

**Brick Township Council
August 8, 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 Minutes of July 11th and July 25, 2017 Meetings.
 - d. Presentations:
 1. Joseph Castellano – OCVTS Gold Medalist.
 2. Lisa Newton – Ocean Award Recipient.

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 Insertion of Chapter 159 – Title III B Senior Outreach Grant – 2017.
- ___ 2. Authorize Insertion of Chapter 159 – Title III E Senior Caregiver Grant – 2017.
- ___ 3. Authorize Receipt of Bids – DPW Vehicle Storage & Fuel Station Canopy.
- ___ 4. Authorize Award of Bid – Roadway Improvements to Lake Riviera Phase III.
- ___ 5. Authorize Award of Bid – Snow Removal Services.
- ___ 6. Authorize Award of Contract - Purchase & Delivery of 300 - 95 Gallon Residential Rollout Refuse Carts through HGAC-Buy National Cooperative.
- ___ 7. Authorize Award of Proposal – Planning Services Pool.
- ___ 8. Authorize Award of Proposal – Fair & Open Process – Professional Medical Services.
- ___ 9. Authorize Change Order No. 1 – Final – Forge Pond Tennis Court Reconstruction Project.
- ___ 10. Authorize Suspension of Beach Vehicle Permits 2017-2018.
- ___ 11. Authorize Special Events Permit – Harbor Freight Tent Sale.
- ___ 12. Authorize Special Events Permit – Avery’s Carnival.
- ___ 13. Bond Releases/Reductions:
 - a. Inspection Fund Release – RMR Realty, LLC – Mantoloking Road.
- ___ 14. Tax Collector:
 - a. Tax Overpayments – 2016 – 2017.
 - b. State Tax Appeal Granted – Block 41 Lot 8 – 393 Route 35 So.
 - c. State Tax Appeal Granted – Block 44.13 Lot 5 – 350 Bay Lane.
 - d. State Tax Appeal Granted – Block 289 Lot 5 – 25 Buena Vista Dr.
 - e. State Tax Appeal Granted – Block 462 Lot 27.01 – 575 Route 70.
 - f. State Tax Appeal Granted – Block 913 Lot 5 – 419 Princeton Ave.
 - g. State Tax Appeal Granted – Block 913 Lot 17 – 423 Princeton Ave.
 - h. State Tax Appeal Granted – Block 1427 Lot 5 Qualifier C0107 – 107 Briar Mills Dr.

*******End of Consent Agenda*******
- ___ 15. Bill Resolution – Computer 2017.
- ___ 16. Bill Resolution – Manual 2017.

5. Ordinance on Second Reading:

- ___ 1. Amend Chapters 110 & 175 – Township Parks and Beaches.

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, August 22, 2017 at 7:00 p.m.**

RESOLUTION

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, additional monies are available through the County Office of Senior Services in the amount of \$5,000.00 for Title III B Senior Outreach 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 insertion of an item of revenue in the budget of 2017 in the amount of \$5,000.00, which is now available from the Ocean County Office of Senior Services – Title III B Senior Outreach Grant – 2017.

BE IT FURTHER RESOLVED, that the like sum of \$5,000.00 is hereby appropriated under the caption Public and Private Programs Offset by Revenues - Title III B Senior Outreach Grant - 2017.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the Ocean County Office of Senior Services – Title III B Senior Outreach Grant in the amount of \$5,000.00.

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-1	8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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, additional monies are available through the County Office of Senior Services in the amount of \$3,000.00 for Title III E Senior Caregiver 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 insertion of an item of revenue in the budget of 2017 in the amount of \$3,000.00, which is now available from the Ocean County Office of Senior Services – Title III E Senior Caregiver Grant – 2017.

BE IT FURTHER RESOLVED, that the like sum of \$3,000.00 is hereby appropriated under the caption Public and Private Programs Offset by Revenues – Title III E Senior Caregiver Grant - 2017.

BE IT FURTHER RESOLVED, that the above is the result of funds received from the Ocean County Office of Senior Services – Title III E Caregiver Grant in the amount of \$3,000.00.

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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

DPW VEHICLE STORAGE & FUEL STATION CANOPY

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 Architect for the project, ARH 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 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-3	Date 8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for the **Roadway Improvements to Lake Riviera, Phase III** on Friday, July 28, 2017; and

WHEREAS, the bids have been reviewed by ARH Associates, Township Consulting Engineer; and

WHEREAS, the Consulting Engineer has recommended award of said bid to the lowest responsive and responsible bidder being in full compliance with the bid specifications.

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 bid for the **Roadway Improvements to Lake Riviera, Phase III** is hereby awarded to **Earle Asphalt Co., P.O. Drawer 556, Farmingdale, N.J. 07727** for a total bid amount of \$1,427,313.13 (Base Bid, Alternates E & Alternates A-D).
2. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
3. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
4. That the Division of Purchasing and Contracting is hereby authorized to return any and all bid securities submitted by any unsuccessful bidders pursuant to N.J.S.A. 40A11-24.
5. That the Township Clerk shall further forward a certified copy of this resolution to ARH Associates, Business Administrator, Chief Financial Officer, Township Engineer, Public Works Director and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting held on the 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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

RESOLUTION

WHEREAS, sealed bids were received by the Division of Purchasing and Contracting of the Township of Brick for **Snow Removal Services** on July 13, 2017; and

WHEREAS, the bids have been reviewed by the Business Administrator, and

WHEREAS, the Business Administrator has recommended the award of said bid to the lowest responsive responsible bidder for Categories 1, 2, 3, 4, 5, 7, 8 and to award secondary contracts to all other bidders who agreed to the original terms and conditions of the bid specifications and the rates awarded in each category; and

WHEREAS, there were no bids submitted for Categories 6 and 9, Graders and Other Equipment, and it is the desire of the Township to re-bid Categories 6 and 9.

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

1. That the bid for Snow Removal Services is hereby awarded to the following bidders in accordance with the attached schedule of prices:
 - JR Custom Landscaping, 34 Bennetts Mills Road, Jackson, New Jersey 08527
 - R&S Sewer Contractors, 400 Faraday Ave, Lakewood, New Jersey 08701
2. That the Office of Purchasing and Contracting is hereby authorized to advertise for the receipt of bids for Categories 6 (Graders) and 9 (Other Equipment).
3. That this contract shall be for three (3) years commencing on August 9, 2017 and all hourly rates per vehicle shall be firm fixed for the duration of the contract.
4. That this contract shall not exceed \$800,000.00 per year including any subsequent awards with funds certified prior to services being rendered.
5. That a copy of this resolution shall be forwarded to the successful JR Custom, R&S Sewer, Business Administrator, Chief Financial Officer, Director of Public Works, and the Purchasing Agent.
6. That the Mayor is hereby 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.

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 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-5	Date 8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

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

WHEREAS, on June 12, 2012 the Governing Body authorized the Township to enter into an agreement with the Houston-Galveston Area Council-Buy, hereinafter referred to as HGAC-Buy, to purchase goods and/or services in order to make the procurement process more efficient and to provide cost savings to the Township; and

WHEREAS, it is the desire of the Director of Public Works to purchase three-hundred (300) 95 Gallon Capacity Residential Rollout Refuse Carts for a total cost of \$15,358.00 purchased through the HGAC-Buy National Cooperative as approved in the 2017 Capital Budget, Ordinance 8-17; and

WHEREAS, the HGAC-Buy awarded a contract to Otto Environmental Systems, LLC, 12700 General Drive, Charlotte, NC 28273 under Contract #RC01-16 for Refuse and Recycling Containers and Lifters.

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

1. That the Governing Body of the Township of Brick authorizes the purchase and delivery of three-hundred (300) 95 Gallon Capacity Residential Rollout Refuse Carts for a total cost of \$15,358.00 purchased through the HGAC-Buy National Cooperative as approved in the 2017 Capital Budget.
2. That the HGAC-Buy has awarded a contract to Otto Environmental Systems, LLC, 12700 General Drive, Charlotte, NC 28273 under Contract #RC01-16 for Refuse and Recycling Containers and Lifters.
3. That a Certificate of Availability of Funds has been issued by the Chief Financial Officer and is attached hereto.
4. That the Mayor is authorized to execute and the Clerk to attest to the proposed form of contract, which shall be available for public examination in the Office of the Township Clerk during normal business hours.
5. That the Township Clerk shall further forward a certified copy of this resolution to Otto Environmental Systems, LLC, Business Administrator, Chief Financial Officer, Director of Public Works and the Purchasing Agent.

CERTIFICATION

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Township Council of the Township of Brick at a regular meeting of said Council on the 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

Agenda #	Date
4-6	8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a "fair and open process" on August 4, 2017; and

WHEREAS, there is a need to retain Planning Service Pool for the research and writing of planning studies and reports; and

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

WHEREAS, the Business Administrator has reviewed the proposals and is satisfied with the qualifications and experience of the firms which are the subject of such an award; 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 Mayor is authorized to execute and the Township Clerk to attest to the attached agreements with the following firms for the categories as indicated:

PLANNING SERVICES POOL:

- Heyer, Bruel & Associates (HGA), Red Bank, NJ
- Leon S. Avakian Inc Consulting Engineers, Neptune, NJ
- ARH Associates, Hammonton, NJ

2. That such agreements shall be available for public examination in the office of the Township Clerk during normal business hours.
3. That this contract is being awarded pursuant to a "fair and open process".
4. That this contract is being awarded as a Professional Service Contract in accordance with the provisions of N.J.S.A. 40A:11-5.
5. That services for this contract shall be rendered to the Township at the rates listed on Attachment A, schedule of authorized hourly fees.
6. That this contract is awarded contingent upon the adequate provisions of funding in the grant, operating and/or capital budget.
7. That this resolution shall commence on August 9, 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 firms, the Business Administrator, Chief Financial Officer, Township Planner and the Purchasing Agent.

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 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

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

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

RESOLUTION

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a "fair and open process"; and

WHEREAS, there is a need to retain professional services for Professional Medical Services for a period of one (1) year; and

WHEREAS, the Township of Brick has solicited proposals for said services through a "fair and open process; and

WHEREAS, the proposals have been reviewed by the Police Chief and the Personnel Coordinator; and

WHEREAS, the Police Chief and the Personnel Coordinator has recommended and is satisfied with the terms of the proposed form of agreement aforesaid.

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 the attached agreements with the following vendors:
 - Category A – Meridian Occupational Health, 2-12 Corbett Way, Suite 101, Eatontown NJ
 - Category B – Institute for Forensic Psychology, 5 Fir Court, Suite 2, Oakland, NJ
– Raymond F. Hanbury PhD, 2100 Highway 33, Suite 9-10, Neptune, NJ
 - Category C – Meridian Occupational Health, 2-12 Corbett Way, Suite 101, Eatontown NJ
2. That the agreements shall be available for public examination in the Office of the Township Clerk during normal business hours.
3. That this contract is being awarded pursuant to a "fair and open process".
4. That this contract is being awarded as a Professional Medical Service in accordance with N.J.S.A. 40A:11-5.
5. That services for this contract shall be rendered to the Township at the rates listed on the attached proposal, with a total amount not to exceed \$110,000.00.
6. That this contract is awarded contingent upon the adequate provisions of funding in the 2017/2018 operation budget.
7. That his bid will be a one (1) year contract commencing on August 12, 2017 and ending on August 11, 2018.
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 successful vendors, Business Administrator, Personnel Coordinator, Police Chief, Chief Financial Officer and 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 the 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

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

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

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 **Forge Pond Tennis Court Reconstruction 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. 1 - Final be authorized and that the contract issued to **Classic Turf Company, LLC, 457 Sherman Hill Road, Woodbury, CT 06798-3622** be decreased by \$3,444.78 and the contract be commensurately decreased from \$655,773.60 to \$652,328.82.

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 Classic Turf Company, 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 8th day of August, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
21-9	8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Chapter 460-3 of the Codified Ordinances of the Township of Brick provides for the issuance of seasonal permits to operate vehicles on Township beaches between October 1 and April 30; and

WHEREAS, due to ongoing beach revetment project and beach replenishment program, the Mayor and Township Council of the Township of Brick have determined that it would be inappropriate to issue beach vehicle access permits for the October 1, 2017 to April 30, 2018 period; 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. The Township Council of the Township of Brick does hereby suspend the issuance of beach vehicle permits issued pursuant to Code Section 460-3 period October 1, 2017 to April 30, 2018.

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-10	8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, Harbor Freight Tools has applied for a special event permit to conduct a Parking Lot Tool Tent Sale on August 18, 19 and 20, 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 Harbor Freight Tools request for special event application to conduct a Parking Lot Tool Tent Sale at 2770 Hooper Avenue on August 18-20, 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 Harbor Freight Tools request for special event application to conduct a Parking Lot Tool Tent Sale on August 18-20, 2017 between the hours of 8:00 am and 9:00 pm, at 2770 Hooper Avenue 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. No obstruction of the pedestrian crosswalk/sidewalk access shall be permitted.
2. A tent 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 and Harbor Freight Tools.

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-11	8/8/17
Agenda #	Date
Agenda #	Date
Agenda #	Date

RESOLUTION

WHEREAS, the Dance to Inspire Foundation in Memory of Avery J. has applied for a special event permit to conduct The 10th Annual Avery Carnival on August 26, 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 the Dance to Inspire Foundation's request for special event application to conduct Avery's Carnival on August 26, 2017, with a raindate of August 27, 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 Dance to Inspire Foundation's request for special event permit to conduct Avery's Carnival at the Standing Ovation School of Dance, 627 Mantoloking Road on August 26, 2017 with a raindate of August 27, 2017 between the hours of 1:00 pm and 5:00 pm, is hereby issued with the conditions and restrictions as follows:

1. All fire lanes and fire access and areas and studio exits must remain open and accessible at all times.
2. A Type I permit is to be obtained from the Bureau of Fire Safety Office.
3. The applicant will have two (2) special police officers on site to help with traffic.
4. Attendees must not park their vehicles on Mantoloking Road.
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 the Dance to Inspire Foundation.

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

Agenda #	8/8/17
1-12	
Agenda #	Date
Agenda #	Date
Agenda #	Date

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

RESOLUTION

WHEREAS, the Assistant Township Engineer has notified the Municipal Clerk by letter dated July 20, 2017 that there is \$858.11 remaining in the engineering inspection fund from RMR Realty, LLC, 297 Dutchman's Point Road, Mantoloking, NJ 08738 for Denino's Pizzeria, Mantoloking Road, PB-2742 in the Township of Brick; and

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

WHEREAS, the Assistant Township Engineer recommends that the \$858.11 remaining in the engineering inspection fund be returned to the applicant; and

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

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

1. That the \$858.11 remaining in the engineering inspection fund be returned to the applicant.
2. That a certified copy of this resolution be forwarded to:
 - a. Assistant Township Engineer
 - b. Chief Finance Officer
 - c. Applicant

CERTIFICATION

I, Lynnette A. Iannarone, 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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
MUNICIPAL CLERK

Agenda #	Date
4-13a	8/8/17
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 years 2016 and 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>
1192.36/16/622179 89 Baser Lane	Mantone, Antoinette	\$ 771.84
383.02/57/309131 358 Lake Shore Dr.	Mennuti, Gregory & Joan	\$ 72.03
382.30/14/308437 236 Essex Ct.	Murray, Edward & Carol	\$ 394.41
377.02/31/207352 40 Mariner Place.	Toth, Carmella	\$ 687.67

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-14a	Date 8/8/17
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 for the years 2014 and 2015 on Block 41, Lot 8, Account # 100483, 393 Route 35 So. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2014 and 2015 from 663,070 to 600,000.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
41/8/100483	Jacobus & Assoc, LLC Trustee for	\$ 1,326.99-2014
393 Route 35 So.	Tullo, Thomas & Carol	\$ 1,337.71-2015
		\$ 2,664.70

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-146	8/8/17
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 for the years 2014-2016 on Block 44.13, Lot 5, Account # 100823, 350 Bay Lane due to State Appeals being granted; and as the State Appeal reduces the assessment for 2014-2017 from 1,262,400 to 1,183,300.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE. BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
44.13/5/100823	Jennifer R. Jacobus, Esq , Att. For	\$ 1,664.27-2014
350 Bay Lane	Kretschmer, Klaus G & Linda A	\$ 1,677.51-2015
		<u>\$ 1,722.80-2016</u>
		\$ 5,064.58

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

 LYNNETTE A. IANNARONE
 TOWNSHIP CLERK

Agenda #	Date
4-14c	8/8/17
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 for the year 2016 on Block 289, Lot 5, Account # 205428, 25 Buena Vista Dr. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2016-2017 from 185,300 to 154,000.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
289/5/205428 25 Buena Vista Dr.	The Irwin Law Firm, Att. Trust Acct. FBO Willman, Gittel, Plaintiff	\$ 681.71 - 2016

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-14d	8/8/17
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 for the year 2016 on Block 462, Lot 27.01, Account # 310617, 575 Route 70 due to State Appeals being granted; and as the State Appeal reduces the assessment for 2016-2017 from 2,250,000 to 2,100,000.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
462/27.01/310617 575 Route 70	The Irwin Law Firm, Att. Trust Acct. FBO Bricktown Equities, LLC, Plaintiff	\$ 3,267.00 - 2016

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda # 4-14e	Date 8/8/17
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 for the year 2012-2014 on Block 913, Lot 5, Account # 517202, 419 Princeton Ave. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2012-2017 from 1,218,400 to 950,000.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
913/5/517202	Princeton Ave. Land Syndicate	\$ 5,400.21-2012
419 Princeton Ave.		\$ 5,574.67-2013
		\$ 5,679.34-2014
		\$16,654.22

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-14	8/8/17
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 for the year 2012-2013 on Block 913, Lot 17, Account # 522485, 423 Princeton Ave. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2012-2017 from 3,003,000 to 2,600,000.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
913/17/522485	Princeton Ave. Land Syndicate	\$ 5,090,36-2012
423 Princeton Ave.		\$ 7,331.81-2013
		\$12,422.17

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 August 8, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-14 ^a	8/8/17
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 for the year 2016 on Block 1427, Lot 5, Qual C0107 Account # 727667, 107 Briar Mills Dr. due to State Appeals being granted; and as the State Appeal reduces the assessment for 2016 from 156,200 to 135,000.

WHEREAS, refunds are to be issued pursuant to the listing below.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Brick, County of Ocean and State of New Jersey, that the Township Treasurer be authorized to refund the amounts listed below.

<u>Block/Lot/Account #</u>	<u>Name</u>	<u>Amount</u>
1427/5 C0107/727667 107 Briar Mills Dr.	The Irwin Law Firm, Att. Trust FBO 162 Sawmill, The Plaintiff	\$ 465.13

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 August 8, 2017.

IN WITNESS WHEREOF, have hereunto set my hand and seal of this Township this 8th day of August, 2017.

LYNNETTE A. IANNARONE
TOWNSHIP CLERK

Agenda #	Date
4-146	8/8/17
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.

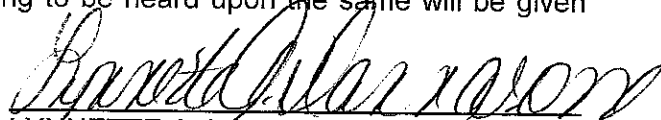
SECTION 4. Any provision of Chapters 110 or 175 not specifically amended herein shall remain the same.

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 #	Date
5-1	7/25/17
Agenda #	Date
5-1	8/8/17
Agenda #	Date
Agenda #	Date