



**BOROUGH OF UNION BEACH  
COUNCIL MEETING  
MINUTES  
August 20, 2020, 7:30 P.M.  
650 Poole Avenue, Union Beach, NJ**

**CALL TO ORDER:** Meeting called to order by Councilman Cocuzza at 7:30 p.m.

**ANNOUNCEMENT:** By Councilman Cocuzza of the Emergency Fire Exits.

**SALUTE TO THE FLAG:** Councilman Cocuzza

**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." - change of meeting legal notice has been sent and run in the Asbury Park Press and Independent as to the teleconferencing of this meeting containing instructions for public participation.

**ROLL CALL: Council Members**

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

**Also Present:**

\*Mayor Albin J. Wicki - absent  
John T. Lane, Jr. Borough Attorney  
Robert M. Howard, Jr. Borough Administrator  
Anne Marie Friscia, Borough Clerk  
Carol Seney, Deputy Clerk

\* Mayor Wicki is on vacation but extends his sincere congratulations to the Officers.

**SET ASIDE THE REGULAR ORDER OF BUSINESS: MEETING OF AUGUST 20, 2020 FOR THE PURPOSE OF;**

1. Promotions of Officers, Union Beach Police Department

Motion moved by Councilman Lewandowski, seconded by Councilman Andreuzzi and approved by voice vote

**RESOLUTION NO. 2020-136:**

***A RESOLUTION PROMOTING***

***SHAWN T. GILKISON AND JOSEPH M. FRISCIA TO THE RANK OF SERGEANT***

***IN THE UNION BEACH POLICE DEPARTMENT***

**WHEREAS**, one (1) vacancy exists in the position of Sergeant in the Union Beach Police Department, with a second vacancy to follow; and,

**WHEREAS**, the Mayor and Council of the Borough of Union Beach requested from the State of New Jersey, Civil Service Commission a new list of persons eligible to be promoted to the rank of Sergeant in the Union Beach Police Department; and,

**WHEREAS**, the State of New Jersey, Civil Service Commission conducted a test and provided a Certification List of Eligibles for Appointment dated July 27, 2020; and

**WHEREAS**, the Personnel Committee, after factoring in ranking on the Civil Service Commission Certification, along with Committee interviews and scoring, now recommend Shawn T. Gilkison and Joseph M. Friscia as being the best qualified overall candidates to be promoted to Sergeant.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Union Beach that Shawn T. Gilkison and Joseph M. Friscia are hereby promoted to Sergeant in order of seniority by length of service to the department effective as of August 20, 2020 and compensated in accordance with the current Salary Ordinance 2017-258.

**BE IT FURTHER RESOLVED**, that the Clerk is hereby authorized to forward the necessary forms to the State Civil Service Commission for said appointment and that a certified copy of this resolution be forwarded to Mr. Gilkison, Mr. Friscia and the Finance Department.

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

**SERGEANT SHAWN GILKISON ADMINISTERED THE OATH OF OFFICE BY:** Councilman Lewandowski

**SERGEANT JOSEPH FRISCIA ADMINISTERED THE OATH OF OFFICE BY:** Councilman Cocuzza

**POINT OF ORDER:** Police Chief Michael J. Woodrow “thanks the Governing Body for giving the Police Department this opportunity tonight to get together on this epic occasion. This is not something we take lightly. The responsibilities that are set forth are more significant in today’s society than ever before.” He brings to our attention Officer Jason Macavoy and Officer Matthew Deickmann who are also being promoted to Detective tonight. Chief quotes Sir Robert Peel “the Police are the Public and the Public are the Police”. He also created what we now know as the Nine (9) *Peelian Principals* which go back in time to the 19<sup>th</sup> Century – 1829 and are still so relevant today. He tips his hat to the ladies and gentlemen in attendance – Line leadership is an integral part of the law enforcement system, or simply it can go belly up – especially in this day and age -the significance, once again, he doesn’t want to sound redundant but he reiterates with the civil unrest, global pandemic, and other variables, especially now for us in our unique ecosystem, we are now experiencing our hurricane season so we expect to see some meteorological events so we need to keep our chin up at all times and we can do this – Gentlemen job well done!!

Chief Woodrow also recognizes our distinguished dignitaries in attendance Special Agent in charge, Michael Ratta, FBI Redbank Office, Special Agent, Silvana Sotillo, who does an incredible job working with us here as we dismantle significant operations here in the Borough of Union Beach and throughout the State of NJ.

Special Agent In Charge, Mike Ratta speaks about the expansion of the Task Force and Union Beach’s participation in the program. With Shawn’s promotion they are losing a full time TFO who has done a tremendous amount of work for them. He comes from a Local Department and understands how integral the relationships that they have with the Local Police Department are. Without these relationships. Without the kind of work that Shawn has done, we would not be working the kind of cases that we are. Not only in Union Beach but throughout Monmouth County and the State of New Jersey. He thanks the Governing Body for sending Shawn to them. He is a huge asset and he hopes the relationship continues and he thanks the Chief for his visionary leadership in understanding the importance of this relationship that the FBI has with our Local Police Departments. They would love to keep him but understand that he is being promoted to Sgt. – if anyone else wants to come.....they are open to that as well.

**POINT OF ORDER:** Acting Mayor Cocuzza also asks Chief Woodrow if he would like to have the Oath of Office administered to the two Detectives Macavoy and Deickmann.

Councilman Lewandowski administers Oath of Office to Detective Deickmann and Acting Mayor Cocuzza administers the Oath of Office to Detective Macavoy.

## **BACK TO THE REGULAR ORDER OF BUSINESS OF THE MEETING OF August 20, 2020**

Motion moved by Councilman Cavallo, seconded by Councilman Andreuzzi and approved by voice vote.

### **APPROVAL OF MINUTES OF THE MEETING OF: July 16,2020**

Motion moved by Councilwoman Roche, seconded by Councilman Cavallo and approved by voice vote.

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

#### Dates to Remember:

August 28 – Newsletter submissions due for Oct. Nov. & Dec.

Clean Communities Day – September 26

October 24<sup>th</sup> – Clean Ocean Action Beach Sweeps

## **PUBLIC HEARINGS ON ORDINANCES AND OTHER PUBLIC HEARINGS, ETC.:** **MEETING OF AUGUST 20, 2020:**

### **2020 MUNICIPAL PURPOSES BUDGET AS AMENDED ADOPTION**

#### PROCEDURE FOR BUDGET AMENDMENT PUBLIC HEARING

- Acting Mayor: The meeting will come to order.  
The Clerk will call the roll.
- Clerk: Mr. Cocuzza, Mr. Lewandowski, Mr. Andreuzzi, Mrs. Roche, Mrs. Woodruff, Mr. Cavallo
- Clerk: Mayor, this is the time for the public hearing on the Municipal Budget Amendment for 2020. The amendment was advertised, as required, on August 15, 2020, together with notice of hearing for this time.
- Printed copies have been made available to the public and published on the Borough’s Website and Municipal Bulletin Board as is customary. A supply is here for anyone desiring a copy.
- Acting Mayor: Anyone who has not secured a copy of the Budget Amendment may now do so.  
(Pause: Indicate person issuing or location allowing time for picking up copies).

**BOROUGH OF UNION BEACH**

**COUNTY OF MONMOUTH**

**RESOLUTION TO AMEND BUDGET**

WHEREAS, the Local Municipal Budget for the Year 2020 was approved on the 19th day of March, 2020, and

WHEREAS, the public hearing on said Budget has been held as advertised, and

WHEREAS, it is desired to amend said approved Budget, now

THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach, County of Monmouth that the following amendments to the approved Budget of 2020 be made:

	<u>From</u>	<u>To</u>
<b>General Revenues</b>		
<b>3. Miscellaneous Revenues - Section F: Special Items</b>		
of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:		
County of Monmouth CARES Act - 2020	\$ -	\$ 77,000.00
<b>Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues</b>	<b>42,401.97</b>	<b>119,401.97</b>
<b>Miscellaneous Revenues - Section G: Special Items</b>		
of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items:		
Reserve for Debt Service		77,480.06
<b>Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items</b>	<b>606,205.26</b>	<b>683,685.32</b>
<b>Summary of Revenues</b>		
<b>3. Miscellaneous Revenues:</b>		
<b>Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues</b>	<b>42,401.97</b>	<b>119,401.97</b>
<b>Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items</b>	<b>606,205.26</b>	<b>683,685.32</b>
<b>Total Miscellaneous Revenues</b>	<b>1,964,053.23</b>	<b>2,118,533.29</b>
<b>5. Sub-Total General Revenues (Items 1, 2, 3 and 4)</b>	<b>3,226,053.23</b>	<b>3,380,533.29</b>
<b>7. TOTAL GENERAL REVENUES</b>	<b>\$ 10,854,490.82</b>	<b>\$ 11,008,970.88</b>
<b>8. General Appropriations</b>		
<b>(A) Operations - Excluded from "CAPS"</b>		
Public and Private Programs Offset by Revenues:		
County of Monmouth CARES Act - 2020	\$ -	\$ 77,000.00
<b>Total Public and Private Programs Offset by Revenues</b>	<b>42,401.97</b>	<b>119,401.97</b>
<b>Total Operations - Excluded from "CAPS"</b>	<b>143,801.97</b>	<b>220,801.97</b>
	<u>From</u>	<u>To</u>
<b>8. General Appropriations</b>		
<b>(A) Operations - Excluded from "CAPS"</b>		
Detail:		
Other Expenses	\$ 143,801.97	\$ 220,801.97
<b>(D) Municipal Debt Service - Excluded from "CAPS":</b>		
Community Disaster Loan	89,000.00	166,480.06
<b>Total Municipal Debt Service - Excluded from "CAPS"</b>	<b>1,307,217.16</b>	<b>1,384,697.22</b>
<b>8. General Appropriations</b>		
<b>(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"</b>		
	1,840,519.13	1,994,999.19
<b>(O) Total General Appropriations - Excluded from "CAPS"</b>	<b>1,840,519.13</b>	<b>1,994,999.19</b>
<b>(L) Sub-Total General Appropriations (Items (H-1) and (O))</b>	<b>10,384,736.13</b>	<b>10,539,216.19</b>
<b>9. TOTAL GENERAL APPROPRIATIONS</b>	<b>\$ 10,854,490.82</b>	<b>\$ 11,008,970.88</b>
<b>8. General Appropriations</b>		
<b>Summary of Appropriations</b>		
<b>(A) Operations - Excluded from "CAPS"</b>		
Public and Private Programs Offset by Revenues	\$ 42,401.97	\$ 119,401.97
<b>Total Operations - Excluded from "CAPS"</b>	<b>143,801.97</b>	<b>220,801.97</b>
<b>(D) Municipal Debt Service</b>	<b>1,307,217.16</b>	<b>1,384,697.22</b>
<b>Total General Appropriations</b>	<b>\$ 10,854,490.82</b>	<b>\$ 11,008,970.88</b>

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed in the Office of the Director of the Division of Local Government Services for his certification of the 2020 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Asbury Park Press in the issue of August 15, 2020 and the said publication contain notice of public hearing on said amendment to be held at the Municipal Building on August 20, 2020 at 7:30 P.M.

Acting Mayor  
Resumes:

Before opening this hearing I wish to outline the procedure. Each person desiring to be heard will rise and give his or her name and address before speaking. I will recognize one speaker at a time, in order of rising, as nearly as I can determine and will recognize anyone who has teleconferenced into this meeting.

Address all questions to the Chair; where necessary they will be referred to individual members of the Borough Council, Municipal Officials or our advisors.

Questions must be confined solely to the municipal budget amendment before us; school or county matters are not proper subjects of this hearing and cannot be discussed or answered here tonight.

I now declare open the public hearing on the Municipal Budget Amendment for 2020.

(When questions appear to have been exhausted):

Acting Mayor: Observing no further applicants from the floor, I will entertain a motion to close the hearing.

Mr. Andreuzzi Mayor, I move that the hearing be closed.

Mr. Lewandowski: I second the motion.

Acting Mayor: (Puts motion, followed by roll call).

**TO ADOPT**

Mr. Andreuzzi Mayor, I request that the Clerk be instructed to read the adopting resolution Section 2.

Acting Mayor: The Clerk will read the resolution.

Clerk: **(Reads Section 2).**

**SECTION 2 - UPON ADOPTION FOR YEAR 2020**

**RESOLUTION**

Be it Resolved by the COUNCIL MEMBERS of the BOROUGH  
of UNION BEACH, County of MONMOUTH that the budget hereinbefore set forth is hereby  
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 7,628,437.59 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in  
Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of  
the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Item 5 Below) Minimum Library Tax

**RECORDED VOTE**  
(Insert last name)

Ayes

Nays

Abstained

Absent

**1. General Revenues**

**SUMMARY OF REVENUES**

Surplus Anticipated	08-100	\$	877,000.00
Miscellaneous Revenues Anticipated	13-099	\$	2,118,533.29
Receipts from Delinquent Taxes	15-499	\$	385,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$	7,628,437.59
<b>3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:</b>			
Item 6, Sheet 42	07-195	\$	-
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-
<b>TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY</b>			
<b>4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:</b>			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
<b>5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX</b>			
	07-192	\$	-
<b>Total Revenues</b>	13-299	\$	11,008,970.88

**SUMMARY OF APPROPRIATIONS**

<b>5. GENERAL APPROPRIATIONS:</b>	XXXXXX	XXXXXXXXXXXXXX
<b>Within "CAPS"</b>	XXXXXX	XXXXXXXXXXXXXX
(a & b) Operations Including Contingent	34-201	\$ 7,569,991.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 974,226.00
(g) Cash Deficit	46-885	\$ -
<b>Excluded from "CAPS"</b>	XXXXXX	XXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 220,801.97
(c) Capital Improvements	44-899	\$ 389,600.00
(d) Municipal Debt Service	46-999	\$ 1,384,697.22
(e) Deferred Charges - Municipal	46-899	\$ -
(f) Judgments	37-480	\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	\$ -
(g) Cash Deficit	46-885	\$ -
(k) For Local District School Purposes	29-410	\$ -
(m) Reserve for Uncollected Taxes	50-899	\$ 469,754.69
<b>6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)</b>	07-195	
<b>Total Appropriations</b>	34-499	\$ 11,008,970.88

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 20th day of August, 2020. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2020 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 20th day of August, 2020, boroughclerk@unionbeachnj.gov, Clerk  
Signature

Sheet 42

Mr. Andreuzzi: I offer the foregoing resolution and move its adoption.

Mr. Lewandowski I second the motion.

Acting Mayor: The Clerk will call the roll.

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

Acting Mayor: The resolution is adopted.

**ORDINANCE NO. 2020-293:**

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 July 22, 2020.

Mayor Wicki 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. 2020-293:**

**AN ORDINANCE REVISING AND AMENDING AN ORDINANCE ENTITLED  
 "THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UNION BEACH, 1980,  
 CHAPTER VIII – MUNICIPAL PARKING LOTS"**

**BE IT ORDAINED** by the Borough Council of the Borough of Union Beach, County of Monmouth, and State of New Jersey that Chapter VIII "Municipal Parking Lots" of the General Ordinance of the Borough of Union Beach is hereby amended or supplemented as follows:

**PURPOSE**

The Purpose of this Ordinance is to Amend or Supplement the Revised General Ordinances of the Borough of Union Beach, Chapter VIII, Municipal Parking Lots; specifically Section 8-1a. and Section 8-1b. are amended to read as follows:

8-1a. The two (2) municipal parking lots adjacent to the beachfront shall be designated as "Beachfront East" and Beachfront West". Each of the permitted parking spaces within these lots shall be designated with a number.

8-1b. Parking in these lots shall be permitted on a first-come, first serve basis. The hourly fee shall be determined by a Resolution of the Governing Body of the Borough of Union Beach and must be deposited by electronic payment, bill or coin in the appropriately marked electronic parking meter. The fee must be paid immediately after the vehicle was parked and it must be deposited into the electronic parking meter designating the correct number of that parking space.

**BE IT FURTHER ORDAINED** that if any provision, paragraph, section or subsection of this chapter be found unconstitutional or invalid by a court of competent jurisdiction, the remaining provisions of this chapter shall remain in full force and effect and shall have continuing validity; and

**BE IT FURTHER ORDAINED**, that this ordinance shall take effect immediately upon passage and final adoption in accordance with law.

**PUBLIC HEARING ON ORDINANCE NO. 2020-293: MEETING OF AUGUST 20, 2020**

ACTING MAYOR COCUZZA OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2020-293 AT 8:00 P.M.

WITH NO ONE APPEARING TO BE HEARD OR RESPONDING ON TELECONFERENCE, ACTING MAYOR COCUZZA DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2020-293 AT 8:00 P.M.

**RESOLUTION NO. 2020-137: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2020-293 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF FINAL ADOPTION OF ORDINANCE 2020-293 IN ASBURY PARK PRESS.**

Paper: The Asbury Park Press, Issue of August , 2020

	<b>Moved</b>	<b>Seconded</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Mr. Cocuzza			<b>X</b>			
Mrs. Roche			<b>X</b>			
Mr. Cavallo			<b>X</b>			
Mr. Lewandowski		<b>x</b>	<b>X</b>			
Mr. Andreuzzi	<b>x</b>		<b>X</b>			
Mrs. Woodruff			<b>X</b>			

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

**Councilman Cocuzza**

**Finance, Personnel, Administration, Code Enforcement**

Acting Mayor Cocuzza has given a copy of the Code Enforcement Report to the Clerk for inclusion in the Minutes.

Mr. Cocuzza discusses that on tonight's Agenda we will be holding the Public Hearing on the Amendment to the Budget and adopting the Budget. He states that we just held the swearing in of our Police Sgts., and our Detectives.

**Councilwoman Roche**

**Emergency Svs. (Fire, OEM) Education & American Legion**

Mrs. Roche discusses the Board of Education and that any opening information would be located on their website. She has another meeting next week and should have more information for our next Agenda Meeting in September.

**Fire Department Report:**

- 6 First Responder Calls
- 6 Structure Fire Calls
- 2 Vehicle Calls
- 3 Electrical Fires

10 Activated Fire Alarms

3 Service Call Assists

1 Mutual Aid

198.46 Volunteer Hours for the Month of July

Physical Fitness Training was held at District 3 which consisted of running, swinging axes and many forms of firefighting cardio.

Lobsterfest Fundraiser has been cancelled. Mrs. Roche will let us know of any other Fundraisers they may have.

American Legion: The Legion will be holding a joint meeting on September 14<sup>th</sup> with the Legion Members, the SAL and the Auxiliary. They would like all members to attend as they are holding an award ceremony.

OEM: Meeting is next week. Mrs. Roche will have more information after this meeting.

**Councilman Cavallo**

**Health, Seniors, Community Alliance, Library**

Library: The library is obtaining estimates for some maintenance work needed. They have been sanitizing the inside. They are looking forward to planning a Christmas Event.

Board of Health: Inspections were held after the power failures and all were satisfactory. All County Rabies Clinics have been postponed.

Seniors: Meetings have been postponed.

Community Alliance: Meetings have been postponed.

**Councilman Lewandowski**

**Public Safety, Shared Services, Court**

Mr. Lewandowski reports from the Municipal Court: \$3,285 collected during July

Police Department:

1,097 Calls

213 Traffic Stops.

3 DUI

8 Warrant Arrests

130 Traffic Summonses

14 Vehicle Crashes

Detective Bureau - 18 Fire Arms Permits, Arrested 3 people, 17 Background Checks

Training Continues – K9 and Mocert and RDF training

**Councilman Andreuzzi**

**Public Works, Building and Grounds & Construction, EMS, Environmental**

EMS July Report:

53 calls dispatched

53 answered:

38 Fire Emergency Calls

6 Fire Standby

9 Cancelled

YTD 246 calls were made 244 were answered for a response rate of 99.2% Extremely good percentage

July call hours 188.6 - YTD 839.1

15.6 work hours in July – YTD 246.3

3.0 Administrative Hours – YTD 115.5

225.2 July hours – YTD 1,574.9

18 Training hours – YTD 374 hours

Congratulations to Sarah Jacobs who has completed here EMT training and has passed her national registry test. New members are always welcome.

Post Sandy Planning Committee:

The Developer of the Cervino's site as well as the Car Wash site have requested to amend the redevelopment plans for the sites to be consistent with their plans for redevelopment.

The Cervino's Developers have submitted a revised plan that almost totally consistent with the Borough's plan so we hope there will not be many revisions needed.

We are also awaiting the Developers of a Front Street property and the Car Wash who have yet to submit anything for review:

Building & Construction Report:

37 permits issued:

7 New Buildings

29 Alterations

1 Addition

\$22,321 collected for total permits.

We welcome our new Code Enforcer, Amado Benscome who started at the beginning of the month - Good Luck

Planning Board: Welcomes a new alternate, Michael Murray, filling in a spot vacated by the departure of Mr. John Moniz who will be sorely missed on the Council. John was excellent.

Environmental: The Save Coastal Wildlife Group and the Bayshore Regional Watershed Council will be sponsoring Sunset Seining along the Shark River. Interested parties can check their website for details.

Clean Communities Day is still scheduled for September 26<sup>th</sup>. He is sure we will see some changes in how that will be run. Clean Ocean Action Beach Sweeps is scheduled for October 24<sup>th</sup>. More information will be available as these dates get closer via the Borough website.

The Department of Public Works continues its seasonal assignments including sanitation of all common public areas on a daily basis. Beachfront trash collection, pot hole repair, basin cleaning and property cleanups as requested by Code Enforcement. Currently, there are no outstanding requests from the Code Enforcement Office for property clean ups. DPW held its first paper shredding event earlier this year. It was a great success with nearly 300 local and county residents partaking in the service. Thank you to Frank Taddeo and the Police Department, the Mancini Family and our DPW Staff as always for their assistance.

Mini beach clean-ups which have been necessitated by the excessive use of the beach front began on July 13<sup>th</sup> and have been very successful – running at least twice per week – thank you to all who have participated. If anyone is interested please contact Mrs. Mancini 732-264-1133.

Congratulations to all our Police Officers promoted today, God Bless.

Councilwoman Woodruff

Public Affairs, Special Grants, Recreation

Mrs. Woodruff met with Recreation Commission in July who discussed the tree lighting in December and put on calendar tentatively. They are working with PTA for a drive through trick or trunk for Halloween. Background checks have been submitted to the Police Department. Memorial 911 lights will be lit down at the beach front on 9/11 and 9/12.

**NEW BUSINESS AND INTRODUCTION OF ORDINANCES:**

**MEETING OPEN FOR PUBLIC DISCUSSION: August 20, 2020 Meeting**

Meeting opens for Public Discussion at 8:15 p.m.

With no one appearing to be heard and no one on the teleconference responding, Acting Mayor Cocuzza closes meeting for Public Discussion at 8:15 p.m.

**RESOLUTIONS: Meeting of August 20, 2020**

**RESOLUTION 2020-138:**

**RESOLUTION AMENDING RESOLUTION NO. 2020-29:**

*Shared Service Agreement with Keyport*

Acting Mayor Cocuzza announces that he nominates, and with the advice and consent of the Council, appoints the following persons as Registrar and Deputy Registrar with a term expiring on December 31, 2020:

**Michele Clark, Deputy Registrar – (Part-Time)**  
**Donna Purcell, Registrar – Keyport (Part Time)**



WHEREAS, the Borough of Keyport and the Borough of Union Beach wish to encourage inter-Municipal cooperation and planning in the purchase, utilization and exhaustion of common resources such as bulk purchasing, contracted/shared services, equipment usage and storage; and

WHEREAS, Keyport and Union Beach are prepared to enter into such an agreement at the current time; and

WHEREAS, N.J.S.A. 40A:5-1 et. seq. the Shared Services and Consolidation Act, provides a mechanism for making such contracts between public agencies.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Union Beach that an agreement for shared services between the Borough of Union Beach and the Borough of Keyport to furnish Registrar and Deputy Registrar of Vital Statistics services, for the year 2020, at the annual sum of \$5,150.00, payment to be made by August 1, 2020, be and the same is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor be and he is hereby authorized to execute said agreement, attested to by the Borough Clerk on behalf of the Borough of Union Beach.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi		X	X			
Mrs. Woodruff			X			

**RESOLUTION 2020 – 139:**

***Resolution Authorizing the award of a Contract to Vaider Network Solutions, LLC for Information Technology Services in the Union Beach Police Department and Further Authorizing Borough Administrator to Endorse Contract.***

Be it Resolved by the Governing Body of the Borough of Union Beach, that Borough Administrator, Robert M. Howard, Jr. is hereby authorized to sign a one-year (1) contract commencing June 1, 2020 through May 31, 2021 in the amount of \$15,000.00 with Vaider Network Solutions, LLC 1747 Raleigh Ct. E., 144A, Ocean, NJ 07712 for Information Technology Services for the Union Beach Police Department as outlined in contract annexed to this Resolution.

Be it Further Resolved, that the Clerk is authorized to issue copy of the signed contract to both the Finance and the Police Departments.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi		X	X			
Mrs. Woodruff			X			

**RESOLUTION 2020-140:**

***Resolution of the Borough of Union Beach, County of Monmouth, State of New Jersey Appointing a Temporary Per-Hour Consultant in the Construction Office***

**Whereas**, the Borough of Union Beach is presently in need of a Temporary Consultant in the Construction Office to assist in training staff members on the NJDCA Software Program MPASS; and

**Whereas**, the Borough has received a recommendation from its Construction Official for such services not to exceed ten (10) hours per week effective July 13, 2020 and terminating August 28, 2020; and

**Whereas**, it is further recommended and Mayor and Council desires to appoint Margaret Moniz as such Consultant at an hourly rate of \$24.18;

**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 Margaret Moniz is hereby appointed as a Consultant (Temporary) to the Construction Office effective on July 13, 2020 at an hourly rate of \$24.18 terminating on August 28, 2020 and not to exceed ten (10) hours per week.
2. That a certified copy of this resolution be forwarded to the Borough's Finance Department and Construction Official.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi	X		X			
Mrs. Woodruff		X	X			

**RESOLUTION 2020-141:**

***Resolution Revising the Hourly Fee to Park in Municipal Parking Lots at the Beachfront***

**Whereas**, under Chapter VIII of the General Ordinances of the Borough of Union Beach, the Borough has designated two (2) municipal parking lots adjacent to the beachfront as "Beachfront East" and "Beachfront West"; and

**Whereas**, within Section 8-1b. of said Chapter VIII of the General Ordinances of the Borough of Union Beach, an hourly fee for parking in these lots was promulgated; and

**Whereas**, by Ordinance No. 2020-293 adopted on August 20, 2020, the above mentioned, Section 8-1b. was amended to allow revisions in the hourly fee for parking by Resolution of the Governing Body; and

**Whereas**, the Governing Body of the Borough of Union Beach wishes to amend the hourly fee for parking as shown in the said Section 8-1b.

**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. The hourly fee for parking in the two (2) municipal parking lots designated under Section 8-1a. of Chapter VIII of the General Ordinances of the Borough of Union Beach shall be two dollars (\$2.00).
2. The effective date of said revised hourly parking fee is May 1, 2021 or such date as the beachfront parking meters are put in operation for the 2021 season, whichever occurs first.
3. That a certified copy of this resolution be forwarded to the Borough's Police Department and Finance Department.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche		X	X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi			X			
Mrs. Woodruff			X			

**RESOLUTION NO. 2020-142:**

***AUTHORIZING THE RENEWAL OF LIQUOR LICENSES FOR THE PERIOD JULY 1, 2020- JUNE 30, 2021.***

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that Alcoholic Beverage Licenses be issued to the persons; associations and corporations set forth below for the premises indicated for the license period: **July 1, 2020 and ending June 30, 2021** for which Tax Certificates have been received from the State Division of Taxation for each of the Licensees listed, and;

Be it further resolved, that the Municipal Clerk is hereby authorized and directed to sign and deliver the license certificates to the following licensees:

**License No.****Name and Address of Licensee:**

1350-33-002-002  
MUN. LIC. C-2  
(CONSUMPTION)

ANCHOR INN, INC.  
T/A ANCHOR INN  
215 FLORENCE AVE.

1350-33-010-010  
MUN. LIC. C-9  
(CONSUMPTION)

JAKEABOB'S BAY, INC.  
T/A JAKEABOB'S BAY  
525 FRONT STREET  
UNION BEACH, NJ 07735

1350-44-013-006  
MUN. LIC. D-1  
(DISTRIBUTION)

SUN PETRO, INC.  
T/A KELLERS LIQUOR STORE  
610 FLORENCE AVE.

1350-44-004-004 MUN. LIC. D-2  
(DISTRIBUTION)

SWETA, INC.  
T/A CORNER LIQUORS STORE  
510 UNION AVE.

1350-33-001-005  
MUN. LIC. C-1  
(CONSUMPTION)

BRUNA AND COMPANY INC. T/A  
ADERS TAVERN LLC  
1321 FLORENCE AVE.  
UNION BEACH, NJ 07735

1350-31-015-002  
MUN. LIC. C-2 (CLUB LICENSE)

UNION BEACH POST 321, THE AMERICAN LEGION DEPT OF NJ  
524 FRONT STREET  
UNION BEACH, NJ 07735

1350-33-012-010  
MUN. LIC C-1  
(INACTIVE)

FLAT CREEK AND GRILL, LLC  
1321 FLORENCE AVE.  
UNION BEACH, NJ 07735

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche	X		X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi		X	X			
Mrs. Woodruff			X			

**RESOLUTION NO. 2020-143:****RESOLUTION AUTHORIZING A REFUNDS FOR PAYMENTS OF SOLAR PERMITS**

Whereas, the following payments were collected from Vivint Solar Developers, LLC, 1800 W. Ashton Blvd., Lehi, UT 84043 for solar permit payments for installation of Rooftop Residential PV Solar Systems, for the following properties:

PERMIT NO.	AMOUNT PAID	ADDRESS	BLOCK LOT	REFUND DUE*	DATE PYMT REC.
#19-00137	\$467.00	536 CLARK AVE	172/4	\$350.00	July 3, 2019
#19-00227	\$475.00	812 ST. JOHN AVE	89/2	\$356.25	September 30, 2019
#19-00174	\$475.00	9 DONNELLY	127/13	\$356.25	August 6, 2019

\*(LESS DCA FEES AND PLAN REVIEW)

Whereas, said payments were received and recorded in the records of the Borough of Union Beach on the above dates listed; and

Whereas, the solar project was cancelled by the homeowners; and

Whereas, letters were received requesting a refund for the permit fees submitted; and

Whereas, Timothy Davis, Department Head Construction/Code for the Borough of Union Beach, has made application to the Finance Officer to grant a refunds listed above to Vivint Solar Developers, LLC, 1800 W. Ashton Blvd., Lehi, UT which is the balance after DCA State Training Fees and Plan Review costs have been deducted for each project.

Now, Therefore, Be it Resolved, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendations of the Construction Official, refunds are hereby authorized to Vivint Solar Developers, LLC, 1800 W. Ashton Blvd., Lehi, UT 84043 as indicated above.

Be it Further Resolved, that the records of the Construction and Finance Departments be adjusted accordingly.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza	X		X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi			X			
Mrs. Woodruff		X	X			

**RESOLUTION NO. 2020-144:**

**RESOLUTION AUTHORIZING A REFUNDS FOR PAYMENTS OF VACANT PROPERTY REGISTRATION**

Whereas, the following payments were collected from Northsight Management, 8901 E. Mountain View Road, Suite 100, Scottsdale, AZ 85258, for a Vacant Property Registration for 302 Arlington Avenue, made in error to Union Beach instead of Jersey City:

PERMIT NO.	AMOUNT PAID	ADDRESS	BLOCK LOT	REFUND DUE*	DATE PYMT REC.
#12020-18	\$1,500.00	302 ARLINGTON AVE- <u>JERSEY CITY</u>		\$1,500.00	March 3, 2020

\*(LESS DCA FEES AND PLAN REVIEW)

Whereas, said payments were received and recorded in the records of the Borough of Union Beach on the above dates listed; and

Whereas, said payment mistakenly made for an address located in Jersey City; and

Whereas, letters were received requesting a refund for the permit fees submitted; and

Whereas, Amado Bencosme, Code Enforcement Officer, for the Borough of Union Beach, has made application to the Finance Officer to grant a refunds listed above to Northsight Management, 8901 E. Mountain View Road, Suite 100, Scottsdale, AZ 85258

Now, Therefore, Be it Resolved, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendations of the Code Enforcement Officer, refunds are hereby authorized to Northsight Management, 8901 E. Mountain View Road, Suite 100, Scottsdale, AZ 85258, as indicated above.

Be it Further Resolved, that the records of the Construction/Code and Finance Departments be adjusted accordingly.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche	X		X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi		X	X			
Mrs. Woodruff			X			

**RESOLUTION NO. 2020-145:**

**RESOLUTION AUTHORIZING A REFUND IN THE AMOUNT OF \$1,310.00 FOR PAYMENT OF CONSTRUCTION PERMITS**

**#19-00242 AND #19-00243**

**801 LORILLARD AVENUE, UNION BEACH, BLOCK 217, LOT 18**

Whereas, a payment in the amount of \$873.00 was collected from Thomas Degnan of C&C Air, Heat and Plumbing, 109 Summit Avenue, Belford, NJ 07718 for a construction permit #19-00242 and a payment in the amount of \$702.00 was also collected from Mr. Degnan for a construction permit #19-00243 for 801 Lorillard Avenue, in the Borough of Union Beach, and

Whereas, said payments in the amount of \$873.00 and \$702.00 were received and recorded in the records of the Borough of Union Beach on August 25, 2019; and

Whereas, the Construction Project was cancelled by the homeowner.

Whereas, a letter dated July 17, 2020 was received requesting a refund for the permit fees submitted; and

Whereas, Timothy Davis, Department Head Construction/Code for the Borough of Union Beach, has made application to the Finance Officer to grant a refund of \$1,310.00 to Thomas Degnan of C&C Air, Heat and Plumbing, 109 Summit Avenue, Belford, NJ which is the balance after DCA State Training Fees and Plan Review costs have been deducted.

**Now, Therefore, Be it Resolved**, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendations of the Construction Official, a refund in the total amount \$1,310.00 is hereby authorized to Thomas Degnan of C&C Air, Heat and Plumbing, 109 Summit Avenue, Belford, NJ 07718.

**Be it Further Resolved**, that the records of the Construction and Finance Departments be adjusted accordingly.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche	X		X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi		X	X			
Mrs. Woodruff			X			

**RESOLUTION 2020-146:**

***Resolution Authorizing Addendum Number 10 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 20th day of August, 2020 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 will submit an invoice in the amount of \$2,533.00 for its extended services between February 1, 2020 and July 31, 2020; 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 \$2,533.00 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/Prior Contractor Agreement shall be reduced in the amount of \$2,533.00. 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. Cocuzza			X			
Mrs. Roche		X	X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi			X			
Mrs. Woodruff	X		X			

**RESOLUTION 2020-147:**

***AUTHORIZING CHANGE ORDERS NO. 36, 37, 38, 39 & 40 - 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. 36, 37, 38, 39, & 40 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.....	\$	203,233.50
The Contract Sum prior to this Change Order was .....	\$	3,757,233.50
The Contract Sum will be changed by these Change Orders.....	\$	

# 36	\$1,996.90		
# 37	\$ 438.64		
# 38	\$4,000.55		
# 39	\$8,034.60		
# 40	\$1,448.98	..... \$ (net)	\$15,919.67

The new Contract Sum including these Change Orders will be..... \$ 3,773,153.17

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. 36, 37, 38, 39 & 40 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. Cocuzza			X			
Mrs. Roche		X	X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi			X			
Mrs. Woodruff			X			

**RESOLUTION 2020-148:**

***Resolution Authorizing Addendum Number 11 to AIA Document B101-2007 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 18th day of July, 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 Contractor's delays and failures; the Architect has and will provide extended services beyond those required by the Agreement in order to complete the project under the new Completion Contract; and

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

**WHEREAS**, the Architect submitted a proposal for extended additional services in the amount of \$18,750 for its anticipated services for completion of the project through December 15,2020; and

**WHEREAS**, the Owner reviewed the proposal and determined that IT is reasonable and the amounts proposed 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 \$18,750.00 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 by all or a substantial portion of the above amount after same has been determined after consultation with the Owner's legal representatives. 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. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo		X	X			
Mr. Lewandowski			X			
Mr. Andreuzzi			X			
Mrs. Woodruff	X		X			

**RESOLUTION NO. 2019-149:**

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 AND FINAL – BUILDING DEMOLITION, 308 BROADWAY**

**WHEREAS**, the Borough of Union Beach in the County of Monmouth, State of New Jersey, has on May 27, 2020 authorized the awarding of a contract to **Frank Lurch Demolition Co., LLC, 515 Main Street, Avon By The Sea, NJ 07717**; and

**WHEREAS**, the Mayor and Council authorize Payment Certificate No. 2 and Final to the contract awarded to **Frank Lurch Demolition Co., LLC** in the amount of:

Original Contract Price:	\$ 26,900.00
Total Reductions	0
Total Extras No. 1	3,200.00
Total Supplementary this Change Order	3,250.00
Net Change in the Contract:	\$ 6,450.00
Revised Contract Price	\$33,350.00
Previous Payments	\$30,100.00
Total Amount Due this Certificate No. 2 and Final	\$ 3,250.00

**Total Amount Due for Payment Certificate No. 2 & final \$3,250.00 Previous Payments \$30,100.00; and,**

**WHEREAS**, this proposed Change Order No. 2 will result in the net sum of change orders for this project to be in excess of the 20% limit for change orders which is allowed under the Local Public Contracts Law N.J.S.A. 40A:11-1; and

**WHEREAS**, THE REGULATIONS (N.J.A.C. 5:30-11.9) OF THE State of New Jersey Department of Community Affairs permits change orders in excess of 20% as long as the following is present:

- 1) a written certification by the contractor containing the following:
  - i) an explanation of the factual circumstances which necessitate issuance of the changer order;
  - ii) a statement indicating why these circumstances could not have been foreseen;
  - iii) a statement indicating why issuance of the change order would be in the best interests of the Borough and would not constitute an abuse of these rules;
  - iv) if the nature of the change order is technical, the certification shall include a certified statement from contractor’s appropriate expert, explaining in detail the factual circumstances which necessitate the issuance of the change order;
- 2) a request from the chief executive officer, in this case the Borough Engineer, or his designee, to the governing body requesting the change order and explaining why this change order may be allowed pursuant to this provision; 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, does hereby authorize Change Order No. 2 and Final in the amount of -- \$3,250.00 and issuance of Payment Certificate No. 2 and final for the contract with **Frank Lurch Demolition Co., LLC**; in the amount of \$3,250.00 and

**BE IT FURTHER RESOLVED** that the Mayor is authorized to sign said Payment Certificate on behalf of the Borough and the Borough Clerk is hereby authorized to publish a notice of this action in the Asbury Park Press indicating the

additional amount to be expended, the original contract price, the nature of the original and additional work authorized by the within resolution and why it is necessary to expend the additional funds; and

**BE IT FURTHER RESOLVED** that the Clerk shall report this action to the Division of Local Government Affairs of the Department of Community Affairs of the State of New Jersey in its annual audit.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi			X			
Mrs. Woodruff		X	X			

**RESOLUTION 2020-150:**

*Appointments to the Board of Health*

Acting Mayor Cocuzza announces that he appoints the following persons as members of the Union Beach Board of Health to fill the vacancies of Mr. & Mrs. Moniz: (Three Year Terms) at the request of Mayor Wicki:

Sharon Smith to serve the balance of the unexpired term of John Moniz December 31, 2022  
Timothy Perrella to serve the balance of the unexpired term of Margaret Moniz December 31, 2021

Be it Resolved, by the Borough Council of the Borough of Union Beach, that the Appointments of the above named persons as members of the Board of Health, of the Borough of Union Beach, as made by the Mayor, for the terms set forth above, be and the same are hereby approved and confirmed.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza	X		X			
Mrs. Roche		X	X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi			X			
Mrs. Woodruff			X			

**RESOLUTION NO. 2020-151:**

NOTE: \*CLASS IV MEMBERS - Appointed by the Mayor without the advice and consent of the Council.

Acting Mayor Cocuzza announces that he is appointing the following named persons as members of the Union Beach Planning Board at the request of Mayor Wicki:

Appointments to Planning Board:

Planning Board Representatives:

CLASS IV

Laurette Wade (Four Year Term) December 31, 2022  
(unexpired term of John Moniz)

Alternate No. 1 Laura Hallam (Two Year Term) December 31, 2021  
(unexpired term of Laurette Wade)

Alternate No. 2 Mike Murray (Two Year Term) December 31, 2021  
(unexpired term of Laura Hallam)

\*Be it Resolved, by the Borough Council of the Borough of Union Beach that the above Class III and Alternate No. 1 and Alternate No. 2 Member Appointments, as made by the Mayor, be and the same is hereby confirmed.



	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo		X	X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi			X			
Mrs. Woodruff			X			

**APPROVAL OF VOUCHERS AND PAYMENT OF BILLS:  
RESOLUTION 2020-152:**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski		X	X			
Mr. Andreuzzi	X		X			
Mrs. Woodruff			X			

\*Councilman Lewandowski abstains on 20-00862, 20-00887, 20-00940 Fire Department Vouchers/Purchase Orders. \*\*Councilman Cocuzza abstains on 20-00872, 20-00909, 20-00925 Board of Education and Monmouth County Vouchers/Purchase Orders.

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF AUGUST 20, 2020:**

Councilman Cocuzza calls for a **Motion to Add:** Introduction of the Following Business to the Agenda:

1. **RESOLUTION NO. 2020-153 – Resolution Opposing All Mail-in Ballot Elections**
2. **RESOLUTION NO. 2020-154 - Appointing Ronald Burkhardt Jr. as Bloodborne / Hazmat Officer**
3. **RESOLUTION NO. 2020-155 - Notifying County by Letter to Freeholder Arnone’s Office of closing of roadway on 9/11 and 9/12 Front Street from Pine to Florence from on Friday (possibly Saturday if needed) 9 p.m. -11p.m. and the Front Street Parking Lot for 911 Memorial Lighting.**

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

**RESOLUTION 2020-153 :**

***RESOLUTION OPPOSING ALL MAIL IN BALLOT ELECTIONS***

**WHEREAS**, Title 19 of the New Jersey State Statutes sets for the framework for the conducting of elections in the State of New Jersey.

**WHEREAS**, Title 19 provides for in person voting on election day, and for the ability of voters to apply to vote by mail instead of in person should they choose to do so;

**WHEREAS**, via Executive Order Governor Murphy super ceded the statutes regarding in person voting on election day and ordered that the June 2 primary election be moved to July 7 and that the election would be conducted primarily by mail in ballot, with only limited voting on election day via provisional paper ballot;

**WHEREAS**, the practice of forcing to all registered voters to vote by mail in ballot has caused and will cause concern amongst voters for dishonesty, voter fraud and voter disenfranchisement in mail-in elections;

**WHEREAS**, the mandated all mail in voting election has significantly delayed election results during the primary election in Monmouth County and elsewhere;

**WHEREAS**, the State of New Jersey will be holding a General Election on November 3, 2020;

**WHEREAS**, voters should not have to be concerned about disenfranchisement, voter fraud and dishonesty, or delayed election results in the November general election.

**THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Union Beach County of Monmouth opposes the exclusive use of Mail-In Ballots in the General Election in November, 2020 and any future elections except for voters who have requested or request to vote by mail in ballot, and that the Governor and legislators should proceed to plan for an election process as set forth in the current New Jersey statutes; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to Governor Murphy, all members of the New Jersey Legislature, the Monmouth County Freeholders, the Monmouth County Clerk, the Municipal Clerks of all towns in Monmouth County, and the New Jersey State League of Municipalities.

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

**RESOLUTION NO. 2020-154:**

***Borough's Blood Borne Pathogen and Right to Know Compliance Officer***

Acting Mayor Cocuzza announces that he nominates, and with the advice and consent of the Council appoints the following named person as ***Borough's Blood Borne Pathogen and Right to Know Compliance Officer (Part-Time)*** to serve at the pleasure of the Borough Council to fill the unexpired term of Christopher Tuberton expiring December 31, 2021 for a term not to exceed two years, effective as August 20, 2020 of in accordance with N.J.S.A. 40A:9-154.1.

**RONALD BURKHARDT, JR.**

and the same are hereby approved and confirmed:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche		X	X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi			X			
Mrs. Woodruff			X			

**RESOLUTION 2020-155 :** *Resolution Authorizing Clerk to request permission of Monmouth County Freeholders to close County Road 39, aka Front Street, from Pine Street to Florence Avenue on September 11 & September 12 from 5-11 p.m.*

**Whereas**, the Borough of Union Beach wishes to host 911 Memorial Services and a Lighting display at the beachfront area parking lot across from the American Legion Post 321 to honor those lives lost on September 11, 2001; and

**Whereas**, the Borough expects residents to gather for services; and

**Whereas**, in the interest of safety, the Borough of Union Beach respectfully requests permission for the closure of this portion of County Road 39, aka Front Street between Florence Avenue and Pine Streets to all traffic between the hours of 5-11 pm; on September 11<sup>th</sup> and September 12<sup>th</sup>; and

**Be it Further Resolved**, that the Clerk send copies of this Resolution along with letter of request and invitation to Freeholder Thomas Arnone, Sheriff Shawn Golden and the Union Beach Police Department.

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Cocuzza			X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski	X		X			
Mr. Andreuzzi			X			
Mrs. Woodruff		X	X			

**ADJOURNMENT:** Motion moved by Mrs. Woodruff, seconded by Mrs. Roche and approved by unanimous Voice Vote. 8:31 P.M.

RESPECTFULLY SUBMITTED BY:   
 Anne Marie Friscia, RMC