



AGENDA
Borough of Union Beach
Thursday, July 20, 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.

MOMENT OF SILENCE: Honoring Former Councilman Victor Tuberton

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
 Anne Marie Friscia, Borough Clerk
 Carol Seney, Deputy Clerk

*Mr. Howard - Absent

SET ASIDE THE REGULAR ORDER OF BUSINESS: MEETING OF JULY 20, 2017

1. Promotions of Officers, Union Beach Police Department
2. Presentation of Certificate to Ryan and Dylan Burns for Civic Duty as recommended by UBPD.

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

RESOLUTION NO. 2017- 134:

A RESOLUTION PROMOTING

*DEBORAH A. TREMBLEY, CHRISTOPHER TUBERION AND ROBERT M. HARRIOTT TO THE RANK OF SERGEANT
 IN THE UNION BEACH POLICE DEPARTMENT*

WHEREAS, three (3) vacancies exist in the position of Sergeant 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 promoted to the rank of Sergeant 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

WHEREAS, the Public Safety Committee after factoring in the scores on the Civil Service Commission test now recommend Deborah A. Trembley, Christopher Tuberton and Robert M. Harriott as the being qualified overall candidates to be promoted to Sergeant.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Union Beach that Deborah A. Trembley, Christopher Tuberton and Robert M. Harriott and are hereby promoted to Sergeant effective as of July 20, 2017 in accordance with the current Salary Ordinance 2017-258.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to forward the necessary forms to the State Civil Service Commission for said appointment and that a certified copy of this resolution be forwarded to Mrs. Trembley, Mr. Tuberton, Mr. Harriott and the Finance Department.

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

SERGEANT DEBORAH A. TREMBLEY ADMINISTERED THE OATH OF OFFICE BY:

SERGEANT CHRISTOPHER TUBERION ADMINISTERED THE OATH OF OFFICE BY:

SERGEANT ROBERT M. HARRIOTT ADMINISTERED THE OATH OF OFFICE BY:

RESOLUTION NO. 2017- 135:

AUTHORIZING THE PROVISIONAL APPOINTMENT OF POLICE CAPTAIN

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

THE APPOINTMENT OF

GABRIEL FARESE

UNION BEACH, NJ 07735

As Police Captain of the Borough of Union Beach (Provisional Appointment), as made by the Mayor and Council effective as of July 20, 2017, at a Salary in accordance with the current Salary Ordinance 2015-222 is hereby approved and confirmed, and;

BE RESOLVED, that the Clerk be and is hereby authorized to forward the necessary forms to the State Civil Service Commission for said appointment, and;

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Mr. Gabriel Farese, and the Finance Department.

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

CAPTAIN GABRIEL FARESE ADMINISTERED THE OATH OF OFFICE BY:

RESOLUTION NO. 2017- 136:

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

THE APPOINTMENT OF

MICHAEL J. WOODROW

UNION BEACH, NJ 07735

As Police Chief of the Borough of Union Beach (Provisional Appointment), as made by the Mayor and Council effective as of July 20, 2017, at a Salary in accordance with the current Salary Ordinance 2015-222 is hereby approved and confirmed, and;

BE RESOLVED, that the Clerk is hereby authorized to forward the necessary forms to the State Civil Service Commission for said appointment; along with a request to the Commissioner of the State Civil Service Commission for a waiver of the Promotional Examination for the position of Police Chief under the provisions of N.J.A.C. 4:1-8.5.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Mr. Michael J. Woodrow, and the Finance Department.

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

CHIEF MICHAEL WOODROW ADMINISTERED THE OATH OF OFFICE BY:

Presentation of Certificate to Ryan and Dylan Burns for Civic Duty as recommended by UBPD

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 18, 2017 Meeting
June 8, 2017, CDBG Meeting
July 15, 2017 Meeting

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

PRESENTATION OF COMMUNICATIONS; PETITIONS, ETC.:

1. Change in the August Meeting Dates. August 17th Agenda and August 24th Council Meeting
2. Extension of ABC Premise Application for Aders Tavern, July 22, 23 Raindate 29
3. Block Party 2nd Street – 800 Block August 28, 2017 till 10 p.m.
4. Social Affairs Permits – American Legion – 8/20/17 – Run for Riley Benefit – 11/11/17 VA Hospital Benefit

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

July 27th, 6 p.m. Freeholder Meeting in Union Beach Council Chambers (Bob Burlew Invited)
October 14th Union Beach Day

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

ORDINANCE NO. 2017-258:

The Clerk presented affidavit of publication showing that the ordinance was duly advertised in accordance with law in the Asbury Park Press in the issue of June 29, 2017.

Mayor Smith directs the Clerk to read the Ordinance by Title only, advising that said Ordinance was posted on the Bulletin Board at the Municipal Building and on the Borough’s Website at least one week in advance of this Public Meeting, and that copies of said Ordinance were made available to the General Public upon request.

ORDINANCE NO. 2017 - 258:

**AN ORDINANCE FIXING THE SALARIES, WAGES AND OTHER
EMOLUMENTS OF THE REGULAR OFFICERS OF THE POLICE
DEPARTMENT OF THE BOROUGH OF UNION BEACH, IN THE
COUNTY OF MONMOUTH FOR THE FISCAL YEARS BEGINNING JANUARY 1, 2016 THROUGH
DECEMBER 31, 2019**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF UNION BEACH AS FOLLOWS:

SECTION 1: THE FOLLOWING SHALL CONSTITUTE THE SALARIES, WAGES AND EMOLUMENTS OF THE INDICATED EMPLOYEES AND OFFICIALS OF THE BOROUGH OF UNION BEACH, PAYABLE AS HEREINAFTER PROVIDED AND EFFECTIVE AS OF THE ADOPTION OF THIS ORDINANCE, AND THE PUBLICATION OF NOTICE OF SUCH ADOPTION, IN ACCORDANCE WITH THE LAW, AND CONTINUING IN EFFECT UNTIL THEREAFTER AMENDED, EXCEPT WHERE OTHERWISE SPECIFIED.

THE EMPLOYEES AND OFFICIALS OF THE BOROUGH OF UNION BEACH COVERED BY THIS ORDINANCE SHALL BE COMPENSATED BI-WEEKLY PURSUANT TO THE FOLLOWING SALARY GUIDE FOR THE FISCAL YEARS BEGINNING JANUARY 1, 2016 THROUGH DECEMBER 31, 2019.

SCHEDULE A

Salary guide for January 1, 2016 through December 31, 2019, for officers hired prior to July 1, 2013:

RANK	1/1/16 TO 12/31/16	1/1/17 TO 12/31/17	1/1/18 TO 12/31/18	1/1/19 TO 12/31/19
Sgt 1 st Class +20 yrs.	116,533.06	118,281.05	120,055.26	121,856.08
Sgt 1 st Class +15yrs.	116,460.94	118,207.85	119,980.96	121,780.67
Sgt 1 st Class +10 yrs.	116,388.85	118,134.68	119,906.70	121,705.30
Sgt 1 st Class + 5 yrs.	116,318.41	118,063.18	119,834.12	121,631.63
Sgt 2 nd Class +20 yrs.	105,306.63	106,886.22	108,489.51	110,116.85
Sgt 2 nd Class +15 yrs.	105,242.90	106,821.54	108,423.86	110,050.21
Sgt 2 nd Class +10 yrs.	105,177.49	106,755.15	108,356.47	109,981.81
Sgt 2 nd Class + 5 yrs.	105,113.77	106,690.47	108,290.82	109,915.18
Ptl 5 th step + 20 yrs.	101,360.55	102,880.95	104,424.16	105,990.52
Ptl 5 th step + 15 yrs.	101,298.53	102,818.00	104,360.27	105,925.67
Ptl 5 th step +10 yrs.	101,236.47	102,755.01	104,296.33	105,860.77
Ptl 5 th step + 5 yrs.	101,174.42	102,692.03	104,232.41	105,795.89

SCHEDULE B

The following salary guide applies to officers hired on or after 7/1/13*:

Step	1/1/2016 TO 12/31/2016	1/1/2017 TO 12/31/2017	1/1/2018 TO 12/31/2018	1/1/2019 TO 12/31/2019
Academy (six month)	38,594	39,172	39,759	40,355
Step 1	45,576	46,259	46,952	47,656
Step 2	52,557	53,345	54,145	54,957
Step 3	59,538	60,431	61,337	62,257
Step 4	66,521	67,518	68,530	69,557
Step 5	73,502	74,604	75,723	76,858
Step 6	80,483	81,690	82,915	84,158
Step 7	87,465	88,776	90,107	91,458
Step 8	94,446	95,862	97,299	98,758
Step 9	101,424	102,945	104,489	106,056

*Movement on the guide is on the Anniversary Date.

The following salary guide applies to officers hired on or after 7/1/13 who are promoted to Sergeant**:

Step	1/1/2016 TO 12/31/2016	1/1/2017 TO 12/31/2017	1/1/2018 TO 12/31/2018	1/1/2019 TO 12/31/2019
Step 1	105,373	106,953	108,557	110,185
Step 2	109,116	110,752	112,413	114,099
Step 3	112,888	114,581	116,299	118,043
Step 4	116,584	118,332	120,106	121,907

**Movement on the guide is on the Anniversary Date of Promotion.

SECTION 2: Any benefits required to be accorded or paid to or on behalf of any employee designated herein under any collective bargaining agreement, the execution of which was duly authorized by the Mayor and Council of the Borough of Union Beach, shall be deemed authorized by this ordinance.

SECTION 3: All salaries authorized by this ordinance shall be paid retroactively, effective to January 1, 2016, provided that the employee was still in the employ of the Borough of Union Beach at the time of the execution of the collective bargaining agreement between the Mayor and Council of the Borough of Union Beach and P.B.A. Local 291, and any moneys due for holiday emolument which is computed based upon the works schedule shall be based upon the ten (10)hour, four (4) day work schedule through February 16, 2017 and an eleven (11) hour day thereafter.

Section 4: All ordinances or parts of ordinances inconsistent with this ordinance shall be deemed repealed to the extent of such inconsistency.

SECTION 5: This ordinance shall take effect immediately upon its adoption.

PUBLIC HEARING ON ORDINANCE NO. 2017-258: MEETING OF JULY 20, 2017

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2017-258 AT _____ P.M.
 MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2017-258 AT _____ P.M.

RESOLUTION NO. 2017- 137: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2017-258 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS

Paper: The Asbury Park Press, Issue of JULY__, 2017

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

Ordinance 2017-259:

The Clerk presented affidavit of publication showing that the ordinance was duly advertised in accordance with law in the Asbury Park Press in the issue of June 29, 2017. **This Ordinance was approved by the Planning Board on June 28, 2017.**

Mayor Smith directs the Clerk to read the Ordinance by Title only, advising that said Ordinance was posted on the Bulletin Board at the Municipal Building and on the Borough’s Website at least one week in advance of this Public Meeting, and that copies of said Ordinance were made available to the General Public upon request.

Ordinance Amending Ordinance relating to Fence Regulations

AN ORDINANCE AMENDING SECTION XIII (LAND USE AND DEVELOPMENT REGULATIONS) OF THE GENERAL ORDINANCES OF THE BOROUGH OF UNION BEACH TO AMEND CERTAIN PROVISIONS REGARDING THE HEIGHT OF PRINCIPAL STRUCTURES.

BE IT ORDAINED by the Borough Council of the Borough of Union Beach, County of Monmouth, and State of New Jersey that Section XIII (Land Use and Development Regulations) of the General Ordinances of the Borough of Union Beach is hereby amended or supplemented as follows:

PURPOSE

The purpose of this ordinance is to amend or add certain definitions, general provisions, design standards and general zoning provisions to incorporate changes to clarify the requirement regarding fences, steps and ramps as recommended by the Acting Zoning Official.

Chapter XIII (Land Use and Development Regulations) of the General Ordinances of the Borough of Union Beach is hereby amended or supplemented as follows (new text is double underlined, text to be deleted is ~~struck through~~ and notations to the reader and changes in subparagraph designations either with or without changes to content are italicized):

SECTION 1

Chapter XIII (Land Use and Development Regulations), Section 13-5 (General Provisions), Subsection 13-5.5 (Yard Areas) shall be amended as follows:

13-5.5 Yard Areas.

- a. *(No Change)*
- b. *(No Change)*
- c. Every part of a required yard shall be open and unobstructed from its lowest level to the sky, except for the ordinary projections allowed by the State Uniform Construction Code including, but not limited to, sills, belt courses, chimneys, flues, buttresses, ornamental

features, and eaves, provided, however, that none of the aforesaid projections shall project into the minimum required yards more than 24 inches unless otherwise permitted by this chapter. Unroofed entrance porches, terraces, ADA ramps, stairs and landings which do not rise above the height of the floor level of the ground floor may extend up to five (5) feet into the required side yard; up to ten (10) feet into any required front yard and up to ten (10) feet into any required rear yard providing the total area of all such porches, terraces, ADA ramps, stairs and landings which extend into such yards, does not exceed 1,000 square feet

d.

(No Change)

SECTION 2

Chapter XIII (Land Use and Development Regulations), Section 13-8 (Design Standards and Improvement Specifications), Subsection 13-8.13 (Fences and Hedges) shall be amended to read as follows:

13-8.13 Fences and Hedges

a. Fences, hedges and walls hereafter erected, altered or reconstructed in any zone in the borough shall not exceed six feet in height above ground level except as follows:

1. Hedges, walls and fences, which are not open fences as defined in this chapter, subsection 13-2.3(a), 54 "Fence, open", located in a front yard, or located within 5 feet of a side (secondary front) yard of a corner lot fronting on a street, or within 50 feet of any river, lagoon or other body of water, shall not exceed 36 inches in height. Fences, hedges and walls which are set back greater than 5 feet from the side property line corner lot fronting on a street shall not exceed 6 feet in height.

2. through 4. (No Change)

b. through d. (No Change)

SECTION 3

If any section, subsection, clause, or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this ordinance. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4

The Municipal Clerk is hereby directed, upon adoption of the Ordinance after public hearing thereon, to publish notice of the passage thereof and to file a copy of this Ordinance as finally adopted with the Monmouth County Planning Board as required by N.J.S.40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Borough Tax Assessor as required by N.J.S. 40:49-2.1.

SECTION 5

This Ordinance shall take effect immediately upon final passage and publication according to law and filing with the Monmouth County Planning Board.

PUBLIC HEARING ON ORDINANCE NO. 2017-259: MEETING OF JULY 20, 2017

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2017-259 AT _____ P.M.

MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2017-259 AT _____ P.M.

RESOLUTION NO. 2017- 138: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2017-259 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS

Paper: The Asbury Park Press, Issue of JULY ____, 2017

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

REPORTS OF COMMITTEES AND DEPARTMENT HEADS:

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

Finance, Personnel, Administration & Code Enforcement
Emergency Svs. (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:

ORDINANCE NO. 2017-260:

**AN ORDINANCE AMENDING AN
ORDINANCE ENTITLED, "THE REVISED
GENERAL ORDINANCES OF
THE BOROUGH OF UNION BEACH, 1980"
CREATING THE POSITION OF CONSTRUCTION OFFICIAL
ADDING SECTION 2-31**

WHEREAS, THE MAYOR AND BOROUGH HAVE DETERMINED THAT THE BOROUGH CAN OPERATE MORE EFFICIENTLY WITH A CONSTRUCTION OFFICIAL, AND,

WHEREAS, THE MAYOR AND BOROUGH COUNCIL HAVE DETERMINED THAT THERE IS A NEED FOR THE POSITION OF CONSTRUCTION OFFICIAL.

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF UNION BEACH, COUNTY OF MONMOUTH, AND STATE OF NEW JERSEY THAT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UNION BEACH BE AMENDED TO ADD THE POSITION OF CONSTRUCTION OFFICIAL AS FOLLOWS:

SECTION I

2-31 CONSTRUCTION OFFICIAL.

a. Nomination and appointment; term.

The Construction Official shall be nominated by the Mayor and appointed with the advice and consent of the Borough Council. The Construction Official shall receive a contract of no less than one year and no more than three years. Any vacancy shall be filled by the Mayor and Council. The Construction Official is the chief administrator of the enforcing agency pursuant to Chapter X, section 1-1 A and is therefore is a department head. As such this position is a non-civil service unclassified managerial position. He is appointed under the Mayor's authority pursuant to N.J.S.A. 40A:60-5(g).

b. Absence or disability.

During the absence or disability of the duly appointed Construction Official, the Mayor and Council may by resolution, appoint an officer or regular employee of the municipality to perform such duties of the Construction Official. Such absence or disability shall be limited to three (3) months after which time such absence or disability may be deemed a vacancy.

c. Qualifications and requirements.

The Construction Official shall be appointed on the basis of his executive and administrative abilities and qualifications with special regard to education, training and experience in governmental affairs. The Construction Official shall be qualified pursuant to N.J.A.C. 5-23 et. seq.

d. General Duties and responsibilities.

The Construction Official shall be the chief administrative officer of the Building Department of the Borough of Union Beach, and shall be responsible to the Borough Administrator for the proper and efficient administration of the business affairs of the Building Department. He shall see that the provisions of Chapter X, Building and Housing, as well as all Uniform Construction Code and all ancillary sub-codes as shall be adopted and amended by the State of New Jersey and its departments and agencies.

SECTION II

THIS ORDINANCE SHALL TAKE EFFECT AFTER FINAL PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

RESOLUTION NO. 2017- 139: AUTHORIZING INTRODUCTION ORDINANCE 2017-260 AND FURTHER AUTHORIZING CLERK TO ADVERTISE SAME IN ASBURY PARK PRESS FOR PUBLIC HEARING AND ADOPTION ON AUGUST 24, 2017

Paper: The Asbury Park Press, Issue of July ____, 2017

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

RESOLUTIONS:

RESOLUTION NO. 2017-140: 159 Grant Award – Cops in Shops \$1,800.

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 \$1,800.00 from the COPS in Shops Program 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 \$1,800.00.

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:
- COPS in Shops Grant

Pursuant to the Provisions of Statute; and

BE IT FURTHER RESOLVED, that a like sum of \$1,800.00 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:
- COPS in Shops 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 – 141: *Resolution acknowledging partial repayment of a Community Disaster Loan by the Union Beach School District in advance of the due date of the Loan.*

WHEREAS, the Union Beach School District, as mandated by New Jersey Sate Executive Order 128, participated in the Community Disaster Loan Program subsequent to the devastating events of Superstorm Sandy in October 2012; and

WHEREAS, the Union Beach School District is prepared to repay a portion of said Community Development Disaster Loan during the 2017-2018 budget year in advance of the due date of the loan; and

WHEREAS, the New Jersey Department of Education, in order to foster an understanding of the loan repayment process by the community, has requested the Municipality acknowledge any proposed repayment in advance of the due date of the loan.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Union Beach, that the Municipality acknowledges the partial repayment of the Union Beach School District Community Disaster Loan during the 2017-2018 budget year in advance of its due date;

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Union Beach Board of Education and the Union Beach School Administrator for distribution to the New Jersey Department of Education.

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

Resolution No. 2017 -142: *Resolution Authorizing an Emergency Contract for Flood Repairs to the Public Works Building*

WHEREAS, the Local Public Contracts Law permits the award of emergency contracts pursuant to N.J.S.A. 40A:11-6 et. seq., subject to certain criteria, and

WHEREAS, the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-6 et. seq. allows the award of contracts without public advertising for bids and bidding when an emergency exists affecting the public health, safety or welfare which requires the immediate delivery of goods or the performance of services, wherein the award of contract is made in the manner prescribed by the aforesaid statutory provision; and

WHEREAS, the Borough of Union Beach has determined that an emergency exists with regard to severe flooding of the Public Works Building; and

WHEREAS, as a result of the aforesaid emergency, there is a need to make immediate stoppage of flooding and necessary repairs as a result of the flooding to the Public Works Building; and

WHEREAS, THE Borough has determined that the aforesaid emergency affects the public health, safety and/or welfare; and

WHEREAS, in accordance with the aforesaid declaration and pursuant to N.J.S.A. 40A:11-6 et. seq., the aforesaid emergency Flood Repair Work project is awarded to: Albitron LLC, Holmdel, NJ in the amount of \$35,325.93.

WHEREAS, certification of funds having been made by the Chief Financial Officer, that funds are available for the said purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Union Beach, that the contract for the aforesaid emergency flood repairs to the Department of Public Works Building be and is hereby authorized and ratified with Albitron LLC, Holmdel, NJ in the amount of \$35,325.93.

BE IT FURTHER RESOLVED, that this contract is being awarded without public advertisement for bids pursuant to an emergency situation affecting the public health, safety and/or welfare, and as authorized by the Local Public Contract Laws, in accordance with N.J.S.A. 40A:11-6, which permits the awarding of emergency contracts.

BE IT FURTHER RESOLVED, that the Borough Officials, including but not limited to, the Borough Administrator are hereby authorized to execute the said emergency contract, as well as any and all documents required to effectuate the same.

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

RESOLUTION 2017- 143 : Renewal of Willin Group License for Prior License Terms

AUTHORIZING A “NEW LICENSE” (RENEWAL FOR UNTIMELY RENEWAL) OF LIQUOR LICENSE, WILLIN GROUP INC. FOR THE FOR 2014-2015 YEAR PURSUANT TO DECISION BY DIRECTOR OF 12:18 RULING.

2014-2015 ABC Liquor License – Pursuant to Decision of the Director of 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 Decision of the Director of 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 licensee and the Division of ABC.

License No. Name and Address of Licensee:

1350-33-012-006 MUN. LIC. C-2 (CONSUMPTION) INACTIVE SINCE 2012	THE WILLIN GROUP, INC. CERVINO'S 300 UNION AVENUE UNION BEACH, NJ 07735
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	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

RESOLUTION 2017-144 : Renewal of Willin Group License for Prior License Terms

AUTHORIZING A “NEW LICENSE” (RENEWAL FOR UNTIMELY RENEWAL) OF LIQUOR LICENSE, WILLIN GROUP INC. FOR THE FOR 2015-2016 YEAR PURSUANT TO DECISION OF THE DIRECTOR OF 12:18 RULING.

2015-2016 ABC Liquor License – Pursuant to Decision of the Director 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 Decision of the Director of 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, 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 licensee and the Division of ABC.

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

1350-33-012-006 MUN. LIC. C-2 (CONSUMPTION) INACTIVE SINCE 2012	THE WILLIN GROUP, INC. CERVINO'S 300 UNION AVENUE UNION BEACH, NJ 07735
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	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

RESOLUTION 2017- 145 : Renewal of Willin Group License for Prior License Terms

AUTHORIZING A RENEWAL OF AN INACTIVE LIQUOR LICENSE, WILLIN GROUP INC. FOR THE FOR 2015-2016 YEAR PURSUANT TO DECISION OF THE DIRECTOR OF 12:39 RULING.

2015-2016 ABC Liquor License – Pursuant to Decision of the Director of 12:39 Ruling

Be it Resolved, by the Mayor and Council of the Borough of Union Beach, that Pursuant to the Decision of the Director of a 12:39 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, 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 licensee and the Division of ABC.

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

1350-33-012-006 MUN. LIC. C-2 (CONSUMPTION) INACTIVE SINCE 2012	THE WILLIN GROUP, INC. CERVINO'S 300 UNION AVENUE UNION BEACH, NJ 07735
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	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Wicki						
Ms. Roche						
Mr. Cavallo						
Mr. Lewandowski						
Mr. Andreuzzi						
Mr. Cocuzza						

RESOLUTION 2017-146 : Renewal of Willin Group License for Prior License Terms

AUTHORIZING A RENEWAL OF INACTIVE LIQUOR LICENSE, WILLIN GROUP INC. FOR THE FOR 2016-2017 YEAR PURSUANT TO DECISION OF DIRECTOR OF 12:39 RULING.

2016-2017 ABC Liquor License – Pursuant to Decision of the Director of 12:39 Ruling

Be it Resolved, by the Mayor and Council of the Borough of Union Beach, that Pursuant to a Decision of the Director of 12:39 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, 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 is hereby authorized and directed to sign and deliver the license certificates to the following licensee and the Division of ABC.

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

1350-33-012-006 MUN. LIC. C-2 (CONSUMPTION) INACTIVE SINCE 2012	THE WILLIN GROUP, INC. CERVINO'S 300 UNION AVENUE UNION BEACH, NJ 07735
--	--

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

RESOLUTION 2017-147: RESOLUTION OF THE BOROUGH OF UNION BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING TIMOTHY J. DAVIS, 1314 PAUL BOULEVARD, MANAHAWKIN NJ AS MUNICIPAL DEPARTMENT HEAD-CONSTRUCTION (FULL TIME) FOR THE BOROUGH OF UNION BEACH

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that, the appointment of the following named person as Municipal Department Head-Construction of the Borough of Union Beach contingent upon the finalization of the employment contract is hereby approved and confirmed:

TIMOTHY J. DAVIS
1314 PAUL BOULEVARD
MANAHAWKIN, NJ

Be it Further Resolved, that the Employment Contract shall be subject to review by the Borough Attorney, reviewed by Council and offered to MR. DAVIS with the suggestion that he get legal review of same.

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

RESOLUTION NO. 2017- 148: 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.

EXECUTIVE SESSION: RESOLUTION NO. 2017- JULY 20, 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) Pending Litigations. 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
Carol Seney, Deputy Clerk

ATTORNEY: PURPOSE:

BUSINESS ADDED TO THE AGENDA OF THE MEETING OF JULY 20, 2017: (IF NECESSARY):

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

1.

Motion to add business to Agenda moved by _____ seconded by _____, and approved by unanimous voice vote

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

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