



**BOROUGH OF UNION BEACH**  
**MINUTES**  
**Council Meeting**  
**October 15, 2020, 7:30 P.M.**  
**650 Poole Avenue, Union Beach, NJ**

**CALL TO ORDER:** Meeting called to order by Mayor Albin Wicki at 7:30 p.m.

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

**SALUTE TO THE FLAG:** Mayor Wicki

**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  
John T. Lane, Jr. Borough Attorney  
Robert M. Howard, Jr. Borough Administrator  
Anne Marie Friscia, Borough Clerk  
Carol Seney, Deputy Clerk – Absent\*

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

**MEETING OF OCTOBER 15, 2020**

**ORDINANCE NO. 2020-294:**

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 September 23, 2020.

*Clerk requests permission of Mayor Wicki 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. 2020-294:**

**AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF UNION BEACH, 1980,"  
CHAPTER VII, "TRAFFIC" SECTION 7-3.10, RESIDENTIAL PERMIT  
PARKING, SCHEDULE XIX**

WHEREAS, based upon certain complaints and issues, it had been requested by residents that a Residential Permit Parking Program be established on a certain identified street where there has been demonstrated or found to be an ongoing seasonal problem; and

WHEREAS, the Governing Body has determined that it is appropriate to establish a Resident Permit Parking program and restrictions on a certain street in order to reasonably facilitate parking for residents located on this street and protect against excessive traffic and parking so as to prevent an unreasonable burden upon residents on said street from gaining access to their residences;

NOW THEREFORE BE IT ORDAINED that the following sections be amended:

7-3.10a.2.

2. The vehicle has displayed on its left rear window, front dashboard or from rear view mirror, in such a manner as to be accessible to visible examination by an officer, a current residential parking permit or hanging tag.

7-3.10b.1

1. Visitors. A vehicle displaying a current visitor parking permit or hanging tag may park on any of the controlled streets described on Schedule XIX provided that the operator of the vehicle is a bona fide guest of the residence within the permit parking area. The visitor’s permit or hanging tag shall be displayed in accordance with Section 3.10.a.2 of this Ordinance.

Schedule XIX “Residential Permit Parking,” add the following street location:

<u>Name of Street</u>	<u>Location</u>	<u>Side</u>
Johnson Avenue (November 1 <sup>st</sup> through January 31 <sup>st</sup> )	From Broadway easterly to its terminus	Both

BE IT FURTHER ORDAINED, that this ordinance shall take effect immediately upon final passage and publication as required by law.

**PUBLIC HEARING ON ORDINANCE NO. 2020-294: MEETING OF OCTOBER 15, 2020**

MAYOR WICKI OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2020-294 AT 7:33 P.M.

WITH NO ONE APPEARING TO BE HEARD, MAYOR WICKI DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2020-204 AT 7:33 P.M.

**RESOLUTION NO. 2020-172: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2020-294 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF FINAL ADOPTION OF ORDINANCE 2020-294 IN ASBURY PARK PRESS.**

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

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

**APPROVAL OF MINUTES OF THE MEETING OF: September 17, 2020 (In Dropbox )**

Motion moved by Mr. Cocuzza, seconded by Mrs. Woodruff and approved by unanimous voice vote.

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

**Proclamation – Breast Cancer Awareness Month of October  
– Color the World Orange Day – November 2nd**

Application for Super 50/50 \$10,000 Prize American Legion – Forwarded to PD for background checks.  
Activity Permit Application to use the Municipal Parking Lot on November 1<sup>st</sup> for Knights of Inferno Event.  
Activity Permit Application -George Anderson – October 10<sup>th</sup>

Motion moved by Mrs. Roche, seconded by Mr. Andreuzzi and approved by unanimous voice vote.

Dates to Remember:

October 24<sup>th</sup> – Clean Ocean Action Beach Sweeps - cancelled  
November 1<sup>st</sup> Knights of Inferno Fire Engine Stop and Display at Beachfront Municipal Lot  
November 2<sup>nd</sup> Color the World Orange Day – November 2<sup>nd</sup>

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

**Councilman Cocuzza**

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

Mr. Cocuzza discusses that under Personnel on the Agenda this evening we have Resolution No. 2020-176 which authorizes the Mayor to execute the personnel contracts for Mr. Howard, our Borough Administrator and Mrs. Seney our Deputy Borough Clerk. The Personnel Committee had worked on that a few weeks ago and we are glad that the contracts are done and that they are staying for a number of years. We appreciate that. Also, this evening, he would like to introduce a

Resolution in celebration of the Birthday of Mayor Paul J. Smith, Jr. As all of us know, the Mayor passed away, unexpectedly, on April 30<sup>th</sup>. What Paul meant to the community in his 37 years as a representative, councilman, council president, mayor and for his over thirty years with community sports, baseball, basketball. Paul absolutely embodies what our community is all about. When you think of Union Beach, you think of Paul Smith. Mr. Cocuzza introduces a Resolution that he believes is very fitting to take effect on his birthday, October 27<sup>th</sup> dedicating the Municipal Building to Mayor Paul J. Smith, Jr. He offers the motion and Councilman Cavallo seconds the motion and unanimous voice vote is recorded for this Resolution 2020-173.

**Councilwoman Roche**

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

Mrs. Roche reports from the Fire Department for the month of September 2020:

2 First Responder Medical Assistance calls to EMS

2 Structure Fire Calls

3 Vehicle Fire Calls

2 Electrical Fires

1 Carbon Monoxide

3 Activated Fire Alarm Calls

1 Odor of Smoke Complaint

1 Service Call – Assist Resident – Water Rescue

1 Mutual Aid Response

Total Volunteer Man Hours for incident response for the month of September equated to 241.22

hours. Training for the month of September – Live burn in Aberdeen conducted on September 13<sup>th</sup> and coming up in October they will have vehicle extrication date to follow.

OEM – we have not had a meeting this month. The meeting is scheduled for the end of the month so she will report on it next meeting.

Board of Education: If you go on the Board of Education website you can find all the latest updates for the how the school is doing and their web plans. Their plans are very good and we have had three Board of Education meetings this month all pertaining to such issues and every one of those meetings were very productive. She is very proud of how our school is operating and handling the situation. They are handling it very well and she is very proud of the Board of Education members.

The American Legion is having a Veterans Day Service November 11<sup>th</sup> at 11 a.m. and dedicating a plaque to Brian Conolly who we know passed away at war.

**Councilman Cavallo**

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

Board of Health is working on trying to have a Rabies Clinic with the County. He has his meeting with them on Monday.

Seniors: Have not been meeting due to COVID.

Library: They are looking at having their cake sale on the Tuesday before Thanksgiving (November 24<sup>th</sup>) if all is able to be done this way. They are looking for a few items. They have made a donation of DVD's to the American Legion for a Veterans Home. They are planting a tree to honor Mayor Smith.

Community Alliance: He has spoken to a few of the Council Members about November 15<sup>th</sup>. They wish to do something at Scholer Park in the Hockey Rink for the kids – like a Fall Festival. He has messaged Kelly Kenny on what they need to do to take care of this.

**Councilman Lewandowski**

**Public Safety, Shared Services, Court**

The Court Report: September 2020

Amount collected for Title 39 contempt, fines and costs \$3,464.30

Police Department Report for the Month of September - October 2020:

1,018 calls for service

170 traffic stops

5 DUI's

11 Warrant Arrests

65 Summonses

## 5 Motor Vehicle Crashes

Detective Bureau issued 19 fire arms permits., 1 ABC investigation, 6 Arrests themselves, 1 background investigation for new employment. They continue to do their training. They just completed the Attorney General directive to understanding drug addiction. All officers have received their fire arms training for the year. They also received their pepper spray training for the year. They have received additional de-escalation training techniques.

### Councilman Andreuzzi

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

EMS Report for the Month of September:

EMS was dispatched to 54 calls this month and answered 54 calls, 42 within Union Beach and 12 mutual aid.

Year to Date we have 326 calls with 324 answered. Two were answered by mutual aid. The Union Beach calls response percentage is 99.4% for the year. This is outstanding.

The monthly statical breakdown:

Emergency Calls 38

Fire Calls Stand-by 4

Cancelled Calls 8

Community Event Stand-by 4

Man hours for the month 372.5

Work hours for the month 114.5

Training hours 71

Administrative hours 22

Total 580 hours

Year to date call hours 1,397.5

Work hours 479.8

Training hours 509

Administrative hours 144

Total 2530.3 hours

New members are always accepted.

The Planning Committee is eagerly awaiting updated plans on the Cervino site as well as the car wash site. The committee recently met to discuss the redevelopment plan for the property on the westerly corner of Florence and Front. This is the old Ceglia site. A response has been sent to that developer and we await the reply overall we believe progress is really being made.

Building and Construction:

Number of permits processed 9

Certificates 2

Type of work – 1 addition and 8 alterations.

Fee summary for the month of September totaled \$4,101 for total construction value for the month was \$143,999.

Environmental: The Save Coastal Wildlife Bayshore Watershed Council held its full moon seining event on the Sandy Hook Bay on October 3<sup>rd</sup>. It was very successful and results and a video may be found on their website. Thanks to all who participated. The monthly meetings of the Bayshore Watershed Council that were curtailed in the spring due to covid will return to monthly meetings now on zoom. Topics of interest to be discussed, should be submitted via email on the Save Coastal website. The Bayshore Regional Watershed Council has been in existence for 20 years. Union Beach was a founding municipality and it was represented by himself and Chuck Steiner. The Department of Public Works continues to monitor and sanitize all public areas every morning. Play area rehabilitation at Helen Hayes Park continues with new playground mulch and wood being replaced around its perimeter.

Crack sealing has been undertaken in several sections of the Borough, particularly where previously replaced and rehabilitated roads are showing signs of disrepair. This program is designed to maintain the integrity of the roads and extend their lifespan.

The new Case Tractor was delivered on September 21<sup>st</sup> and will be a significant part of our beach clean up and maintenance program. Catch basin cleaning and pot hole repairs remain on the activity list for the DPW and you may call the DPW with questions or concerns on those matters.

**Councilwoman Woodruff**

**Public Affairs, Special Grants, Recreation**

Mrs. Woodruff reports from her meeting with the Recreation Commission at the end of September and they are looking to host a virtual Halloween Costume Contest where families can post pictures of their children and their families in costumes on the Facebook webpage or to the email address that they will have set up. In doing this, they have come up with a bunch of categories and then they will vote on it at their next meeting at the end of this month and they will give out gift cards as prizes. They are still planning to have the Holiday celebration with the tree lighting on the 1<sup>st</sup> Sunday in December (December 6<sup>th</sup>). They also have a back-up plan if we are unable to do this due to Covid. They would still use Scholer Park as in previous years for this. She told them that they are still a go so far for the Holiday tree lighting ceremony unless she tells them otherwise. They are also looking into the purchase of an electronic sign board to promote upcoming events and activities. They have gotten a couple of quotes and have reached out to a couple more companies to find out a final number and they have asked for the sign to be placed by the Library on Union Avenue instead of by the waterfront due to the a few companies have told them that due to the weather elements it would not hold up well over the years and be a waste of money at that point. More to follow on this at future meetings.

**Robert M. Howard, Jr. – Borough Administrator** – discusses the building project, the new landscaping outside, the garage has been re-sided and there will be a color complimentary roof put on it also. Today Poole Avenue was milled and paved. This money came from the Capital Improvement Projects this year includes Lorillard Avenue, Ocean Avenue and the Police Department Parking Lot. If you have seen the Police Department parking lot lately, it is down to millings and it is being prepared for the base coat. We are getting some rain tomorrow so we are not sure when it will happen, but it will be completed shortly. We have stretched the funds that we have available under that program to do this work and the stretch of roadway on Stone Road. He thanks Dennis Dayback for allowing us to get this far as the original plan was to get beyond our exit and he had stretched to funds to get us to Dibling. He updates all on the inside of the building and the work that has been completed this week in the addition– the furniture is in, the offices are being prepared for the employees to be able to work in their new offices starting on Monday. The furniture came in on Monday, Tuesday and Wednesday and today 75-80% of the computer hook ups and phones have been taken of. A lot of this work was done today and will be going on tomorrow also. He gives a lot of credit to Anne Marie for taking care of the furniture, computers and phones. We started this move in on Columbus Day, a Holiday as this is when the furniture started arriving. It is difficult to get this all scheduled – not like the old days – where you called ma bell to move a phone line from one place to another – there are computers to be purchased, upgrades, different lines to be run for different departments and Anne Marie coordinated this 3 week project. It went very well. The landscaping will be finished soon with mulch. The parking lot has to be lined and Public Works was preparing to line the Stone Road parking spaces today, but since we had so much going on here on Poole Avenue, that it was postponed. They will continue on the next warm day to line the parking spots. One last thing, last week, we spoke about Dennis Dayback and T&M preparing specs for the landscaping work and the fence that we want done on the north end of the parking lot, which is not part of this project. The bid specs were opened today and they came in a little high, so there is a possibility of adding an award of a contract type project within the next couple weeks. The fence is one thing we would like to get done before the weather changes.

**POINT OF ORDER:** Mayor Wicki states that the offices really look good. The offices look great with the furniture inside. We have all had to deal with having internet services put in our homes and problems that arise so he can imagine what it is like to deal with this whole infrastructure. He thanks Clerk also.

**NEW BUSINESS AND INTRODUCTION OF ORDINANCES: None**

**MEETING OPEN FOR PUBLIC DISCUSSION: October 15, 2020 Meeting**

Meeting opens for Public Discussion at 7:54 p.m.

With no one appearing to be heard at meeting or on teleconference, Mayor Wicki, closes meeting for Public Discussion at 7:54 p.m.

**RESOLUTIONS: Meeting of October 15, 2020**

**RESOLUTION NO. 2020-173:**

**A RESOLUTION**

In Celebration of the Birthday and Many Accomplishments of  
**Mayor Paul J. Smith, Jr.**

**WHEREAS**, the Governing Body of the Borough of Union Beach wishes to observe this October 27<sup>th</sup> in the year 2020, the Birthday of late Mayor Paul J. Smith, Jr., by recognizing his lasting impression on everyone he met. As the Borough continues to adjust to a new normal without him, Mayor Smith’s outgoing personality, sense of humor, infectious laugh and spirit of true dedication to public service, which made him a beloved and respected figure, live on; and

**WHEREAS**, although a hole has been left in our hearts, the void is being filled with memories of the past and the continuation of his previous commitments: co-founding local basketball recreation program, girls’ softball league and being coach and commissioner of Union Beach-Keyport Little League for over 33 years. Not to mention his tireless work with Big Brothers, Big Sisters Organization of New Jersey, Bayshore Senior’s Center and as a long-time Board Member of the Monmouth County Bayshore Outfall Authority; just to name a few; and

**WHEREAS**, during his illustrious tenure, Mayor Smith was able to accomplish many progressive improvements for the Borough including, enhancements to parks and playgrounds, street reconstruction, expanding the Municipal Building and probably the most extensive project, the Army Corps of Engineers flood protection project, which sadly, the last two he didn’t get to see to fruition; and

**WHEREAS**, his dedication to the Borough that he grew up in was shown by his service as Councilman from 1983 until 2007 when he was elected to his first of 4 terms and 13 years as Mayor. His guidance has established notable accomplishments for the town. His leadership influenced the remarkable recovery of the Borough from the devastation of Superstorm Sandy along with accommodating dignitaries from former Governor Chris Christie to former President Jimmy Carter to whom he presented the key to the Borough for the work with Habitat for Humanity in rebuilding 13 homes in one weekend; and

**WHEREAS**, in honor of the Birthday of Mayor Smith, October 27, 2020, the Governing Body wishes to recognize that in his passing Mayor Smith leaves a void that will be difficult to fill but we take solace in knowing that he is shining down on us reminding everyone to “Keep Smiling”.

**NOW, BE IT RESOLVED**, that the Governing Body of the Borough of Union Beach wishes to celebrate the many contributions of Mayor Smith, a true public servant, and desires to honor the memory of Mayor Smith with plans of a future dedication of this Municipal Complex to be named the Paul J. Smith, Jr. Municipal Complex.

**BE IT FURTHER RESOLVED**, that the Mayor and Council direct that an appropriate ceremony be scheduled in the future, at the completion of construction, along with a ribbon cutting and dedication of the Municipal Complex marking the many contributions of Mayor Paul J. Smith, Jr.

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

**RESOLUTION NO. 2020-174:**

***AUTHORIZING CHANGE ORDER NO. 1 AND FINAL AND PAYMENT CERTIFICATE NO. 2.  
 TO SCHOLER PARK IMPROVEMENTS, PHASE VIII – TEE BALL FIELDS***

**WHEREAS**, the Borough of Union Beach in the County of Monmouth, State of New Jersey, has on June 16, 2020 authorized the awarding of a contract to **Down to Earth Landscaping**, 705 Wright Debow Road, Jackson, NJ 08527; and,

**WHEREAS**, the Mayor and Council authorize Payment Certificate No. 2 to the contract awarded to **Down to Earth Landscaping**, in the amount of:

Original Contract Price:	\$ 99,464.00
Total Reductions	-0-
Total Extras This Change Order	\$ 4,901.00
Totals This Change Order	\$ 4,901.00

Net Change in the Contract: \$ 4,901.00  
 Revised Contract Price \$103,590.00  
 Previous Payments \$ 68,459.40  
 Total Amount Due this Certificate No. 2 \$ 35,130.60

**Total Amount Due for Payment Certificate No. 2 & \$35,130.60 Previous Payments \$65,459.40 ; 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. 1 and Final in the amount of \$4,901.00 and issuance of Payment Certificate No. 2 in the amount of \$35,130.60 for the contract with **Down to Earth Landscaping,;** and

**BE IT FURTHER RESOLVED** that the Mayor is authorized to sign said Payment Certificate on behalf of the Borough.

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

**RESOLUTION 2020-175:**

***CERTIFICATION OF THE 2019 AUDIT***

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year ending December 31, 2019 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and;

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit: 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, That the Mayor and Council of the Borough of Union Beach , hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance

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

**Resolution No. 2020-176:**

***Authorizing the signing of Employment Contracts and Addendum to Contract for Borough Employees***

Be it Resolved the by Governing Body, that the Mayor is hereby authorized to sign the Employment Contracts on behalf of the Governing Body for the following Borough Employees:

**Robert M. Howard, Jr., Borough Administrator**

**Carol Seney, Deputy Borough Clerk**

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to attest to same and supply copies to the Borough Attorney, Employee and the Finance Office.

	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 No. 2020-177:**

***Authorizing a donation in the amount of \$150.00 made payable to the Knights of Columbus #3402***

**Whereas**, the Mayor and Council are in support of fighting Breast Cancer; and,

**Whereas**, the Knights of Columbus Ladies Auxiliary #3402 are sponsoring a fundraiser for the purpose of Breast Cancer Awareness and raising funds to help fight the Disease; and,

**Whereas**, the Mayor and Council wish to help such a worthy cause, the Clerk is hereby directed to prepare a voucher in the amount of \$150.00 for such a donation.

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

**RESOLUTION 2020-178:**

***COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CERTIFICATION PROHIBITING THE USE OF EXCESSIVE FORCE AND A CERTIFICATION PROHIBITING THE USE OF FEDERAL FUNDS FOR LOBBYING***

WHEREAS, certain federal funds are potentially available to Monmouth County through the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the United States Department of Housing and Urban Development has allocated funding to the County of Monmouth for Fiscal Year 2020; and

WHEREAS, the County is making some of these funds available to certain participating Municipalities and non-profit agencies; and

WHEREAS, it is required that the Borough of Union Beach execute a Project Agreement with Monmouth County to undertake a project known as Reconstruction of 9<sup>th</sup> Street; and

WHEREAS, the U.S. Department of Housing and Urban Development is requiring that the Mayor of the Borough of Union Beach sign additional certifications in order to receive funds; and

WHEREAS, the Borough of Union Beach has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

WHEREAS, a copy of that policy is attached to and made part of this resolution.



NOW, THEREFORE, BE IT ORDAINED, that the Borough of Union Beach has met the conditions of receiving a Fiscal Year 2020 allocation by adopting a policy prohibiting the use of excessive force and by not using federal funds for lobbying or by disclosing that funds have been used for lobbying.

BE IT FURTHER RESOLVED, that the Mayor of the Borough of Union Beach is hereby authorized to sign the attached certifications which will become part of the Fiscal Year 2020 Project Agreement.

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

Approved by: \_\_\_\_\_ Albin Wicki, Mayor

10/15/2020

Attested by: \_\_\_\_\_ Anne Marie Friscia, Borough Clerk

10/15/2020

**RESOLUTION 2020 -179:**

**COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A PROJECT AGREEMENT WITH MONMOUTH COUNTY FOR PERFORMANCE AND DELIVERY OF FISCAL YEAR 2020 COMMUNITY DEVELOPMENT PROJECTS**

WHEREAS, certain federal funds are potentially available to Monmouth County through the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the County of Monmouth expects to receive an allocation for Fiscal Year 2020 from the United States Department of Housing and Urban Development; and

WHEREAS, the County of Monmouth has submitted its annual Plan for Fiscal Year 2020 to the U.S. Department of Housing and Development which included a project hereinafter referred to as Reconstruction of 9<sup>th</sup> Street with a grant allocation of \$156,647.00.

WHEREAS, the Borough of Union Beach hereby met all the requirements for the release of funds to begin incurring costs for this project; and

WHEREAS, the Borough of Union Beach has filed with the Monmouth County Community Development Program an acceptable timetable for completion and expenditure of grant funds, which is included as an appendix to the Project Agreement.

NOW, THEREFORE, BE IT ORDAINED, that the Mayor and Municipal Clerk are hereby authorized to execute with the County of Monmouth the attached Project Agreement on behalf of the Borough of Union Beach.

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

Approved by: \_\_\_\_\_ Albin Wicki, Mayor

10/15/2020

Attested by: \_\_\_\_\_ Anne Marie Friscia, Borough Clerk

10/15/2020

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

**RESOLUTION 2020-180:**

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

\*Councilman Lewandowski abstains on 20-01142 Fire Department Vouchers/Purchase Orders. \*\*Councilman Cocuzza abstains on 20-01179 and 20-01137 Board of Education and Monmouth County Vouchers/Purchase Orders.

*Proclamation*

## *Borough of Union Beach*

*WHEREAS, Complex Regional Pain Syndrome (CRPS), also known as Reflex Sympathetic Dystrophy (RSD) is a nerve disorder that causes chronic, severe pain;  
and*

*WHEREAS, the symptoms of CRPS/RSD may include severe burning that is out of proportion to the severity of the initial injury, extreme sensitivity to touch, pathological changes in bone and skin, tissue swelling and change in blood flow;  
and*

*WHEREAS, CRPS/RSD was first identified during the Civil War, it remains a poorly understood condition;  
and*

*WHEREAS, there is currently no identifiable cure for CRPS/RSD and treatments are only aimed at relieving pain through physical therapy, nerve blocks, epidurals, opiates, and spinal cord stimulators;  
and*

*WHEREAS, members of the CRPS/RSD community will be spreading awareness in the month of November;  
and*

*WHEREAS, on November 2, 2020 members of CRPS.RSD community will be celebrating their seventh annual Color the World Orange Day to spread awareness of CRPS/RSD;*

*NOW, THEREFORE, I, Albin J. Wicki., Mayor of the Borough of Union Beach do hereby proclaim November 2, 2020 as **COLOR THE WORLD ORANGE DAY** in the Borough of Union Beach.*

### *Proclamation*

## *Borough of Union Beach*



**WHEREAS,** Breast Cancer Awareness 2020 month begins on Monday, October 1 and ends on Wednesday, October 31; and

**WHEREAS,** breast cancer is the second most commonly diagnosed form of cancer for women in the United States and remains the second leading cause of cancer death among American women; and

**WHEREAS,** every three minutes a woman is diagnosed with breast cancer; one out of every eight women who live to the age of 85 will develop breast cancer in her lifetime; and the survival rate of women who have breast cancer is 98.1 percent when detected in the early stages; and

**WHEREAS,** early detection and improved treatment is believed to have significantly reduced the number of deaths caused by breast cancer. Mammography, an “x-ray of the breast,” is recognized as the single most effective method of detecting breast changes long before physical symptoms can be seen or felt; and

**WHEREAS,** early detection and improved treatment is believed to have significantly reduced the number of deaths caused by breast cancer; and

**WHEREAS,** during the month of October, we acknowledge the extraordinary commitment and effort invested in this cause by researchers, scientists, and numerous nonprofit organizations dedicated to discovering the cure for breast cancer. We recognize that over two and a half million Americans are breast cancer survivors that give us hope of a better future; and

**NOW, THEREFORE** with support for those who continue to withstand breast cancer, I, Albin J. Wicki, in association with the Borough Council do hereby proclaim October 2020 as Breast Cancer Awareness Month in the Borough of Union Beach, NJ.

### **BUSINESS ADDED TO THE AGENDA OF THE MEETING OF OCTOBER 15, 2020:**

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

1. RESOLUTION NO. 2020-181: Renewal LESO Participation Agreement
2. RESOLUTION NO 2020-182: AUTHORIZING CHANGE ORDERS NO. 42 & 43 - COMPLETION CONTRACT, ADDITIONS & RENOVATIONS, UNION BEACH MUNICIPAL BUILDING

**Motion to add business to Agenda** moved by Mr. Cocuzza, seconded by Mrs. Woodruff, and approved by unanimous voice vote.

**RESOLUTION 2020-181:**

**TITLE: RESOLUTION AUTHORIZING THE BOROUGH OF UNION BEACH THROUGH THE UNION BEACH POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE UNION BEACH POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

**WHEREAS**, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

**WHEREAS**, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

**WHEREAS**, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

**WHEREAS**, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

**WHEREAS**, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

**NOW THEREFORE BE IT RESOLVED** by the *Mayor and Council of the Borough of Union Beach* that the *Union Beach Police Department* is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from 01/01/ 2021 to December 31, 2021; and

**NOW THEREFORE BE IT FURTHER RESOLVED** that *The Borough of Union Beach Police Department* hereby authorized to acquire items of non-controlled property designated “DEMIL A,” which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the *Borough of Union Beach* without restriction; and

**NOW THEREFORE BE IT FURTHER RESOLVED** that *Borough of Union Beach, Police Department* is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the period of time for which this resolution authorizes: [*specifically list controlled property items authorized for acquisition, including quantity, e.g., (1) utility truck, (12) 5.56 millimeter rifles, or (1) MRAP, etc.*]; and

**BE IT FURTHER RESOLVED** that the *Borough of Union Beach Police Department* develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

**BE IT FURTHER RESOLVED** that the *Borough of Union Beach Police Department* shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from 01/01/2021 to December 31, 2021.

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

**RESOLUTION NO. 2020-182:**

**OCTOBER 15, 2020**

**AUTHORIZING CHANGE ORDERS NO. 42 & 43 - 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. 42 & 43 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.....	\$	219,153.17
The Contract Sum prior to this Change Order was .....	\$	3,773,153.17
The Contract Sum will be changed by these Change Orders.....	\$	
	# 42	\$ 685.38
	# 43	\$2,652.72
	..... \$ (net)	\$ 3,338.10
The new Contract Sum including these Change Orders will be.....	\$	3,776,491.27

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. 42 & 43 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	X			
Mrs. Roche			X			
Mr. Cavallo			X			
Mr. Lewandowski			X			
Mr. Andreuzzi			X			
Mrs. Woodruff	X		X			

**ADJOURNMENT:** Motion to adjourn moved by Mrs. Roche, seconded by Mrs. Woodruff and approved by unanimous Voice Vote. 7:59 P.M.

**RESPECTFULLY SUBMITTED BY:** \_\_\_\_\_