

Brick Township Council
July 25, 2017
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 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 Reports of Municipal Officers.
 - d. Approve Minutes of June 13th & June 27, 2017 Meeting.
 - e. Mayor's Presentation: Jake Lakatos – Gold Medalist – Maccabiah Games.

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 Ban the Balloon Awareness Week – August 6-12th 2017.
 - ___2. Authorize Insertion of Chapter 159 – Green Acres Grant – 2017.
 - ___3. Authorize Insertion of Chapter 159 – Municipal Alliance Grant – 2017
 - ___4. Authorize Receipt of Bids – Liquid De-Icing Agent.
 - ___5. Authorize Receipt of Bids – Roadway Improvements to South Drive.
 - ___6. Authorize Receipt of Proposals – Planning Services.
 - ___7. Authorize Receipt of Proposals – Energy Broker
 - ___8. Authorize Rejection of Proposals – Municipal Court Debt Collection.
 - ___9. Authorize Change Order No. 2 Final – Normandy Beach Roadway & Drainage Improvement Project.
 - ___10. Authorize Change Order No. 1 Final – Lake Riviera Park Improvements.
 - ___11. Authorize Placement of Tax Liens for Property Clean ups.
 - ___12. Authorize Special Events Permit – Wedding.
 - ___13. Authorize Special Events Permit – Insane Inflatable 5K.
 - ___14. Authorize Special Events Permit – Beach to Bay 5K.
 - ___15. Bond Releases/Reductions:
 - a. Inspection Fund Release – DeGeorge Development – Brick Blvd.
 - b. Performance Bond & Inspection Release – Federal Realty – Off Cedar Bridge Rd.
 - c. Performance Bond Release – Federal Realty – Chambers Bridge Rd.
 - ___16. Tax Collector:
 - a. 100% DAV – Refund & Cancel Taxes – Block 134 Lot 15 – 38 Tall Timber Dr.
 - b. 100% DAV – Refund & Cancel Taxes – Block 1192.19 Lot 43 – 1 Spenser Ct.
 - c. Senior Deduction Granted – 2016.
 - d. Tax Overpayments – 2017.
 - e. Redemption of Tax Sale Certificates.
- ___17. Bill Resolution – Computer 2017.
- ___18. Bill Resolution – Manual 2017.

*******End of Consent Agenda*******

5. Ordinances on First Reading:
 - ___1. Amend Chapters 110 & 175 – Township Parks and Beaches.
6. Ordinance on Second Reading:
 - ___1. Amend Chapter 145-6 – Extend Waiver of Fees for Construction – Renovation of Existing Vacant Commercial Structures.
7. 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.
8. Council Comments.
9. 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, August 8, 2017 at 7:00 p.m.

RESOLUTION

WHEREAS, in accordance with NJSA 40:56a-6, The Brick Township Environmental Commission (BTEC) is responsible to study and make recommendations to the Governing Body to protect and improve open space preservation, soil and landscape protection, water resources management, air pollution, environmental appearance, marine resources and protection of flora and fauna; and

WHEREAS, the Township Council of the Township of Brick, in recognition of the serious animal health, welfare and environmental issues associated with balloon debris, desire to declare the week August 6th – 12th, 2017 as Ban the Balloon Awareness Week; and

WHEREAS, the BTEC works to raise awareness of environmental issues, including balloon and plastic debris which, when released into the environment and/or not properly disposed of, become dispersed through the community, on beaches and in waterways, endangering the health and welfare of and sometimes resulting in death of birds, fish and other wildlife; and

WHEREAS, the BTEC acknowledges this debris detracts from the aesthetics of our streets, parks and beaches and that the materials from which they are made do not degrade and become entangled in trees, shrubs and bushes; and

WHEREAS, The Brick Township Environmental Commission hereby affirms the establishment of "Ban the Balloon Awareness Week" of August 6th – 12th, 2017; and promotes the education, awareness and importance of protecting our native animal and marine species, as well as the quality of life for our resident and visitors; and

WHEREAS, we urge our citizens, commerce and industry to become aware of environmental and land use issues, and improve the environmental quality of our town.

NOW, THEREFORE, BE IT RESOLVED THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY that the week of August 6th – 12th, 2017 be designated as "Ban the Balloon Awareness Week".

CERTIFICATION

I, Lynnette A. 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 of the Township of Brick at a meeting of said Township Council on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that Township Council of the Township of Brick in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of 2017 in the amount of \$1,000,000.00 which is now available from the State of New Jersey – Department of Environmental Protection – Garden State Preservation Trust – Green Acres Grant – 2017.

BE IT FURTHER RESOLVED that the like sum of \$1,000,000.00 is hereby appropriated under the caption Public and Private Programs Offset by Revenues – Green Acres Grant - 2017.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the State of New Jersey – Department of Environmental Protection – Garden State Preservation Trust – Green Acres Grant in the amount of \$1,000,000.00.

C E R T I F I C A T I O N

I, Lynnette A. 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 of the Township of Brick at a meeting of said Township Council on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	7/Date
4-2	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

**RESOLUTION REQUESTING APPROVAL OF ITEM OF REVENUE AND
APPROPRIATION NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, monies are available through the Ocean County Health Department in the amount of \$39,523.00 for the 2017 Municipal Alliance Grant;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Brick in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the additional revenue in the budget of 2015 in the amount of \$39,523.00, which is now available from the Ocean County Health Department – Municipal Alliance Grant – 2017.

BE IT FURTHER RESOLVED that the like sum of the \$39,523.00 is hereby appropriated under the caption Public and Private Programs Offset by Revenues – Municipal Alliance Grant - 2017.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the Ocean County Health Department – Municipal Alliance Grant in the amount of \$39,523.00.

C E R T I F I C A T I O N

I, Lynnette A. 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 of the Township of Brick at a meeting of said Township Council on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 43	Date 7/25/17
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:

LIQUID DE-ICING AGENT

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 25th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-4	7/25/17
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:

ROADWAY IMPROVEMENTS TO SOUTH DRIVE

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 project.
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 25th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-5	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

PLANNING SERVICES

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 proposals for the above-mentioned Professional.
2. That the Division of Purchasing and Contracting is hereby authorized to prepare proposal specifications for the above-mentioned service in accordance with Chapter 19, P.L. 2004 (Pay-to-Play).

CERTIFICATION

I, Lynnette A. 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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	7/Date
4-6	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

ENERGY BROKER

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 proposals for the above-mentioned Professional.
2. That the Division of Purchasing and Contracting is hereby authorized to prepare proposal specifications for the above-mentioned services in accordance with Chapter 19, P.L. 2004 (Pay-to-Play).

CERTIFICATION

I, Lynnette A. 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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-7	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, sealed Proposals in accordance with the Competitive Contracting Process, pursuant to N.J.S.A. 40A:11-4.1 to 4.5 and N.J.A.C. 5:34-4.1 to 4.5 were received by the Division of Purchasing and Contracting for **Municipal Court Debt Collection** on Friday, May 26, 2017; and

WHEREAS, the award of a Competitive Contract Proposal shall be made to the Respondent whose proposal is the most advantageous to the Township, price and other factors considered; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(c) the Governing Body hereby recommends the rejection of bid in its entirety due to the contracting unit has decided to abandon the project.

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 Competitive Contracting proposals submitted for Municipal Court Debt Collection are hereby rejected in their entirety pursuant to N.J.S.A. 40A:11-13.2(c).
2. That the Township Clerk shall further forward a certified copy of this Resolution to Pioneer Credit, RTR Financial, Business Administrator, Municipal Court Administrator, Chief Financial Officer and the Purchasing Agent.
3. That a notice of this action shall be printed once in the official newspaper of the Township of Brick.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the 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 25th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	7/Date
4-8	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

Change Order Resolution No. 2 - Final

WHEREAS, it has come to the attention of the governing body of the Township of Brick that a Change Order representing as built quantity adjustment is needed to successfully complete the **Normandy Beach Roadway & Drainage Improvement Project; Ord. 9-13**; and

WHEREAS, in accordance with N.J.S.A. 5:30 14.4, the Business Administrator has recommended that Change Order No. 2 - Final be authorized and that the contract issued to **Esposito Construction, LLC, 34 Birch Street, Old Bridge, NJ 08857** be decreased by \$51,872.01 and the contract be commensurately decreased from \$338,799.45 to \$286,927.44.

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 Change Order No. 2 Final is hereby authorized as stated above.
2. That a certified copy of this resolution shall be forwarded to Esposito Construction, Business Administrator, CME Associates, Township Engineer, Chief Financial Officer and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the 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 25th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	7/Date
4-9	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

Change Order Resolution No. 1 - Final

WHEREAS, it has come to the attention of the Governing Body of the Township of Brick that a Change Order representing as built quantity adjustment is needed to successfully complete the **Lake Riviera Park Improvements, Capital Ordinance #9-13**; and

WHEREAS, it should be noted that the contractor exceeded the contract time and therefore liquidated damages have been assessed in accordance with the contract documents in the amount of \$7,500.00 to cover field inspection and will be made payable to the Consulting Engineer; and

WHEREAS, in order to process payment to Consulting Engineer, the Chief Financial Officer is hereby authorized to transfer \$7,500.00 in Ordinance #9-13 from Line Item 401 to Line Item 601 to cover the aforementioned Professional Service payment; and

WHEREAS, in accordance with N.J.S.A. 5:30 14.4, the Business Administrator has recommended that Change Order No. 1 - Final be authorized and that the contract issued to **Jamali Developers, LLC, 238 Fresh Ponds Road, Suite 100, Monroe Twp., NJ 08831** be decreased by \$21,241.66 and the contract be commensurately decreased from \$977,021.00 to \$955,779.34.

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 Change Order No. 1- Final is hereby authorized as stated above.
2. That a certified copy of this resolution shall be forwarded to Jamali Developers, Business Administrator, Consulting Engineer, Township Engineer, Chief Financial Officer, Recreation Director and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick in the 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 25th day of July, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-10	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

RESOLUTION OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING THE CERTIFICATION OF THE DIRECTOR OF PUBLIC WORKS CONCERNING ADDITIONAL COSTS INCURRED IN THE REMOVAL OF DEBRIS AND CLEANING UP OF THE PROPERTY LOCATED AT MULTIPLE BLOCKS/LOTS AND AUTHORIZING THE PLACEMENT OF A LIEN AGAINST SAID PROPERTIES FOR SAID COSTS.

WHEREAS, in accordance with the provisions of N.J.S.A. 40:65-12 and Chapter 331, specifically Section 331-5 through 331-9, of the Township Code of the Township of Brick, the Township of Brick removed debris and cleaned up the property located at

103 Bayview Drive – Block 269/Lot 19 - \$55.79
496 Monmouth Avenue – Block 576/Lot 37 - \$54.17
741 Brick Boulevard – Block 673/Lot 13 - \$117.04
374 Cherry Quay Road – Block 340/Lot 63 - \$249.23

after duly-giving notice to the property owner of said property pursuant to Chapter 56; and

WHEREAS, the Director of Public Works has certified the costs incurred by the Township in removing the debris and cleaning up the aforementioned property; and

WHEREAS, the total additional costs incurred by the Township for the removal of the debris and cleaning up the property, as certified by the Director of Public Works, are

103 Bayview Drive – Block 269/Lot 19 - \$55.79
496 Monmouth Avenue – Block 576/Lot 37 - \$54.17
741 Brick Boulevard – Block 673/Lot 13 - \$117.04
374 Cherry Quay Road – Block 340/Lot 63 - \$249.23

WHEREAS, Chapter 331 of the Township Code, in accordance with N.J.S.A. 40:65-12, et seq. authorizes the governing body to have a lien placed against the subject property for the costs incurred by the Township in the removal of the debris from the subject premises and cleaning up the property, together with interest at the same rate as other taxes as set forth in N.J.S.A. 40:48-2.14.

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 Mayor and Township Council do hereby formally accept and approve the certification submitted by the Director of Public Works for the removal of debris and cleaning up the property located at

103 Bayview Drive – Block 269/Lot 19 - \$55.79
496 Monmouth Avenue – Block 576/Lot 37 - \$54.17
741 Brick Boulevard – Block 673/Lot 13 - \$117.04
374 Cherry Quay Road – Block 340/Lot 63 - \$249.23

- 2. That the Mayor and Township Council do hereby direct the Tax Collector to place an assessment against the subject property in accordance with this resolution.
3. That a copy of the certified costs incurred by the Township in removing the debris and cleaning up the property, together with a copy of the resolution, shall be forwarded to the owner of the property by certified mail.
4. That a certified copy of this resolution be forwarded to the Tax Collector and to the Code Enforcement Officer.

CERTIFICATION

I, Lynnette A. 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 of the Township of Brick at a meeting of said Township Council on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017

Table with 2 columns: Agenda #, Date. Row 1: 4-11, 7/25/17. Row 2: Agenda #, Date. Row 3: Agenda #, Date.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, Socialife Event Planning, 1518 Gully Road, Wall, NJ 08738 has applied for a special event permit to conduct a Wedding at Beaton's Boatyard, 72 Beaton Road, Brick on July 29, 2017 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Municipal 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 Socialife Event Planning's request for special event application to conduct a Wedding at the Beaton Boatyard, 72 Beaton Road on July 29, 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 Socialife Event Planning's request for special event application to conduct a Wedding at Beaton's Boatyard, 72 Beaton Road, Brick on Saturday July 29, 2017 between the hours of 9:00 am and 10:30 pm, with the conditions and restrictions as follows:

- 1) All fire lanes and fire access and areas must remain open and accessible at all times and all occupancy loads for the tenant space, if utilized, be maintained. No obstruction of the pedestrian crosswalk/sidewalk access shall be permitted.
- 2) A tent permit must be obtained from the Bureau of Fire Safety a layout and certificate of flame resistance is required. Inspection must be conducted 24 hours prior to event.
- 3) No use of open flame permitted and no use of boat storage or accessory buildings for assembly use.
- 4) Valet parking at designated areas will be provided to open roadway areas for emergency vehicle access.
- 5) 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.
- 6) 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, Socialife Event Planning and Beaton's Boatyard.

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 on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

#	Date
4-12	7/25/17
#	Date
#	Date
Agenda #	Date

RESOLUTION

WHEREAS, Townsquare Active, 8318 Pineville-Matthews Rd., Suite 295, Charlotte, NC 28226 has applied for a special event permit to conduct an Insane Inflatable 5K on August 19, 2017 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Municipal 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 Townsquare Active's request for special event application to conduct an Insane Inflatable 5K event at the Drum Point Sports Complex, 41 Drum Point Road on August 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 Townsquare Active's request for special event application to conduct an Insane Inflatable Event on Saturday August 19, 2017 between the hours of 7:00 am and 5:00 pm, with the conditions and restrictions as follows:

- 1) All fire lanes and fire access and areas must remain open and accessible at all times and all occupancy loads for the tenant space, if utilized, be maintained. No obstruction of the pedestrian crosswalk/sidewalk access shall be permitted.
- 2) Four (4) Brick Township Special Police Officers will be hired for the entirety of the event to help with vehicles and pedestrians throughout the venue.
- 3) Townsquare will provide First Aid/EMT onsite for the entire event.
- 4) Townsquare will provide 2 water stations.
- 5) 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.
- 6) 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 Townsquare Active.

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 on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-13	7/25/17
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Jersey Shore Animal Center, 185 Brick Boulevard, Brick, NJ 08723 has applied for a special event permit to conduct a 6th Annual Beach to Bay 5K on October 7, 2017 in accordance with Chapter 393 of the Code of the Township of Brick; and

WHEREAS, the Municipal 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 Jersey Shore Animal Center's request for a special event application to conduct a 6th Annual Beach to Bay 5K on October 7, 2017.

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

SECTION 1. That Jersey Shore Animal Center's request for special event application to conduct a Beach to Bay 5K on October 7, 2017 starting and finishing at Brick Beach III between the hours of 6:00 am and 10:30 am, with the conditions and restrictions as follows:

- 1) All fire lanes and fire access and areas must remain open and accessible at all times.
- 2) The applicant shall hire two (2) Special Police Officers for traffic control duties.
- 3) Applicant will provide an adequate number of sanitary facilities (bathrooms) for the number of persons present and will be responsible for the cleanup of such.
- 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 Jersey Shore Animal Center.

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 on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda # 4-14	Date 7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Township Engineer has notified the Municipal Clerk by letter dated July 10, 2017 that there is \$330.42 remaining in the engineering inspection fund from DeGeorge Development, 249 Brick Boulevard, Brick, NJ 08723 for Goodwill Center, 451 Brick Boulevard Block 547 Lots 6 and 7.01 in the Township of Brick; and

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

WHEREAS, the Township Engineer recommends that the \$330.42 remaining in the engineering inspection fund be returned to the applicant; and

WHEREAS, the Township Council is satisfied with the recommendations of the 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 \$330.42 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Township Engineer
 - b. Chief Finance Officer
 - c. Applicant

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 on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-15a	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Federal Realty Investment Trust, 1626 East Jefferson Street, Rockville, MD 20852 had posted Liberty Mutual Insurance Company Performance Surety Bond Number 019040399 in the amount of \$235,145.94 and a cash performance bond in the amount of \$26,127.33 to guarantee certain site improvements to Block 671 Lot: 1.01 (Red Robin Restaurant PB-2734) within the Township of Brick; and

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

WHEREAS, the Assistant Township Engineer is recommending that the Liberty Mutual Insurance Company Performance Surety Bond Number 019040399 in the amount of \$235,145.94 and a cash performance bond in the amount of \$26,127.33 along with the \$758.39 (plus interest if applicable) 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 Liberty Mutual Insurance Company Performance Surety Bond Number 019040399 in the amount of \$235,145.94 and a cash performance bond in the amount of \$26,127.33 along with the \$758.39 (plus interest if applicable) remaining in the engineering inspection fund be returned to the applicant; and
2. That certified copies of this resolution be forwarded to:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

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 on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-15b	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Federal Realty Investment Trust, 1626 East Jefferson Street, Rockville, MD 20852 had posted Aetna Casualty & Surety Company of America Performance Bond Number 02SB100952455 in the amount of \$581,404.64 to guarantee certain site improvements to Blocks: 671/468 Lots: 2, 4, 8, 11 & 12/1-9, 10.01 & 10.03 (Brick Plaza Phase II PB-2102/1583) in the Township of Brick; and

WHEREAS, the Assistant Township Engineer, by letter dated July 18, 2017 has advised that the improvements have been completed and are acceptable; and

WHEREAS, the Assistant Township Engineer is recommending that the Aetna Casualty & Surety Company of America Performance Bond Number 02SB100952455 in the amount of \$581,404.64 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 Aetna Casualty & Surety Company of America Performance Bond Number 02SB100952455 in the amount of \$581,404.64 be returned to the applicant; and
2. That certified copies of this resolution be forwarded to:
 - a. Chief Financial Officer
 - b. Assistant Township Engineer
 - c. Applicant/Developer

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 on July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-15c	7/25/17
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 100% DAV has been granted on Block 134, Lot 15, Account # 102378, 38 Tall Timber Dr. as of July 6, 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 Tax Collector be authorized to cancel taxes from July 6th, 2016 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
134/15/102378 38 Tall Timber Dr.	Roth, John	\$ 3879.74

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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-16a	7/25/17
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 100% DAV has been granted on Block 1192.19, Lot 43, Account # 621576, 1 Spenser Ct. as of June 2, 2017.

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 from June 2, 2017 and forward and refund as follows.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1192.19/43/621576 1 Spenser Ct.	Hopkins, Howard & Ann	\$ 157.48

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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-166	7/25/17
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 Senior Citizen deductions have been granted and refunds are to be issued on the following properties for the year 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>
1192.21/30/621751 26 Masters Rd.	Reynolds, Paul & Catherine	\$250.00

CERTIFICATION

I, Lynnette 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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-16c	7/25/17
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 there are overpayments of taxes for the year 2017.

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>
306/40/205610 46 Birch Dr.	Lagas, Rafael & Gonzales, Ana	\$ 387.47

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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-16d	7/25/17
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 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>
756.01/6/414080	A.J. Skora Inc.	# 2016-0220
1443.01/32/729088	Norcia, Megan	# 2016-0394
484/58/310761	Eddy, Janet	# 2014-0200

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 July 25, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 25th day of July, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-16e	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTERS 110 AND 175 OF THE TOWNSHIP CODE, TO LIMIT AND REGULATE THE USE OF TOWNSHIP PARKS AND BEACHES BY ENTITIES OR GROUPS

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

SECTION 1. The Township Code of the Township of Brick is hereby amended and supplemented so as to amend Chapter 110, entitled "Beaches and Waterfront Area," and Chapter 175 entitled "Fees, Recreation Program."

SECTION 2. Chapter 110-18(F) is hereby amended to delete the existing provisions of (F)(1) and to replace it with the following:

(F) Use of facilities by groups or entities for organized events.

(1) Any group or entity, including corporate and nonprofit groups, desiring to use, visit or hold an event at Windward Beach Park, Brick Beach I, II or III, or Trader's Cove Marina shall first obtain a permit from the Township for such use, visit or event. For purposes of this section, any group of more than 15 people shall be deemed a "group or entity" subject to the permit requirements set forth herein.

SECTION 3. Chapter 175-7(D) is hereby amended to add a new subsection D(3) which new subsection shall read as follows:

(D) Buses, trucks and cargo vans

* * *

(3) Any group or entity, including corporate and nonprofit groups, desiring to use, visit or hold an event at any Brick Township-owned or -controlled park, playground or playing field, shall first obtain a permit from the Township for such use, visit or event, unless such use, visit or event is related to a scheduled game with a team or organization having a lease or permit from the Township of Brick. For purposes of this section, any group of more than 15 people shall be deemed a "group or entity" subject to the permit requirements set forth herein.

SECTION 4. Any provision of Chapters 110 or 175 not specifically amended herein shall remain the same.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 6. This ordinance shall take effect after second reading and publication as required by law.

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 25th day of July, 2017, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 8th day of August, 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

Agenda #	7/Date
5-1	7/25/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

ORDINANCE

AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 145-6 OF THE TOWNSHIP CODE TO EXTEND THE TIME FOR THE WAIVER OF FEES FOR CONSTRUCTION TO PROMOTE THE RENOVATION OF EXISTING VACANT COMMERCIAL STRUCTURES

WHEREAS, as part of its ongoing efforts to rehabilitate existing commercial structures and storefronts in the Township of Brick, the Township Council, in September 2015, created Chapter 145-6 of the Township Code entitled "Waiver of Fees for Construction to Promote the Renovation of Existing Vacant Commercial Structures"; and

WHEREAS, by providing for the waiver of fees for construction projects undertaken to renovate existing vacant commercial properties, the Township Council sought to encourage private property owners and their tenants, to undertake such projects to promote business and development within the Township of Brick; and

WHEREAS, the Mayor and Township Council have determined that the waiver of fees has encouraged property owners and prospective business owners to rehabilitate empty storefront locations and is an effective tool in the effort to rehabilitate vacant commercial structures, including empty storefronts; and

WHEREAS, the Township Council now desires to extend the deadline for the waiver of fees from its current end date of December 31, 2016 for an additional two years, to December 31, 2018.

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

SECTION 1. The Township Code of the Township of Brick is hereby amended and supplemented in Chapter 145-6, entitled "Waiver of Fees for Construction to Promote Renovation of Existing Vacant Commercial Structures," which amended Chapter 145-6 shall now read in relevant part as follows:

§ 145-6. Waiver of fees for construction to promote renovation of existing vacant commercial structures.

D. This ordinance shall expire on December 31, 2018 unless extended by the Township Council of the Township of Brick.

SECTION 2. Any provision of Chapter 145-6 not specifically amended herein shall remain the same.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

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 11th day of July, 2017, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 25th day of July, 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

Agenda #	Date
5-1	7/11/17
Agenda #	Date
10-1	7/25/17