



**Agenda**  
**Borough of Union Beach**  
**Thursday, February 16, 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  
Ms. Roche  
Mr. Cavallo  
Mr. Lewandowski  
Mr. Andreuzzi  
Mr. Cocuzza

**Also Present:**

Mayor Paul J. Smith, Jr.  
John T. Lane, Jr., Borough Attorney  
Robert M. Howard, Jr., Borough Administrator  
Anne Marie Friscia, Borough Clerk

**SET ASIDE THE REGULAR ORDER OF BUSINESS: MEETING OF FEBRUARY 16, 2017**

1. RETIREMENT PLAQUE – JOHN HRABOSKY – RECREATION 34 YEARS.
2. PRESENTATION OF ENERGY AGGREGATION PROGRAM BY COMMERCIAL UTILITY CONSULTANTS WITH Q&A PERIOD TO FOLLOW.

*(Information on Borough's Website and Posted on Lit Sign Board. Code Red sent out on 2/9)*

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.

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

January 19, 2017 Regular Council Meeting  
January 6, 2017 Re-Organization Meeting Minutes

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

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

Request for Donations:

1. Request of Donation / ad book – Keyport Baseball. - \$125
2. Keyport Senior Farewell Awards June 14- 6 p.m. – Same as last year? – Yes \$100 each. And for Memorial School and RBR same as previous year.
3. Letter for donations Flooded with Pride Basketball Tourn. – Councilman Lewandowski \$250.00
4. Request from Eagle Scout Volunteer to pay Balance of the materials to complete Library Project not to exceed \$442.00

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

**NEW BUSINESS:**

**PUBLIC HEARINGS ON ORDINANCES AND OTHER PUBLIC HEARINGS, ETC.:**  
**MEETING OF FEBRUARY 16, 2017: (NONE)**

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

Councilman Wicki  
Councilwoman Roche  
Councilman Cavallo

Finance, Personnel, Administration & Code Enforcement  
Emergency Svs. (Fire, OEM) Library & American Legion  
Public Affairs, Seniors, Court & Special Grants

Councilman Lewandowski

Health, Education, Recreation & Drug Alliance

Councilman Andreuzzi:

EMS, Public Works & Building and Grounds & Construction

Councilman Cocuzza:

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:**

**ORDINANCE NO. 2017-247:**

**CALENDAR YEAR 2017**

**MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to .05% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Governing Body of the Borough of Union Beach in the County of Monmouth finds it advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Governing Body hereby determines that a 3.5 % increase in the budget for said year, amounting to \$220,041.48 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Governing Body of the Borough of Union Beach in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Borough of Union Beach shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$256,715.06 and that the CY 2017 municipal budget for the Borough of Union Beach be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**RESOLUTION NO. 2017-45 : AUTHORIZING INTRODUCTION OF ORDINANCE 2017-24 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF PENDING ORDINANCE 2017-247 IN ASBURY PARK PRESS**

Paper: The Asbury Park Press.

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**BOND ORDINANCE 2017-248:**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$888,000 FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF UNION BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$581,300 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

**\*\*Clerk announces that she did receive a Supplemental Debt Statement from the Chief Financial Officer for the above Bond Ordinance and it is on file in her office.**

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF UNION BEACH, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

**SECTION 1:**

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Union Beach, New Jersey (the "Borough") as general improvements. For the said Improvements there is hereby appropriated the amount of \$888,000, such sum includes the sum of (a) \$210,000 expected to be received as a grant from the New Jersey Department of Transportation in connection with the improvement described in Section 3(a)(i); (b) \$66,000 expected to be received as an Open Space Grant from the County of Monmouth in connection with the improvement described in Section 3(a)(iv) and (c) \$30,700 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

**SECTION 2:**

In order to finance the additional cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$581,300 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$581,300 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

**SECTION 3:**

(a) The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bond or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<b>Improvement of Purpose</b>	<b>Appropriation and Estimated Cost</b>	<b>Maximum Amount of Bonds or Notes</b>	<b>Period of Usefulness</b>
(i) Reconstruction of a portion of Harrison Avenue and including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.	\$287,000	\$73,100	20 years
(ii) Reconstruction of a portion of Bayview Avenue and a portion of Ocean Avenue and including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.	260,000	247,000	20 years

Improvement of Purpose	Appropriation and Estimated Cost	Maximum Amount of Bonds or Notes	Period of Usefulness
(iii) Construction of a park at the intersection of Columbia and Union Avenue, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.	186,000	176,700	15 years
(iv) Improvements to Scholer Park Phase VII, including extension of parking lot and other improvements, and including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.	155,000	84,500	15 years
<b>TOTAL</b>	<b>\$888,000</b>	<b>\$581,300</b>	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$581,300.

(c) The estimated cost of the Improvements is \$888,000 which represents the initial appropriation made by the Borough.

#### SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

#### SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements are within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 17.75 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$581,300 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

**SECTION 7:**

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

**SECTION 8:**

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 9:**

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$581,300.

**SECTION 10:**

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Bond Ordinance No. 2017-248 was introduced on First Reading by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by the following Roll Call Vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017-46 : AUTHORIZING INTRODUCTION OF BOND ORDINANCE 2017-248 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF PENDING BOND ORDINANCE 2017-248 IN ASBURY PARK PRESS**

Paper: The Asbury Park Press,

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**ORDINANCE 2017-249: An Ordinance Relating to Re-naming of a Portion of a Public Street in the Borough of Union Beach, In the County of Monmouth and State of New Jersey.**

**Whereas**, the Mayor and Council of the Borough of Union Beach have received a request from a resident and family member of the late Kathleen Thomson; and

**Whereas**, it is the opinion of the Mayor and Council of the Borough of Union Beach that a Public Tribute of a Permanent Character be established in the memory of Kathleen Thomson

**Now be it Ordained**, by the Mayor and Council of the Borough of Union Beach that:

1. Fifth Street, beginning at its intersection with the westerly sideline of Dock Street and running westerly to its terminus shall hereinafter be known as:

**“Kathleen Court” in the Borough of Union Beach.**

- 2. Proper markers designating and identifying said “Kathleen Court” be posed in conspicuous locations on said street.
- 3. The Borough Engineer and Borough Tax Assessor be and are hereby authorized and directed to amend the official map and the official Tax Map of the Borough of Union Beach to rename the above street to Kathleen Court.
- 4. The Borough Clerk is hereby authorized and directed to file a certified copy of this Ordinance with the Monmouth County Clerk’s Office, the Monmouth County Superintendent of Elections, the New Jersey Secretary of State, and the Keyport Postmaster and any other County, State or Federal agency which requires a notification of a street name change.

**Be it further Ordained**, that this change shall be under the same provisions as other streets; avenues, etc. as provided in Ordinance No. 32, adopted on May 25, 1928, entitled “An Ordinance Fixing the Names of Streets; Avenues and Public Places in the Borough of Union Beach.”

**Be it further Ordained**, that this Ordinance shall take effect immediately upon final adoption in accordance with law.

Ordinance No. 2017-249 was introduced on First Reading by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by the following Roll Call Vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017-47 : AUTHORIZING INTRODUCTION OF ORDINANCE 2017-249 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF PENDING BOND ORDINANCE 2017-249 IN ASBURY PARK PRESS**

Paper: The Asbury Park Press,

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTIONS:**

**RESOLUTION NO. 2017 – 48:**

**AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO SETTEMBRINO ARCHITECTS, 25 BRIDGE AVENUE, SUITE 201, RED BANK, NJ 07701 FOR ARCHITECTURAL SERVICES IN CONNECTION WITH DESIGN AND CONSTRUCTION DOCUMENTS FOR THE EXPANSION AND RENOVATION OF BOROUGH HALL**

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 49:**

**RETURN OF PERFORMANCE BOND AS RECOMMENDED BY ENGINEER TO WJM HIGHWAY 36 REALTY, LLC UPON POSTING OF REQUIRED MAINTENANCE BOND IN THE AMOUNT OF \$15,042.00 FOR A PERIOD OF TWO YEARS**

Whereas, the Borough Engineer has reported to the Governing Body that final inspection of the project, “WJM Highway 36 Realty, LLC, 1309 Route 36 Block 245, lots 4,5,6,6.01 and 6.02 has been satisfactorily completed and does recommend the release\*\* of the “Performance Guarantee” held by the Borough of Union Beach, as follows:

Cash Bond	90%	\$108,306.00 *
Cash Bond	10%	\$ 12,034.00 *
Inspection Fees		39.11

\*plus applicable interest.

\*\*The release of the fees to be split between parties as originally posted to the Borough’s Finance Department.

And;

Whereas, the Borough's Ordinance requires the posting of a "Maintenance Bond" upon release of the performance bond to run for a period of two (2) years from the date of the release of the performance bond, as follows:

- 1. Maintenance Bond in the amount of \$ 15,042.00 (either cash or a form of surety acceptable to the Borough)  
(for a period of two years)
- 2. Maintenance Bond Inspection Fees \$ 1,002.80

Now, Therefore Be It Resolved by the Governing Body of the Borough of Union Beach, that they do hereby authorize the release of the Performance Guarantee as stated herein, and:

Be it Further Resolved that a "Maintenance Bond" as enumerated herein, be posted with the Borough of Union Beach and any other fees, in accordance with the recommendations of the Borough Engineer, as stated in his letter of January 26, 2017.

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 50:**

Mayor Smith Nominates and with the advice and consent of the Council, appoints:

Patrick J. McNamara, Esq.  
Scarinci and Hollenbeck  
1100 Valley Brook Avenue  
P.O. Box 790  
Lyndhurst, NJ 07071-0790

As Special Counsel for the term of one year expiring December 31, 2017.

Whereas, the Borough Council of the Borough of Union Beach has a need to retain the Professional Services of an **Attorney at Law** of the State of New Jersey to serve as **Special Counsel** for the year 2017 and:

Whereas, the Award of such services is also pursuant to a Fair and Open Process as defined in N.J.S.A 19:44A-20.5; and

Whereas, **Patrick J. McNamara, Esq.** is a Professional Attorney at Law of the State of New Jersey and qualified to serve in said position.

Now, therefore, be it resolved that the appointment of **Patrick J. McNamara, Esq.** as **Special Counsel** of the Borough of Union Beach, as made by the Mayor, to serve for the term of one year expiring on December 31, 2017 be and the same is hereby approved and confirmed.

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 51:**

**Authorizing Mayor to enter into PBA Contract on behalf of the Governing Body.**

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

Employment Agreement with the PBA Local 291, and the Borough of Union Beach for the period of January 1, 2016 through December 31, 2019 is hereby approved and;

Be it further Resolved, that the Mayor is hereby authorized to execute said agreement, attested to by the Borough Clerk on behalf of the Borough of Union Beach.

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 52:**

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that Alcoholic Beverage License be issued to the persons; associations and corporations set for the 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 be and she is hereby authorized and directed to sign and deliver the license certificates to the following licensees:

**License No.** **Name and Address of Licensee:**

1350-33-012-006 MUN. LIC. C-1 (CONSUMPTION) INACTIVE STATUS	THE WILLIN GROUP, INC. WILLIAM J. NEELY IV 301 4 <sup>TH</sup> AVENUE BELMAR, NJ 07719
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Offered by \_\_\_\_\_, seconded by \_\_\_\_\_ and approved by the following roll call vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 53:**

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that Alcoholic Beverage License be issued to the persons; associations and corporations set for the below for the premises indicated for the license period:

**July 1, 2016 and ending June 30, 2017**

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 be and she is hereby authorized and directed to sign and deliver the license certificates to the following licensees:

**License No.** **Name and Address of Licensee:**

1350-33-012-006 MUN. LIC. C-1 (CONSUMPTION) INACTIVE STATUS	THE WILLIN GROUP, INC. WILLIAM J. NEELY IV 301 4 <sup>TH</sup> AVENUE BELMAR, NJ 07719
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Offered by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by the following roll call vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 54:**

***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.

Offered by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by the following roll call vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza – abstains

**RESOLUTION NO. 2017 –55:**

***Authorizing the signing of Employment Contracts for Borough Employees***

Be it Resolved the by Governing Body, that the Mayor is hereby authorized to sign the Employment Contracts as furnished by the Borough Attorney for the following Borough Employees:

Robert Burlew, Construction Official  
Steven Higgins, Public Works Director  
Anne Marie Friscia, Borough Clerk  
Kathleen Chieffo, Court Administrator

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.

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 56:**

***Authorizing Ed Broberg, Engineer of T&M Associates to prepare, compile and submit a Condition Assessment Report to Bayshore Regional Sewage Authority as per the Sewer Service Agreement.***

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 G. Broberg, P.E. of T& M Associates, 11 Tindall Road, Middletown, NJ to prepare, compile documentation, and submit a Condition Assessment Report signed and sealed by a Licensed Engineer to the BRSA no later than June 1, 2017 and every five years thereafter.

Offered by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by the following roll call vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

**RESOLUTION NO. 2017 – 57: Emergency Resolution NJSA 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 #2016-178, to provide temporary funds for the period from Jan. 1, 2017 until the adoption of the Operating Budget for the Borough of Union Beach, New Jersey; and

WHEREAS, additional appropriations will be required from February 16, 2017 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:

	<u><b>CURRENT FUND</b></u>
(A) Operations - within "CAPS":	
General Government	
Office Supplies	
Other Expenses	\$10,000.00
IT - Contractual	2,000.00
Collection of Taxes	
Other Expenses	4,500.00
Planning Board / Zoning Board:	
Other Expenses	2,000.00
Fire	
Aid to Volunteer Companies	30,000.00
Other Equipment	750.00
Hurricane Sandy	
Other Expenses	2,500.00
First Aid Organization	
Contribution	10,500.00
Other Equipment	1,188.00
Parks and Playgrounds	
Other Expenses	5,000.00
Rodent Extermination Control	
Other Expenses	500.00
Community Celebrations	
Other Expenses	5,000.00
Unclassified:	
Irrigation	2,000.00
	<hr/>
Total Operations (Item 8 (A))	
Within "CAPS"	75,938.00
	<hr/>
Municipal Purposes within "CAPS"	75,938.00
	<hr/>
Operations Excluded from "CAPS"	
Capital Improvement Fund	\$26,000.00
Police - #911 System	9,000.00
Police - Reverse #911 System	6,010.00
	<hr/>
Total Operations Excluded from "CAPS"	41,010.00
	<hr/>
Total General Appropriations	<u>\$116,948.00</u>

2. This action shall take effect February 16, 2017.

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.

Offered by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by the following roll call vote:

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
 Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

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

**RESOLUTION NO. 2017-58: Offered by Councilman Wicki**

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

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
\*Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ \*\*Councilman Cocuzza \_\_\_\_\_

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

**EXECUTIVE SESSION: RESOLUTION NO. 2017 : (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 (b) \_\_\_\_\_ . 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  
Anne Marie Friscia, Municipal Clerk

**ATTORNEY: PURPOSE:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF FEBRUARY 16, 2017 (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 \_\_\_\_\_, and approved by unanimous voice vote

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

Roll Call Vote: Councilman Wicki \_\_\_\_\_ Councilwoman Roche \_\_\_\_\_ Councilman Cavallo \_\_\_\_\_  
Councilman Lewandowski \_\_\_\_\_ Councilman Andreuzzi \_\_\_\_\_ Councilman Cocuzza \_\_\_\_\_

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