



**AGENDA**  
**Borough of Union Beach**  
**Thursday, April 20, 2017 - 8:00 p.m.**  
**650 Poole Avenue, Union Beach, NJ**

**CALL TO ORDER:** Meeting called to order by Mayor Smith at \_\_\_\_ p.m.

**ANNOUNCEMENT:** By Mayor Smith of the Emergency Fire Exits.

**SALUTE TO THE FLAG:** Mayor Smith

**SUNSHINE LAW NOTICE:** Announced by Borough Clerk

Adequate notice has been given to the public and press on the date, time and place of this meeting, in accordance with P.L 1975, chapter 231, "open public meetings act."

**ROLL CALL: Council Members**

Mr. Wicki  
Ms. Roche  
Mr. Cavallo  
Mr. Lewandowski  
Mr. Andreuzzi  
Mr. Cocuzza

**Also Present:**

Mayor Paul J. Smith, Jr.  
John T. Lane, Jr., Borough Attorney  
Robert M. Howard, Jr. Borough Administrator  
Anne Marie Friscia, Borough Clerk

**APPROVAL OF MINUTES OF THE MEETING OF:**

March 16th Meeting – Copy in April Dropbox

Motion moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by voice vote.

**PRESENTATION OF COMMUNICATIONS; PETITIONS, ETC.:**

**Application of New Firefighters:** William R. Odom, Jr., Michael J. Marx, Michael Robinson, Christopher C. Lowther

**Vender Licenses:** Omar Hammoud – Mr. Softee Ice Cream Truck and Ricardo Lopez-Little Jimmy

Motion moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by voice vote.

**PUBLIC HEARINGS ON ORDINANCES AND OTHER PUBLIC HEARINGS, ETC.:**

**MEETING OF APRIL 20, 2017:**

**ORDINANCE NO. 2017-250:**

An Ordinance Entitled:

**2017 SALARY ORDINANCE**

The Clerk presented affidavit of publication showing that the ordinance was duly advertised in accordance with law in the Asbury Park Press in the issue of March 23, 2017.

Mayor Smith directs the Clerk to read the Ordinance by Title only, advising that said Ordinance was posted on the Bulletin Board at the Municipal Building and on the Borough's Website at least one week in advance of this Public Meeting, and that copies of said Ordinance were made available to the General Public upon request.

**ORDINANCE 2017-250: 2017 Salary Ordinance**

*An Ordinance fixing the salaries, wages and fees of Employees and Borough Officials of the Borough of Union Beach, Monmouth County, New Jersey for the Calendar year 2017 and*

Be it ordained by the Mayor and Council of the Borough of Union Beach, County of Monmouth, and State of New Jersey as follows:

**Section 1**

The following shall constitute the salaries, wages and fees of the indicated employees and officials of the Borough of Union Beach, payable as hereinafter provided and effective as of the adoption of this Ordinance, and the publication of notice of such adoption, in accordance with law, and continuing in effect until amended, except where otherwise specified for the calendar year 2017.

**Employee**

**Annual Amount (except as noted)**

1.	<u>Registered Municipal Clerk</u> F/T	\$61,050.00
	(In Lieu of Overtime Compensation)	<u>850.00</u> Longevity
	(Contracted Services)	\$61,900.00
2.	<u>Tax Collector</u> F/T	\$61,050.00
	(In Lieu of Overtime Compensation)	<u>850.00</u> Longevity
		\$61,900.00
3.	<u>Tax Collector</u> P/T	\$ 6,075.00
	(Not to Exceed Four (4) Hours per week, anything over 4 hours Rate: \$35.00 per Hr.)	
4.	<u>Chief Financial Officer/Treasurer</u> P/T	\$52,800.00
5.	<u>Department Head- Public Works</u>	
	<u>Certified Public Works Manager</u> F/T	\$85,950.58
6.	<u>Mayor</u> P/T	\$ 7,000.00
7.	<u>Councilman/woman</u> P/T	\$ 5,000.00
8.	<u>Tax Assessor</u> P/T	\$18,800.00
9.	<u>Assistant Assessor</u> P/T	\$ 6,000.00
10.	<u>Administrative Officer for Municipal Land Use Searches</u> P/T	\$ 875.00
11.	<u>Municipal Court Judge</u> P/T	\$34,000.00
12.	<u>Deputy Municipal Court Clerk/ Administrator</u> P/T	\$ 18.00 (hourly)
13.	<u>Municipal Court Prosecutor</u> P/T	\$32,000.00
14.	<u>Alternate Municipal Court Prosecutor</u> P/T	\$ 3,200.00
15.	<u>Municipal Court Public Defender</u> P/T	\$ 4,250.00
16.	<u>Building Inspector/Construction Official/ Building Sub-Code Official/ Flood Plain Manager</u> FT	\$42,662.00 \$16,649.00 <u>\$18,608.00</u> \$77,919.00
17.	<u>Court Clerk (Clerical)</u> P/T	\$ 5,180.00
17a.	<u>Technical Assistant Construction Office</u> P/T	\$ 4,475.00
18.	<u>Code Enforcement Officer</u> P/T	\$14,775.00
19.	<u>Deputy Code Enforcement Officer</u> P/T	\$ 6,943.62
20.	<u>Fire Sub-Code Official</u> P/T	\$ 8,850.00
21.	<u>Plumbing Sub Code Official</u> P/T	\$10,425.00
22.	<u>Electrical Sub-Code Official</u> P/T	\$10,425.00
23.	<u>Zoning Officer</u> F/T	\$12,406.00
24.	<u>Clerk (Clerical)</u> P/T	\$ 18.69 (hourly)
25.	<u>Public Safety Telecommunicator/ Police Radio Dispatcher</u> P/T	
	(Probationary Period During Training- First Three (3) Months)	\$ State Minimum Wage (hourly)

	(At End of Probationary Period)	\$ 12.75 (hourly)
26.	<u>Special Police Officer P/T</u> (Where Appointed to Serve with Compensation)	\$ 15.65 (hourly)
27.	<u>School Traffic Officer P/T</u> (Where Appointed to Serve with Compensation)	
	(Probationary Period three (3) Months- Hourly Wage not to exceed Two Hours per Day	\$State Minimum Wage (hourly)
	(At End of Probationary Period)	\$ 6,000.00
28.	<u>Recycling Coordinator P/T</u>	\$ 2,500.00
29.	<u>Assistant Recycling Coordinator P/T</u>	\$ 1,846.00
30.	<u>Clerk of the Planning Board P/T</u>	\$ 9,500.00
31.	<u>Attorney to Planning Board P/T</u>	\$10,000.00
32.	<u>Registrar of Vital Statistics P/T</u>	\$ 700.00
33.	<u>Deputy Registrar of Vital Statistics P/T</u>	\$ 350.00
34.	<u>Secretary of Board of Health P/T</u>	\$ 8,830.00
35.	<u>Clerk of Elections P/T</u>	\$ 2,500.00
35a.	<u>Deputy Clerk of Elections P/T</u>	\$ 1,500.00
36.	<u>Assistant Borough Treasurer P/T</u>	\$ 6,250.00
37.	<u>Borough Attorney P/T</u> (And Such Other Compensation for Special Services as may be required by the Borough Upon Vouchers duly presented.)	\$46,825.00
38.	<u>Borough Engineer P/T</u> (And Such Other Compensation for Special Services as may be required by the Borough upon Vouchers duly Presented.)	\$ 3,000.00
39.	<u>Tax Search Officer P/T</u>	\$ 3,500.00
40.	<u>Assessment Search Officer P/T</u>	\$ 2,400.00
41.	<u>Searcher for Sub-Divisions P/T</u>	\$ 175.00
42.	<u>Bloodborne Pathogen Compliance Officer P/T</u>	\$ 3,100.00
43.	<u>Laborer-Temporary Emergency P/T</u>	\$ 12.00 (hourly)
44.	<u>Class I Special Police Officer P/T</u> (Probationary Period During Training First Three (3) Months	\$ 10.00 (hourly)
	(At End of Probationary Period)	\$ 12.00 (hourly)
45.	<u>Class II Special Police Officer P/T</u>	\$ 10.00 (hourly)

(Probationary Period During Training  
First Three (3) Months

(At End of Probationary Period) \$ 18.00 (hourly)

46.	<u>Borough Administrator F/T</u>	\$91,690.00
47.	<u>Municipal Court Administrator F/T</u>	\$42,500.00
48.	<u>Deputy Municipal Clerk F/T</u>	\$40,000.00
49.	<u>IT-1 P/T</u>	\$ 25.00 (hourly)
50.	<u>IT-2 P/T</u>	\$ 18.50 (hourly)
51.	<u>Seasonal Parking Enforcement P/T</u>	\$ 11.00 (hourly)
52.	<u>Municipal Court Administrator, Temp. P/T</u>	\$ 23.00 (hourly)
53.	<u>Assistant to Department Head- Public Works</u>	\$ 6,000.00
54.	<u>Municipal Court Violations Clerk P/T</u>	\$ 12.00 - \$15.00 (hourly)
55.	<u>Temporary Building/Fire/Plumbing/Electrical Sub-Code Official P/T</u>	\$ 31.00 - \$35.00 (hourly)

Section 2:

All salaries, wages, fees and compensation enumerated herein, shall become effective retro-active to January 1<sup>st</sup>, 2017, provided that the employee is still in the employment of the Borough of Union Beach at the time this Ordinance is adopted.

Section 3:

All Ordinances or parts of Ordinances inconsistent with this Ordinance shall be deemed repealed to the extent of such inconsistency.

Section 4.

This Ordinance shall take effect immediately upon its adoption and publication in accordance with law.

**PUBLIC HEARING ON ORDINANCE NO. 2017-250: MEETING OF APRIL 20, 2017**

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2017-250 AT \_\_\_\_ P.M.

MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2017-250 AT \_\_\_\_ P.M.

**RESOLUTION NO. 2017-80 : AUTHORIZING FINAL ADOPTION OF ORDINANCE 2017-250 AND FURTHER  
AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS**

Paper: The Asbury Park Press.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**ORDINANCE NO. 2017-251**

***AN ORDINANCE OF THE BOROUGH OF UNION BEACH  
ESTABLISHING AN ENERGY AGGREGATION PROGRAM***

**WHEREAS**, the State of New Jersey has been engaged in a process to establish a competitive market place through deregulation and restructuring the electric utility market; and

**WHEREAS**, the establishment of a government aggregator and an energy aggregation program to purchase electric generation service and pursuant to N.J.S.A. 48:3-93.1 et seq. and N.J.A.C. 14:4-6.1 et seq. will increase competition for the provision of electric power to residential users, thereby increasing the likelihood of lower electric rates for these users without causing any interruption in service; and

**WHEREAS**, under the aggregation process the residential ratepayers will receive a direct reduction in their electric bills and

**WHEREAS**, the realization of energy costs savings is in the interests of the health, safety and welfare of the residents of the Borough of Union Beach (the "Borough"); and

**WHEREAS**, the Borough hereby finds that it is in the best interests of residential and non-residential electric ratepayers for the Borough to create the opportunity for them to enter into an aggregation agreement in order to seek substantial savings on electric rates; and

**NOW, THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Union Beach in the County of Monmouth and the State of New Jersey, duly assembled in public session, as follows:

- 1- The Borough publicly declares its intent to become an aggregator of electric power on behalf of its residential users of electricity pursuant to the Government Energy Act of 2003, N.J.S.A. 48:3-91.3 to -98, and implementing regulations.
- 2- The Borough will utilize Commercial Utility Consultants and Concord Energy Services Reverse Energy Auction Platform pursuant to the NJ E-PROCUREMENT Pilot program (P.L. 2001, c.30) under the NJ Department of Community Affairs. The Reverse Energy auction will seek bids from licensed and appropriate third party suppliers. If such winning bid is selected and agreement executed, individual residential consumers would retain the option not to participate and to choose any alternatives they desire.
- 3- The Mayor and Borough Clerk are hereby authorized and directed to execute any documents necessary to carry out the purpose of the Ordinance.
- 4- All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- 5- If any portion of this ordinance shall be deemed invalid by any court of competent jurisdiction, the remainder shall survive in full force and effect.
- 6- This ordinance shall be effective immediately upon adoption and publication in accordance with law.

**PUBLIC HEARING ON ORDINANCE NO. 2017-251: MEETING OF APRIL 20, 2017**

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2017-251 AT \_\_\_\_ P.M.  
MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2017-251 AT \_\_\_\_ P.M.

**RESOLUTION NO. 2017- 81: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2017-251 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS**

Paper: The Asbury Park Press,

	<u>Moved</u>	<u>Seconded</u>	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

- |                               |  |
|-------------------------------|--|
| <u>Councilman Wicki</u>       | <u>Finance, Personnel, Administration &amp; Code Enforcement</u>       |
| <u>Councilwoman Roche</u>     | <u>Emergency Svs. (Fire, OEM) Library &amp; American Legion</u>        |
| <u>Councilman Cavallo</u>     | <u>Public Affairs, Seniors, Court &amp; Special Grants</u>             |
| <u>Councilman Lewandowski</u> | <u>Health, Education, Recreation &amp; Drug Alliance</u>               |
| <u>Councilman Andreuzzi:</u>  | <u>EMS, Public Works &amp; Building and Grounds &amp; Construction</u> |
| <u>Councilman Cocuzza:</u>    | <u>Public Safety (PD) &amp; Shared Services</u>                        |

**MEETING OPEN FOR PUBLIC DISCUSSION:**

Meeting opens for Public Discussion at \_\_\_\_ p.m.  
Meeting closes for Public Discussion at \_\_\_\_ p.m.

**NEW BUSINESS AND INTRODUCTION OF ORDINANCES:**

**BOND ORDINANCE 2017-252:**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$3,400,000 FOR IMPROVEMENTS TO THE MUNICIPAL BUILDING AND CONSTRUCTION OF AN ADDITION TO THE MUNICIPAL BUILDING FOR AND BY THE BOROUGH OF UNION BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$3,230,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION**

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**\*\*Clerk announces that she did receive a Supplemental Debt Statement from the Chief Financial Officer for the above Bond Ordinance and it is on file in her office.**

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF UNION BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Union Beach, New Jersey (the "Borough") as general improvements. For the said Improvements there is hereby appropriated the amount of \$3,400,000. Such sum includes the sum of \$170,000 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by the application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,230,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$3,230,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued is for improvements to the Municipal Building and construction of an addition to the Municipal Building, including the acquisition of furnishings, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$3,230,000.

(c) The estimated cost of the Improvements is \$3,400,000 which amount represents the initial appropriation made by the Borough.

SECTION 4.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

**SECTION 6:**

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 29.375 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$3,230,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$850,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

**SECTION 7:**

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

**SECTION 8:**

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 9:**

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$3,400,000.

**SECTION 10.**

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**RESOLUTION NO. 2017-82: AUTHORIZING INTRODUCTION OF BOND ORDINANCE 2017-252 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF PENDING BOND ORDINANCE 2017-252 IN ASBURY PARK PRESS FOR PUBLIC HEARING AND ADOPTION ON MAY 18, 2017.**

Paper: The Asbury Park Press,

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**ORDINANCE #2017-253**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR IMPROVEMENTS TO THE MUNICIPAL BUILDING AND CONSTRUCTION OF AN ADDITION TO THE MUNICIPAL BUILDING WITH RESPECT TO THE SEWER UTILITY FOR AND BY THE BOROUGH OF UNION BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

**\*\*Clerk announces that she did receive a Supplemental Debt Statement from the Chief Financial Officer for the above Bond Ordinance and it is on file in her office.**

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF UNION BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Union Beach, New Jersey (the "Borough") as general improvements. For the said Improvements there is hereby appropriated the amount of \$600,000. No down payment is required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law") as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 6(e) of this ordinance.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$600,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$600,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued is for improvements to the Municipal Building and construction of an addition to the Municipal Building, with respect to the sewer utility, including the acquisition of furnishings, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk,

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$600,000.

(c) The estimated cost of the Improvements is \$600,000 which amount represents the initial appropriation made by the Borough.

SECTION 4.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:



The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 29.375 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$600,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

(e) This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A 40A:2-44(c).

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$600,000.

SECTION 10.

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**RESOLUTION NO. 2017-83 : AUTHORIZING INTRODUCTION OF BOND ORDINANCE 2017-253 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF PENDING BOND ORDINANCE 2017-253 IN ASBURY PARK PRESS FOR PUBLIC HEARING AND ADOPTION ON MAY 18, 2017.**

Paper: The Asbury Park Press,

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**Ordinance 2017 – 254:**

An Ordinance Amending the terms of the Lease of a portion of Certain Property Owned by the Borough of Union Beach Authorized by Ordinance No. 2008-125 adopted on August 2, 2008. Said Lease is between the Borough and SMSA Limited Partnership, d/b/a Verizon Wireless, a Limited Partnership of the State of New York for a Cell Tower Site on Lot 3.01 Blk 103 in the Borough of Union Beach.

**RESOLUTION NO. 2017-84: AUTHORIZING INTRODUCTION ORDINANCE 2017-254 AND FURTHER AUTHORIZING CLERK TO ADVERTISE SAME IN ASBURY PARK PRESS FOR PUBLIC HEARING AND ADOPTION, MAY 18, 2017.**

Paper: The Asbury Park Press.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTIONS: Meeting of April 20, 2017:**

**Resolution No. 2017- 86 Budget Resolution Authorizing non-reading of Budget in full:**

**Clerk: (READS FULL RESOLUTION REGARDING NONREADING OF BUDGET.)**

Whereas, NJSA 40a:4-8 as amended provides that the Budget shall be read in full at the public hearing or that it may be read by its title only if:

- 1, At least one week prior to the date of the hearing a complete copy of the approved Budget:
  - (a) Shall be made available for public inspection in the free public library, if any, of the municipality and in the free county libraries or regional libraries located in the municipality or, if no county libraries or regional libraries are located in the municipality, the county or regional library of the county in which the municipality is located , and the public officer delegated responsibility of delivering copies of the approved budget to such library shall forward to the governing body an attestation that each such delivery was made, and
  - (b) Is made available to each person requesting the same during said week and during the public hearing.

Now, therefore be it Resolved, by the Governing Body of the Borough of Union Beach that it is hereby declared that the conditions of NJSA 40A:4-8, as amended set for the in subsections 1 (a) and 1 (b) have been met and therefore the Budget for the Calendar Year 2017 shall be read by title only.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**PUBLIC HEARING ON THE CY 2017 MUNICIPAL BUDGET AS INTRODUCED:**

**Statement by Clerk:**

This is the time fixed for the public hearing on the 2017 Calendar Year Budget and Tax Resolution The Budget was approved by the Governing Body on March 16, 2017, was advertised as required by law on March 23,, 2017 together with notice of hearing for this time.

Printed copies have been made available to the public during the past week, posted on the Borough's website and a supply is here for anyone desiring a copy.

**Mayor Smith: Procedure for the hearing:**

**Step up to Microphone, give your name and address before speaking, one speaker at a time, all questions must be confined solely to the 2017 Calendar year Municipal Budget before us.**

Mayor Smith opens the Public Hearing on the CY 2017 Municipal Budget at \_\_\_\_ p.m.

Mayor Smith closes the Public Hearing on the CY 2017 Municipal Budget at \_\_\_\_ p.m.

**Comments on the Budget by Councilman Wicki (if any)**

**Comments by Council: (if any)**

**Adoption of the CY 2017 Amended Budget**

**Resolution No. 2017-67a:**

**Clerk reads Section 2 the Adopting Resolution for the 2017 Budget: (Finance to Supply)**

[-] The image cannot currently be displayed.

	<b>Moved</b>	<b>Seconded</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 – 87:**

***RESOLUTION ACCEPTING AND ADOPTING THE MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUND'S 2017 SAFETY AND COMPLIANCE PROGRAM***

**WHEREAS**, the Borough of Union Beach is a member of the Monmouth County Municipal Joint Insurance Fund (MONMOUTH JIF); and

**WHEREAS**, it is the policy of the MONMOUTH JIF to achieve the best and most practical degree of freedom from accidents an/or injuries; and

**WHEREAS**, the MONMOUTH JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

**WHEREAS**, the MONMOUTH JIF endeavors to ensure that all of their members are in compliance with applicable safety and health requirements; and

**WHEREAS**, the MONMOUTH JIF's Safety Committee is made up of volunteers representing many of the Fund's Municipalities, along with the professionals employed by the Fund; and

**WHEREAS**, over the past year, the MONMOUTH JIF'S Safety Committee has worked hard to develop a new Safety and Compliance Program like none other in the State that will better represent the members of the Fund's needs; and

**WHEREAS**, the new Program will assist all the Monmouth JIF's members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

**WHEREAS**, the MONMOUTH JIF has adopted the new 2017 SAFETY AND COMPLIANCE PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and

**WHEREAS**, the Administrator of Borough of Union Beach has reviewed this SAFETY AND COMPLIANCE PROGRAM and has recommended its adoption by the Governing Body; and

**NOW; THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Union Beach, County of Monmouth, State of New Jersey that the Monmouth County Municipal Joint Insurance Fund SAFETY AND COMPLIANCE PROGRAM be adopted by the Borough of Union Beach.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION 2017-88:     *Memorializing the month of May as Breast Cancer Awareness Month***

**Whereas**, various organizations and committees and departments within Union Beach along with the American Cancer Society and Governing Body wish to bring attention and awareness to the prevention of Breast Cancer; and

**Whereas**, the Borough wishes to organize events to publicize awareness during the Month of May in Union Beach by "painting the town pink" and other awareness activities to make our residents aware of the available prevention and health issues relating to Breast Cancer; and

**Whereas**, it is the intent of the Governing Body to hold this event annually;

**Now, Therefore, Be It Resolved** by the Governing Body of the Borough of Union Beach, Union Beach, New Jersey, that permission is hereby granted to "paint the town pink" to bring highlight breast cancer awareness.

**Be It Further Resolved**, that the Director of Public works is hereby requested to paint the pink line as approved down Florence Avenue to the Beachfront and to install a banner provided for the month of May and Clerk is directed to send this Resolution to the Insurance Carrier.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 -89: OEM MOU Agreement**

***AUTHORIZING INTRACOUNTY MUTUAL AID AND ASSISTANCE AGREEMENT BETWEEN PARTICIPATING UNITS.***

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. Seq., ("Act") provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, emergency medical service, fire departments, fire companies, or EMS Organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD-5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System ("NIMS"), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" App.A9-33 et. seq., provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and

WHEREAS, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the "Fire Service Resource Emergency Deployment Act," N.J.A.C. 52:14E-11 et. seq., commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" N.J.A.C. 5:75A et. seq.; and

WHEREAS, the Mayor and Council of the Borough of Union Beach deem it to be in the best interests of the Borough of Union Beach to enter into Mutual Aid and Assistance Agreements with governmental entities throughout Monmouth County and all of their departments, authorities, boards, commissions and other functions under the auspices of each participating governmental entity including but not limited to, law enforcement, public works, emergency medical services, emergency management, human services, hazardous materials response units technical or special operations teams, Community Emergency Response Team ("CERT") members, Medical Reserve Corps ("MRC") members or other volunteers and other jurisdictions defined "local governments" in the Homeland Security Act of 2002; and

WHEREAS, N.J.S.A. 40A: 14-26 AND 156.1 et seq. has authorized interjurisdictional mutual aid; and

WHEREAS, the Mayor and Council of the Borough of Union Beach and the Participating Units recognize the benefit of entering into an Agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire, civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interests of the persons and property of each individual jurisdiction;

NOW, THEREFORE, BE IT RESOLVED that the Intra-County Mutual Aid and Assistance Agreements between the Borough of Union Beach and Participating Units be and are hereby accepted; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are authorized to execute the Intra-County Mutual Aid and Assistance Agreements once they have been authorized and executed by each Participating Unit; and

BE IT FURTHER RESOLVED that the Borough Clerk forward a certified true copy of this resolution to the Monmouth County Sheriff; Office of Emergency Management Coordinator; and Police Department, Department of Public Works, Fire Department and Emergency Medical Services.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 –90: Clean Energy Resolution.**

**WHEREAS**, our climate is rapidly changing, leaving New Jersey families and businesses vulnerable to the impacts of more frequent and severe storms; and

**WHEREAS**, Union Beach is extremely vulnerable to sea-level rise and storm surges from increased and more intense storms due to a changing climate; and

**WHEREAS**, our community is deeply concerned about the adverse impacts of climate change; and

**WHEREAS**, major hurricanes alone have cost the state of New Jersey billions of dollars in the last decade; and

**WHEREAS**, extreme weather events have resulted in millions in damages in Union Beach over the past decade; and

**WHEREAS**, Union Beach is dedicated to taking serious steps to reduce carbon pollution within our borders and have already taken significant steps to reduce green house gas emissions including: the Borough’s electric power supply includes a 10% renewable energy component through NJSEM; and

**WHEREAS**, the Governor and Legislature of New Jersey have a responsibility to address climate change in the Garden State by improving energy efficiency, addressing the cumulative impacts of concentrated industrialization, promoting adaption to climate change and sea-level rise, increasing our production of clean energy, and promoting renewable installations in brownfields and landfills; and

**WHEREAS**, the families and businesses in Union Beach are suffering from inaction in Trenton; and

**WHEREAS**, immediate action on climate is needed to prevent the loss of property and life and ensure continued economic success.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Union Beach in the Count of Monmouth that the Borough of Union Beach:

- Commits to increasing renewable energy requirement, or renewable portfolio standard (“RPS”) community-wide, to 80% by 2050
- Commits to purchasing 50% (or more) of the city’s energy from renewables by 2025
- Commits to install renewable energy technology on city facilities where feasible
- Commits to a broad energy efficiency goal that prioritizes reducing building energy use by developing a list of best practices for building
- Commits to reducing greenhouse gas emissions and pollution from vehicles

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 –91: Authorizing T&M to prepare the 2018 Monmouth County CDBG Grant Application as authorized at March Agenda Meeting.**

***Authorizing Engineer to prepare CY 2018 CDBG Application***

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that;

The Borough Engineer, Edward G. Broberg, P.E. of T& M Associates, Middletown, New Jersey, is hereby authorized to proceed with application process for the CY2018 CDBG

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 -92: Authorizing T&M to prepare the 2017 Sanitary Sewer Repair Project.**

***Authorizing Engineer to prepare 2017 Sanitary Sewer Repair Project***

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that;

The Borough Engineer, Edward G. Broberg, P.E. of T& M Associates, Middletown, New Jersey, is hereby authorized to proceed with preparation of Plans and Specs for the 2017 Sanitary Sewer Repair Project.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 -93:**

**AWARD OF THE BID FOR 2017 ROAD IMPROVEMENT PROGRAM**

Whereas, five (5) bids were received and opened in public on Tuesday, April 11, 2017 at 10 a.m. at the Municipal Building, 650 Poole Avenue, Union Beach, New Jersey, for the project "2017 Capital Improvement Program" and;

Whereas, in letter dated April 18, 2017 from the Borough Engineer, Edward G. Broberg P.E. of T&M Associates, Middletown, New Jersey recommending award of bid to the low bidder Jads Construction, P. O. Box 513, South River, NJ 08882 (low bidder) as follows:

<b>BIDDER:</b>	Proposal A	Proposal B	Proposal C	Proposal D	<b>TOTAL</b>
Jads Construction	\$233,725.00	\$271,809.00	\$128,810.00	\$228,525.00	\$862,869.00

Now, Therefore, be it Resolved, by the Mayor and Council of the Borough of Union Beach, that the contract for the project "2017 Capital Improvement Program" be awarded to Jads Construction, P. O. Box 513, South River, NJ 08882 on their low base bid of \$862,869.00 for the project, "2017 Capital Improvement Program" in accordance with the recommendations of the Borough Engineer, Edward G. Broberg, P.E. of T&M Associates, Middletown, New Jersey, and:

Be it Further Resolved, that said award be subject to funds being available; the approval of the Borough Attorney, John T. Lane, Jr., Esq., the New Jersey Department of Transportation and the New Jersey Dept. of Labor, Office of Wage and Hour Compliance.

Be it also resolved, that the Mayor is authorized to sign said contract on behalf of the Governing Body of the Borough of Union Beach and Clerk is hereby authorized to attest to same.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION 2017-94:**

***Memorializing Memorial Day Parade to be held on May 27, 2017 – Step off is at 1 p.m. from Borough Hall***

**Whereas**, various organizations and committees within Union Beach along with the American Legion and Governing Body wish to remember and honor our fallen soldiers with an annual parade; and,

**Whereas**, the Borough wishes to organize such a parade to March from Borough Hall to the Memorial Library; and

**Whereas**, it is the intent of the Governing Body to hold this event annually;

**Now, Therefore, Be It Resolved** by the Governing Body of the Borough of Union Beach, Union Beach, New Jersey, that permission is hereby granted to hold Memorial Day Parade on May 27, 2017 to be organized from the

Borough Hall. The route of march will be Poole Avenue to Florence Avenue to Front Street -Front Street to Union Avenue - finish line will be Union Beach Memorial Library at Union And Jersey Avenue.. Route is 1.7 miles.

**Be It Further Resolved,**, that the Director of Public works issue said Activity Permit for this event if necessary and Clerk is directed to send this Resolution to the Insurance Carrier.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION 2017-95 :**

***Authorizing Clerk to Prepare Ordinances for Codification***

WHEREAS, the Borough of Union Beach has adopted a Codification of Ordinances of the Borough of Union Beach and it desires to keep such revision current through the preparation of supplements during 2016; and

WHEREAS, the Borough of Union Beach desires that a preparation of supplementations be initiated to contain the general and permanent ordinances as adopted by the Borough;

NOW THEREFORE, IT IS RESOLVED, AS FOLLOWS:

1. The Borough will furnish the Codification Company with two (2) copies of all ordinances adopted by the Borough from the date of the last Ordinance included in the Code to current for supplementation.
2. The Borough will furnish the Codification Company with two (2) copies of all subsequent ordinances upon their adoption to be mailed to Coded Systems, LLC.
3. Coded Systems will prepare the supplements from the material as forwarded by the Borough and supply the Borough with said supplements.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 – 96:**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR SPECIAL LABOR COUNSEL**

WHEREAS, the Borough of Union Beach has a need to acquire the services of a Special Counsel as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A- 20.5; and,

WHEREAS, the Governing Body of the Borough of Union Beach has determined and certified in writing that the value of the Professional Services will not exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, Bernard M. Reilly, Esq., 90 Maple Avenue, Red Bank, NJ 07701 has submitted his resume date which establishes that he is qualified to provide the professional services as Special Counsel at a rate of April 2017 indicating they will provide the Special Labor Counsel for \$150.00 per hour not to exceed \$17,500.00; and

WHEREAS, Bernard Reilly, Esq. has completed and submitted a Business Registration Certificate is on file at the Borough Clerk's Office; and

WHEREAS, Business Entity Disclosure Certification which certifies that Bernard Reilly, Esq, has not made any reportable contributions to a political or candidate committee in the Borough of Union Beach in the previous one year, and that the contract will prohibit Bernard Reilly, Esq., from making any reportable contributions through the term of the contract, and

WHEREAS, Be it Further Resolved, that said award be subject to funds being available; the approval of the Borough Attorney, John T. Lane, Jr., Esq.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Union Beach authorizes the Mayor, Paul J. Smith Jr. to enter into a contract with Bernard M. Reilly, Esq. as described herein; and,



BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that the Borough Clerk advertise the award of this Professional Services Contract in the Asbury Park Press no more than ten (10) days after award of same.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 – 97:**

**RESOLUTION AUTHORIZING LEASE OF PHOTO COPIERS FOR THE BOROUGH MUNICIPAL OFFICES FOR A 5 YEAR LEASE**

Be it Resolved, by the Governing Body of the Borough of Union Beach that;

An Agreement with Ricoh USA, 379 Thornall Street, 5<sup>th</sup> Floor, Edison, NJ 078837

and the Borough of Union Beach for Copier Services commencing on June 1, 2017 and expiring on May 31, 2022 in the amount of \$715.24 per month, is hereby approved and confirmed, and

**Monthly Lease Payment: \$715.24**

**Ricoh Models:**

**Quantity: 6**

**M2554SPG - (1)**

**MP2554SPG – (2)**

**SP5221SPG - (2)**

**MPC3503G – (1)**

Be it further resolved, that the Mayor is hereby authorized to execute said agreement on behalf of the Borough of Union Beach, and attested to by the Borough Clerk.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**RESOLUTION NO. 2017 – 98:**

**RESOLUTION AUTHORIZING LEASE OF NEOPOST MAIL MACHINE FOR THE BOROUGH MUNICIPAL OFFICES FOR A 5 YEAR LEASE**

Be it Resolved, by the Governing Body of the Borough of Union Beach that;

An Agreement with MailFinance, A Neopost USA Company, 3100 Horizon Drive, Suite 100, King of Prussia, PA 19406 and the Borough of Union Beach for Mail Machine Replacement commencing on April 18, 2017 and expiring on April 17, 2022 in the amount of \$179.23 per month, is hereby approved and confirmed, and

**Monthly Lease Payment: \$179.23**  
**IN 700 Base with 10lb weight platform**  
**Differential weighing feature**  
**Power Line Conditioner**  
**WP10STDN**

Be it further resolved, that the Mayor is hereby authorized to execute said agreement on behalf of the Borough of Union Beach, and attested to by the Borough Clerk.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**APPROVAL OF VOUCHERS, AND PAYMENT OF BILLS:**

**RESOLUTION NO. 2017-99: Offered by Councilman Wicki**

Approval of Vouchers/Purchase Orders /Add on List

And Payment of Bills:

Seconded by: \_\_\_\_\_

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

\*Councilman Lewandowski abstains on all Board of Education and Fire Department Vouchers/Purchase Orders.

\*\*Councilman Cocuzza abstains on all Board of Education and Monmouth County Vouchers/Purchase Orders.

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF APRIL 20, 2017:**

Mayor Smith calls for a **Motion to Add:** Introduction of the Following Business to the Agenda:

1. Resolution 2017-100 Authorizing the Rescinding of Resolution 2012-H003
2. Resolution 2017-101 authorizing the Closure of the Monmouth County Open Space Grant for the Project Scholer Park Tot Lot – Phase V. (Engineer to Submit)

**RESOLUTION 2017-100: Authorizing the Rescinding of Resolution 2012-H003**

**Whereas**, Resolution 2012-H003 requesting approval of the Director of Local Government Services to Establish a Dedicated Trust by Rider Disaster Relief Donation Fund pursuant to NJSA 40:5-29 at the Council Meeting of November 8, 2012; and

**Whereas**, Resolution 2012-H003 was never approved by the State of New Jersey DLGS; and

**Whereas**, subsequent Resolutions were authorized;

**Now, Therefore, Be It Resolved** by the Governing Body of the Borough of Union Beach, Union Beach, New Jersey, that Resolution 2012-H003 is hereby rescinded

**Be It Further Resolved**, that the Clerk is directed to send a copy of this Resolution to the DLGS and the Finance Department.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

*Proclamation Supporting the 2017 UDrive. UText. UPay Distracted Driving*

*Crackdown April 1 – 21, 2017*

**Whereas**, distracted driving is a serious, life-threatening practice that is preventable; and

**Whereas**, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

**Whereas**, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

**Whereas**, in 2014 alone distracted driving-related crashes resulted in 3,179 deaths and 431,000 injuries on our nation's roads; and

**Whereas**, in New Jersey distracted driving was listed as a contributing circumstance in more than 800,000 crashes between 2010-2014; and

**Whereas**, the State of New Jersey will participate in the nationwide *Distracted Driving 2017 Crackdown* from April 1 - 21, 2017 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

**Whereas**, the national slogan for the campaign is *UDrive. UText. UPay*; and

**Whereas**, a reduction in distracted driving in New Jersey will save lives on our roadways;

**Therefore**, be is resolved that Borough of Union Beach declares it's support for the *Distracted Driving 2017 Crackdown* both locally and nationally from April 1 - 21, 2017 and pledges to increase awareness of the dangers of distracted driving.

*Proclamation*

*April is Autism Awareness Month  
Autism Awareness Growing Acceptance*

**WHEREAS**, Autism is a pervasive developmental disorder affecting the social, communication and behavioral skills of those affected by it, and,

**WHEREAS**, as more health professionals become proficient in diagnosing autism, more children are being diagnosed on the autism spectrum, resulting in rates as high as 1 in 68 children nationally and 1 in 41 in New Jersey, and,

**WHEREAS**, while there is no cure for autism, it is well-documented that if individuals with autism receive early and intensive treatment throughout their lives, they lead significantly improved lives, and,

**WHEREAS**, individuals with autism often require a lifetime of specialized and community support services to ensure their health and safety and to support families' resilience as they manage the psychological and financial burdens autism can present,

Whereas, Autism New Jersey is spearheading an awareness effort in order to educate parents, professionals and the general public about autism and its effects,

**NOW, THEREFORE BE IT RESOLVED** I Paul J. Smith, Jr. do hereby proclaim April 2017 as National Autism Awareness Month in the Borough of Union Beach, NJ and urge all employees and residents to participate in our municipality's National Autism Awareness Month Activities in order to become better educated about autism and create a better Community for individuals with Autism.

**EXECUTIVE SESSION: RESOLUTION NO. 2017- (If necessary)**

Be it Resolved, by the Governing Body of the Borough of Union Beach that;  
The Governing Body retire into Closed Session for the exclusion of public subject matter of discussion under N.J.S.A 10:4-12 (b) Pending Litigations. Same to be determined by the Governing Body as to the time when and the circumstances under which the closed session discussion of the Governing Body can be made public.

Motion moved by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by unanimous voice vote.  
The Governing Body retired into executive session for a matter of \_\_\_\_\_ at \_\_\_\_\_ p.m.

**RECONVENE MEETING:**

**Motion** to reconvene meeting moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by unanimous voice vote.

**RECONVENE MEETING:** at \_\_\_\_\_ p.m.

**ROLL CALL: Council Members**

Mr. Wicki  
Mrs. Roche  
Mr. Cavallo  
Mr. Lewandowski  
Mr. Andreuzzi  
Mr. Cocuzza

**Also Present:**

Mayor Paul J. Smith, Jr.  
John T. Lane, Jr., Attorney  
Robert M. Howard, Jr., Borough Administrator  
Anne Marie Friscia, Borough Clerk

**ATTORNEY: PURPOSE:** \_\_\_\_\_

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF APRIL 20, 2017 (IF NECESSARY):**

Mayor Smith calls for a **Motion to Add:** Introduction of the Following Business to the Agenda:

**Motion to add business to Agenda** moved by \_\_\_\_\_ seconded by \_\_\_\_\_, and approved by unanimous voice vote.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**ADJOURNMENT:** Motion moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by unanimous Voice Vote.