



**BOROUGH OF UNION BEACH  
AGENDA- MEETING INDEX  
Council Meeting  
January 20, 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: January 20, 2022**

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

**MOTION TO RETURN TO THE REGULAR ORDER OF BUSINESS OF THE MEETING OF January 20, 2022**

Motion moved by \_\_\_\_\_ seconded by: \_\_\_\_\_ voice vote.

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

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

**MEETING OF JANUARY 20, 2022 - none**

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

- Holy Family 50/50 Raffle
- St. Francis Feline Gift Card Raffle
- Executive Wrecker/Towing License
- Dawn's Wrecker/Towing License
- Bill Wright Wrecker/Towing License
- Angelo Soldi Vendor A&B Beachfront

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

**APPROVAL OF MINUTES OF THE MEETING OF: Reorg Meeting of January 7, 2022.**

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, Police, Court, OEM, Fire Dept., EMS

**Robert M. Howard, Borough Administrator**

**MEETING OPEN FOR PUBLIC DISCUSSION: January 20, 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:**

**ORDINANCE NO. 2022-312:**

**MEETING OF JANUARY 20, 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**

Minimum                      Maximum

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						

**RESOLUTION 2022 - 31:**

**AUTHORIZING ADVERTISEMENT FOR PUBLIC HEARING ON ORDINANCE 2022-312**

Paper: The Asbury Park Press, issue of January \_\_\_\_, 2022

Hearing Date: February 17, 2022

Time: Commencing at 7:30 pm

Place: Municipal Building, 650 Poole Avenue, Union Beach, NJ

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

**RESOLUTIONS: Meeting of January 20, 2022**

**Resolution No. 2022-32:**

**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/ 2022 to December 31, 2022; 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 the property available through the Program, “DEMIL A through Q” is attached hereto; 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 01/01/2022 to December 31, 2022.

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

**RESOLUTION NO. 2022-37:**

**ALCOHOLIC BEVERAGE RESOLUTION - PERSON-TO-PERSON TRANSFER**

**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License 1350-33-005-006, heretofore issued to Piero’s Inc. for premises located at 1411 Route 36, Union Beach, NJ 07735; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Union Beach does hereby approve, effective February 15, 2022 the transfer of the aforesaid Plenary Retail Consumption License to Tre Belle Figlie, LLC, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Mach Rest 1, LLC, effective February 15, 2022." and forward a certified copy of this Resolution to the Director of the New Jersey Division of Alcoholic Beverage Control.

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

**RESOLUTION NO. 2022- 33:**

***Authorizing appointment of Full Time Telecommunicator***

Be it Resolved by the Governing Body of the Borough of Union Beach that the following appointment of the following named person as Public Safety-Telecommunicator (full-time) effective as of –February 1, 2022 in accordance with the salary and benefits as authorized in the Teamster Local 641 Contract is hereby approved.

In accordance with the recommendations of the Police Chief, Michael Woodrow

**Michael Gallagher**

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

**Resolution Authorizing Addendum Number 19 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 20th day of January, 2022 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 \$7,450.00 for its anticipated services for completion of the project through December 31, 2021; and

**WHEREAS**, the Owner reviewed the proposal dated January 4, 2022 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 \$7,450.00 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 may 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 and expenses.
4. All other terms and conditions of the Agreement remain in full force and effect and shall apply to the services set forth in the Proposal.

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

**RESOLUTION OF THE BOROUGH OF UNION BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY,  
APPOINTING ALEXANDRA SWEENEY AS CLERK 1 (FULL TIME) FOR THE BOROUGH OF UNION BEACH,  
ADMINISTRATION OFFICES**

**WHEREAS**, the Borough of Union Beach is presently in need of a full-time Clerk in the Administration Offices; and,

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

**WHEREAS**, the Mayor and Council desires to appoint Alexandra Sweeney as Clerk 1, Full-Time, for the Borough of Union Beach, effective January 31, 2022; and,

**WHEREAS**, Alexandra Sweeney's employment provisions and benefits would be covered under the current contract for Teamsters Local 641;

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

1. That Alexandra Sweeney is hereby appointed as Clerk 1, Full Time for the Borough of Union Beach, Administration Offices, effective January 31, 2022. *(Pending completion of Employee Package Info.)*

2. That Alexandra Sweeney shall be compensated with an annual salary in the amount stated in the Current Teamster Local 641 Contract and also receive benefits as provided to all full-time municipal employees covered under Teamsters Local 641 Contract (unless otherwise waived by employee).

That a certified copy of this resolution be forwarded to Alexandra Sweeney and the Finance Department.

	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:  
RESOLUTION 2022-36:**

	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.

**PROCLAMATION: Union Beach School Choice Week**

WHEREAS all children in Union Beach should have access to the highest-quality education possible; and,

WHEREAS Union Beach recognizes the important role that an effective education plays in preparing all students in of Union Beach to be successful adults; and,

WHEREAS quality education is critically important to the economic vitality of Union Beach; and,

WHEREAS Monmouth County is home to a multitude of high-quality public and nonpublic schools from which parents can choose for their children, in addition to families who educate their children in the home; and

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,

WHEREAS Monmouth County has many high-quality teaching professionals in all types of school settings who are committed to educating our children; and,

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE, I, Charles Cocuzza, do hereby recognize January 23 – January 29, 2022 as Union Beach School Choice Week, and I call this observance to the attention of all of our citizens.

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF JANUARY 20, 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.

**PROPOSED RESOLUTION 2022- :**

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

**EXECUTIVE SESSION: RESOLUTION NO. 2022-38 : MEETING OF JANUARY 20, 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 (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:**

**PROPOSED RESOLUTION 2022-39:**

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

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