



**AGENDA**  
**Borough of Union Beach**  
**Thursday, June 18, 2015, 8:00 p.m.**  
**Municipal Building- 650 Poole Ave.**  
**Union Beach, NJ**

**CALL TO ORDER:** Meeting called to order by Mayor Paul J. Smith, Jr. at \_\_\_\_\_ **P.M.**

**SALUTE TO THE FLAG:** Mayor Paul J. Smith, Jr.

**ANNOUNCEMENT:** By Mayor Paul J. Smith, Jr. of the Emergency Fire Exits.

**SUNSHINE LAW NOTICE:** Announced by 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. Mascilak

Mr. Wicki

Ms. Roche

Mr. Williams

Mr. Andreuzzi

Mr. Cocuzza-absent

**Also Present:**

Mayor Paul J. Smith, Jr.

John T. Lane, Jr. Attorney

Robert M. Howard, Jr., Municipal Administrator - absent

Anne Marie Friscia, Municipal Clerk

**SET ASIDE THE REGULAR ORDER OF BUSINESS: FOR THE PURPOSE OF ADMINISTERING THE OATH OF OFFICE TO THREE NEW POLICE OFFICERS AND ONE SPECIAL II POLICE OFFICER.**

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

**Resolution No. 2015-110 :**

***A RESOLUTION HIRING THREE POLICE OFFICERS  
IN THE UNION BEACH POLICE DEPARTMENT***

**WHEREAS**, a vacancies exist for the position of Police Officer in the Union Beach Police Department, 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 appointed to the position of Police Officer (Certification No. OL140552 expiring June 26, 2015 in the Union Beach Police Department, and,

**WHEREAS**, the State of New Jersey, Civil Service Commission conducted a test and provided the names those persons who achieved a passing grade on said test and listed the candidates in the order of their scores, and,

**WHEREAS**, the Mayor and Council of the Borough of Union Beach directed that the Police Applicant Investigation Unit conduct interviews in which the candidates provided written application, verbal responses to additional questions regarding police procedures, personal qualifications, additional information and,

**WHEREAS**, the Police Applicant Investigation Unit interviewed each candidate, and after factoring in the score on the Civil Service Commission test ranked the candidates they determined to be the best qualified. The Chief of Police, Chief Ervin now recommends the following three officers for the appointment of Police Officer in the Borough of Union Beach as being the best qualified overall candidates in his Letter of May 16, 2015.:

Casey Calmon, Union Beach

Michael Davis, Union Beach

Joseph Russo, Union Beach

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Union Beach that Casey Calmon, Michael Davis, and Joseph Russo be appointed to the position of Police Officer effective June 26, 2015.

Resolution Offered by: \_\_\_\_\_ Seconded by:

**Roll Call Vote:**

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_

Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**Oath of Office Administered by Mayor Paul Smith to the following:**

Casey Calmon, Union Beach

Michael Davis, Union Beach

Joseph Russo, Union Beach

**Resolution No. 2015-111 :**

**RESOLUTION OF THE BOROUGH OF UNION BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING SPECIAL A OFFICER IN THE POLICE DEPARTMENT**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Union Beach, that:

The appointment of the following named person(s) as Class II Special Police Officer, (Part-Time) in the Police Department, at a salary of 17.00 per hour as said officer has completed his probationary period during prior periods of employment. This appointment is effective as of June 19, 2015, in accordance with the recommendations of the Police Chief, be and the same is hereby approved and confirmed:

- 1. Matt Deickmann,, Middletown, NJ

**Oath of Office Administered by Mayor Paul Smith to the following:**

Matt Deickmann, 106 Sunset Court, Middletown, NJ

**BACK TO THE REGULAR ORDER OF BUSINESS:**

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

**APPROVAL OF MINUTES OF THE MEETING OF:** May 21, 2015 Meeting and May 28<sup>th</sup> Special Meeting

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

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

Request for a Block Party for the Residents of Brook Avenue on July 3<sup>rd</sup>. (*PD and DPW have been copied*)

Motion moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by voice vote to approve request for the closing of Brook Avenue from 4 p.m. until 11 p.m. on July 3<sup>rd</sup>.

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

**BUDGET RESOLUTION 2015-112:**

Clerk: (READS RESOLUTION REGARDING NONREADING OF BUDGET.)

**BOROUGH OF UNION BEACH**  
**RESOLUTION TO READ BUDGET BY TITLE**

WHEREAS, N.J.S.A. 40A:4-8 as amended provides that the Budget shall be read in full at the public hearing, or that it may be read by its title only if:

- 1. At least one week prior to the date of the hearing a complete copy of the approved Budget:
  - (a) shall be made available for public inspection in the free public library, if any, of the municipality and in the free county libraries or regional libraries located in the municipality or, if no county libraries or regional libraries are located in the municipality, the county or regional library of the county in which the municipality is located, and the public officer delegated responsibility for delivering copies of the approved budget to such library shall forward to the governing body an attestation that each such delivery was made, and
  - (b) is made available to each person requesting the same, during said week and during the public hearing.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, as amended set forth in subsections 1(a) and 1(b), have been met and therefore the Budget for the Calendar Year 2014 shall be read by title only.

Resolution Offered by: \_\_\_\_\_ Seconded by:

**Roll Call Vote:**

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**MAYOR SMITH CALLS FOR A MOTION TO OPEN THE PUBLIC HEARING ON THE 2015 BUDGET.**

Motion Offered by: \_\_\_\_\_ Seconded by:

**Roll Call Vote:**

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**Clerk:** Mayor, this is the time fixed for the public hearing on the 2015 Calendar Year Budget and Tax Resolution. The Budget was approved by the Governing Body on March 19, 2015 was advertised as required by law on March 30, 2015 together with notice of hearing for this time.

Printed copies have been made available to the public during the past week and a supply is here for anyone desiring a copy.

**Mayor:** Anyone who has not secured a copy of the Budget may now do so.

*Questions must be confined solely to the 2015 Calendar Year Municipal Budget before us; School or County matters are not proper subjects of this hearing and cannot be discussed or answered here tonight.*

**Mayor Smith** Opens the Hearing to the Public on the CY 2015 Municipal Budget and Tax Resolution at \_\_\_\_ p.m.

**Mayor Smith** Closes the Hearing to the Public on the CY 2015 Municipal Budget at \_\_\_\_ p.m.

**COUNCILMAN WICKI:** Mayor, I move that the adoption of this Budget be postponed pending further review by the Governing Body Regarding the notification of the Essential Services Grant Award.

Motion Offered by Councilman Wicki, Seconded by: \_\_\_\_\_

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

*Public Hearing before the Mayor and Council  
FY 2016 Community Development Block Grant  
Application / Proposal*

**Project: Johnson Avenue Reconstruction**

**Mayor Smith:** announces that this portion of our meeting is the Public Hearing on the Community Development Block Grant Application and calls upon Dennis Dayback, Project Manager of T&M Associates, the Borough Engineering Firm and Consultant to the Citizen's Advisory Committee, to make presentation of the Project to be submitted to the County of Monmouth for the FY 2016 projects program, as recommended by the Citizens Advisory Committee at their public meeting of June 11, 2015.

**Presentation by Mr. Dennis Dayback:**

Mayor Smith- Comments:

Mayor Smith asks for any comments from the Council.

Mayor Smith also advises that the Public Hearing before the Mayor and Council was duly advertised in a Blocked Ad in the Asbury Park Press on May 30, 2015, in accordance with the CD Guidelines.

**Public Hearing on FY2016 Block Grant Program Proposal;**

Mayor Smith Opens the Meeting to the Public on the FY2016 Block Grant Program Proposal, as presented by Dennis Dayback, Project Manager, on behalf of the Citizens Advisory Committee at \_\_\_\_\_ **p.m.**

Mayor Smith declares the public hearing on the C.D. Block Grant Application / Proposal for the 2016 closed

at \_\_\_\_\_ **p.m.**

**RESOLUTION NO. 2015-113: APPROVAL AND ACCEPTANCE OF THE 2016 CDBG APPLICATION/PROPOSAL AS SUBMITTED TO THE GOVERNING BODY BY THE CITIZENS ADVISORY COMMITTEE TO BE SUBMITTED TO THE COUNTY OF MONMOUTH COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM COMMITTEE.**

Whereas, the Borough of Union Beach is desirous of participating in the FY2016 Community Development Block Grant program; and

Whereas, the Borough of Union Beach's Citizen Participation Advisory Committee under the Community Development Block Grant Program has made recommendation to the Governing Body that an application be submitted for the project:

**"Johnson Avenue Reconstruction"**

and;

Whereas, the total reconstruction of Johnson Avenue which runs from Florence Avenue over to Newark Avenue, approximately 800 feet in length, and is in dire need of repair, with poor drainage and poor condition of the street pavement, a 26 foot width roadway.

Now, therefore, be it resolved, by the Mayor and Council of the Borough of Union Beach that the Governing Body does hereby Accept and Approve said project, as submitted by the Citizens Participation Advisory Committee for the project "Reconstruction of Johnson Avenue" in the Borough of Union Beach; and

Be it further resolved, that the Borough Engineer, Edward G. Broberg, P.E. of T&M Associates, Middletown, New Jersey is hereby authorized to solicit funding from the County of Monmouth, Community Development Block Grant Program for this project.

Be it further resolved, that a Certified copy of this Resolution be forwarded to the following:

- 1) Ms. Debbie Dovedytis, Program Director  
Of the Monmouth County Community Development Program.
- 2) The Union Beach Citizens Participation Advisory Committee Members.  
Attn: Mr. Robert M. Howard, Borough's Representative.

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

<u>Councilman Mascilak:</u>	<u>Health, Education, Drug Alliance, &amp; Recreation</u>
<u>Councilman Wicki:</u>	<u>Finance, Personnel and Administration</u>
<u>Councilwoman Roche:</u>	<u>Emergency Svs. (Fire, OEM) American Legion &amp; Seniors</u>
<u>Councilman Williams</u>	<u>Public Affairs, Library, Sp. Grants, Construction &amp; Code Enforc.</u>
<u>Councilman Andreuzzi:</u>	<u>EMS, Public Works &amp; Building and Grounds</u>
<u>Councilman Cocuzza</u>	<u>Public Safety (PD, Court) &amp; Shared Services</u>

**MEETING OPEN FOR PUBLIC DISCUSSION:**

Meeting opens for Public Discussion at \_\_\_\_\_ p.m.

Meeting closes for Public Discussion at \_\_\_\_\_ p.m.

**NEW BUSINESS AND INTRODUCTION OF ORDINANCES:**

**RESOLUTIONS:**

**RESOLUTION NO. 2015-114: AUTHORIZING PREPARATION OF BID SPECS FOR SOLID WASTE AND RECYCLING CONTRACT FOR THE YEARS 2016-2018**

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that:

The Mayor and Council hereby authorize the Borough Engineer, Edward Broberg of T&M Associates, 11 Tindal Road, Middletown, NJ to prepare bid specifications, in coordination with the Public Works and Finance Committees, for the Solid Waste and Recycling Contract for the Borough of Union Beach for the years 2016- 2018. He is further authorized to advertise for said bids.

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2015-115:**

***Approving "Movie Night" in Union Beach to be held at Scholer Park on July 25, 2015***

Whereas, a request has been received from the Union Beach Recreation Commission for permission to hold a Movie Night on July 25, 2015 to be conducted at Scholer Park on Spruce Street, commencing at 8:45 and,

Whereas, the Recreation Commission has requested that an Activity Permit be issued for this day by the Director of Public Works, Mr. John Haines; and

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Union Beach, Union Beach, New Jersey, that permission is hereby granted to the Union Beach Recreation Commission to hold a "Movie Night" on July 25, 2015 to be conducted at Scholer Park, located on Spruce Street commencing at 8:45 p.m. subject to compliance with the requirements of Borough Officials, including but not limited to the Chief of Police, Director of Fire Prevention and Monmouth County Board of Health; and,

Be It Further Resolved, that the Director of Public works issue said Activity Permit for this event.

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**Resolution 2015-116 :**

***AUTHORIZING CHANGE ORDER NO. 1 & FINAL RECONSTRUCTION OF HARRISON AVENUE AND ORANGE AVENUE***

**WHEREAS**, the Borough of Union Beach in the County of Monmouth, State of New Jersey, has on August 21, 2014, authorized the awarding of a contract to **Esposito Construction, 253 Main Street, Suite 385, Matawan, NJ 07747**; and,

**WHEREAS**, the Mayor and Council authorize Change Order No. 1 and Final to the contract awarded to **Esposito Construction**, in the amount of:

Original Contract Price: \$418,104.00  
Change Orders to Date: 0  
Total Reductions - \$29,688.52  
Revised Contract Price of \$388,415.48  
Net Change in the Contract: **-\$29,688.52**

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 the issuance of Change Order No. 1 to the contract with **Esposito Construction**,; and

**BE IT FURTHER RESOLVED** that the Finance Committee be and he is authorized to sign said Change Order on behalf of the Borough.

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2015-117: "NEW LICENSE" (RENEWAL FOR UNTIMELY RENEWAL) OF LIQUOR LICENSE CHADWICK UNION BEACH CORP. FOR 2014-2015 YEAR PURSUANT TO 12:18 RULING.**

2014- 2015 ABC Liquor License – Pursuant to 12:18 Ruling - New License (Renewal for Untimely Renewal)

Be it Resolved, by the Mayor and Council of the Borough of Union Beach, that Pursuant to a 12:18 Ruling, an Alcoholic Beverage License be issued to the persons; associations and corporations set forth below for the premises indicated for the license period: **July 1, 2014 and ending June 30, 2015**, 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:

<b>License No.</b>	<b>Name and Address of Licensee:</b>
1350-33-011-004 MUN. LIC. C-1 (CONSUMPTION)	CHADWICK UNION BEACH CORP. 89 BROAD STREET, KEYPORT, NJ 07735

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

Resolution Offered by: \_\_\_\_\_ Seconded by:

**RESOLUTION NO. 2015-118: AUTHORIZING THE RENEWAL OF LIQUOR LICENSES FOR THE PERIOD JULY 1, 2015- JUNE 30, 2016.**

2015-2016 ABC Liquor License Renewals

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, 2015 and ending June 30, 2016** 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.
1350-33-010-008 MUN. LIC. C-9 (CONSUMPTION)	JAKEABOB'S BAY, INC. T/A JAKEABOB'S BAY INACTIVE
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.
1350-33-011-004 MUNIC. LIC. C-1 (CONSUMPTION)	CHADWICK UNION BEACH CORP. 89 BROAD STREET KEYPORT, NJ 07735
1350-33-001-005 MUN. LIC. C-1 (CONSUMPTION)	BRUNA AND COMPANY INC. T/A ADERS TAVERN 1321 FLORENCE AVE.

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2015-119: AUTHORIZING THE HIRING OF PART TIME MUNICIPAL COURT ADMINISTRATOR AT A RATE INDICATED BY THE 2015 SALARY ORDINANCE NOT TO EXCEED 28 HOURS PER WEEK TO FILL VACANCY OF MUNICIPAL COURT ADMINISTRATOR.**

Be it Resolved, by the Borough Council of the Borough of Union Beach that:

The Appointment of the following person as "Municipal Court Administrator P/T" in the Borough of Union Beach at an hourly salary authorized in the 2015 Salary Ordinance not to exceed 28 hours per week, effective as of May 21, 2015, and continuing during the time period of the vacancy in accordance with the recommendations of Judge Richard Thompson, and the same are hereby approved and confirmed:

**Ms. Kathleen Chieffo, Middletown, NJ**

Resolution Offered by: \_\_\_\_\_ Seconded by:

Roll Call Vote:

Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ Mr. Cocuzza \_\_\_\_\_

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

**RESOLUTION NO. 2015-120: Offered by Councilman Wicki**

Approval of Vouchers/Purchase Orders /Add on List  
And Payment of Bills:

Seconded by: \_\_\_\_\_

Roll Call Vote: Mr. Mascilak \_\_\_\_\_ Mr. Wicki \_\_\_\_\_ \*Ms. Roche \_\_\_\_\_  
Mr. Williams \_\_\_\_\_ Mr. Andreuzzi \_\_\_\_\_ \*\*Mr. Cocuzza \_\_\_\_\_

\*Ms. Roche abstains on PO No.15-00662 \*\* Mr. Cocuzza abstains on all Board of Education P.O.

**EXECUTIVE SESSION: RESOLUTION NO. 2015- \_\_\_\_\_ : JUNE 11, 2015:**

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 (b) Personnel Matters. 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 Personnel at \_\_\_\_ **p.m.**

**Motion** to reconvene meeting moved by \_\_\_\_\_ seconded by \_\_\_\_\_, and approved by unanimous voice vote.

**RECONVENE MEETING:** at \_\_\_\_\_ **p.m.**

**ATTORNEY: PURPOSE:**

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