



MINUTES
Borough of Union Beach
Thursday, December 19, 2019 – 7:30 p.m.
650 Poole Avenue, Union Beach, NJ

CALL TO ORDER: Meeting called to order by Mayor Smith at 7:30 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
Carol Seney, Deputy Clerk

SET ASIDE THE REGULAR ORDER OF BUSINESS: December 19, 2019

1. Frank Marshall Wells Jr. – Recognition Award. – Awarded by Mayor Smith Councilman Cavallo, Councilman Lewandowski.
2. Oath Of Office for Class II Police Officers p/t Mackenzie Cogliano and Willie Colon Administered by Mayor Smith and Councilman Cocuzza

Motion moved by Councilman Lewandowski seconded by Councilman Wicki and approved by unanimous voice vote,

BACK TO THE REGULAR ORDER OF BUSINESS OF THE MEETING OF DECEMBER 19, 2019

Motion moved by Councilman Lewandowski, seconded by Councilman Cocuzza and approved by voice vote.

APPROVAL OF MINUTES OF THE MEETING OF: November 25, 2019

Motion moved by Councilman Wicki, seconded by Councilman Cocuzza and approved by unanimous voice vote.

PRESENTATION OF COMMUNICATIONS; PETITIONS, ETC.:

Dates to Remember:

December 27th – Changing of the Badges FD – White Co.
January 3, 2020 – Reorganizational Meeting 6:30 p.m.
January 11th – Polar Bear Plunge 11-1

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

Public Hearing on Ordinance

MEETING OF DECEMBER 19, 2019:

Ordinance 2019-285:

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 December 5, 2019.

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 No. 2019- 285:

AN ORDINANCE REVISING AND AMENDING AN ORDINANCE ENTITLED “THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UNION BEACH, 1980” CHAPTER XVI, PARKS AND RECREATION.

16-10 HELEN HARDING HAYES MEMORIAL PARK SPORTS LIGHTING

16-10.1 Lighting Restrictions

A.

Sports lighting has been constructed at Helen Harding Memorial Park in order for the athletic fields therein to be utilized after dark.

B.

The aforementioned sports lighting shall go on at dusk and be turned off no later than 8:30 p.m. Sundays through Thursdays and go on at dusk and be turned off no later than 9:30 p.m. Fridays and Saturdays.

C.

The above restriction is a condition of partial funding of the 2019 lighting project by the Monmouth County Board of Chosen Freeholders through the County of Monmouth Municipal Open Space Grant Program and memorialized in Grant Agreement dated March 29, 2019.

PUBLIC HEARING ON ORDINANCE NO. 2019-285 : MEETING OF DECEMBER 19, 2019

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2019-285 AT 7:40 P.M.

WITH NO ONE APPEARING TO BE HEARD, MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2019-285 AT 7:40 P.M.

RESOLUTION NO. 2019-195: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2019-285 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS

Paper: The Asbury Park Press, Issue of December 31, 2019.

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

REPORTS OF COMMITTEES AND DEPARTMENT HEADS:

Councilman Wicki

Finance, Personnel, Administration & Code Enforcement

Councilman Wicki discusses the Code Enforcement report for the Month of December 2019:

COMPLAINTS

NUMBER OF NEW COMPLAINTS RECEIVED – 6

NUMBER OF LETTERS SENT OUT TO RESIDENTS – 65

NUMBER OF COMPLAINTS RESOLVED – 7

NUMBER OF O.P.R.A. REQUEST RESOLVED - 12

FORECLOSURE HOUSES

NUMBER OF STARTED FORECLOSURE - 80

NUMBER OF COMPLETED FORECLOSURES - 6

VACANT BUILDING REGISTRATIONS

TOTAL REGISTRATIONS THIS MONTH - 0-

TOTAL FEES COLLECTED FROM VACANT BUILDINGS - \$ -0-

TENANT/LANDLORD REGISTRATIONS

TOTAL REGISTRATIONS DONE THIS MONTH – 7

TOTAL PAID REGISTRATIONS DONE THIS MONTH - 7

\$50.00 x 7 = \$350.00

TOTAL FEES COLLECTED FROM T/L REGISTRATIONS – \$350.00

CERTIFICATES OF OCCUPANCY

TOTAL CERTIFICATES DONE THIS MONTH – 16

“CHANGE OF TITLE ONLY” – 4

\$100.00 x 4 = \$400.00

ONE FAMILY DWELLING – 10

\$100.00 x 10 = \$1,000.00

TWO & MULTI FAMILY DWELLINGS & COMMERCIAL – 2

\$125.00 x 2 = \$250.00

TOTAL FEES COLLECTED FROM CO'S – \$1,650.00

COURT CASES

NUMBER OF COURT APPEARANCES – 2

DEPARTMENT OF PUBLIC WORKS

NUMBER OF RESOLVED CASES FROM DPW THIS MONTH -2

TOTAL FROM ALL SOURCES THIS MONTH - \$2,000.00

Mr. Wicki discusses that on tonight's agenda we have the Temporary Budget Resolution which allows us to keep operating during the month of January. We generally introduce our budget in March because we have to wait for all the numbers from State Aid comes in. It is a whole process for the Finance Committee to wait for certain information to come through from the State before our final budget is actually presented. We do the temporary budget to carry us over to enable us to pay our bills, and pay our employees in the meantime. The Personnel Committee has met with some candidates to fill the position of Clerk 1 in the Construction Office. We had a vacancy in that office. The position was posted. We received applications, resumes and held interviews. We interviewed three people last week. The Personnel Committee along with the Construction Official, our Borough Attorney and Mr. Howard were present also. After completing our interviews, we have made an offer of employment to Ms. Connie Arevalo who has accepted the offer. We will be adding this Resolution to tonight's agenda. Ms. Arevalo will be working full time in the Construction Department effective January 6, 2020 (subject to the return of completed Employment paperwork.) Mr. Wicki wishes all a very Merry Christmas and a Happy New Year. See you all at Reorganization.

Councilwoman Roche

Emergency Svcs. (Fire, OEM) Library & American Legion

Mrs. Roche discusses the Fire Department Report for the month of November 2019:

- 3 First Responder Calls with Medical Assistance to EMS
- 1 Structure Fire Call
- 5 Carbon Monoxide c/o Alarm Calls
- 3 Activated Fire Alarm Calls
- 2 Service Calls with Assist to A Resident
- 2 Mutual Aid Response Calls

The volunteer man hours for incident response for the month of November equated to 190.46 hours. They had a department training of a live burn at Monmouth County Fire Academy on 11/21. There was also additional training held in the month of December. There was a live burn held on 12/8 at the Middlesex Fire Academy. The major upcoming events for the Department Santa Run which will be held on 12/3 and tonight 12/19 in conjunction with the Raine Foundation. The Changing of the Badges is December 27th at 7 p.m. at the White Company.

Reminder: Christmas Trees should be watered. Don't put your lights too close to the house or near mulch as it can catch fire.

OEM – Held their last meeting of the year last night 12/18/19. They are starting an aggressive training schedule for the upcoming year. There will be more information to follow on this.

American Legion is actively looking for new members as they go into the new year. There will be upcoming events to be scheduled.

Councilman Cavallo

Public Affairs, Seniors, Court & Special Grants

The Municipal Court report for the month of November 2019:

- Contempt, Fines and Costs: \$11,185.10
- Public Defender Fees: \$305.50
- POAA Fees: \$8.00

The Seniors are doing well. They had their Luncheon at Yesterdays last week. It was a great time.

Faith Chapel will open its food pantry should anyone need extra food for the Holidays 9-1.

Mr. Cavallo wishes all a Happy Holiday. He invites all to the Christmas Concert at Faith Chapel.

Councilman Lewandowski

Health, Education, Recreation & Drug Alliance

Mr. Lewandowski reports from the Board of Health. The Board of Health hosted a flu clinic at the Borough however only two people took part in the clinic. It has been discussed next year that we may not be participating in the program since the neighboring drug stores have programs available to the residents.

Dog Registrations have started. We have registered 15 dogs already for the year 2020. Again, you can register and pay on line and have the registration and tags mailed directly to the residents. They will be hosting a meeting early this year on service and therapeutic dogs. The laws and the guidelines that have to be followed to have one in your residence. Next year's meeting dates will be posted on line shortly.

Community Alliance hosted another vaping seminar. The information that keeps coming out changes quickly and daily and the seminar covered a lot of the topics that are causing deaths concerning the ingredients in these pouches that are coming from overseas and China. The Alliance is looking for suggestions of interest topics from the public and families so that they may get more participation in the sessions that they host. Email the Alliance and let them know of any interest. Their Meeting dates will be posted soon also.

Recreation: The annual tree lighting this year was held in Scholer Park. Over 279 children participated. Over 550 people attended. All were happy. He likes the hosting of the event at the park. There is a lot more room for everyone and everyone seems to have a great time there. The Polar Plunge is coming up on January 11th. They are still looking for sponsors and donations and Plungers for that day. Information is on our website. We just received the quote for the 2020 fireworks. Discussion will be held at the Board of Health Meeting so that we can get this arranged and have an even better show than we did last year. The Recreation Commission thanks Mr. Howard and the Council and Public Works for all the work that was done at the Park for the tree lighting this year. A special thanks to Public Works for all the work that they do behind the scenes to get the tree ready and decorating the park. Thank you to the Police Department for the traffic control that night also.

Board of Education: Eileen Ertle has retired. Dennis Duarte has also retired. Julie Beth Mendoza has finished her term on the Board of Education and did not seek re-election. T&M is working on a quote to have the field on Central Avenue redone. Hopefully, they can figure something out in 2020. There was discussion with the Police Department with issues of parental parking by the school and drop off and pick up. There have been more officers assigned to the area during pick up and drop off times. Things seem to be working out better. Please just follow the laws. No "K" turns in the middle of Morningside as this is illegal. There are children and if you hit someone it would be terrible.

Merry Christmas and Happy New Year.

Councilman Andreuzzi

EMS, Public Works & Building and Grounds & Construction

Mr. Andreuzzi reports from EMS:

Total Emergencies for the month were approximately 45. The EMS continues to provide mutual aid to Hazlet, Atlantic Highlands, Highlands and Holmdel. The EMS continues to make updates to its rigs which include child restraints for at least two of the rigs so far. They are also preparing to add albuterol to the rigs for treating respiratory distress. They are awaiting for the State to give approval. It should also be noted that the EMS is now participating in holding a leadership position in the Bayshore EMS Line Officers Association so congratulations to all those people providing that service. Thank you and congratulations to our EMS for a great 2019. New members are always welcome.

Planning Committee is currently awaiting updates from potential developers of the Cervino site and the vacant parcel at the corner Florence and Front Streets. We expect to hear from both in the spring.

Building Department: The report for the month of November:

Permit payments received in November \$12,352.00

Zoning Permits received in November \$1100.00

Number of homes demolished since Hurricane Sandy 412

Number of homes raised since Hurricane Sandy 340

Number of new Home Construction since Hurricane Sandy 354

Environmental: The Bayshore Regional Watershed Council and the Save Coastal Wildlife, which is their new non-profit that is affiliated with the Bayshore Regional Watershed Council, will hold another training session from 11-12 at Sandy Hook this Sunday, December 22nd at Beach B. This is training for micro plastic research project that will begin in the winter and will include four samplings during 2020. For those people who went down and participated at Pebble Beach last year when they did the sampling, there were tons of plastic bottles and caps. This is what these folks are trying to get a handle on. There is more information on the website. The Bayshore Regional Watershed Council meets every second Thursday of the Month at Keyport Borough Hall at 8 p.m. and all are invited.

Public Works: The Department has been very busy preparing for the winter and the Holiday Season. Christmas trees and holiday decorations were displayed at Ellison Park for the first time. We had the Beachfront and the Recreation Commission Tree Lightings on December 8th at Scholer Park. He thanks the staff and the department of Public Works for their contribution to these beautiful displays. The department reminds all that due to the fact that Christmas Day and New Year's Day fall on a Wednesday (Recycling Day) recycling days have been rescheduled for both days Section A will have a special pick up on Saturday, December 28th and Section B will have a special pick up on Saturday, January 4th. This information was on the front page of the Autumn 2019 edition of the Borough of Union Beach Newsletter and on our website ubnj.net. Residents should be reminded that issues with catch basins and pot holes should be reported directly to the DPW or through the Borough's website.

Mr. Andreuzzi wishes all a Merry Christmas and a Happy New Year and may God Bless.

Councilman Cocuzza

Public Safety (PD) & Shared Services

The Police Report for the Month of November through today is as follow:

- Calls for Service 824
- Traffic Stops 137 (inclusive of calls for service)
- DUI's 2
- Arrest Warrants 15
- Traffic Summonses 94
- Accidents 14

Training: Sgt. Trembley attended UCR training. Records, Clerk Alexia Ortiz attended UCR training. Numerous blocks of training to all Department members via the Power DMS Portal. The Annual Union Beach Police Department Meeting was held and they had a guest speaker, Christa Detal, who provided a block of instruction on mental health awareness teaching techniques to the Police Officers. Different things they can do to relieve stress and the stresses of the job that they perform. Chief Woodrow attended the Advanced Policing Conference. Various strategies and methodologies were explored for the most effective modern day police force. He was in contact with Mr. Cocuzza the entire time he was there and it seems like he learned a great deal over there. The Union Beach Police Department provided security for the Christmas Tree Lighting and we thank them for this.

- The annual calls for service were 11,096
- Traffic Stops 2,754
- DUIs 33
- Arrest Warrants 131
- Accidents 98

As many saw on the news or social media, the Union Beach Police Department assisted Hazlet, Holmdel, Middletown in searching for four individuals who had stolen a vehicle, crashed on Highway 35. Two were arrested and two took off and the Police Departments from the various towns spent a better part of 12 hours searching for these two individuals. Union Beach's K9 Officer Sean Smith and K9 Major also participated in the search. Officer Harriott, Calmon were also a part of the effort. We thank them for their assistance in the search. It was a long day in bad weather. Two Union Beach Police Officers, K9 Officer Sean Smith and Ptl Matt Deikmann attended the funeral for Jersey City Police Detective, Joseph Seals who was murdered in the line of duty by two cowards. We want to thank Officers Smith and Deikmann for attending on behalf of Union Beach and we would like to offer our condolences to Detective Seals, his family, his coworkers. It is a very horrible, emotional thing. He has five children and by all accounts, he was as good man.

Mr. Cocuzza wishes all a very Merry Christmas and a Happy, Healthy and Safe New Year.

Point of Order: Mayor Smith makes an announcement thanking Ms. Ryan and the Library group who decorated Jack Pinto Playground for the holidays. Pictures were passed around.

NEW BUSINESS AND INTRODUCTION OF ORDINANCES:

ORDINANCES: Meeting of December 19, 2019 - None

MEETING OPEN FOR PUBLIC DISCUSSION: December 19, 2019 Meeting

Meeting opens for Public Discussion at 7:40 p.m.
With no one appearing to be heard, Mayor Smith closes Meeting for Public Discussion at 7:40 p.m.

Resolutions:

Resolution 2019-196: December 19, 2019

Resolution Authorizing Addendum Number 8 to AIA Document B101-2087 Standard Form of Agreement Between Owner and Architect

This addendum to AIA Document B101-2007 Standard Form of Agreement Between Owner and Architect ("Addendum") is entered into this 19th day of December, 2019 by and between the Borough of Union Beach ("Owner"), with offices located at 650 Poole Avenue, Union Beach, New Jersey 07735, and The Goldstein Partnership (Architect"), with offices located at 515 Valley Street, Suite 110, Maplewood, New Jersey 07040.

WHEREAS, the Owner and Architect entered into an AIA Document B101-2007 Standard Form of Agreement Between Owner and Architect (“Agreement”) for the Architect to provide professional services in connection with the Renovations & Addition to the Union Beach Municipal Building project (“Project”); and

WHEREAS, the Agreement contemplates that additional and/or extended services might be required of the Architect; and

WHEREAS, as a result of the Project Contractors’ delays and failures; the Architect has provided extended services beyond those required by the Agreement; and

WHEREAS, the Owner agrees that the extended services are required due to the fault of the Contractors; and

WHEREAS, the Architect submitted an invoice in the amount of \$13,535.00 for its extended services between April 1, 2019 and November 30, 2019; and

WHEREAS, the Owner reviewed the invoice and determined that the time spent is reasonable and the amounts invoiced are consistent with the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, conditions and agreements contained herein and in the Agreement, the Owner and Architect desire to amend the Agreement as follows:

1. The above recitals are incorporated herein by reference.
2. The Architect’s fees for the Project shall be increased in the amount of \$13,535.00 which amount shall be invoiced in accordance with the terms and conditions of the Agreement.
3. The Contract Sum for the construction of the project as set forth in the Owner/Contractor Agreement shall be reduced in the amount of \$13,535.00. The Architect shall prepare the necessary documents to reduce the Contract Sum and/or back charge the Contractor and/or include in claim against the Surety the fees for the Architect’s extended services.
4. All other terms and conditions of the Agreement remain in full force and effect and shall apply to the services set forth in the Proposal.

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

RESOLUTION NO. 2019-197:

**RESOLUTION APPROVING TAX EXEMPTION
PURSUANT TO N.J.S.A. 54:4-3.30 ET SEQ.**

WHEREAS, pursuant to chapter 398 of the law of 1971, (N.J.S.A. 54:4-31.31. Chapter 259 of the laws of 1948) the governing body by the appropriate resolution shall allow a full exemption to a 100% permanently disabled eligible veteran entitled to the same; and

WHEREAS, Mr. Robert M. Koss, a 100% disabled veteran, has applied for the deduction for property known as block #72, lot #3, for the premises at 805 St. Johns Avenue, Union Beach, New Jersey; and

WHEREAS, the Borough Tax Assessor, Michael Del Re, has researched Mr. Koss’ request and recommends the 100% deduction for block #72, lot #3, 805 St. Johns Avenue, Union Beach, New Jersey, be granted.

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendation of the Tax Assessor, Michael Del Re, the tax assessor is hereby authorized to apply a full exemption to 100% permanently disabled veteran Robert M. Koss for property located at 805 St. Johns Avenue Union Beach, New Jersey, block #72, lot #3, for the period commencing November 1, 2019.

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

RESOLUTION 2019-198:

***Resolution Authorizing Execution Of Employment Agreement
Between the Borough and the Captain of Police***

Whereas, the position of Captain of Police is a managerial position in the Borough Police Department that is attained after years of service in various ranks/positions within the Department, and

Whereas, as a managerial position and as per State Law, the Captain's position is not within the scope and coverage of the Borough /PBA Collective Bargaining Agreement establishing the terms and conditions of employment for Borough Police Officers, and

Whereas, the last Employment Agreement for the position of Police Captain expired at the end of 2016, and Police Captain Gabriel Farese was promoted to and attained the position as of July 20, 2017, and

Whereas, it was recommended that a new Employment Agreement be negotiated and executed with the Police Captain setting forth the terms and conditions of employment for that position, and such Agreement has been negotiated and its execution is recommended in order to properly detail the terms of that position and employment;

Now Therefore be It Resolved, by the Governing Body of the Borough of Union Beach that the Mayor and Borough Clerk are authorized to execute the "Employment Agreement – Borough /Police Captain" effective December 19, 2019 on behalf of the Borough; said Agreement to remain in effect until modified by further Agreement as set forth in said Agreement.

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

RESOLUTION 2019-199:

***Authorizing the Lease/Purchase of a Vehicle under State Contract No. 83174-T-2103 to be used by the
Union Beach Fire Chief***

Be it Resolved by the Governing Body of the Borough of Union Beach that the lease/purchase of a vehicle from State Authorized vendor Mall Chevrolet in the amount of \$61,005.18 (not including financing) Chevy Tahoe hereby authorized.

Purchase of a vehicle is hereby approved by the Governing Body and authorized for the use of the Union Beach Fire Chief

Be it Further Resolved that the Clerk is authorized to provide a copy of this Resolution to the Finance Department.

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

RESOLUTION 2019-200:

Authorizing the Lease/Purchase of a Vehicle under State Contract No. 83174-T-2103 to be used by the Union Beach EMS Chief

Be it Resolved by the Governing Body of the Borough of Union Beach that the lease/purchase of a vehicle from State Authorized vendor Mall Chevrolet in the amount of \$61,707.68 (not including financing) Chevy Tahoe is hereby authorized.

Purchase of a vehicle is hereby approved by the Governing Body and authorized for the use of the Union Beach EMS Chief

Be it Further Resolved that the Clerk is authorized to provide a copy of this Resolution to the Finance Department.

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

RESOLUTION NO. 2019-201:

Authorizing Rescinding Resolutions 2019-188 and 2019-189 as Borough will be purchasing under State Contract No. Sourcewell RFP081419 Tech Catalog directly from CDWG. Reference Resolutions 2019-202 and 2019-203 reflecting new purchase information.

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

RESOLUTION 2019-202:

Resolution Authorizing the Borough of Union Beach to Purchase Computer Licensing, Warrantees and Shipping Expenses for from All Covered

Whereas, the Borough of Union Beach, is required to purchase computer Licensing for newly acquired computers for the Municipal Employees of the Public Works, Construction, Code and Administrative Offices; and

Whereas, the purchase of such equipment is necessary as the current computer equipment license with Microsoft 7 is no longer being supported; and

Whereas, Funds are available and certified by the Chief Financial Officer for purchase of said equipment,

Now, Therefore, Be It Resolved by the Borough of Union Beach that approval is granted for the purchase of the following software as quoted and annexed to this Purchase Order in the amount of

\$7,952.00

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

RESOLUTION 2019-203:

***Resolution Authorizing the Borough of Union Beach
to Purchase Computer software from CDWG under State Contract: Sourcewell
RFP081419 Tech Catalog Software***

Whereas, the Borough of Union Beach, wishes to purchase computer software, and necessary programs required for newly acquired computers for the Municipal Employees of the Public Works, Construction, Code and Administrative Offices; and

Whereas, the purchase of such equipment is necessary for the daily operation of Borough; and

Whereas, Funds are available and certified by the Chief Financial Officer for purchase of said equipment,

Now, Therefore, Be It Resolved by the Borough of Union Beach that approval is granted for the purchase of following software as quoted and annexed to this Purchase Order in the amount of: **\$16,780.00**

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

RESOLUTION NO. 2019-204:

Authorizing signing of EMS Contract for the Year 2020

BE IT RESOLVED by Governing Body, that the Mayor is hereby authorized to sign an Annual Contract with The Union Beach Emergency Medical Services (EMS) for the year 2020 in the amount of \$42,000 and clothing allowance of \$2,000.00

BE IT FURTHER RESOLVED, that the Finance Office is hereby authorized to make payment to the Union Beach Emergency Services in the amount of \$42,000.00 and \$2,000.00 for clothing allowance.

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

RESOLUTION NO. 2019-205:

Project Completion – Closing Statement

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Borough of Union Beach entered into a Municipal Open Space Program Grant Agreement with the County of Monmouth on March 29, 2019 that provided \$125,000.00 for Helen Hayes Park Improvements under Application No. 18-08 that required certain conditions be met by the Borough of Union Beach prior to receipt of the aforesaid funds; and

WHEREAS, the Monmouth County Park System requires a certified copy of a resolution of the governing body determining that the project aforesaid was finally complete and a closing statement of “Final Change Order” adopted by the governing body.

NOW, THEREFORE, BE IT RESOLVED by the governing body of Borough of Union Beach that all conditions of the March 29, 2019 Grant Agreement have been satisfied by the Borough of Union Beach and that the project has been completed; and

BE IT FURTHER RESOLVED that the Borough of Union Beach made final payment to the contractor Quality Electric Construction Company per the letter of the municipal engineer Edward G. Broberg, P.E. of October 2, 2019 and that payment was made per voucher on October 17, 2019 under check No. 10427, which are hereby attached and also on file in the Municipal Clerk’s Office.

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

RESOLUTION NO. 2019-206:

Resolution Amending Resolution 2018-180 – Fixing the Compensation of Certain Officials and Employees of the Borough of Union Beach for the Calendar Year 2019

Whereas, Resolution 2018-180 approved on December 20, 2018 set the salaries of certain Officials and Employees of the Borough of Union Beach for the calendar year 2019; and

Whereas, due to circumstances unforeseen at the time of said approval, it has become necessary to amend said resolution.

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Union Beach that the salary for the following title be amended for the calendar year 2019 to:

Assistant to Department Head – Public Works P/T \$7,212.00

Be it Further Resolved that a certified copy of this Resolution be forwarded to the Borough Administrator and Finance Department.

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

RESOLUTION NO. 2019-207:

Resolution Authorizing Borough Attorney, John T. Lane, Jr. to File a Notice of Appeal on behalf of the Borough of Union Beach in the Case of Valentina Tartivita vs. Borough of Union Beach Docket No. 007705-2018 Tax Court of New Jersey, Decision of December 9, 2019

BE IT RESOLVED by Governing Body of the Borough of Union Beach that Borough Attorney, John T. Lane, Jr., is hereby authorized to file a Notice of Appeal in the above captioned Tax Court Case of New Jersey Docket No. 007705-2018.

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

RESOLUTION NO. 2019-208:

TRANSFER OF CY 2019 BUDGET APPROPRIATIONS			
WHEREAS, Certain Appropriations for the Budget Calendar Year 2019 require modifications in order to balance the cost of operations for said calendar year; and			
WHEREAS, N.J.S.A. 40A:4-58 provides that during the last two months of the budget year transfers may be made from unexpended balances to those appropriations deemed insufficient to fulfill the purpose of such appropriations.			
THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Union Beach, County of Monmouth that the following transfers in the amount of \$71,150.00 for the Current Fund Budget between CY 2019 Budget Appropriations:			
Current Fund			
		From	To
Operations - within "CAPS":			
General Government			
Legal Services and Costs:			
Other Expenses		\$ (21,650.00)	\$
Engineering Services and Costs:			
Other Expenses		(8,500.00)	
Super Storm Sandy:			
Other Expenses			8,500.00
Public Building and Grounds:			
Other Expenses			8,000.00
Road Repair and Maintenance:			
Other Expenses		(8,000.00)	
Unclassified			
Electricity		(23,000.00)	
Heating Gas			3,000.00
Telephone		(10,000.00)	
Total Expenditure Municipal Within " CAPS "		(71,150.00)	19,500.00
Capital Improvements - Excluded from "CAPS"			
Capital Improvement Fund			\$ 51,650.00
Total Expenditure Municipal Excluded from " CAPS "			51,650.00
Total Transfers		\$ (71,150.00)	\$ 71,150.00

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

RESOLUTION NO. 2019-209:

RESOLUTION
CY 2020 TEMPORARY SEWER UTILITY BUDGET

WHEREAS, Section 40A:4-19 of Revised Statutes of the Local Budget Act provides that, where any contracts, commitments or payments are to be made prior to the adoption of the CY 2020 Sewer Utility Budget, the Governing Body shall, by resolution adopted prior to January 31 of the Calendar year, make temporary appropriations for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriation in the CY 2019 Sewer Utility Budget, exclusive of any appropriations made for Interest , Debt Redemption Charges and Capital Improvement Fund is the sum of \$888,000.00 for the Sewer Utility Fund, and

WHEREAS, twenty six and a quarter percent of the total Sewer Utility Fund appropriation of the CY 2019 Budget exclusive of any appropriations made for Debt Service and Capital Improvement is the sum of \$233,100.00 for the Sewer Utility Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach, County of Monmouth, that the following temporary appropriations be made to provide for the period between the beginning of the 2020 Calendar Year and the adoption of the CY 2020 Sewer Utility Budget and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.

SEWER UTILITY FUND

OPERATING

Salaries & Wages	\$10,000.00
Other Expenses	10,000.00
Sewer System Share of Costs:	
Bayshore Regional Sewerage Authority	211,100.00

STATUTORY EXPENDITURES

Social Security System (O.A.S.I.)	2,000.00
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TOTAL SEWER UTILITY FUND

\$233,100.00

DEBT SERVICE

Interest on Notes	\$3,778.00
Payment of Bond Anticipation Notes	12,800.00
USDA Loan	56,900.00
	\$73,478.00

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

RESOLUTION NO. 2019-210:

RESOLUTION
CY 2020 TEMPORARY BUDGET

WHEREAS, Section 40A:4-19 of Revised Statutes of the Local Budget Act provides that, where any contracts, commitments or payments are to be made prior to the adoption of the CY 2020 Budget, the Governing Body shall, by resolution adopted prior to January 31 of the calendar year, make temporary appropriations for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriation in the CY 2019 Budget, exclusive of any appropriations made for Interest and Debt Redemption Charges, Capital Improvement Fund, and for Public Assistance (Relief), is the sum of \$8,520,604.52 for the Current Fund, and

WHEREAS, twenty six and a quarter percent of the total Current Fund appropriation of the CY 2019 Budget exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief), is the sum of \$2,236,658.69 for the Current Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach, County of Monmouth, that the following temporary appropriations be made to provide for the period between the beginning of the 2020 Calendar Year and the adoption of the CY 2020 Budget and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.

CURRENT FUND

GENERAL GOVERNMENT

Administrative and Executive:

Salaries and Wages:

Governing Body	\$12,000.00
Administrator's Office	40,000.00
Borough Clerk	40,000.00
Other Expenses	10,000.00
Other Supplies	20,000.00

Elections:

Salaries and Wages	100.00
Other Expenses	100.00

Financial Administration:

Salaries and Wages	25,000.00
Other Expenses	15,000.00

Assessment of Taxes:

Salaries and Wages	15,000.00
Other Expenses	100.00

Collection of Taxes:

Salaries and Wages	30,000.00
Other Expenses	3,000.00

Tax Sale Cost

Liquidation of Tax Title Liens and Foreclosed Property:

Other Expenses	50.00
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Legal Services and Costs:

Salaries and Wages	25,000.00
Other Expenses	15,000.00

Engineering Services and Costs:

Salaries and Wages	1,000.00
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Other Expenses	25,000.00
Public Buildings and Grounds:	
Salaries and Wages	85,000.00
Other Expenses	30,000.00
Parks and Playgrounds:	
Other Expenses	1,000.00
Zoning/Planning Board:	
Salaries and Wages	3,000.00
Other Expenses	1,000.00
Borough Prosecutor:	
Salaries and Wages	10,000.00
Insurance:	
Insurance Waiver	1,500.00
Other Insurance	95,000.00
Workers Compensation	120,000.00
Group Insurance	450,000.00
<u>PUBLIC SAFETY</u>	
Fire:	
Aid to Volunteer Companies	30,000.00
Fire Alarm	2,500.00
Hydrant Service	30,000.00
Police:	
Salaries and Wages	472,658.69
Other Expenses	25,000.00
Bayshore Task Force:	
Other Expenses	100.00
Emergency Management Services:	
Other Expenses	3,000.00
First Aid Organization:	
Contribution	10,000.00
Clothing Allowance	500.00
<u>STREETS AND ROADS</u>	
Road Repair and Maintenance:	
Salaries and Wages	80,000.00
Other Expenses	26,000.00
Street Lighting	
Garbage and Trash Removal	55,000.00
Landfill Charges and Taxes	60,000.00
Recycling Costs:	
Salaries and Wages	25,000.00
Other Expenses	15,000.00
<u>HEALTH AND WELFARE</u>	
Board of Health:	
Salaries and Wages	10,000.00
Other Expenses	1,000.00
Recreation and Education:	
Other Expenses	2,000.00
Drug Alliance:	
Other Expenses	250.00
Bayshore Senior Center:	
Other Expenses	2,500.00
<u>STATE UNIFORM</u>	
<u>CONSTRUCTION CODE</u>	
Code Enforcement Officials:	
Salaries and Wages	60,000.00

Other Expenses	5,000.00
Code Enforcer:	
Salaries and Wages	7,500.00
Other Expenses	600.00

UNCLASSIFIED:

Electricity	50,000.00
Gasoline	35,000.00
Heating Gas	15,000.00
Irrigation	10,000.00
Telephone	20,000.00

STATUTORY EXPENDITURES

Contributions to:	
Social Security System (FICA)	70,000.00

OTHER OPERATIONS

Municipal Court:	
Salaries and Wages	25,000.00
Other Expenses	3,000.00
Public Defender:	
Salaries and Wages	1,200.00
Aid to Free Public Library	<u>11,000.00</u>

TOTAL CURRENT FUND \$2,236,658.69

CAPITAL IMPROVEMENTS

Capital Improvement Fund	<u>\$5,000.00</u>
-	
<u>TOTAL CAPITAL IMPROVEMENTS</u>	<u>\$5,000.00</u>

DEBT SERVICE

-	
Interest on Bonds	\$45,000.00
Payment of Bonds	150,000.00
Interest on Notes	144,776.00
Payment of Notes	113,900.00
Environmental Infrastructure Loan	30,000.00
Green Acres	<u>20,000.00</u>

TOTAL DEBT SERVICE \$503,676.00

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

APPROVAL OF VOUCHERS AND PAYMENT OF BILLS:
RESOLUTION NO. 2019-211:

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF UNION BEACH THAT THE FOLLOWING LISTED PURCHASE ORDERS AND VOUCHERS BE PAID TO THE PERSONS HEREINAFTER NAMED IN THE AMOUNT SET OPPOSITE THEIR NAMES AND ENDORSED AND APPROVED ON SAID PURCHASE ORDERS AND VOUCHERS, AND;

BE IT FURTHER RESOLVED THAT THE PROPER OFFICERS ARE HEREBY AUTHORIZED AND DIRECTED TO EXECUTE AND ISSUE CHECKS OR WARRANTS FOR PAYMENT OF SAID PURCHASE ORDERS AND VOUCHERS, BUT ONLY WHEN AND IF CONDITIONS OF THE BOROUGH TREASURY PERMIT.

ADD-ON
PURCHASE ORDERS

ADMINISTRATION

19-01523	SCARINCI HOLLENBECK	\$	1,781.05
19-01529	GIBBONS	\$	3,165.33

POLICE

19-01530	NJ ASSOC. OF CHIEFS POLICE	\$	220.00
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FIRE INSPECTOR

19-01528	NJ TREASURER, STATE	\$	30.00
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PUBLIC WORKS

19-01455	SEABOARD WELDING	\$	131.25
19-01507	CASOLA FARMS	\$	661.00
19-01415	SEMCOR II RENTAL	\$	116.00
19-01396	SHAY WEIMANN ELEC.	\$	205.00
19-01405	SHAY WEIMANN ELEC.	\$	190.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
19-01511	12/11/19	FASTCOPY FAST COPY	PD Holiday Cards	Open	68.50	0.00		
19-01512	12/12/19	TOXLAB STATE TOXICOLOGY LABORATORY	PD Applicatants/Random Testing	Open	180.00	0.00		
19-01515	12/12/19	SALS SALS KAR CARE CENTER LLC	PD Car10, Car12, Car7	Open	1,922.40	0.00		
19-01516	12/12/19	IEI Interstate Electronics	PD TV for Security Camera	Open	258.00	0.00		
19-01517	12/12/19	HUNGRY Hungry Puppy	PD K9 Food	Open	210.94	0.00		
19-01518	12/12/19	LANIGAN LANIGAN ASSOCOC.INC.	PD Blood Kits	Open	290.55	0.00		
19-01519	12/12/19	COMMSPEC COMMUNICATIONS SPECIALISTS,INC	PD RADIO Serial No. 749TNU4043	Open	66.00	0.00		
19-01520	12/12/19	ALLPHOTO ALL is SHARP PHOTOGRAPHY	BLDG RENO Photo/Videos	Open	1,000.00	0.00		
19-01522	12/12/19	WATERS85 NEW JERSEY AMERICAN WATER	UTIL HYDRANTS	Open	10,304.00	0.00		
19-01523	12/13/19	SCARINCI SCARINCI HOLLENBECK	BLD Legal Matters	Open	1,781.05	0.00		
19-01528	12/17/19	NJFIRE TREASURER STATE OF NEW JERSEY	FD Uniform FireCode Subscript.	Open	30.00	0.00		
19-01529	12/17/19	GIBBONS GIBBONS	ADM Bond Attorney	Open	3,165.33	0.00		
19-01530	12/17/19	NJACOP NJ ASS.OF CHIEFS OF POLICE	PD ADVANCED CERTIFICATION	Open	220.00	0.00		
19-01533	12/17/19	UBBORO Borough of Union Beach	PARK Meter Credit Card Fees	Open	1,087.75	0.00		
19-01534	12/17/19	UBPAY UNION BEACH PAYROLL ACCOUNT	Payroll Ending 12/13/2019	Open	268,238.17	0.00		
Total Purchase Orders:		119	Total P.O. Line Items:	0	Total List Amount:	2,167,825.83	Total Void Amount:	0.00

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

*Councilman Lewandowski abstains on PO # 19-01429, 19-01445, 19-01488 and 19-01528 Fire Department Vouchers/Purchase Orders.

**Councilman Cocuzza abstains on PO # 19-01432, 19-01445, 19-01488, and 19-01497 Board of Education and Monmouth County Vouchers/Purchase Orders.

BUSINESS ADDED TO THE AGENDA OF THE MEETING OF DECEMBER 19, 2019:

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

- RESOLUTION NO. 2019-212: AUTHORIZING CHANGE ORDER NOS. 10, 15 & 16 COMPLETION CONTRACT, ADDITIONS & RENOVATIONS, UNION BEACH MUNICIPAL BUILDING.**
- RESOLUTION NO. 2019-213: AUTHORIZING HIRING OF CLERK 1, FULL TIME, FOR CONSTRUCTION DEPARTMENT EFFECTIVE JANUARY 6, 2020.**

Motion to add business to Agenda moved by Councilman Lewandowski, seconded by Councilman Cocuzza and approve by unanimous voice vote.

RESOLUTION NO. 2019-212:

AUTHORIZING CHANGE ORDER NOS. 10, 15 & 16 COMPLETION CONTRACT, ADDITIONS & RENOVATIONS, UNION BEACH MUNICIPAL BUILDING

Whereas, the Borough of Union Beach in the County of Monmouth, State of New Jersey, has on June 20, 2019, authorized the awarding of a contract to H&S Construction & Mechanical, Inc., 721 Bayway Avenue, Elizabeth, NJ 07202, and

Whereas, the Mayor and Council authorize Change Order Nos. 10, 15 & 16 to the contract awarded to H&S Construction & Mechanical, Inc.

The original Contract Sum.....	\$	3,554,000.00
Net change by previously authorized Change Orders.....	\$	21,455.18
The Contract Sum prior to this Change Order was	\$	3,575,455.18
The Contract Sum will be changed by these Change Orders.....	\$	

#10 \$ 8,473.11
 #15 \$ 5,220.60
 #16 \$ 836.36.....\$ (net) 14,530.07

The new Contract Sum including this Change Order will be..... \$ 3,589,985.25

And,

Whereas, the Chief Financial Officer has certified in writing hereon that funds are available and the Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form;

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Union Beach, in the County of Monmouth, State of New Jersey, that the Mayor and Council hereby authorize the issuance of Change Order Nos. 10, 15 & 16 to the contract with H&S Construction & Mechanical, Inc., and

Be It Further Resolved that the Mayor is hereby authorized to sign said Change Orders on behalf of the Borough.

Be It Further Resolved that a certified copy of this resolution be forwarded to the Borough Administrator and Finance Department.

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

POINT OF ORDER: Mr. Wicki states that the compensation for this position is dictated by the 641 Teamster Contract, Clerk 1 position.

RESOLUTION NO. 2019-213: *Subject to return of completed Employee package.*

RESOLUTION OF THE BOROUGH OF UNION BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING CONNIE AREVALO AS CLERK 1 (FULL TIME) FOR THE BOROUGH OF UNION BEACH, CONSTRUCTION DEPARTMENT

WHEREAS, the Borough of Union Beach is presently in need of a full-time Clerk in Construction Department; and,

WHEREAS, applications were received after posting of the position and interviews were held with Administration and the Personnel Committee; and

WHEREAS, the Mayor and Council desires to appoint Connie Arevalo as Clerk 1, Full-Time, for the Borough of Union Beach, effective January 6, 2020; and,

WHEREAS, Connie Arevalo’s employment provisions and benefits would be covered under the current contract for Teamsters Local 641;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Union Beach, County of Monmouth, State of New Jersey, as follows:

1. That Connie Arevalo is hereby appointed as Clerk 1, Full Time for the Borough of Union Beach, Construction Department, effective January 6, 2020.
2. That Connie Arevalo shall be compensated with an annual salary in the amount stated in the Current Teamster Local 641 Contract and also receive benefits as provided to all full time municipal employees covered under Teamsters Local 641 Contract (unless otherwise waived by employee).
3. That a certified copy of this resolution be forwarded to Connie Arevalo and the Finance Department.

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

ADJOURNMENT: 8:00 p.m.

Motion moved by Councilman Wicki, seconded by Councilman Cocuzza and approved by unanimous Voice Vote to adjourn to adjourn to meeting of January 3, 2020.

Respectfully Submitted By: _____

Anne Marie Friscia, RMC