7.02, 7.03, Block 863, Township of Brick, Ocean County, New Jersey" filed in the Office of the Ocean County Clerk on July 29, 1999 as Map K-2925" and found in the southeasterly line of Robbins Street (being a 50.00 feet wide right-of-way) with the southerly line of Meryl Lane (being a 50.00 wide right-of-way) and said monument is also found at a point in the northwesterly corner of Lot 7.17. Said Point of Beginning is also lying North 42° 16' 30" East, a distance of 80.00 feet from the common division line of Lot 7.16 and Lot 7.17, as shown on said filed Map K-2925; and from said Point of Beginning running thence:

1. Proceeding from said Point of Beginning along the said easterly line of Robbins Street, and along the southwesterly line of Meryl Lane (being a 50.00 feet wide right-of-way and about to be vacated) running thence along the southwesterly right-of-way line of Meryl Lane, Northeasterly on a curve bearing to the right, a Radius of 10.00 feet; an Arc Length of 15.71 feet; Chord Bearing North 87° 16' 30" East, a distance of 14.14 feet to a point in the southerly line of Meryl Lane; thence
2. Proceeding along the easterly property line of Lot 7.17 and the southwesterly line of Meryl Lane, South 47° 43' 30" East, a distance of 66.49 feet to a point; thence
3. Continuing along the easterly property line of Lot 7.17 and the southwesterly line of Meryl Lane, Southeasterly on a curve bearing to the right, a Radius of 50.00 feet; an Arc Length of 21.53 feet; Chord Bearing South 35° 23' 20" East, a distance of 21.36 feet to a point; thence
4. Continuing along the easterly property line of Lot 7.17 and the southwesterly line of Meryl Lane, South 23° 03' 10" East, a distance of 86.44 feet to a point in the northwesterly line of Tax Lot 7, Tax Block 863; thence
5. Proceeding along the southeasterly line of Meryl Lane proposed to be vacated and the northwesterly line of Tax Lot 7, Tax Block 863, South 89° 48' 56" East a distance of 4.44 feet to a point; thence
6. Proceeding along the southeasterly line of Meryl Lane proposed to be vacated and the northwesterly line of Tax Lot 7, Tax Block 863, South 87° 12' 17" East a distance of 8.90 feet to a point; thence
7. Proceeding along the southeasterly line of Meryl Lane proposed to be vacated and the northwesterly line of Tax Lot 7, Tax Block 863, South 84° 21' 41" East a distance of 6.21 feet to a point.

5-2 1/24/17

5-2 2/1/17

Property also being as shown on Tax Map Sheet 46.01 of the Township of Brick, Ocean County, New Jersey.

Containing 10,438 square feet (0.240 acres)

Section 2. A certified copy of this Ordinance shall be filed with the Clerk of Ocean County.

Section 3. This Ordinance shall take effect in accordance with the law.

Section 4. Notwithstanding this Ordinance there is hereby reserved and excepted from said vacation all rights and privileges now possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television franchise company as defined in the "Cable Television Act." P.L. 1972, c. 186 (c. 48:5A-1 et seq.), to maintain, repair or replace their existing facilities in, adjacent to, over or under any part thereof to be vacated.

Section 5. This Ordinance is expressly conditioned upon title to the Property being hereby vacated merging with title to the adjacent property(s).

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 24th day of January, 2017, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 7th day of February, 2017 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any person 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