



**AGENDA**  
**Borough of Union Beach**  
**Thursday, December 21, 2017 - 8:00 p.m.**  
**650 Poole Avenue, Union Beach, NJ**

**CALL TO ORDER:** Meeting called to order by Mayor Smith at \_\_\_ p.m.

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

**SALUTE TO THE FLAG:** Mayor Smith

**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. Wicki	<b>Also Present:</b>
Ms. Roche	Mayor Paul J. Smith, Jr.
Mr. Cavallo	John T. Lane, Jr., Borough Attorney
Mr. Lewandowski	Robert M. Howard, Jr., Borough Administrator
Mr. Andreuzzi	Anne Marie Friscia, Borough Clerk
Mr. Cocuzza	Carol Seney, Deputy Borough Clerk

**SET ASIDE THE REGULAR ORDER OF BUSINESS: (For Purpose(s) listed below):**

1. **Authorizing the Hiring of two F/T Police Officers and Administering Oath of Office**

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

**Resolution 2017-202:**

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

**WHEREAS**, 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. OL171212 expiring April 18, 2018 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, Michael J. Woodrow 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 December 12, 2017.

**James J. O’Toole, Jr., Union Beach**  
**Matthew F. Deickmann, Union Beach**

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Union Beach that James J. O’Toole Jr. and Matthew F. Deickmann be appointed to the position of Police Officer effective December 21, 2017.

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

**Administering Oath of Office to Police Officers James J. O’Toole, Jr., Matthew F. Deickmann**

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

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

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

**BUSINESS ADDED TO THE AGENDA:**

Mayor Smith calls for a **Motion to Add:** Introduction of the Following Business to the Agenda of December 21, 2017:

- 1. Resolution Authorizing the Appointment of two (2) Special Class II Police Officers.

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

**RESOLUTION NO. 2017-205:**

***RESOLUTION AUTHORIZING THE HIRING OF TWO (2) CLASS II, SPECIAL POLICE OFFICERS IN THE UNION BEACH POLICE DEPARTMENT***

**WHEREAS**, vacancies exist for the position of Class II Police Officers in the Union Beach Police Department; and,

**WHEREAS**, the Mayor and Council of the Borough of Union Beach have received a request and recommendation from Police Chief Woodrow to fill this position effective December 21, 2017;

**NOW, THEREFORE, 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 Officers, (Part-Time) in the Police Department, at a salary as indicated in the current Salary Ordinance (2017) , not to exceed 28 hours per week. This appointment is effective as of December 21, 2017 in accordance with the recommendations of the Police Chief, Michael Woodrow, and the same is hereby approved and confirmed:

**Timothy Kelly, Jr.  
Alexandra Warchol**

	<b>Moved</b>	<b>Seconded</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

**Administering Oath of Office to Special Class II, Police Officers Timothy Kelly, Jr. and Alexandra Warchol.**

**APPROVAL OF MINUTES OF THE MEETING OF:**

November 20, 2017 Meeting

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

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

- Request for a Street Closing – December 23rd – Donnelly Street from Stone Road to 10 Donnelly (Police Traffic Officer notified and petition being signed by neighbors)
- Application for Jr. Firefighter – Union Gardens Fire Co. #1 - - Matthew L. Spirko – 130 Park Ave.
- Raffle Request – Holy Family – 50/50 – March 16<sup>th</sup> Event

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

December 29<sup>th</sup> – Changing of the Badges – Union Hose Fire Company - 7 p.m  
January 5<sup>th</sup> – 6 p.m. - Reorganizational Meeting – Refreshments at White Company, Union Avenue  
**Governing Body Agenda and Council Meetings for the year 2018 will be held at 7 p.m.**

**PUBLIC HEARINGS ON ORDINANCES AND OTHER PUBLIC HEARINGS, ETC.: (none)**

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

- Councilman Wicki
- Councilwoman Roche
- Councilman Cavallo
- Councilman Lewandowski
- Councilman Andreuzzi:
- Councilman Cocuzza

- Finance, Personnel, Administration & Code Enforcement
- Emergency Svcs. (Fire, OEM) Library & American Legion
- Public Affairs, Seniors, Court & Special Grants
- Health, Education, Recreation & Drug Alliance
- EMS, Public Works & Building and Grounds & Construction
- Public Safety (PD) & Shared Services

**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: (None)**

**RESOLUTIONS: Meeting of December 21, 2017:**

**Resolution No. 2017 – 203: Resolution Authorizing Chapter 159 Grant to the Budget For the 2017 Drive Sober or Get Pulled Over Grant in the amount of \$5,500.00**

Be it resolved by the Mayor and Council of the Borough of Union Beach, THAT

WHEREAS, N.J.S. 40A:4.87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law, and the amount thereof was not determined at the time of the adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Union Beach has received a grant in the sum of \$5,500.00 from the Drive Sober or Get Pulled Over Grant and wishes to amend it's CY 2017 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Union Beach hereby requests that the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the CY 2017, in the sum of \$5,500.00.

Which is now available as a revenue from;

- Miscellaneous Revenue:
- Special items of General Revenue anticipated with prior written consent of the Director of Local Government Services:
- State and Federal Revenues off-set with Appropriations:
- Drive Sober or Get Pulled Over Grant

Pursuant to the Provisions of Statute; and

BE IT FURTHER RESOLVED, that a like sum of \$5,500.00 be and the same is hereby appropriated under the caption of:

- General Appropriations:
- (a) Operations excluded from "CAPS"
- State and Federal Programs off-set by Revenues:
- Drive Sober or Get Pulled Over Grant
- Salaries and Wages

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services.

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

**Resolution No. 2017 – 204: Resolution Authorizing Chapter 159 Grant to the Budget for the Bayshore Saturation Patrol Grant in the amount of \$11,000.00**

Be it resolved by the Mayor and Council of the Borough of Union Beach, THAT

WHEREAS, N.J.S. 40A:4.87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law, and the amount thereof was not determined at the time of the adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Union Beach has received a grant in the sum of \$11,000.00 from the Bayshore Saturation Patrol Grant and wishes to amend it's CY 2017 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Union Beach hereby requests that the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the CY 2017, in the sum of \$11,000.00.

Which is now available as a revenue from;

Miscellaneous Revenue:  
 Special items of General Revenue  
 anticipated with prior written  
 consent of the Director of Local Government Services:

State and Federal Revenues off-set with Appropriations:  
 Bayshore Saturation Patrol Grant

Pursuant to the Provisions of Statute; and

BE IT FURTHER RESOLVED, that a like sum of \$11,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:  
 (a) Operations excluded from "CAPS"  
 State and Federal Programs off-set by Revenues:

Bayshore Saturation Patrol Grant  
 Salaries and Wages

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services.

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

**Resolution No. 2017 –206: Resolution Authorizing Transfer of 2017 Budget Appropriations-**

WHEREAS, Certain Appropriations for the Budget Calendar Year 2017 require modifications in order to balance the cost of operations for said fiscal year; and

WHEREAS, N.J.S.A. 40A:4-58 provides that during the last two months of the budget year transfers may be made from unexpended balances to those appropriations deemed insufficient to fulfill the purpose of such appropriations.

THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Union Beach, County of Monmouth that the following transfers in the amount of \$40,500.00 for the Current Fund Budget between CY 2017 Budget Appropriations:

**Current Fund**

	<u>From</u>	<u>To</u>
Operations - within "CAPS":		
General Government		
Engineering:		
Other Expenses	\$	\$
		33,000.00
Tax Collector:		
Salaries and		
Wages		2,000.00
Construction Office		
Salaries and		
Wages	19,000.00	
Super Storm Sandy:		
Other Expenses	15,000.00	
Police		
Salaries and	5,000.00	
Wages		
Other Expenses		5,000.00
Landfill Charges	5,500.00	
Taxes		
Fire:		
Hydrant		2,500.00
Service		
	_____	_____
	44,500.00	42,500.00
	_____	_____
Unclassified:		
Telephone	\$	\$
	1,500.00	
Gasoline		1,500.00
Municipal		
Court:		
Salaries and		2,000.00
Wages		
	_____	_____
<b>Total Expenditure Municipal</b>		
<b>Within</b>		
<b>" CAPS "</b>	46,000.00	46,000.00
	_____	_____
<b>Total</b>	\$	\$
<b>Transfers</b>	46,000.00	46,000.00
	_____	_____

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

**Resolution No. 2017-207: Resolution Authorizing CY2018 Temporary Municipal Budget 26.25%**

WHEREAS, Section 40A:4-19 of Revised Statutes of the Local Budget Act provides that, where any contracts, commitments or payments are to be made prior to the adoption of the CY 2018 Budget, the Governing Body shall, by resolution adopted prior to January 31 of the calendar year, make temporary appropriations for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriation in the CY 2017 Budget, exclusive of any appropriations made for Interest and Debt Redemption Charges, Capital Improvement Fund, and for Public Assistance (Relief), is the sum of \$8,035,509.48 for the Current Fund, and

WHEREAS, twenty six and a quarter percent of the total Current Fund appropriation of the CY 2017 Budget exclusive of any appropriations made for Debt Service, Capital Improvement Fund and Public Assistance (Relief), is the sum of \$2,109,321.24 for the Current Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach, County of Monmouth, that the following temporary appropriations be made to provide for the period between the beginning of the 2018 Calendar Year and the adoption of the CY 2018 Budget and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.

CURRENT FUND

GENERAL GOVERNMENT

Administrative and Executive:

Salaries and Wages:

Governing Body	\$12,000.00
Administrator's Office	35,000.00
Borough Clerk	30,000.00
Other Expenses	10,000.00
Other Supplies	20,000.00

Elections:

Salaries and Wages	100.00
Other Expenses	100.00

Financial Administration:

Salaries and Wages	20,000.00
Other Expenses	15,000.00

Assessment of Taxes:

Salaries and Wages	10,000.00
Other Expenses	100.00

Collection of Taxes:

Salaries and Wages	25,000.00
Other Expenses	3,000.00

Tax Sale Cost

Liquidation of Tax Title Liens and Foreclosed Property:

Other Expenses	50.00
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Legal Services and Costs:

Salaries and Wages	20,000.00
Other Expenses	15,000.00

Engineering Services and Costs:

Salaries and Wages	1,000.00
Other Expenses	25,000.00

Public Buildings and Grounds:

Salaries and Wages	85,000.00
Other Expenses	30,000.00

Parks and Playgrounds:

Other Expenses	1,000.00
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Zoning/Planning Board:

Salaries and Wages	3,000.00
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Other Expenses	1,000.00
Borough Prosecutor:	
Salaries and Wages	8,000.00
Insurance:	
Insurance Waiver	1,500.00
Other Insurance	94,195.00
Workers Compensation	111,080.00
Group Insurance	300,000.00

#### PUBLIC SAFETY

Fire:	
Aid to Volunteer Companies	30,000.00
Fire Alarm	2,500.00
Hydrant Service	30,000.00
Police:	
Salaries and Wages	572,046.24
Other Expenses	30,000.00
Bayshore Task Force:	
Other Expenses	100.00
Emergency Management Services:	
Other Expenses	3,000.00
First Aid Organization:	
Contribution	10,000.00
Clothing Allowance	500.00

#### STREETS AND ROADS

Road Repair and Maintenance:	
Salaries and Wages	80,000.00
Other Expenses	26,000.00
Street Lighting	
Garbage and Trash Removal	55,000.00
Landfill Charges and Taxes	60,000.00
Recycling Costs:	
Salaries and Wages	25,000.00
Other Expenses	15,000.00

#### HEALTH AND WELFARE

Board of Health:	
Salaries and Wages	10,000.00
Other Expenses	1,000.00
Recreation and Education:	
Other Expenses	2,000.00
Drug Alliance:	
Other Expenses	250.00
Bayshore Senior Center:	
Other Expenses	2,500.00

#### STATE UNIFORM CONSTRUCTION CODE

Code Enforcement Officials:	
Salaries and Wages	60,000.00
Other Expenses	5,000.00
Code Enforcer:	
Salaries and Wages	7,500.00
Other Expenses	600.00

#### UNCLASSIFIED:

Electricity	50,000.00
Gasoline	25,000.00
Heating Gas	10,000.00
Irrigation	5,000.00

Telephone 15,000.00

**STATUTORY EXPENDITURES**

Contributions to:

Social Security System (FICA) 60,000.00

**OTHER OPERATIONS**

Municipal Court:

Salaries and Wages 25,000.00

Other Expenses 3,000.00

Public Defender:

Salaries and Wages 1,200.00

Aid to Free Public Library 11,000.00

**TOTAL CURRENT FUND \$2,109,321.24**

**CAPITAL IMPROVEMENTS**

Capital Improvement Fund \$5,000.00

**TOTAL CAPITAL IMPROVEMENTS \$5,000.00**

**DEBT SERVICE**

Interest on Bonds \$55,135.00

Payment of Bonds 255,000.00

Interest on Notes 144,776.00

Payment of Notes 113,900.00

Environmental Infrastructure Loan 30,000.00

Green Acres 20,000.00

**TOTAL DEBT SERVICE \$618,811.00**

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

**Resolution No. 2017-208: Resolution Authorizing CY2018 Temporary Sewer Utility Budget 26.25%**

WHEREAS, Section 40A:4-19 of Revised Statutes of the Local Budget Act provides that, where any contracts, commitments or payments are to be made prior to the adoption of the CY 2018 Sewer Utility Budget, the Governing Body shall, by resolution adopted prior to January 31 of the Calendar year, make temporary appropriations for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriation in the CY 2017 Sewer Utility Budget, exclusive of any appropriations made for Interest , Debt Redemption Charges and Capital Improvement Fund is the sum of \$928,000.00 for the Sewer Utility Fund, and

WHEREAS, twenty six and a quarter percent of the total Sewer Utility Fund appropriation of the CY 2017 Budget exclusive of any appropriations made for Debt Service and Capital Improvement is the sum of \$243,600.00 for the Sewer Utility Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach, County of Monmouth, that the following temporary appropriations be made to provide for the period between the beginning of the 2018 Calendar Year and the adoption of the CY 2018 Sewer Utility Budget and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records.



**OPERATING**

Salaries & Wages	\$10,000.00
Other Expenses	9,000.00
Sewer System Share of Costs:	
Bayshore Regional Sewerage Authority	221,600.00

**STATUTORY EXPENDITURES**

Social Security System (O.A.S.I.)	3,000.00
<b>TOTAL SEWER UTILITY FUND</b>	<u><u>\$243,600.00</u></u>

**DEBT SERVICE**

Interest on Notes	\$6,500.00
Payment of Bond Anticipation Notes	12,800.00
USDA Loan	56,900.00
	<u><u>\$76,200.00</u></u>

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

**Resolution No. 2017-209:**

***Authorizing payments to the LOSAP (Length of Service Award Program) for qualified Volunteer EMS and Fire Personnel***

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

WHEREAS, the Voters of the Borough of Union Beach approved a public question establishing the creation of a Length of Service Awards Program (LOSAP) on November 4, 2003,

WHEREAS, each year the participating companies must submit a list of eligible personnel in order to received credits for under the plan,

WHEREAS, the Borough of Union Beach has received and verified the aforementioned list and hereby directs the Chief Financial Officer to deposit the appropriate amounts into each participants account,

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF UNION BEACH, hereby approves the attached list for participation into the Borough’s LOSAP as of December 31, 2015.

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

**Resolution No. 2017-210: Resolution Authorizing Reduction in Sewer EDU's for 351 Bayview Avenue -**

***Authorizing Change in the Sewer EDU's for Property Owner, Ferraro International, Inc., Block 151, Lot 12, 351 Bayview Avenue, Union Beach,***

**Whereas**, Ferraro International, Inc., property owner of 351 Bayview Avenue, Block 151, Lot 12, has requested and presented evidence to the Zoning Official in the form of an inspection of the property; and,

**Whereas**, Mr. Dennis Dayback, Zoning Official for the Borough of Union Beach, has inspected the premises and has recommended to the Mayor and Council that Ferraro International’s property is now a one family dwelling. It is his recommendation to decrease the units billed from two (2) to (1) unit with the understanding that if additional units be added in the future, all additional fees will be charged to owner of said property.

**Now therefore be it Resolved**, that the Sewer Units to be charged to property owner of 351 Bayview Avenue, Block 151, Lot 12 will be one (1) Unit; and this change to the billing shall be effective January 1, 2018.

Be it further Resolved, that the Clerk is hereby directed to supply a copy of this Resolution to the Sewer Department, Engineer's Office and the BRSA for their records.

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

**Resolution No. 2017-211:**

**AWARD OF THE BID FOR THE 2018 TURF MAINTENANCE PROGRAM**

Whereas, bids were received and opened in public on Thursday, December 7, 2017 at 10 a.m. at the Municipal Building, 650 Poole Avenue, Union Beach, New Jersey, for the project "2018 Turf Maintenance Program" and;

Whereas, in letter dated December 13, 2017 from the Borough Engineer, Edward G. Broberg P.E. of T&M Associates, Middletown, New Jersey recommending award of bid to the low bidder, Onsite Landscape Management, P.O. Box 294, Millstone, NJ 08535.

<b><u>BIDDER:</u></b>	<b><u>BASE BID</u></b>
Onsite Landscape	\$60,375.00

Now, Therefore, be it Resolved, by the Mayor and Council of the Borough of Union Beach, that the contract for the project "2018 Turf Maintenance Program" be awarded to On Site Landscape Management, P.O. Box 294, Millstone, NJ 08535 on their low base bid of \$60,375 for the project, "2018 Turf Maintenance Program" in accordance with the recommendations of the Borough Engineer, Edward G. Broberg, P.E. of T&M Associates, Middletown, New Jersey, and:

Be it Further Resolved, that said award be subject to funds being available; the approval of the Borough Attorney, John T. Lane, Jr., Esq., and the New Jersey Dept. of Labor, Office of Wage and Hour Compliance.

Be it also resolved, that the Mayor is authorized to sign said contract on behalf of the Governing Body of the Borough of Union Beach and Clerk is hereby authorized to attest to same.

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

**Resolution No. 2017-212:**

**Resolution Authorizing Mayor Paul J. Smith, Jr. to sign the Addendum to Architects Agreement (Goldstein Partnership AIA Document B101-2007) for Union Beach Municipal Building project for additional services.**

**WHEREAS**, it has been determined that there is a need for

- a) professional services for the design/build specifications and drawings, and the coordination of same for sprinkler system for the whole Municipal Building; and
- b) professional services for the coordination of and providing the required monitoring of contractor's earthwork operations as per the attached addendum;

**NOW THEREFORE BE IT RESOLVED**, that Mayor Paul J. Smith Jr. shall be authorized to sign said Addendum to the Architect's Agreement (Goldstein Partnership) for the Municipal Building Project on behalf of the Governing Body of the Borough of Union Beach.

**NOW BE IT FURTHER RESOLVED**, that the Clerk shall send signed Addendum to the Finance Department and Borough Attorney for Distribution to all parties involved.

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

**Resolution No. 2017 – 213:**

***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 and/or Addendum to Contract on behalf of the Governing Body for the following Borough Employees:

**Robert M. Howard, Jr., Borough Administrator**  
**Carol Seney, Deputy Borough Clerk**  
**Desiree Durkin, Tax Collector (Addendum)**

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

**Resolution No. 2017 – 214: Authorization of Change Order 1 and final to Project 2017 Road Improvement Program**

**AWARD OF THE BID FOR 2017 ROAD IMPROVEMENT PROGRAM**

**WHEREAS**, the Borough of Union Beach in the County of Monmouth, State of New Jersey, has on April 20, 2017 authorized the awarding of a contract to **Jads Construction, P. O. Box 513, South River, NJ 08882**; and,

**WHEREAS**, the Mayor and Council authorize Payment Certificate No. 3 and Final to the contract awarded to **Jads Construction, P. O. Box 513, South River, NJ 08882** in the amount of:

Original Contract Price:	\$ 862,869.00
Total Extras this Change Order	\$ 8,983.11
Total Supplementary this Change Order	10,610.00
Total Additional This Change Order	29,593.11
Total Reductions this Change Order	-92,348.36
Net Change in the Contract:	- 62,755.25
Change Orders to Date:	-62,755.25
Previous Change Orders	-0-
Revised Contract Price	\$800,113.75
Previous Payments	- \$761,090.78
Total Amount Due this Certificate No. 5 and Final	\$ 39,022.97

**Total Amount Due for Payment Certificate No. 5 & final \$39,022.97 Previous Payments \$761,090.78**; 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 \$39,022.97 and issuance of Payment Certificate No. 5 for the contract with **Jads Construction, P. O. Box 513, South River, NJ 08882**; and

**BE IT FURTHER RESOLVED** that the Mayor is authorized to sign said Payment Certificate on behalf of the Borough and Clerk is hereby authorized to advertise as required by law.

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

**Resolution No. 2017 – 215:**

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 AND FINAL - 2017 ROAD IMPROVEMENT PROGRAM**

**WHEREAS**, the Borough of Union Beach in the County of Monmouth, State of New Jersey, has on September 21, 2017 authorized the awarding of a contract to **North American Pipeline Services, LLC**, 210 Bennett Road, Freehold, NJ 07728; and

**WHEREAS**, the Mayor and Council authorize Payment Certificate No. 1 and Final to the contract awarded to **North American Pipeline Services, LLC**. in the amount of:

Original Contract Price:	\$ 76,375.80
Total Reductions	-\$ 8,926.55
Total Supplementary this Change Order	-0-
Totals This Change Order	\$33,944.16
Net Change in the Contract:	\$ 25,017.61
Revised Contract Price	\$101,393.41
Previous Payments	-0-
Total Amount Due this Certificate No. 1 and Final	\$101,393.41

**Total Amount Due for Payment Certificate No. 1 & final \$101,393.41 Previous Payments -0-**; and,

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

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

- 1) a written certification by the contractor containing the following:
  - i) an explanation of the factual circumstances which necessitate issuance of the changer order;
  - ii) a statement indicating why these circumstances could not have been foreseen;
  - iii) a statement indicating why issuance of the change order would be in the best interests of the Borough and would not constitute an abuse of these rules;
  - iv) if the nature of the change order is technical, the certification shall include a certified statement from contractor’s appropriate expert, explaining in detail the factual circumstances which necessitate the issuance of the change order;
- 2) a request from the chief executive officer, in this case the Borough Engineer, or his designee, to the governing body requesting the change order and explaining why this change order may be allowed pursuant to this provision; and

**WHEREAS**, the Chief Financial Officer has certified in writing hereon that funds are available and the Municipal Attorney has reviewed the certification of the Chief Financial Officer and is satisfied that said certification is in proper form;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Union Beach, in the County of Monmouth, State of New Jersey, does hereby authorize Change Order No. 1 and Final in the amount of - \$33,944.16 and issuance of Payment Certificate No. 1 for the contract with **North American Pipeline, LLC**; in the amount of \$101,393.41; and

**BE IT FURTHER RESOLVED** that the Mayor is authorized to sign said Payment Certificate on behalf of the Borough and the Borough Clerk is hereby authorized to publish a notice of this action in the Asbury Park Press indicating the additional amount to be expended, the original contract price, the nature of the original and additional work authorized by the within resolution and why it is necessary to expend the additional funds; and

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

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						

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

**APPROVAL OF VOUCHERS, AND PAYMENT OF BILLS: (Dropbox)**

**RESOLUTION NO. 2017- 216: Offered by Councilman Wicki**

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

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

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

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

\*\*Councilman Cocuzza abstains on all Board of Education and Monmouth County Vouchers/Purchase Orders.

**Proclamation**

*Supporting the Drive Sober or Get Pulled Over  
 2017 Year End Holiday Crackdown*

**Whereas**, impaired drivers on our nation’s roads killed 10,497 people in 2016; and

**Whereas**, 20% of motor vehicle fatalities in New Jersey are alcohol-related; and

**Whereas**, an enforcement crackdown is planned to combat impaired driving; and

**Whereas**, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

**Whereas**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

**Whereas**, the project will involve increased impaired driving enforcement from December 8, 2017 through January 1, 2018; and

**Whereas**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**Therefore**, be is resolved that the Borough of Union Beach declares it’s support for the *Drive Sober or Get Pulled Over 2017 Year End Holiday Crackdown* from December 8, 2017 through January 1, 2018 and pledges to increase awareness of the dangers of drinking and driving.

**Proclamation**

*Supporting Borough of Union Beach School Choice Week*

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

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

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

**WHEREAS** the Borough of Union Beach 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** the Borough of Union Beach 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, Paul Smith do hereby recognize January 21-27, 2018 as the Borough of Union Beach School Choice Week, and I call this observance to the attention of all of our citizens.

**EXECUTIVE SESSION: RESOLUTION NO. 2017-217: (IF NECESSARY)**

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 \_\_\_\_\_ . 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:**

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

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

**ROLL CALL: Council Members**

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

**Also Present:**

- Mayor Paul J. Smith, Jr.
- John T. Lane, Jr., Attorney
- Robert M. Howard, Jr., Borough Administrator

**ATTORNEY: PURPOSE:**

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**BUSINESS ADDED TO THE AGENDA: (IF NECESSARY)**

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

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

**RESOLUTION 2017-:**

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

**ADJOURNMENT:** Motion to Adjourn to the Meeting of January 5, 2018 moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by unanimous Voice Vote. \_\_\_\_\_ P.M.