



**MINUTES**  
**Borough of Union Beach**  
**Thursday, June 15, 2017 - 8:00 p.m.**  
**650 Poole Avenue, Union Beach, NJ**

**CALL TO ORDER:** Meeting called to order by Mayor Smith at 8:00 p.m.

**SALUTE TO THE FLAG:** Mayor Smith

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

**SUNSHINE LAW NOTICE:** Announced by Clerk

Adequate notice has been given to the public and press on the date, time and place of this meeting, in accordance with P.L 1975, chapter 231, "open public meetings act."

**ROLL CALL: Council Members**

Mr. 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

Carol Seney, Deputy Clerk

**SET ASIDE THE REGULAR ORDER OF BUSINESS: MEETING OF JUNE 15, 2017**

1. Retirement well wishes and Appreciation Award issued to Mr. Robert Burlew
2. Presentation of the School Budget by Dr. Ridley and Ms. Ertle

Motion to set aside the regular order of business of the meeting of June 15, 2017 moved by Councilman Wicki, seconded by Councilman Cocuzza and approved by voice vote.

Mayor Smith calls Mr. Robert Burlew to receive a plaque from the Mayor and Council in appreciation for all his work as our Construction Official over the past 17 years and especially since Hurricane Sandy. We wish him all the best in his retirement. The Borough will be thankful to him forever for saving the face of Union Beach after Hurricane Sandy. We can't thank him enough.

Mr. Burlew addresses the audience and says that it has been an honor and a pleasure to be here for 17 years. Working together is the key to making sure we are better tomorrow. He tanks all who have worked with him and asks all to take care of our OEM and Emergency Services.

**POINT OF ORDER:** Mayor Smith thanks Dr. Ridley for putting the Governing Body in the sun today at graduation. Mayor Smith comments on Dr. Ridley's great speech today.

Mayor Smith calls for Dr. Ridley and Ms. Ertle to present the 2017-2018 School Budget. Dr. Ridley goes over some highlights as to what the budget will purchase and Mrs. Ertle, Business Administrator will then give specifics.

Dr. Ridley states that with the economic challenges we face their priority is to maintain as many programs, assets, staff and financial opportunities as possible. The 2017-2018 budget supports the thorough and efficient education of 830 students in grades PK through 12. 585 elementary students and 215 High School students, 16 vocational school students and 21 out of district students. Their budget expectations and their educational objectives will have a commitment to improve student achievement, they will provide a safe and secure learning environment, they will maintain and improve all existing instructional programs, they will maintain class size averages conducive to learning, and they will make a commitment to maintain the school facilities. This budget will include: part time guidance counselor, summer arts and technology academies, readers-writers workshop integration, K12 AVA classroom, instructional supplies and curriculum writing. It will also include a commitment to continue professional development and an increase in classroom level libraries, interactive smartboards for preschool classes, K3 text books, Social Studies Text Books, Math Big Idea Grade 6-8 text books, Fast Forward Reading Assistant, HIB Assemblies and Pre-K Assemblies. The Budget will also include District-Wide safety and security upgrades including a school security officer (already in place), a digital surveillance cameras and enhancements (already in place), security protective window film (already in place), additional exterior lighting, shared 911 and school safety assemblies. District-Wide technology upgrades will include upgrading our bandwidth, our wireless, additional projectors (including in the media center), additional IPADS for students, Chrome Boxes and Technology Professional development. Capital Projects including the girls locker room renovation, sidewalk repairs around and at the front of the school. Facility projects equipment including water fountain replacements, maintenance equipment, grounds care and up-keep equipment, preschool playground equipment and athletic equipment so that we can continue to fund all of our athletic clubs and extra-curricular activities.

Ms. Ertle presents the financial highlights of the Union Beach 2017-2018 Budget. She states that with the elimination of the Community Disaster Loan in the 2016-2017 School Budget, we reverted back to the tax levy pre-Sandy to the 2013 tax levy at \$6,498,000 and change. Be it not for the Hurricane Sandy Community Disaster Loan over the course of the three school years, the district could have seen a significant increase in its tax levy. Using the 2012-2013 school year as a base, through the 2017-

2018 school year, we could have experienced a tax levy of almost \$700,000.00 if a 2% per year tax increase was utilized. This Budget year, if the district would have permitted to use not only 2% increase in the tax levy, but also what is called banked cap. If we don't increase our levy by the 2% every year, we are permitted to use bank cap. It is a permitted adjustment and it is also a permitted adjustment for increased health benefits which have gone up over 15%. If both were utilized, which we did not use them, we would have had almost a 6% increase in our tax levy. We maintain with the Board's direction and Administration's recommendation a 2% tax levy for the 2017-2018 school year. Going through the actual financial highlights, State Aid remained flat, Preschool Aid decreased, Administrative Costs are below the state level, our budgetary pupil costs are a little higher than the state average because our class sizes are decreasing. As she said earlier the 2% levy would have been in effect in the 2013-2014 school year at the level we are looking at right now. If we progressed forward and did 2% per year since the Hurricane Sandy days it would have been almost 11% tax increase of almost \$700,000.00. This is really significant. She speaks about Borough's participation needed in the documentation of the Community Disaster Loan as a requirement of the State to start the repayment process of that loan.

The Board is always looking for cost saving initiatives. They do cooperative purchasing, shared services including shared services with the Borough (dental plan, sidewalk project, Police Department Officer, Construction Office Location) We all work together for the common goal. They continue to do other shared services with regard to transportation services. These things help to save money in the picture.

Revenues: Tax Levy and State Aid which represent almost 90% of their overall revenue for budget. There is very little funding coming from the Federal Government and some small miscellaneous revenues that we receive be it tuition revenue, but the bulk is the Tax Levy and State Aid.

Expenses: The bulk of their contract and expenses are salary, benefits, tuition and transportation. This approaches 85% of their overall budget. There are other contract expenses such as utilities, property insurance which leaves very few dollars left for any type of discretionary spending. They manage a tight ship in trying to make sure that all of their programs remain in tact. With the increase of tax levy from the 2016-2017 to 2017-2018 school year, it will represent almost \$130,000.00 tax levy increase for the upcoming school year for a tax rate of 0.151 cents. This is basically 3 pennies in terms based on the net taxable value in the 2016-2017 school year. A penny is worth about \$52,000.00. It is less than 3 cents. Based on the average assessed value of \$211,472.00 the tax levy for school purposes will be approximately \$32.00 per assessed value.

Review an email that was sent to the Borough Administrator regarding the Borough's need to approve and acknowledge the repayment of the Community Disaster Loan. In summary we were obligated to obtain a Community Disaster Loan when Hurricane Sandy first happened in amount of \$900,000.00 (round numbers) Because of insurance monies, they are able to budget to pay half of it back in the 2017-2018 school year which will have no effect on the tax levy whatsoever. Going forward, they are looking to pay back the remaining \$450,000.00 over 5 years which will minimally impact the tax levy. They are taking the opportunity in the 2017-2018 school year to do this outside the levy which benefits everyone. It is funds that we had set aside from insurance purposes. It is a prudent thing to do. They are mindful not to increase the tax levy, so they are looking to perhaps over 5 years the remaining \$450,000.00 being paid back commencing in the 2018-2019 school year. It will be a tax levy for debt service which they have never had since she has been with the District. It is something that they are required to do and it is something that the Department of Education requires for this 2017-2018 school year that the Borough grants permission to repay this. She welcomes any questions.

Mr. Wicki has a question as to the repayment of the CDL and what the role the Borough pays in this since we had no role in you taking the loan or utilizing it.

Mrs. Ertle had reached out to the state and reads to the Mayor and Council their response to her: "The DOE asks all municipalities of those school districts who have a CDL and wish to repay a portion/all of the CDL in advance of the due date of the loan (due July, 2018) to acknowledge such action in writing. The written acknowledgement by the muni helps foster the understanding of the tax levy/debt service levy assessed to the community by the district for such portion of debt incurred through the Executive Order 128 that mandated the district participation of the program. It also ensures that the community is able to afford the advance payment in the current year levy without significant burden to the community. Once the loan becomes due and payable, the acknowledgement is no longer necessary." So the next school year, the 2018-2019 school year the Borough's permission/written acknowledgement is not necessary.

Mr. Wicki asks where this request comes from.

Ms. Ertle: this request comes from the New Jersey Department of Education.

Mr. Wicki: It is just odd as we never had any input into your budget.

Ms. Ertle: She understands. It is a valid point and it is in the budget guideline documents so they are required to do it and her recommendation was certainly supported by the Board of Education and Dr. Ridley. It is funds that we have that enable them to pay back half of it as opposed to taking that \$900,000.00 and increasing the tax levy for debt service. This is something where they really want to pay back as much as they could.

Mr. Wicki: He understands and agrees with this but is confused about why it comes to the Mayor and Council to approve it as we would have no say in their budget.

Ms. Ertle agrees with Mr. Wick and that is why she had reached out to the State for an explanation.

Mr. Cocuzza: What steps will be taken according to actual 2015-2016 school enrollment to your estimated 2017 student enrollment. You are down 40 students. What steps is the district going to take. He assumes that this is a loss in revenue also.

Ms. Ertle: Right now there has been no decrease in State aid. If the Governor and the Legislature at the State level are considering changing the funding formula which will probably negatively impact Union Beach because we have not seen a decrease in State Aid for many years. Some of the positive things that we are doing is that we are now opening up our preschool program to 3 years old (regular education).

Dr. Ridley states that 23 people are enrolled and we have a waiting list of 3.

Ms. Ertle: These are good things that we are doing.

Ms. Roche: Will you have to hire more teachers for this.

Dr. Ridley: No class sizes are just going to get a little larger than they were but not beyond control. The Preschool classes were 8-10 now they will be 14-16. Their intention and he believes the State is going in this direction as well is to have full day preschool. This will be a couple of years away.

Ms. Ertle states that the theory is that if we bring them in when they are three they will stay until they are 14.

Dr. Ridley states that two teachers are not being rehired this school year and they are not replacing them. This speaks to the fact that they are down some students.

Mayor Smith comments on the loss of a good bus driver and all wish Lidia Gallopo a Happy Retirement. She will be missed.

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

Motion moved Mr. Wicki, seconded by Mr. Cocuzza to return to the regular order of business and approved by voice vote.

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

May 18, 2017 Meeting – Tabled to July Meeting.

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

##### **1. Change in the August Meeting Dates. August 17<sup>th</sup> Agenda and August 24<sup>th</sup> Council Meeting**

June 17<sup>th</sup> – 1 p.m. Eagle Court of Honor – Eric Konkol – Mayor, Lou and Anthony to Attend.

June 19<sup>th</sup> – 6 p.m. Keyport Graduation – Rain date June 20<sup>th</sup>

June 20<sup>th</sup> – 6 p.m. RBR Graduation

June 21<sup>st</sup> – Volley Ball Kick Off – Beach Front

June 24<sup>th</sup> – Union Beach 5K

October 14<sup>th</sup> Union Beach Day

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

*Public Hearing before the Mayor and Council  
FY 2018 Community Development Block Grant  
Application / Proposal*

##### **Project: St. James Avenue Reconstruction**

**Mayor Smith:** announces that this portion of our meeting is the Public Hearing on the Community Development Block Grant Application which is Federal funds administered through the County that you can apply for every two years and we also have a map that limits to where we can apply. This map is given to us from the Federal Government. Mayor calls upon Mr. Dennis Dayback of T&M Associates, the Borough Engineering Firm and Consultant to the Citizen's Advisory Committee, to make presentation of the Project to be submitted to the County of Monmouth for the FY 2018 projects program, as recommended by the Citizens Advisory Committee at their public meeting of June 8, 2017.

##### **Presentation by Engineer**

Mr. Dayback presents the Borough's application for the 2018 Community Development Block Grant Program. As the Mayor stated this is funding that is available to the Borough every two years. It is federally funded and through Monmouth County. Every other year we have an opportunity to apply for this funding. We have been successful in the past in road reconstruction. We have done a lot of roads in the Borough with CDBG funds as well as DOT funds. It is a big part of our road improvement program. Last year our application was Johnson Avenue. We reconstructed Johnson. Prior to that was Seventh Street. We have been doing this for almost 25 years. This year's application is for the reconstruction of St. James from Poole Avenue to Tenth Street. Tenth Street

is a street that we reconstructed last year using municipal funds. Again, it is a total reconstruction it will be curbs, drainage. We reconstruct all the roads at 28 feet wide. That allows for two-way traffic. This neighborhood has no sidewalks. There will be no sidewalks. The road will be completely removed and replaced. We replace our pavement with a new road section that is 6" in pavement, 4" of stabilized base, 2" of top. The road will be re-profiled for drainage. Drainage pipe will be installed as we do on all our roads. The total approximate cost for this project will be \$246,000.00. The grant limit is \$200,000.00. In the past we have been very successful. We don't get the full grant, but we are probably one of the top municipalities in receiving funding. All of our applications if it is \$246,000.00 the Borough always funds the remaining portion so we will build if we are successful the entire project. Again, this is continuing in this neighborhood. As he said Tenth Street was done last year and Edmunds Avenue was done in 2003 with CDBG money. Poole Avenue was done back in the late 1990's with DOT Funds. If we are successful, we will be under construction by next year if the Federal Government releases the money in time.

Mayor Smith asks for any comments from the Council.

Mayor Smith also advises that the Public Hearing before the Mayor and Council was duly advertised in a Blocked Ad in the Asbury Park Press on May 18, 2017, in accordance with the CD Guidelines.

**Public Hearing on FY2018 Block Grant Program Proposal:**

Mayor Smith Opens the Meeting to the Public on the FY2018 Block Grant Program Proposal, as presented by Engineer, on behalf of the Citizens Advisory Committee at **8:28 p.m.**

With no one appearing to be heard, Mayor Smith declares the public hearing on the C.D. Block Grant Application / Proposal for the 2018 closed. at **8:29 p.m.**

**Resolution No. 2017 - 118:**

*APPROVAL AND ACCEPTANCE OF THE 2018 CDBG APPLICATION/PROPOSAL AS SUBMITTED TO THE GOVERNING BODY BY THE CITIZENS ADVISORY COMMITTEE TO BE SUBMITTED TO THE COUNTY OF MONMOUTH COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM COMMITTEE.*

Whereas, the Borough of Union Beach is desirous of participating in the FY2018 Community Development Block Grant program; and

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

**"St. James Avenue"**

and;

Whereas, the total reconstruction of St. James Avenue which runs from Poole Avenue to Tenth, approximately 925 feet in length, and is in dire need of repair, with poor drainage and poor condition of the street pavement, a 26 foot width roadway.

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

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

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

- 1) Ms. Debbie Dovedytis, Program Director of the Monmouth County Community Development Program.
- 2) The Union Beach Citizens Participation Advisory Committee Members.

Attn: Mr. Robert M. Howard, Jr., Borough's Representative.

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

**POINT OF ORDER:** Mayor Smith discusses that the CDBG Committee must attend the meetings each year including the years that we are not eligible to receive the grant funds. Our Administrator and our Former Councilman Vic Tuberton attend these meetings. Our attendance is 100% which helps when they vote.

**ORDINANCE NO. 2017-255:**

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 5, 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.

**ORDINANCES: Meeting of June 15, 2017:**

**Ordinance 2017-255:**

**AN ORDINANCE TO ESTABLISH A RESTRICTED PARKING SPACE IN FRONT OF 20 ANDERSON STREET FOR THE SOLE USE OF MARY JANE AND ROGER MICHALAK WHO RESIDE AT 20 ANDERSON STREET AND ARE PERMANENTLY DISABLED**

**WHEREAS**, pursuant to NJS 39:4-197 any Municipality may by ordinance establish a restricted parking zone in front of a residence occupied by a handicapped person if a windshield placard or wheelchair symbol license plates have been issued for a vehicle owned by the handicapped person, or by another occupant of the residence who is a member of the immediate family of the handicapped person, by the Division of Motor Vehicles pursuant to the provisions of P.L. 1949, c. 280 (C.39:4-204 et seq.) provided such parking is not otherwise prohibited and the permitting thereof would not interfere with the normal flow of traffic; and

**WHEREAS**, Mary Jane and Roger Michalak who reside at the premises located at 20 Anderson Street, Borough of Union Beach, County of Monmouth, State of New Jersey and are permanently disabled and have requested that the Borough of Union Beach establish a restricted parking space in front of 20 Anderson Street, for their sole use.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Union Beach, County of Monmouth, State of New Jersey that:

1. A restricted parking space shall be established in front of 20 Anderson Street for the use of Mary Jane and Roger Michalak, this space shall be for their sole use and shall cease to exist upon they no longer being residents of 20 Anderson Street.
2. Prior to the establishment of the aforementioned restricted parking space, the residents of 20 Anderson Street, Mary Jane and Roger Michalak shall furnish the Borough of Union Beach with her special vehicle identification card or a certified copy thereof, which must be issued to them by the Division of Motor Vehicles pursuant to law.
3. This Ordinance shall take effect immediately after final passage according to law and after Mary Jane and Roger Michalak provide to the Borough of Union Beach with their special vehicle identification card or a certified copy thereof as mentioned herein.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect immediately upon its enactment.

**PUBLIC HEARING ON ORDINANCE NO. 2017-255: MEETING OF JUNE 15, 2017**

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2017-255 AT 8:30 P.M. WITH NO ONE APPEARING TO BE HEARD, MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2017-255 AT 8:30 P.M.

**RESOLUTION NO. 2017- 119: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2017-255 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS**

Paper: The Asbury Park Press, Issue of June 28, 2017

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

**Ordinance 2017-256**

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 4, 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 2017-256:**

**An Ordinance Amending an Ordinance Entitled "The Revised General Ordinances of the Borough of Union Beach, 1980-," Chapter XII Streets and Sanitation, Section 12-7**

**Be It Ordained** by the Mayor and Council of the Borough of Union Beach, County of Monmouth, State of New Jersey, that the following Chapter of an Ordinance entitled The Revised General Ordinances of the Borough of Union Beach, 1980-," Chapter XII Streets and Sanitation, Section 12-7 be and the same is hereby amended and supplemented in the following manner.

12-7 DUMPSTER/CONTAINER PERMITS.

*12-7.1 Permits Required.*

No person shall place a dumpster, waste container or storage container on or adjacent to property without first having obtained a permit. The construction official shall not issue a construction or demolition permit unless the applicant has identified the manner of the disposal or recycling of the debris/waste to be generated by the construction and/or demolition. If dumpster(s), waste container(s), and/or storage container(s) will be necessary to store and remove the debris/waste or stored goods, and/or equipment, the applicant shall first obtain a "dumpster" permit from the department of public works. A copy of each "dumpster" permit issued by the department of public works shall be forwarded to the borough clerk, construction official and police department.

*12-7.2 Permit Fee.*

The fee for a "dumpster" permit shall be thirty (\$30.00) dollars per dumpster/waste container and/or storage container payable to the Borough of Union Beach. After removal of the dumpster/waste container and/or storage container, the applicant must provide written proof of compliance with all requirements of this section and other ordinances along with all other applicable statutes and regulations.

*12-7.3 Site Requirements.*

The "dumpster" permit must be placed by the applicant in a conspicuous location on or about the dumpster/waste container and/or storage container. Dumpster(s)/waste container(s) and/or storage container(s) shall not be placed in a street and/or public right-of-way without the approval of the Traffic and Safety Officer of the Union Beach Police Department. Any dumpster/waste container and/or storage container placed in the street and/or public right-of-way will be required to have reflective devices placed on all corners of the dumpster/waste container and/or storage container and cones along the front, back and sides facing the street. It will be the responsibility of the applicant to maintain the safety apparatus for the duration of the permit. No dumpster/waste container and/or storage container shall remain on any street or right-of-way for more than thirty (30) days after the issuance of the "dumpster" permit. It will be the responsibility of the applicant to protect street surfaces, curbs, sidewalks and other public facilities to avoid damage caused by the placement of the dumpster/waste container and/or storage container.

*12-7.4 Civil Remedies for Noncompliance.*

Damage caused by the placement of the dumpster/waste container and/or storage container to street surfaces, curbs, sidewalks and other public facilities will be the responsibility of the applicant to repair. The cost of inspecting and approving the repair shall be a lien upon the property serviced by the dumpster/waste container and/or storage container. Any dumpster/waste container and/or storage container which remains on a public street or right-of-way for more than thirty (30) days or for which the proper safety apparatus is not maintained will be subject to removal by the borough and the cost of such removal shall be a lien upon the property serviced by the dumpster/waste container and/or storage container. These civil remedies are in addition to and supplementary to fines and penalties imposed pursuant to subsection 12-7.5.

*12-7.5 Enforcement.*

a. Violations. This section shall be enforced by the department of public works, the Police Department of the Borough of Union Beach, the Union Beach Code Enforcement Bureau, the Board of Health, or any other official or officer of the Borough of Union Beach.

b. Penalties. Any person who is convicted of a violation of this section shall be subject to a fine not to exceed two thousand (\$2,000.00) dollars and/or a term of imprisonment not to exceed 90 days or a period of community service not exceeding 90 days, or both.

c. Each day that a violation shall continue to exist shall constitute a separate offense.

**PUBLIC HEARING ON ORDINANCE NO. 2017-256: MEETING OF JUNE 15, 2017**

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2017-256 AT 8:32 P.M.  
WITH NO ONE APPEARING TO BE HEARD, MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON

**RESOLUTION NO. 2017-120: AUTHORIZING FINAL ADOPTION OF ORDINANCE 2017-256 AND FURTHER AUTHORIZING CLERK TO ADVERTISE NOTICE OF ADOPTION IN ASBURY PARK PRESS**

Paper: The Asbury Park Press, Issue of June 28, 2017

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

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

**Councilman Wicki**

**Finance, Personnel, Administration & Code Enforcement**

Mr. Wicki discusses the independent Audit conducted each year in compliance with the Audit requirements presented by the Division of Local Government Services, Department of Community Affairs, State of New Jersey. The Audit considers the Borough's internal control over financial reporting and tests our compliance with certain provisions of laws, regulations, contracts, grant agreements and other matters. At the conclusion of the Audit, recommendations are made to the Governing Body for any changes which must be made for the Borough to remain in compliance. The Mayor and each Council person has signed an affidavit stating that they have reviewed the audit and are aware of any recommendations presented. He is pleased to report that once again there are no recommendations presented in this year's audit and the Borough of Union Beach is in full compliance. The Borough has received notification that we have received an award from the 2017 New Jersey Department of Transportation Municipal Aid Grant Program in the amount of \$210,000.00. Our application is for the reconstruction of Arlington and Newark Avenues from Johnson to Stone Road. This will be included in our 2018 Capital Improvement Program. This is a very competitive program. The State received 628 applications for over \$270,000,000.00 vying for only \$78,000,000.00 available. We are very fortunate to have been successful on this application. The Borough is very grateful to Edward Broberg, Dennis Dayback and Robert M. Howard, Jr. for their hard work and successful application. We could not have done it without them. More good news, the Mayor and Council had been advised in November of 2016 that we had been awarded a grant in the amount of over \$617,000.00 for reimbursement of our 10% cost share for the monies we spent primarily for debris removal immediately following Hurricane Sandy. We were recently notified that the amount of the grant has been increased to over \$692,000.00, an increase of almost \$75,000.00. This is great news and very helpful because we are utilizing a lot of that grant money to help offset the cost of our Borough Hall Construction Project.

Code Enforcement Report – May 2017

**COMPLAINTS**

- NUMBER OF NEW COMPLAINTS RECEIVED – 50
- NUMBER OF LETTERS SENT OUT TO RESIDENTS – 118
- NUMBER OF COMPLAINTS RESOLVED – 15
- NUMBER OF O.P.R.A. REQUEST RESOLVED - 5

**FORECLOSURE HOUSES**

- NUMBER OF STARTED FORECLOSURE - 160
- NUMBER OF COMPLETED FORECLOSURES - 40

**VACANT BUILDING REGISTRATIONS**

- TOTAL REGISTRATIONS THIS MONTH - 7
- 1<sup>ST</sup> REGISTRATION FEES COLLECTED - 2
  - \$500.00 x 2 = \$1,000.00
- 2<sup>ND</sup> REGISTRATION COLLECTED - 1
  - \$1,500.00 x 1 = \$1,500.00
- 2016 -OVERPAYMENT CORRECTION - 1
  - \$1,250.02 x 1 = \$1,250.02
- 3<sup>RD</sup> REGISTRATION COLLECTED - 1

\$3,000.00 x 1 = \$3,000.00

4<sup>TH</sup> REGISTRATION COLLECTED - 1

\$5,000.00 x 1 = \$5,000.00

PRO-RATED FEES - 1

\$333.36 x 1 = \$333.36

**TOTAL INCOME FROM VACANT BUILDINGS - \$12,083.38**

**TENANT/LANDLORD REGISTRATIONS**

TOTAL REGISTRATIONS DONE THIS MONTH – 9

\$100.00 x 9 = \$900.00

TOTAL AMENDMENTS & BUSINESSES DONE THIS MONTH – 2

\$50.00 x 2 = \$100.00

**TOTAL INCOME FROM TENANT/LANDLORD REGISTRATIONS – \$1,000.00**

**CERTIFICATE OF OCCUPANCIES**

TOTAL CERTIFICATES DONE THIS MONTH – 19

“CHANGE OF TITLE ONLY” – 3

\$100.00 x 3 = \$300.00

ONE FAMILY DWELLING – 14

\$100.00 x 14 = \$1,400.00

TWO & MULTI FAMILY DWELLINGS & COMMERCIAL – 2

\$125.00 x 2 = \$250.00

**TOTAL INCOME FROM CERTIFICATE OF OCCUPANCIES – \$1,950.00**

**COURT CASES**

NUMBER OF COURT APPEARANCES – 4

**TOTAL INCOME FROM COURT APPEARANCES – \$266.00**

**DEPARTMENT OF PUBLIC WORKS**

NUMBER OF COMPLAINTS SENT TO DPW THIS MONTH - 1

NUMBER OF RESOLVED CASES FROM DPW THIS MONTH - 1

**TOTAL INCOME FROM RESOLVED DPW CASES - \$875.00**

**TOTAL INCOME FROM ALL SOURCES THIS MONTH - \$16,174.38**

Mr. Wicki thanks the Union Beach Police Department, Sheriff Shaun Golden and all the various Law Enforcement Agencies that lent their support to insure the safety of all the residents and visitors who attended the gathering this past week in Union Beach. We appreciate all of your hard work, prior to and during the event, and for keeping everyone safe. Councilman Wicki states that he has one item to be discussed in closed session which is a matter of personnel.

**Councilwoman Roche                      Emergency Svs. (Fire, OEM) Library & American Legion**

Library Meeting was cancelled and they won't be meeting again until August.

OEM – Another Medical drill was held and on Thursday, June 22<sup>nd</sup> they will begin training on a First Responders Program which will run every Thursday until September. OEM is starting to respond with every call that the Fire Department responds to as a part of their training also. You will see more of OEM with the Fire Department and with the First Aid

**Fire Department: Report for the Month of May**

5 First Responder Medical Assistance calls to EMS

1 Brush Fire

1 Carbon Monoxide CO Alarm Call

4 Activated Fire Alarm Calls



1 Odor of Smoke Complaint  
1 Motor Vehicle Crash  
4 Mutual Aid Responses  
4 Police Assists

Ms. Roche also thanks the Police for last Thursday. It was a very peaceful demonstration and it was actually wonderful to see everyone out and supporting our Police.

**Councilman Cavallo**

**Public Affairs, Seniors, Court & Special Grants**

**Court Report for the Month of May 2017:**

**Amount Collected for Title 39 Split/Contempt/Fines/Costs \$9,634.76**

**Amount Collected for Public Defender \$81.50**

**Amount Collected for POAA \$2.00**

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Seniors: Information for their next meeting on SCAT buses to get them to Doctors visits and food shopping. He has been in touch with the Director of the Office of Aging and she is sending more information to pass on. They have also started collecting food for Faith Chapel's Food Pantry. He delivered their donation and the pantry is very thankful for their support. Also, the pantry is open Saturday from 9-1 if anyone is in need.

**Councilman Lewandowski**

**Health, Education, Recreation & Drug Alliance**

**Board of Education**

**Cool to be in School winners:** April McNeil and Jake Spangler

**Student Ambassadors:** Amanda Vezos and Alexa Prestia

**Teacher of the Year:** Deborah Byrne

**Student of the Year:** Amanda Vezos

Also the Bayshore Honor Band for 2017 was recognized

We had Graduation tonight for Memorial School and we would like to congratulate all the graduates this year.

Monday will be Keyport's Graduation and on Tuesday it will be Red Banks.

School voted and passed next year's Curriculum for 2017-2018

Also voted and passed for Appointments and Salaries for the 2017-2018 school year.

Madison Borough will sponsor a Sleep –away again this year for us.

Next meeting: June 27 at school

**Recreation**

We have the summer kickoff of Beach Volleyball on next Wednesday the 21<sup>st</sup> from 6-9pm at beachfront.

Last signup for Summer Camp will also be at the beach volleyball night and camp will run from July 3-28 from 9 till noon.

The Union Beach 5K is approaching it's on June 24 and they are still taking registrations go to the link on our Boro homepage.

Congratulations to the Union Beach Rockets a U12 soccer team for going undefeated and winning their flight.

Fireworks are July 3<sup>rd</sup>.

Next meeting is June 26 at the Library

**Drug Alliance**

Spoke with the Police department and hoping the Drug Alliance will help and sponsor having a Speaker come in.

No more dances until school starts again.

Next meeting is July 12.

**Board of Health**

All tickets have been sent out and courts have heard all cases and given out penalties.

Pest control at beachfront is still on going and no issues have been seen.

29 dogs registered late and 32 on time for total of \$674.00 money sent to state is \$53.40.

Any issues please contact us on the phone number or email on town website.

Next meeting June 19<sup>th</sup>.

**Councilman Andreuzzi**

**EMS, Public Works & Building and Grounds & Construction**

**The EMS Report – May 2017:**

56 Total Emergencies

162.2 Emergency Man Hours

0 Drills

5.0 Drill Hours

Total Calls 56 Total Man Hours 167.2

157.5 Maintenance and Administrative Hours

Total Man Hours for the Month of May 324.7

Responded to 162 of 179 calls for a 91% response rate.  
22 Calls were answered for Mutual Aid for a Total of 201 Calls Year to Date.  
1,436.9 Hours Year to Date. This is big commitment of time from our Volunteers.

Since the last meeting in May, we have a new EMT, Megan Barter, Congratulations and three pending new members. EMS continues to seek new members especially during the upcoming warm weather. Please contact Maryann Grabley or Chief Lewandowski for details.

Planning Committee:

The Post Sandy Planning Committee remains focused on the implementation of the redevelopment plans for Rt. 36, Union Avenue Corridor as well as the relocation of Public Works. Currently, the Committee is awaiting the construction of the first hub of the corridor, the Columbia Avenue Pocket Park.

Building Department Report for the Month of May:

1.) Total Est. Cost of construction since Sandy Storm:	\$ 143,237,335.00
2.) Permit payment received in May:	\$ 27,388.00
3.) Zoning payments received in May:	\$ 4,625.00
4.) Permits fees Waived since Storm:	\$ 60,514.00
5.) Homes Foreclosure started:	160
6.) Homes to be Demoed:	112
7.) Homes Demoed since Sandy Storm:	345
8.) Homes raised since Sandy Storm:	303
9.) New Home construction since Sandy Storm:	274
10.) Visitors in May:	432
11.) Phone calls daily average in May :	65
12.) OPRA requests in May:	15

Environmental:

On Sunday, June 11<sup>th</sup> from 10-3 p.m. the annual seine the Bay Day took place in four areas that included Cliffwood Beach, along the beach at Front Street, Port Monmouth Beach and Many Mind Creek in Atlantic Highlands. It was a favorable event because numerous species were noted which means that other species upwards in the food chain can respond. The Horseshoe crab monitoring continues as well here in Union Beach and looks very favorable. The next will be Friday, June 23<sup>rd</sup> at 8 p.m. We are also looking for volunteers from the Bayshore Regional Watershed Council to return back to Union Beach and continue working as they did successfully over on Brook Avenue.

Public Works:

Daily inspections continue at all parks. Preparations for Memorial Day included beach clean ups and planting of flowers, new flag poles were recently installed at Firefighters Park as well as the soccer field. Thank you to our DPW Workers. The Union Beach Sign has been refurbished and reinstalled at the former location right before the start of Memorial Day. This is on Route 36 and Union Avenue. The DPW continues to fix pot holes throughout the Borough. Just this week 4<sup>th</sup> Street location, 200 Block of Lorillard, Center and Pine and 5<sup>th</sup> and Pine were completed. Over ten tons of asphalt were used so far and we believe an additional 4 tons will be used this week. Please remember that the application of asphalt can only be done when the road is dry. We ask your patience. Please call the DPW with any concerns or questions that you may have.

Councilman Cocuzza

Public Safety (PD) & Shared Services

Police Report: May 15-June 15:

Councilman Cocuzza reports from the May 15- June 15 Police Report (full report filed with the Clerk). Several Officers were responsible and credited for a Narcan Life save on May 23<sup>rd</sup>, Ptl. Gajewski, Ptl. Tuberion, Officers Fogerty, Davis and Ptl. Russo. This is something that happens all too often. We thank the Officers for doing their job, but wish they didn't have to do this. Union Beach Police Department entered into an agreement with Brookdale Community College establishing a structured intern program. There is an intern working in the Police Department. This will allow the students to earn credits that are entering the Criminal Justice field within Brookdale. It is a good program and we are happy that they entered into it with Brookdale.

Since May 17<sup>th</sup> there have been 1200 service calls to the Police Department. Yesterday, officers in New Jersey were recognized by MADD (Mothers Against Drunk Driving) for their efforts in DWI enforcement at their annual awards ceremony. He congratulates Ptl. Joseph Russo and Ptl. Matthew Gajewski and Ptl. Christopher Tuberion who were awarded citations for their efforts and combatting drunk driving. We are very proud of their efforts and thank them for the work that they do. On Tuesday, Ptl. Christopher Tuberion and Det. Shawn Gilkison joined in with Keyport and Union Beach for Unity Day. This is a program where students graduating the 8<sup>th</sup> grade from Keyport and Union Beach that will be attending Keyport High School get acquainted with one another barbequing at Holmdel Park. The Officers volunteer their time to go there. He thanks Chris and Shawn for participating in this event. It has been something that

Union Beach Police have been doing for several years now. We are proud of this program as it brings the kids together before they get into High School.

Mr. Cocuzza thanks the Law Enforcement Agencies who came in to assist Union Beach after the incident with the bear (Union Beach DPW, Union Beach OEM, Union Beach FD, Union Beach, Union Beach EMS, FBI, DEPT of Homeland Security, NJ State Police, Monmouth County Sheriff's Office, Middletown PD, Middletown FD, Holmdel PD, Hazlet PD, Keansburg PD, Keyport PD, Matawan PD, Newark PD) All of these Police Departments supplied Police Officers, Equipment and anything that was needed simply by asking through the Mutual Aid Agreements that we have in place with these outside agencies. We thank them for the job that they did protecting the safety of the residents, making sure that everything that took place that night here went off without anyone being injured. Thank you to all of their Chiefs and Governing Bodies for the assistance.

Mr. Cocuzza requests to go into closed session for a personnel matter.

**POINT OF ORDER:** Mayor Smith announces that he received information from a vendor who has a 'HERO LIVES HERE' Program where they donate and install American Flags. Tomorrow they are scheduled to install a flag at 703 Stone Road for Mr. Bill Baily. Time to be determined.

### **MEETING OPEN FOR PUBLIC DISCUSSION:**

Meeting opens for Public Discussion at **8:50 p.m.**

Heather Iurato, 1004 Shore Road, Union Beach:

She is here because she sees that the Liquor License will be discussed tonight and she is here to strongly encourage you to remember why we were here this time last year. Is now the time to talk about that? She asks if she is too soon.

Mayor: No you are at the right time.

Heather Iurato: This time last year we were here. We had many more residents here that were very upset. The Council took action and things seemed to go much better. I realize that UB Social is now closed down at his own regard for whatever reason he might think but we all know that it just wasn't generating the population that we were looking for and the business didn't do well. I understand that he is putting it on the market to sell it and I do understand that with that most people don't want to buy it with the restrictions, however, we know that those restrictions can be visited at any time. That was one of the things that was always discussed. So, I want to be ensured that the restrictions are going to stay and then when he sells it the person that is purchasing it or at the time of purchase can then see if they can have the restrictions lifted at that time, but I think that we would be grossly negligent if at this time we just took them off with good faith that he is going to sell it because then we are leaving ourselves open that he could open it tomorrow night or July 1<sup>st</sup> technically and party on....just like he was prior.

With no one else appearing to be heard, Mayor Smith closes the Meeting for Public Discussion at **8:52 p.m.**

### **NEW BUSINESS AND INTRODUCTION OF ORDINANCES:**

#### **ORDINANCES: Meeting of June 15, 2017:**

#### **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 <sup>st</sup> Class +20 yrs.	116,533.06	118,281.05	120,055.26	121,856.08
Sgt 1 <sup>st</sup> Class +15yrs.	116,460.94	118,207.85	119,980.96	121,780.67
Sgt 1 <sup>st</sup> Class +10 yrs.	116,388.85	118,134.68	119,906.70	121,705.30
Sgt 1 <sup>st</sup> Class + 5 yrs.	116,318.41	118,063.18	119,834.12	121,631.63
Sgt 2 <sup>nd</sup> Class +20 yrs.	105,306.63	106,886.22	108,489.51	110,116.85
Sgt 2 <sup>nd</sup> Class +15 yrs.	105,242.90	106,821.54	108,423.86	110,050.21
Sgt 2 <sup>nd</sup> Class +10 yrs.	105,177.49	106,755.15	108,356.47	109,981.81
Sgt 2 <sup>nd</sup> Class + 5 yrs.	105,113.77	106,690.47	108,290.82	109,915.18
Ptl 5 <sup>th</sup> step + 20 yrs.	101,360.55	102,880.95	104,424.16	105,990.52
Ptl 5 <sup>th</sup> step + 15 yrs.	101,298.53	102,818.00	104,360.27	105,925.67
Ptl 5 <sup>th</sup> step +10 yrs.	101,236.47	102,755.01	104,296.33	105,860.77
Ptl 5 <sup>th</sup> 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
<b>Step 9</b>	<b>101,424</b>	<b>102,945</b>	<b>104,489</b>	<b>106,056</b>

\*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.

**RESOLUTION NO. 2017- 121: AUTHORIZING INTRODUCTION ORDINANCE 2017-258 AND FURTHER AUTHORIZING CLERK TO ADVERTISE SAME IN ASBURY PARK PRESS FOR PUBLIC HEARING AND ADOPTION ON JULY 20, 2017.**

Paper: The Asbury Park Press, Issue of June 29, 2017

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

**ORDINANCE 2017 -259:**

**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.

**RESOLUTION NO. 2017- 122: AUTHORIZING INTRODUCTION ORDINANCE 2017-259 AND FURTHER AUTHORIZING CLERK TO ADVERTISE SAME IN ASBURY PARK PRESS FOR PUBLIC HEARING AND ADOPTION ON JULY 20, 2017.**

Paper: The Asbury Park Press, Issue of June 29, 2017

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

**RESOLUTIONS: Meeting of June 15, 2017:**

**RESOLUTION 2017-123:**

**Authorizing Ed Broberg, Engineer of T&M Associates to prepare Bid Specifications for the Project  
"2017 Sanitary Sewer Rehabilitation"**

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 plans and specifications for on behalf of the Borough of Union Beach for the project:

**2017 Sanitary Sewer Rehabilitation Program**

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

**RESOLUTION NO. 2017-124:**

***LESO Resolution Senate Bill No. 2364***

WHEREAS, Congress authorized the 1033 Program to make use of excess Department of Defense equipment by making it available at the local, county, and State level. This excess Department of Defense equipment has been purchased with taxpayer funds. Law enforcement may request resources from this program. The Defense Logistics Agency mandates that all acquired 1033 equipment be under the control of the requesting law enforcement agency. The equipment may enhance community preparedness, response, and resiliency while off-setting the costs in a time of fiscal constraints; and,

WHEREAS, Senate Bill No. 2364 2(a) requires that all local or county law enforcement agencies be approved by resolution by the majority of the full membership of the governing body prior to the transmittal of 1033 Program application. The DLA requires that applications for program participation be submitted every 365 days.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Union Beach, County of Monmouth require the following:

The Mayor and Council of the Borough of Union Beach requires that the designated LESO Point of Contact for this venue submit a monthly report regarding acquired 1033 Program property. In the event that any property had been obtained contrary to the intent of Senate Bill No. 2364 2(a), the State Coordinator shall be contacted and equipment shall be transferred or returned via the federal inventory database system (FEPMIS).

The Mayor and Council of the Borough of Union Beach is aware that certain equipment available in the RTD system will not be approved by the State Coordinator. These items include, but are not limited to: bayonets, combat gloves, and simulated rocket launchers. \*Actual weapons are not available on the RTD system.

The Mayor and Council of the Borough of Union Beach finds that the Borough of Union Beach, Police Department may request and acquire any DEMIL A (non-controlled) property in the RTD system without restriction.

The Mayor and Council of the Borough of Union Beach finds that the Union Beach Police Department may request and acquire certain DEMIL B thru H (controlled) property in the RTD system. It has been determined that based on the needs of this venue, law enforcement may not acquire armored tactical vehicles or marine vessels over 28' without approval of the Mayor and Council.

Any special application for weapons, aircraft, or MRAP's must be authorized by the Mayor and Council prior to the submission of the application.

The Mayor and Council of the Borough of Union Beach recognizes that the acquisition of 1033 Program property is time-sensitive as resources are allocated to all States based on time-stamp of requisition. In the event that a LESO Point of Contact requests an item in good faith and said item is determined to be contrary to the intent of the resolution, the LESO Point of Contact may cancel the request prior to the acquisition of the property, without being in violation of S2364 2(a).

LESO POC#1: Police Sgt. Gabriel Farese

LESO POC#2 Police Officer Michael Davis

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

**RESOLUTION 2017- 125:**

**Resolution Authorizing the Hourly Wage of Acting Construction Official,  
P/T-Temporary in the Construction Office**

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

Whereas, by a previous resolution the Borough Council did appoint an Acting Construction Official, Part-Time, Temporary, and

Whereas, the Mayor and Council wish to set the hourly wage for the above position; and

Now, Therefore, Be it Resolved, by Mayor and Council of the Borough of Union Beach, County of Monmouth, State of New Jersey as follows:

1. That the hourly wage for the position of (Acting) Construction Official, Part Time-Temporary, effective May 1, 2017 be set at \$40.00 per hour.

Be it Further Resolved, that a certified copy of this resolution be forwarded to the Finance Department. and Personnel and Construction Committees that the records of the Code Enforcement Department be accordingly adjusted.

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

**RESOLUTION 2017- 126:**

**AUTHORIZING THE RENEWAL OF LIQUOR LICENSES FOR THE PERIOD JULY 1, 2017- JUNE 30, 2018.**

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that Alcoholic Beverage Licenses be issued to the persons; associations and corporations set forth below for the premises indicated for the license period: **July 1, 2017 and ending June 30, 2018** for which Tax Certificates have been received from the State Division of Taxation for each of the Licensees listed, and;

Be it further resolved, that the Municipal Clerk is hereby authorized and directed to sign and deliver the license certificates to the following licensees:

License No.	Name and Address of Licensee:
1350-33-002-002 MUN. LIC. C-2 (CONSUMPTION)	ANCHOR INN, INC. T/A ANCHOR INN 215 FLORENCE AVE.
1350-33-010-009 MUN. LIC. C-9 (CONSUMPTION)	JAKEABOB'S BAY, INC. T/A JAKEABOB'S BAY 525 FRONT STREET UNION BEACH, NJ 07735
1350-44-013-006 MUN. LIC. D-2 (DISTRIBUTION)	SUN PETRO, INC. T/A KELLERS LIQUOR STORE 610 FLORENCE AVE.
1350-44-004-004 MUN. LIC. D-2 (DISTRIBUTION)	SWETA, INC. T/A CORNER LIQUORS STORE 510 UNION AVE.
1350-33-001-005 MUN. LIC. C-1 (CONSUMPTION)	BRUNA AND COMPANY INC. T/A ADERS TAVERN 1321 FLORENCE AVE. UNION BEACH, NJ 07735
1350-31-015-001 MUN. LIC. C-2 (CLUB LICENSE)	AMERICAN LEGION POST 321 524 FRONT STREET UNION BEACH, NJ 07735
1350-33-005-006 MUN. LIC C-2 (CONSUMPTION)	PIERO'S RESTAURANT T/A TRE BELLE FIGLIE, LLC 1411 STATE HIGHWAY 36, UNION BEACH, NJ 07735



DISCUSSION:

CLERK: All the Liquor licenses with the exception of the Willin Group, Inc. have received Tax Clearance who is currently working with ABC. All except the Willin Group have paid their application fees to the Borough.

ATTORNEY: We can act on Anchor Inn, Jakeabob’s Bay, Inc., Sun Petro, Inc., Sweta, Inc., Aders Tavern, American Legion Post 321, Pierro’s and UB Social. Mr. Lane states that UB Social should be a Separate Resolution as they were a separate one last year also and that will be discussed separate because there were conditions last year. (Clerk has put it separate in the Minutes)

Attorney requests a motion to approve: Anchor Inn, Jakeabob’s Bay, Inc., Sun Petro, Inc., Sweta, Inc., Aders Tavern, American Legion Post 321, and Pierro’s

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

Discussion:

Attorney, John T. Lane, Jr.: To refresh everyone's recollection, there was only one person who spoke here this evening. Last year we approved this with four (4) special conditions:

1. The outside bar is required to close at 10 p.m. on weekdays and 11 p.m. on weekends. After these hours alcoholic beverages must remain inside. All outside music, audio and television must be turned off.
2. The applicant must place a sign at each door containing the following language:  
 “This bar has neighbors who live nearby, you should be quiet while walking to your car.  
 Before you leave, please use the restroom facilities.  
 Please do not litter on our neighbors lawns.
3. At least four (4) cameras, at least two (2) inside and two (2) outside need to be installed within 30 days with videos recorded and a 30-day retention and shall allow for private viewing by the Police.

Attorney: I believe 1, 2, and 3 were all done. The fourth one – what the condition originally was

4. There shall be a uniformed off-duty Police Officer outside the door from 9:30 p.m. until 2:30 a.m. Fridays and Saturdays. Said Officer shall be secured through the Borough of Union Beach if possible.

These were ratified by the Director of ABC as being appropriate, lawful. No one took an appeal last year. It is currently closed. Mr. Plinio could open tomorrow and the current conditions would only apply if you repassed them. Anyone who were to buy this license would have to come here for a person-to-person transfer. At that time, you could keep these restrictions, eliminate the restrictions, and do several things. He has a right to appeal the restrictions if you place them back on. He has to do that within 20 days of today by filing a notice of appeal to the Director of ABC. If he were to do that, I believe the Commission conducts an immediate review of the conditions which they previously approved and would decide whether or not they into effect during the process while they are hearing is heard. So it is really the Council's pleasure as to which, if any, of these special conditions they want to continue to place on this license.

Councilman Wicki: I wouldn't mind re-discussing opening up restriction number four (4). At last week's meeting our Attorney did go through the various violations which had happened after the date of when we put these restrictions on the license and they were approved by the ABC and they did not seem terribly egregious as much as they were more of a nuisance in nature. I don't know if we can revisit this and alter this or change it in any way.

Councilman Cocuzza: Based on everything that has occurred, I would prefer that the Union Beach Police Department only be involved with an establishment when they are called. They are not security guards.

Councilwoman Roche: I agree private security.

Councilman Cocuzza: This went completely as it was not supposed to and security guards, how it is worked out, we can discuss that however we want to do that I just don't believe the Union Beach Police Department should be involved in something..... obviously, we receive the phone calls, we responded, Police Officers did their job, but looking at everything that has transpired over the last 45 days, going back a little further, I don't feel comfortable having our Police Department there doing it. They will be there if the residents call. They will be there if something takes place, something happens.

Councilman Wicki: If the noise in other areas of the restrictions are not adhered to, then our Police would respond to that as necessary.

Councilman Cocuzza: Right, like I said with everything that has taken place...

Councilman Wicki: but a private security detail as it were.

Councilman Cocuzza: we are not in the security guard business and that clearly showed.

Councilman Wicki: Yes, I mean I definitely feel for the residents live nearby and their concern with the noise and ....

Councilman Cocuzza: I am not saying no security – I am saying don't use the Police Department as it. You require some sort of security, the Police will still be there.

Councilman Wicki: The Police need to be there when the noise ordinance is violated. The Police need to be there for that.

Councilman Cocuzza: Every time the residents called, the Police responded. I just don't think again, we are not in the security guard business.

Councilman Wicki: Yes, if someone has an opened container on the street, the Police should respond to that. Again, from what we heard last week, there were – I am not saying never happened, but I don't think it happened in the frequency that would dictate us to have our Police there.

Councilman Andreuzzi: I support the private security thing but they have to have security.

Councilwoman Roche: Private security.

Attorney: This is what I thought maybe would work: "there shall be a private security presence licensed by the State of New Jersey. Now that is like private investigators have licenses. There are licensed security people who provide – sometimes they provide security at safe venues. They have a license. They are going to do a good job. Having the Police there did cause some problems that were public and we only have 16 Officers and it really would stretch them to have people there. (15 now) There was a stretch there some nights to cover it, I think one of the problems and nobody in the surrounding towns, which I thought would be, we were advised that nobody responded to the requests. I don't know if it was made, but we did not seem to have enough bodies sometimes.

Mayor: What is your pleasure?

Councilman Wicki makes a motion that we keep the three restrictions as is and amend the fourth restriction to as to Mr. Lane had just dictated. Councilman Cocuzza seconds the motion.

Roll Call Vote:

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

**RESOLUTION 2017- 132:**

***AUTHORIZING THE RENEWAL OF LIQUOR LICENSES FOR THE PERIOD JULY 1, 2017- JUNE 30, 2018.***

Be it Resolved, by the Mayor and Council of the Borough of Union Beach that Alcoholic Beverage Licenses be issued to the persons; associations and corporations set forth below for the premises indicated for the license period: **July 1, 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 following Special Conditions be placed on said license for renewal:

1. The outside bar is required to close at 10 pm on weekdays and 11 pm on weekends. After these hours, all alcoholic beverages must remain outside. All outside music and audio and televisions must be turned off.
2. The Applicant must place a sign at each exit door containing the following language: This bar has neighbors who live nearby, you should be quiet while walking to your car. 2. Before you leave, please use our restroom facilities. 3. Please do not litter on our neighbors lawns

3. At least (4) Cameras (at least two inside and two outside) need to be installed within 30 days with video recording and a 30 day retention and shall allow for immediate viewing by the Police if requested.

4. There shall be a private security presence licensed by the State of New Jersey outside the door from 9:30 P.M. until 2:30 A.M. Friday and Saturday.

Be it further resolved, that the Municipal Clerk is hereby authorized and directed to sign and deliver the license certificates to the following licensees:

License No.	Name and Address of Licensee:
1350-33-011-007 MUN. LIC. C-2 (CONSUMPTION)	UNION BEACH SOCIAL RESTAURANT AND BAR, LLC 910 UNION AVENUE UNION BEACH, NJ 07735.

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

**RESOLUTION 2017-127:**

***RESOLUTION TO URGE REPRESENTATIVES FROM THE STATE OF NEW JERSEY TO SUPPORT THE LEGISLATIVE ACTION TO RE-AUTHORIZE AND EXTEND THE NATIONAL FLOOD INSURANCE PROGRAM ("NFIP")***

**WHEREAS**, floods are the most common and most destructive natural disasters in the United States; and

**WHEREAS**, the National Flood Insurance Act authorizes a National Flood Insurance Program ("NFIP"); and

**WHEREAS**, the NFIP is a Federal program created by Congress to mitigate future flood losses nationwide and to provide access to affordable, federally backed flood insurance protection for property owners; and

**WHEREAS**, the NFIP is designed to provide an insurance alternative to disaster assistance to meet the escalating costs of repairing damage to buildings and their contents caused by floods; and

**WHEREAS**, New Jersey is fourth in the nation in the number of NFIP policies enforced and third in total value of claims paid; and

**WHEREAS**, five hundred and fifty-two communities in New Jersey participate as members of the NFIP which amounts to over 230,000 policies enforced throughout the State of New Jersey; and

**WHEREAS**, the NFIP maintains a significant role in providing financial protection against flood events to New Jersey residents; and

**WHEREAS**, the NFIP is set to expire on September 30, 2017; and

**WHEREAS**, the expiration of this program could cause catastrophic loss of insurance coverage against flooding which is the number one cause of loss of property throughout the United States; and

**WHEREAS**, in the event the program were to expire, the consequences in the form of disruption of coverage and the potential financial burdens to residents throughout the State of New Jersey will be of great economic significance; and

**WHEREAS**, the purpose of this Resolution is to urge the Borough of Union Beach Federal Representatives to support the extension of the NFIP which promotes the public health, safety and general welfare and minimizes public and private losses due to flooding events in the State of New Jersey

**NOW, THEREFORE, BE IT RESOLVED**, that Borough of Union Beach hereby urges its Federal Legislators and Representatives to take any and all necessary action

to insure that the National Flood Insurance Program is extended beyond the September 30, 2017 expiration date.

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be forwarded to Borough of Union Beach Federal Legislators and Representatives.

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

**RESOLUTION 2017-128:**

***Resolution authorizing refunds for payment of Vacant Property Registrations***

**Whereas**, payment was collected for vacant property registration for properties known as block 20, lot 6, further known as 820 2<sup>nd</sup> Street and block 139, lot 1, further known as 221 Morningside Avenue, in the Borough of Union Beach. Said payments were received by Service Link NLS, LLC and Altisource Solutions, Inc. recorded in the records of the Borough of Union Beach on in January 2016 and March 24, 2017.

**Whereas**, the payments occurred due to 820 2<sup>nd</sup> Street applying while property was a vacant lot and 221 Morningside applying in the Borough of Union Beach for a property in Linden, NJ in error.

**Whereas**, the Code Enforcement Officer for the Borough of Union Beach made application to the Finance Officer to grant a full refund of \$\$500 each to Altisource and ServiceLink, as the vacant property registrations were paid in error.

**Now, Therefore, Be it Resolved**, by Mayor and Council of the Borough of Union Beach, that in accordance with the recommendations of the Finance Officer a refund in the total amount of \$500.00 made payable to Altisource and \$500 made payable to ServiceLink is hereby authorized.

**Be it Further Resolved**, that the records of the Code Enforcement Department be accordingly adjusted.

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

**RESOLUTION NO. 2017-129:**

***CERTIFICATION OF THE 2016 AUDIT***

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year ending December 31, 2016 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and;

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit: 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local

Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of the Borough of Union Beach , hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

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

**RESOLUTION NO. 2017- 130: Offered by Councilman Wicki**

Approval of Vouchers/Purchase Orders /Add on List

And Payment of Bills:

Seconded by: Councilman Cocuzza

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF UNION BEACH THAT THE FOLLOWING LISTED PURCHASE ORDERS AND VOUCHERS BE PAID TO THE PERSONS HEREINAFTER NAMED IN THE AMOUNT SET OPPOSITE THEIR NAMES AND ENDORSED AND APPROVED ON SAID PURCHASE ORDERS AND VOUCHERS, AND;

BE IT FURTHER RESOLVED THAT THE PROPER OFFICERS ARE HEREBY AUTHORIZED AND DIRECTED TO EXECUTE AND ISSUE CHECKS OR WARRANTS FOR PAYMENT OF SAID PURCHASE ORDERS AND VOUCHERS, BUT ONLY WHEN AND IF CONDITIONS OF THE BOROUGH TREASURY PERMIT.

**VOUCHERS:**

<b>ESCROW</b>	<b>122</b>	<b>T&amp;M ASSOCIATES</b>	<b>534 FRONT STREET</b>	<b>\$</b>	<b>458.50</b>
<b>ESCROW</b>	<b>123</b>	<b>T&amp;M ASSOCIATES</b>	<b>534 FRONT STREET</b>	<b>\$</b>	<b>114.00</b>

**GRAND TOTALS** **\$ 572.50**

**ADD ON  
PURCHASE ORDER**

- 17-00669
- 17-00670
- 17-00671
- 17-00675
- 17-00676
- 17-00677
- 17-00678
- 17-00679
- 17-00680
- 17-00681
- 17-00682
- 17-00683

P.O. Type: All  
Range: First to Last  
Format: Condensed

Open: N Paid: N Void: N  
Rcvd: Y Held: Y Aprv: N  
Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
16-01475	12/07/16	HULSART Robert A. Hulsart & Company	Audit 2016	Open	28,750.00	0.00	
17-00241	02/28/17	PWASSOC Public Works Assoc.of NJ	2017 Public Works Exposition	Open	120.00	0.00	
17-00269	03/06/17	CUSTOM CUSTOM BANDAG	Tire for Backhoe	Open	371.93	0.00	
17-00419	04/12/17	STAVOLA STAVOLA COMPANIES	Hot Asphalt	Open	374.66	0.00	
17-00428	04/17/17	HOMEDPO HOME DEPOT	Topsoil and Hardware	Open	65.24	0.00	
17-00434	04/18/17	FASTSIGN DANDON ENTERPRISES,INC.	Banners for Beachfront	Open	625.00	0.00	
17-00481	05/03/17	STAPCRED Staples Credit Plan	Office Supplies Public Works	Open	165.16	0.00	
17-00493	05/05/17	ADVANCE ADVANCE AUTO PARTS	Lawn Mowers	Open	48.39	0.00	
17-00494	05/05/17	HOMEDPO HOME DEPOT	Cable Ties and Stakes	Open	13.84	0.00	
17-00495	05/05/17	APOLLO APOLLO	Monthly Rent-Portable Toilets	Open	484.00	0.00	
17-00496	05/05/17	ODB ODB Company	Brooms for Sweeper	Open	1,110.00	0.00	
17-00514	05/08/17	GRAMCO GRAMCO	Maint.Contract Recorder 2017	Open	975.00	0.00	
17-00532	05/09/17	SEABOARD SEABOARD WELDING SUPPLY, INC	Monthly Rental of Gases	Open	112.50	0.00	
17-00533	05/09/17	AK EQUIP A&K EQUIPMENT	Parts for Truck #16	Open	236.00	0.00	
17-00535	05/09/17	NAYLORS NAYLORS AUTO PARTS	Parts for Truck #18	Open	10.58	0.00	
17-00537	05/09/17	LOWES LOWE'S	Supplies-Parking Meter Install	Open	134.84	0.00	
17-00539	05/09/17	CUSTOM CUSTOM BANDAG	Repair tire Director's Vehicle	Open	24.95	0.00	
17-00540	05/09/17	NAYLORS NAYLORS AUTO PARTS	Shop Supplies	Open	110.26	0.00	
17-00541	05/09/17	ADVANCE ADVANCE AUTO PARTS	Repair Lawn Mower Tires	Open	18.97	0.00	
17-00545	05/11/17	LOWES LOWE'S	Repair of DPW Offices	Open	94.42	0.00	
17-00546	05/11/17	PLAYPOW PlayPower LT Farmington Inc.	Swings for Parks	Open	423.41	0.00	
17-00547	05/11/17	LOWES LOWE'S	Tile for Break Room Floor	Open	250.00	0.00	
17-00549	05/11/17	FIRESTOR The Fire Store	STECK EASY WEDGE (INFLATABLE)	Open	165.95	0.00	
17-00550	05/11/17	BLUEWAVE BLUE WAVE AUTO SPA	CAR WASHES MARCH 2017	Open	186.25	0.00	
17-00551	05/11/17	MORPHO MorphoTrak, LLC	Maintenance for Morpho Trak	Open	2,633.69	0.00	
17-00553	05/11/17	TOMSFORD TOM'S FORD	Repairs to car 5	Open	548.13	0.00	
17-00554	05/11/17	MOCERT Treasurer County of Monmouth	2017 MOCERT	Open	1,000.00	0.00	
17-00555	05/11/17	TOMSFORD TOM'S FORD	Inspection	Open	88.70	0.00	
17-00556	05/11/17	BLUEWAVE BLUE WAVE AUTO SPA	April car washes	Open	90.25	0.00	
17-00557	05/11/17	NJCRIMIN NJCriminalInterdiction LLC	Street Academy Course/3 Oficrs	Open	225.00	0.00	
17-00558	05/11/17	NAYLORS NAYLORS AUTO PARTS	Grommet Kit & Generator Filter	Open	133.44	0.00	
17-00559	05/11/17	TOMSFORD TOM'S FORD		Open	389.47	0.00	
17-00561	05/12/17	YMCA THE COMMUNITY YMCA	Contract Services Jan-March	Open	1,716.67	0.00	
17-00564	05/12/17	MGL MGL PRINTING SOLUTIONS	Sewer Bills,Enve.Clerk Supply	Open	1,754.55	0.00	
17-00565	05/15/17	FAZZIO Joseph Fazzio Wall LLC	Supplies-Take Down Lift/Plow 7	Open	499.52	0.00	
17-00566	05/15/17	JBSALES JB SALES & SERVICE	Lawn Mower Tire Repair	Open	54.95	0.00	
17-00567	05/15/17	JBSALES JB SALES & SERVICE	Lawn Mower Parts	Open	504.85	0.00	
17-00570	05/15/17	ORIENTAL ORIENTAL TRADING COMPANY	Memorial Day supplies	Open	362.91	0.00	
17-00571	05/15/17	THOMSON Thomson Reuters - West	Subscription updates	Open	528.00	0.00	
17-00572	05/15/17	ALLCLEAN ALL CLEAN JANITORIAL	Paper Products	Open	765.67	0.00	
17-00573	05/15/17	MUTUAL Mutual Screw & Supply	Brighten Up for Floors	Open	285.64	0.00	
17-00575	05/15/17	ORIENTAL ORIENTAL TRADING COMPANY	Memorial Day Candy	Open	112.97	0.00	
17-00576	05/16/17	NAYLORS NAYLORS AUTO PARTS	DEF Fluid	Open	69.54	0.00	
17-00577	05/16/17	DEPALMA Depalma Farms & Greenhouses	Flowers/Greenery for Planting	Open	1,123.00	0.00	
17-00578	05/16/17	JMANZO J MANZO RECYCLING CO.LLC	Black Dyed Mulch	Open	460.00	0.00	
17-00579	05/17/17	INDEPENT NEWSPAPER MEDIA GROUP	ad. meeting change	Open	20.00	0.00	
17-00580	05/17/17	LUMBER LUMBER SUPER MART	Top Soil	Open	60.00	0.00	
17-00581	05/18/17	NAYLORS NAYLORS AUTO PARTS	Shop Supplies	Open	415.26	0.00	
17-00582	05/18/17	SIGN THE SIGN MAKER	Light blue sheeting	Open	15.00	0.00	
17-00584	05/22/17	NAYLORS NAYLORS AUTO PARTS	Shop Supplies	Open	11.50	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
17-00585	05/22/17	MORFLOWE Morganville Flower Farm	Flowering Bushes	Open	250.00	0.00	
17-00586	05/23/17	FAILSAFE FAILSAFE TESTING	Fire Dept. Equipment Testing	Open	1,920.00	0.00	
17-00587	05/23/17	SICKLES Patricia Sickles	Municipal Court Sound Recorder	Open	150.00	0.00	
17-00588	05/23/17	FASTCOPY FAST COPY	Plague Troop 134 (Adam)	Open	253.00	0.00	
17-00589	05/23/17	STAPLEAD STAPLES ADVANTAGE	Office Supplies	Open	590.91	0.00	
17-00590	05/23/17	VERIZON VERIZON	Fire Alarms	Open	44.86	0.00	
17-00591	05/23/17	ETUBERI Edward M. Tuberion	Sewer System Collect. Operator	Open	250.00	0.00	
17-00592	05/23/17	1-UB BOE UNION BEACH BOARD OF EDUCATION	School Tax Levy June 2017	Open	541,559.25	0.00	
17-00593	05/23/17	DENOIA RICK J. DENOIA, ESQ.	Planning Board Attorney	Open	833.33	0.00	
17-00594	05/23/17	EXXON WEX BANK	Gasoline	Open	74.02	0.00	
17-00595	05/23/17	COUNTY 1 COUNTY OF MONMOUTH	County Gasoline Shared Service	Open	3,180.47	0.00	
17-00596	05/23/17	DELTA DELTA DENTAL	Dental June 2017	Open	2,610.84	0.00	
17-00597	05/23/17	FORDTAHO FORD MOTOR CREDIT COMPANY LLC	Police Tahoe Lease	Open	1,171.65	0.00	
17-00598	05/24/17	NJLEAGUE NJ League of Municipalities	Magazine renewal (10)	Open	200.00	0.00	
17-00600	05/30/17	DUNKIN DUNKIN DONUTS	Clean Communities	Open	72.54	0.00	
17-00601	05/30/17	DUNKIN DUNKIN DONUTS	Clean Community	Open	72.54	0.00	
17-00602	05/30/17	MCDONALD MCDONALD'S	Clean Community May 30, 2017	Open	96.69	0.00	
17-00603	05/30/17	MCDONALD MCDONALD'S	Clean Community May 31, 2017	Open	96.69	0.00	
17-00604	05/30/17	SHOPRITE Shop Rite	Clean Community May 31, 2017	Open	30.00	0.00	
17-00606	05/30/17	RELIANCE Reliance Graphics, Inc.	Primary Election ballots	Open	1,475.00	0.00	
17-00607	05/30/17	NJDEP NJDEP, TRUST FUND MANAGEMENT	FIRE FIGHTERS PARK 1350-02-030	Open	4,479.55	0.00	
17-00608	05/30/17	SEELY Marissa Seely	RBR Highest Ranking Senior	Open	100.00	0.00	
17-00609	05/30/17	VILLABLO Nicholas VillaTobos	RBR Civic Minded	Open	100.00	0.00	
17-00610	05/30/17	WHITE Victoria White	RBR Civic Minded	Open	100.00	0.00	
17-00611	05/30/17	NJDEP NJDEP, TRUST FUND MANAGEMENT	Scholer Park Phase II	Open	14,931.74	0.00	
17-00612	05/30/17	NJDEP NJDEP, TRUST FUND MANAGEMENT	SCHOLER PARK DEVE 1350-97-026A	Open	6,840.15	0.00	
17-00613	05/31/17	GAROFALO Garofalo Fine Properties, LLC	Refund Zoning Application	Open	100.00	0.00	
17-00614	05/31/17	CCFA CCFA	Donation Crohn's Disease	Open	250.00	0.00	
17-00615	05/31/17	ASBURY ASBURY PARK PRESS	ord. \$600,000/3,230,000 & cell	Open	210.60	0.00	
17-00616	05/31/17	HOMEDEPO HOME DEPOT	Cable Ties for Police Dept.	Open	26.94	0.00	
17-00617	05/31/17	HOMEDEPO HOME DEPOT	Parade Supplies	Open	28.65	0.00	
17-00618	05/31/17	DANSKIN Danskinn Insurance Agency, Inc.	Flood Insurance First Aide	Open	6,361.28	0.00	
17-00619	06/01/17	ATTMOBIL AT&T MOBILITY	Ipad Construction	Open	51.25	0.00	
17-00620	06/01/17	RICOH2 RICOH USA, INC.	Copiers	Open	611.72	0.00	
17-00621	06/01/17	NJNG1 NEW JERSEY NATURAL GAS	Heating Charges	Open	1,112.52	0.00	
17-00622	06/01/17	VITEL VITEL GLOBAL COMMUNICATIONS	Telephone Charges Construction	Open	312.29	0.00	
17-00623	06/01/17	VERALPH V.E. RALPH & SON INC.	EMS (Epi Pens)	Open	780.00	0.00	
17-00624	06/01/17	NICKEL Traci P Nickel	Parking Meter Refund	Open	9.00	0.00	
17-00625	06/01/17	JACOB Isabella Jacob	KHS Highest Ranking	Open	100.00	0.00	
17-00626	06/01/17	DISCINI Angelica Discini	KHS Most Civic Minded	Open	100.00	0.00	
17-00627	06/01/17	OBRIEN Brenden O'Brien	KHS MOST CIVIC MINDED	Open	100.00	0.00	
17-00628	06/01/17	VERIZON3 VERIZON	Cell Phone Charges MDT 's	Open	509.36	0.00	
17-00629	06/02/17	FASTCOPY FAST COPY	Map of Union Beach Streets	Open	18.00	0.00	
17-00632	06/02/17	FASTCOPY FAST COPY	plaques and business cards	Open	847.00	0.00	
17-00633	06/02/17	LOEFFELS Loeffel's Waste Oil Company	disposal of waste oil	Open	99.00	0.00	
17-00635	06/02/17	MS WASTE M&S WASTE SERVICES	Trash Contractural May 2017	Open	43,344.64	0.00	
17-00637	06/05/17	LANE JOHN T. LANE, JR., ESQ.	Legal Services May 2017	Open	3,420.00	0.00	
17-00638	06/05/17	SPRINT SPRINT	CELL PHONE CHARGES	Open	1,200.05	0.00	
17-00639	06/05/17	AVAYA AVAYA FINANCIAL SERVICES	Telephone Lease	Open	599.11	0.00	
17-00640	06/06/17	CAMERONS CAMERONS FLORIST	Wreath-Jack Pinto b'day	Open	100.00	0.00	
17-00642	06/06/17	JBSALES JB SALES & SERVICE	Bobcat Spindles for Mowers	Open	449.82	0.00	
17-00645	06/06/17	OPTIMUM CABLEVISION OF RARITAN VALLEY	Internet Cable Charges	Open	102.66	0.00	
17-00646	06/06/17	HOLMES HOLMES AND MC DOWELL, INC.	Policy Change - Add on	Open	1,312.83	0.00	
17-00647	06/06/17	AMERTEST AMERICAN TEST CENTER	Fire Truck Test and Inspection	Open	575.00	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
17-00648	06/06/17	WATER585	NEW JERSEY AMERICAN WATER	Hydrants/Irrigation	Open	10,692.71	0.00
17-00652	06/06/17	NJHEALTH	TREASURER, STATE OF NJ	JUNE 2017 INSURANCE PREM	Open	61,787.32	0.00
17-00653	06/06/17	NJPDES	TREASURER STATE OF NEW JERSEY	Environmental Regs-NJPDES	Open	2,000.00	0.00
17-00654	06/06/17	UBPAY	UNION BEACH PAYROLL ACCOUNT	Payroll Ending 5-19-17	Open	137,122.61	0.00
17-00655	06/06/17	TASC	TASC FIRE APPARATUS INC.	Fire Dept. Extrication Testing	Open	850.00	0.00
17-00656	06/06/17	TM ASSOC	T & M ASSOCIATES	Engineering	Open	23,945.17	0.00
17-00657	06/07/17	CONSTELL	Constellation NewEnergy, Inc.	Electricity	Open	804.51	0.00
17-00658	06/07/17	JCPL	JCP&L	Electricity	Open	9,012.24	0.00
17-00659	06/07/17	ALLCOVER	All Covered	IT Services May 2017	Open	912.50	0.00
17-00669	06/09/17	SCARINCI	SCARINCI HOLLENBECK	Labor Council	Open	1,106.00	0.00
17-00670	06/09/17	CTYCLERK	Office of the County Clerk	Muni.Discharge Lispens	Open	8.00	0.00
17-00671	06/09/17	FASTCOPY	FAST COPY	High School Graduation plaques	Open	240.00	0.00
17-00675	06/09/17	MTAG FIG	MTAG cust. for FIG CAPT N113	Refund Subsequent Tax	Open	560.29	0.00
17-00676	06/12/17	ASBURY	ASBURY PARK PRESS	0002182619&0002183670	Open	189.90	0.00
17-00677	06/12/17	FASTCOPY	FAST COPY	3308 Holy Family Plaque	Open	40.00	0.00
17-00678	06/12/17	NETCARR	NetCarrier Telecom, Inc.	Telephone Charges	Open	107.97	0.00
17-00679	06/12/17	HUMANESO	ASSOCIATED HUMANE SOCIETY INC.	Animal Control May 2017	Open	941.00	0.00
17-00680	06/12/17	UBPAY	UNION BEACH PAYROLL ACCOUNT	Payroll ending 6-2-2017	Open	160,123.75	0.00
17-00681	06/12/17	SERLINK	Servicelink NLS LLC.	Refund vacant Property	Open	500.00	0.00
17-00682	06/12/17	ALTISOUR	ALTISOURCE SOLUTIONS, INC.	Refund vacant Property	Open	500.00	0.00
17-00683	06/13/17	JADS	JADS CONSTRUCTION COMPANY	2017 Capitol Improvement	Open	136,024.98	0.00
Total Purchase Orders: 125				Total P.O. Line Items: 0	Total List Amount: 1,240,423.96	Total Void Amount: 0.00	

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

\*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- 131: June 15, 2017**

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) Possible Acquisition of Real Property and Personnel. 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 Councilman Wicki, seconded by Councilman Cocuzza and approved by unanimous voice vote.  
The Governing Body retired into executive session for a matter of Personnel Police Department at **9:02 p.m.**

**RECONVENE MEETING:**

**Motion** to reconvene meeting moved by Councilman Wicki, seconded by Councilman Cocuzza and approved by unanimous voice vote.

**RECONVENE MEETING: at 9:37 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 / Executive Pt. 1  
Anne Marie Friscia, Clerk / Executive Pt 2

**ATTORNEY: PURPOSE:** Police Personnel Matters, Executive Pt. 1  
Possible Acquisition of Real Property, Pt. 2

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF JUNE 15, 2017:**

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



**Motion to add Resolution 2017-133 A Resolution Authorizing the Employment of a Police Consultant To Review Structure Practices and Policies of the Union Beach Police Department to Agenda of June 15, 2017 Meeting moved by Councilman Cocuzza, seconded by, Councilman Wicki and approved by unanimous voice vote.**

**RESOLUTION 2017-133:**

***Authorizing the Employment of a Police Consultant to Review Structure, Practices and Policies of the Union Beach Police Department.***

Be it Resolved by the Mayor and Council of the Borough of Union Beach, County of Monmouth, State of New Jersey,

Whereas, the Mayor and Council are in need of particularized professional services to review and evaluate the Structure, Practices and Procedures of the Union Beach Police Department; and,

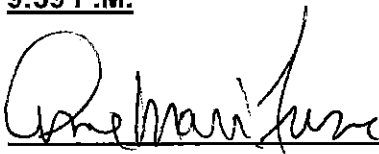
Whereas, there are retired Police Officers and others who provide these services, on an temporary, part-time basis.-

Now, Therefore Be it Resolved by the Mayor and Council of the Borough of Union Beach that the Administrator is authorized to seek resumes and curriculum vitae for purposes of hiring a Police Consultant at the July 20, 2017 Meeting.

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

**POINT OF ORDER:** Mayor Smith announces that we had received an email from Deborah Voelbel of the DEP announcing that the Army Corps has awarded Survey Task Order for Phase I of the Union Beach Flood Control project and will begin survey work on the beach. They will begin this work on the 19<sup>th</sup> of June.

**ADJOURNMENT:** Motion moved by Councilman Wicki, seconded by Councilman Cocuzza and approved by unanimous Voice Vote. **9:39 P.M.**

Respectfully Submitted By:   
Anne Marie Friscia, RMC