



**BOROUGH OF UNION BEACH
COUNCIL MEETING
February 17, 2022, 7:30 P.M.
650 Poole Avenue, Union Beach, NJ**

CALL TO ORDER: Meeting called to order by Mayor Charles Cocuzza at ____ p.m.

ANNOUNCEMENT: By Mayor Cocuzza of the Emergency Fire Exits.

SALUTE TO THE FLAG: Mayor 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." -

ROLL CALL: Council Members

- Mr. Wicki
- Mr. Cavallo
- Mrs. Roche
- Mrs. Woodruff
- Mr. Andreuzzi
- Mr. Lewandowski

Also Present:

- Mayor Charles W. Cocuzza
- John T. Lane, Jr., Borough Attorney
- Robert M. Howard, Jr. Borough Administrator
- Anne Marie Friscia, Borough Clerk
- Carol Seney, Deputy Clerk

MOTION TO SET ASIDE THE REGULAR ORDER OF BUSINESS: February 17, 2022

Motion moved by _____, seconded by _____ voice vote.

MOTION TO RETURN TO THE REGULAR ORDER OF BUSINESS OF THE MEETING OF February 17, 2022.

Motion moved by _____ seconded by: _____ voice vote.

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

MEETING OF February 17, 2022

Public Hearing on Ordinance 2022-312:

ORDINANCE 2022-312:

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 January 25, 2022.

Clerk requests permission of Mayor Cocuzza 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. 2022-312:

MEETING OF FEBRUARY 17, 2022

An Ordinance Providing Salary Ranges For the Titles of Chief of Police and Captain of Police Within the Police Department of the Borough of Union Beach, County of Monmouth, State of New Jersey

Be It Ordained by the Governing Body of the Borough of Union Beach, County of Monmouth in the State of New Jersey as follows:

Section 1. The following Minimum and Maximum salary ranges are fixed and determined for the Chief of Police and Captain of Police in the Union Beach Police Department. The exact salary to be paid to each will be determined by a Resolution of the Governing Body of the Borough of Union Beach for each calendar year and may further be amended by Resolution of the Governing Body during a calendar year, when deemed necessary.

Title Classification

Salary Range

	<u>Minimum</u>	<u>Maximum</u>
Chief of Police	\$140,000.00	\$190,000.00
Captain of Police	\$135,000.00	\$185,000.00

Section 2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

Section 3. Pursuant to the provisions of N.J.S.A. 40:69A-181 (b), this ordinance shall take effect twenty (20) days after its final passage by the Borough Council and approval by the Mayor where such approval is required by law.

Motion to Introduce Ordinance 2022-312 by: _____seconded by _____ Roll Call Vote:

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

PUBLIC HEARING ON ORDINANCE NO. 2022-312: MEETING OF FEBRUARY 17, 2022:

MAYOR COCUZZA OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2022-312 AT _____ P.M.

MAYOR COCUZZA DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2022-312 AT _____ P.M.

RESOLUTION NO. 2022-40: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2022-312 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF FINAL ADOPTION OF ORDINANCE 2022-312 IN ASBURY PARK PRESS.

Paper: The Asbury Park Press, Issue of February , 2022

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

PRESENTATION OF COMMUNICATIONS; PETITIONS, ETC.

MONDAY FEB. 21ST PRESIDENT DAY HOLIDAY – BOROUGH OFFICES CLOSED

UNION BEACH PBA RAFFLE APPLICATION – MOTORCYCLE

UBFD HIGHWAY SOLICITATION – APPLICATION TO MONMOUTH COUNTY JUNE – AUGUST – SAT & SUNDAYS.

JUNE 25TH – UB5K

NEWSLETTER INFO DUE TO DPW BY FEB 25TH.

MARCH 18TH ENERGY ASSISTANCE DAYS SPONSORED BY NJNG IN SENIOR ROOM 9-5. (ON LIT SIGN AND WEBSITE)

Motion moved by _____, seconded by _____ and approved by voice vote.

REPORTS OF COMMITTEES AND DEPARTMENT HEADS:

Councilman Wicki

Finance, Personnel, Administration, Special Grants & Shared Services

Councilman Cavallo

Seniors, Library, Community Alliance & Health

Councilwoman Roche

Board of Education, American Legion & Public Affairs

Councilwoman Woodruff

Recreation & UBSA

Councilman Andreuzzi

Public Works, Building and Grounds & Construction, Code Enforcement, Environmental & Planning Board

Councilman Lewandowski

Public Safety, Court, OEM, Fire Dept., EMS

Robert M. Howard, Borough Administrator

MEETING OPEN FOR PUBLIC DISCUSSION: February 17, 2022

Meeting opens for Public Discussion at _____ p.m.

Meeting closes for Public Discussion at _____ p.m.

UNFINISHED BUSINESS:

NEW BUSINESS AND INTRODUCTION OF ORDINANCES:

Proposed ORDINANCES: Meeting of February 17, 2022 none

RESOLUTIONS: February 17, 2022

RESOLUTION NO. 2022-45:

BOROUGH OF UNION BEACH
EMERGENCY RESOLUTION
N.J.S.A. 40A:4-20 (TEMPORARY APPROPRIATIONS)

WHEREAS, pursuant to N.J.S.A. 40A:4-19 the Borough Council of the Borough of Union Beach adopted Resolution #2021-184 to provide temporary funds for the period from Jan. 1, 2022 until the adoption of the Operating Budget for the Borough of Union Beach, New Jersey; and

WHEREAS, additional appropriations will be required from February 17, 2022 until the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-20 provides that the governing body by a two-third vote may make temporary emergency appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF UNION BEACH, NEW JERSEY, that:

1. The governing body by a two-third vote of its full membership hereby amends its temporary budget by making the following emergency temporary appropriations:

CURRENT FUND

(A) Operations - within "CAPS":

General Government

Administrative and Executive

Other Expenses	\$ 22,245.00
IT - Contractual	2,500.00
Collection of Taxes	
Other Expenses	1,500.00
Planning and Zoning	
Other Expenses	25,000.00
Liability Insurance	28,000.00
Workers' Compensation	1,929.00
Police	
Other Expenses	21,500.00
Task Force	
Other Expenses	2,900.00
Fire	
Aid to Volunteer Companies	40,000.00
First Aid Organization	
Contribution	10,000.00
Rodent Control	
Other Expenses	300.00

Total Operations (Item 8 (A))	-
Within "CAPS"	-
	155,874.00
Operations Excluded from "CAPS"	-
Police - Reverse 911	301.00
Public Works' Equipment - General Purpose Bucket	12,375.00
Total Operations Excluded from "CAPS"	12,676.00
Municipal Debt Service	
Loan Repayments for Principal and Interest	15,000.00
Total General Appropriations	\$183,550.00
	<u>0</u>

2. This action shall take effect February 17, 2022.

3. A copy of this resolution shall be immediately filed with the Director of Local Government Services by the Borough Clerk of the Borough of Union Beach.

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

RESOLUTION NO. 2022-46:

RESOLUTION AUTHORIZING A REFUND IN THE AMOUNT OF \$100.00 FOR ROAD OPENING PERMIT NO. 2022-001

Whereas, a payment in the amount of \$100.00 was collected from Measuring and Monitoring Services Inc., for a road opening permit.

Whereas, said payment in the amount of \$100.00 was received and recorded in the records of the Borough of Union Beach on January 19, 2022; and

Whereas, after investigation, Measuring and Monitoring Services Inc. does not have planning and zoning board approval and thus the permit must be rescinded for the full amount of \$100.00.

Whereas, Steven Higgins, Department Head Department of Public Works for the Borough of Union Beach, made application to the Finance Officer to grant a refund of \$100.00 to Measuring and Monitoring Services Inc., 3 Shelia Drive, Tinton Falls, NJ 07724, which is the balance of the refund.

Now, Therefore, Be it Resolved, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendations of the Finance Officer, a refund in the total amount \$100.00 is hereby authorized to Measuring and Monitoring Services Inc.

Be it Further Resolved, that the records of the Construction Department be adjusted accordingly.

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

RESOLUTION NO. 2022-47 :

RESOLUTION AUTHORIZING A REFUND IN THE AMOUNT OF \$585.00 FOR OVER-PAYMENT OF POLICE OFF- DUTY SERVICES

Whereas, a payment in the amount of \$585.00 was collected from Lima Charlie Construction., for off duty services within The Borough of Union Beach, and

Whereas, said payment in the amount of \$585.00 was received and recorded in the records of the Borough of Union Beach on December 15, 2021; and

Whereas, after investigation, a payment for off-duty services was received in the amount of \$2,115.00 instead of the billed amount of \$1,530.00.

Whereas, Alice Ostervich, Accounting Clerk for the Borough of Union Beach, made application to the Finance Officer to grant a refund of \$585.00 to Lima Charlie Construction, 1 Broad Street, Freehold, NJ 07728 which is the balance of the overpayment made to the Borough.

Now, Therefore, Be it Resolved, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendations of the Finance Officer, a refund in the total amount \$585.00 is hereby authorized to Lima Charlie Construction.

Be it Further Resolved, that the records of the Construction Department be adjusted accordingly.

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

RESOLUTION NO. 2022-48:

RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN THE BOROUGH OF UNION BEACH

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the county; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the county of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Union Beach is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
 - b. such operations will be performed in compliance with applicable Federal and State regulations, and
 - c. the County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

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

**APPROVAL OF VOUCHERS AND PAYMENT OF BILLS: Dropbox
RESOLUTION 2022-49:**

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

*Councilman Lewandowski abstains on _____ Fire Department Vouchers/Purchase Orders.

BUSINESS ADDED TO THE AGENDA OF THE MEETING OF FEBRUARY 17, 2022:

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

1. RESOLUTION NO. 2022-:

Motion to add business to Agenda moved by _____ seconded by _____, voice vote.

EXECUTIVE SESSION:RESOLUTION NO. 2022-: MEETING OF FEBRUARY 10, 2022.

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

Motion moved by _____ seconded by _____ and approved by unanimous voice vote.

The Governing Body retired into executive session for a matter of _____ at _____ p.m.

RECONVENE MEETING: ___ pm

Motion to reconvene meeting moved by _____, seconded by _____ and approved by unanimous voice vote.

ROLL CALL: Council Members

Also Present:

ATTORNEY: PURPOSE OF CLOSED SESSION:

Action:

ADJOURNMENT: Motion moved by _____, seconded by _____ and approved by unanimous Voice Vote. _____ P.M.