



**AGENDA**  
**Borough of Union Beach**  
**Thursday, October 15, 2015, 8:00 p.m.**  
**Municipal Building- 650 Poole Ave.**  
**Union Beach, NJ**

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

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

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

**SUNSHINE LAW NOTICE:** Announced by Deputy Clerk

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

**ROLL CALL: Council Members**

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

**Also Present:**

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

**MOTION TO SET ASIDE THE REGULAR ORDER OF BUSINESS: October 15, 2015**

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

Police Citations by Police Chief Ervin – Life Saving Citations

Spl. Donald Higgins – June 11 & June 12  
Ptl. Deborah Trembley – June 11  
Ptl. Sean Smith – June 12  
Sgt. Michael Woodrow – July 11  
Ptl. Christopher Tuberion – July 11  
Cpl Jeffery Beacham – Sept. 21  
Ptl. Joseph Friscia – Sept. 21

Beautification awards: Edward Morrissey, & Louis and Maureen Croce to be presented by Code Enforcement Official

**BACK TO THE REGULAR ORDER OF BUSINESS: October 15, 2015**

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

**APPROVAL OF MINUTES OF THE MEETING OF:** September 17, 2015 Meeting

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

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



Application for Jr. Fire Fighter, Union Beach Fire Company No. 1

Sean S. Turner  
4 Anthony Ct.  
Hazlet, NJ 07730

Clean Ocean Action – October 24, 2015 – Beachfront 9 a.m. – Noon

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

**PUBLIC HEARINGS ON ORDINANCES AND OTHER PUBLIC HEARINGS, ETC.:**  
**MEETING OF OCTOBER 15, 2015**

An Ordinance Entitled:

**Ordinance 2015-228 –**

**AN ORDINANCE OF THE BOROUGH OF UNION BEACH, ESTABLISHING AN ABANDONED PROPERTY LIST AND DESIGNATING A PUBLIC OFFICER TO IDENTIFY PROPERTIES AND REPORT TO GOVERNING BODY.**

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 September 26, 2015.

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.

**PUBLIC HEARING ON ORDINANCE NO. 2015-228: MEETING OF OCTOBER 15, 2015**

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER 2015-228 AT \_\_\_\_ P.M.  
MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. 2015-228 AT \_\_\_\_ P.M.

**RESOLUTION NO. 2015- 169 AUTHORIZING FINAL ADOPTION ORDINANCE 2015-228 AND FURTHER AUTHORIZING CLERK TO ADVERTISE SAME IN ASBURY PARK PRESS**

Paper: The Asbury Park Press,

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

Roll Call Vote:

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

**REPORTS OF COMMITTEES AND DEPARTMENT HEADS:**

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

**MEETING OPEN FOR PUBLIC DISCUSSION: October 15, 2015 Meeting**

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

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

**NEW BUSINESS AND INTRODUCTION OF ORDINANCES: (none)**

**RESOLUTIONS: October 15, 2015 MEETING:**

**RESOLUTION NO. 2015-170:**

***RESOLUTION OF THE BOROUGH OF UNION BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING MICHAEL DELRE AS TAX ASSESSOR P/T FOR THE BOROUGH OF UNION BEACH***

**WHEREAS**, the Borough of Union Beach is presently in need of a Tax Assessor (Part Time); and;

**WHEREAS**, with the recommendation of the Personnel Committee, Mayor and Council desires to appoint Michael DelRe as Tax Assessor, (Part Time) for the Borough of Union Beach, effective October 15, 2015; and,

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

1. That Mr. Michael DelRe is hereby appointed as Tax Assessor (Part Time) for the Borough of Union Beach, effective October 15, 2015.
2. That Mr. Michael DelRe shall be compensated with annual salary in the amount stated in current Salary Ordinance
3. That a certified copy of this resolution be forwarded to the Finance Department, Mr. Michael DelRe and the Personnel Committee.

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

Roll Call Vote:

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

**RESOLUTION 2015-171: *Authorizing Change in the Sewer EDU's for Property Owner, Holy Family Church, 765 Highway 36, Block 166, Lot 2***

**Whereas**, Holy Family Church, property owner of 765 Highway 36, Block 166, Lot 2 has presented evidence to the Code Enforcer's Office in the form of an inspection of the property; and,

**Whereas**, Mr. Robert Parsells, Code Enforcement Officer for the Borough of Union Beach, has inspected the premises and has recommended to the Mayor and Council that Holy Family's property has been renovated and as of this date has the use of two (2) Sewer units, it is his recommendation to decrease the units billed from two (3) to two (2) units with the understanding that if additional units be added in the future, all additional fees will be charged to owner, Holy Family Church.

**Now therefore be it Resolved**, that the Sewer Units to be charged to property owner 765 Highway 36, block 166, Lot 2 be two (2) Units and this change to the billing shall be effective October 1, 2015.

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

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

Roll Call Vote:

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

**RESOLUTION NO. 2015-172: .**

***Authorizing a donation in the amount of \$500.00 made payable to the Raine Foundation in Memory of Joan Raine***

**Whereas**, the Governing Body, in support and gratitude for all the Raine Foundation has done for the Borough Residents since Hurricane Sandy, wish to support the Foundation; and

**Whereas**, the Governing Body wish to make this donation in memory of Joan Raine in deepest appreciation for all her caring and compassion to all in need every day; and

**Whereas**, the Mayor and Council wish to help such a worthy cause, the Clerk is hereby directed to prepare a voucher in the amount of \$500.00 for such a donation.

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

Roll Call Vote:

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

**RESOLUTION NO. 2015-173: .**Authorizing Mayor to sign the DCA Zoning Code Enforcement Grant****

**Whereas**, the Borough has received a Grant in the amount of up to \$100,000 from the Department of Community Affairs, and;

**Whereas**, the Governing Body has authorized the acceptance of this grant;

**Be it Resolved**, that Mayor Paul J. Smith is hereby authorized to sign such Grant on behalf of the Governing Body of the Borough of Union Beach.

**Be it Further Resolved**, that the Clerk is hereby directed to return Original Grant to the DCA and supply a copy to the Finance Department.

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

Roll Call Vote:

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

**RESOLUTION NO. 2015-174: Chapter 159 Grant for DCA Zoning Grant up to \$100,000**

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

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

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

WHEREAS, the Borough of Union Beach has received a grant in the sum of up to \$100,000.00 from the NJ Department of Community Affairs and wishes to amend it's CY 2015 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Union Beach hereby requests that the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the CY 2015, in the sum of \$100,000.00.

Which is now available as a revenue from;

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

Public and Private Revenues off-set with Appropriations:

DCA Zoning Grant

Pursuant to the Provisions of Statute; and

BE IT FURTHER RESOLVED, that a like sum of \$100,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:  
  
(a) Operations within "CAPS"  
Uniform Construction Code  
Appropriations Offset by Dedicated Revenues

Uniform Construction Code:  
Salary and Wages

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to file this grant on the approved form and email it to the Director of the Division of Local Government Services.

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

Roll Call Vote:

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

**RESOLUTION NO. 2015-175: Chapter 159 for Saturation Patrol Grant**

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

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

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

WHEREAS, the Borough of Union Beach has received a grant in the sum of \$10,000.00 from the Saturation Patrol Grant and wishes to amend it's CY 2015 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Union Beach hereby requests that the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the CY 2015, in the sum of \$10,000.00.

Which is now available as a revenue from;

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

Public and Private Revenues off-set with Appropriations:

Saturation Patrol Grant

Pursuant to the Provisions of Statute; and

BE IT FURTHER RESOLVED, that a like sum of \$10,000.00 be and the same is hereby appropriated under the caption of:

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

Saturation Patrol Grant

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to file this grant on the approved form and email it to the Director of the Division of Local Government Services.

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

Roll Call Vote:

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

**RESOLUTION NO. 2015-176: A RESOLUTION AUTHORIZING APPROVAL OF A PROPOSED FULL AND FINAL RELEASE OF ALL CLAIMS AND SETTLEMENT AGREEMENT ON BEHALF OF THE BOROUGH OF UNION BEACH**

WHEREAS, a Complaint was filed with the New Jersey Department of Law & Public Safety Division of Civil Rights against the Union Hose Fire Company No. 1; and,

WHEREAS, a full and final release of all claims and settlement agreement has been proposed by the New Jersey Department of Law & Public Safety Division of Civil Rights, reviewed and recommended by Legal Counsel for Union Hose Fire Company No. 1; and,

**WHEREAS** the Governing Body has determined that it is the best interest of the Borough to end this litigation through an amicable settlement with the Plaintiff;

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Union Beach, that Mayor Paul J. Smith, Jr. is authorized to execute any and all documents that may be necessary under the terms of the settlement agreement for The Borough of Union Beach, Union Beach Fire Department and Union Hose Fire Company No. 1.

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

Roll Call Vote:

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

**RESOLUTION NO. 2015-177: Authorization to hire p/t dispatcher at a rate specified in the salary ordinance not to exceed 28 hours per week as per recommendation of the Chief of Police.**

Whereas, the Borough of Union Beach is presently in need of a Public Safety Telecommunicator on a part time basis, and;

In accordance with the recommendations of the Chief of Police, Charles Ervin;

Be it Resolved that the Governing Body of the Borough of Union Beach Authorizes the appointment of the following named person(s) as Public Safety-Telecommunicator Trainee (part-time) as needed/per diem not to exceed 28 hours. Effective as of dates October 19, 2015 at salary as stated in the Salary Ordinance of 2015:

**Michael Vaughn, 3 Pershing Place, Keyport, NJ**

Clerk is to provide copy of this Resolution to Finance Department, and the Chief of Police.

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

Roll Call Vote:

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

**APPROVAL OF VOUCHERS, AND PAYMENT OF BILLS:**  
**RESOLUTION NO. 2015: 178 Offered by Councilman Wicki**

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

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

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

**BUSINESS ADDED TO THE AGENDA OF THE MEETING OF OCTOBER 15, 2015:**

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

- 1. Resolution 2015-179 :**  
**Resolution Authorizing the New Jersey League of Municipality Convention Lodging and Badge Fees:**

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

**RESOLUTION NO. 2015-179:**

**Authorizing Convention Fees for NJLM Conference**

Whereas, the Governing Body and Other Borough Officials attend the State League of Municipalities Convention in Atlantic City each year, and;

Whereas, the State League of Municipalities' Convention this year commences on November 17<sup>th</sup>, 2015, through November 20<sup>th</sup>, 2015 in Atlantic City, New Jersey, and;

Whereas, Convention expenses for all Borough Officials for the year 2015, attending the state League of Municipalities Convention, is as follows:

\$137.00 per Night per Official – Lodging – 3 nights - Convention Badge Fees \$55.00 per Official

Now, therefore, be it resolved, that the Governing Body does hereby approve Convention expenses for all Borough Officials and Department Heads wishing to attend said convention.

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

**Roll Call Vote:**

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

**EXECUTIVE SESSION: RESOLUTION NO. 2015-: (IF NECESSARY):**

Be it Resolved, by the Governing Body of the Borough of Union Beach that;  
The Governing Body retire into Closed Session for the exclusion of public subject matter of discussion under N.J.S.A 10:4-12 (b) \_\_\_\_\_. Same to be determined by the Governing Body as to the time when and the circumstances under which the closed session discussion of the Governing Body can be made public.

**Motion** moved by \_\_\_\_\_ seconded by \_\_\_\_\_ and approved by unanimous voice vote.  
The Governing Body retired into executive session for a matter of \_\_\_\_\_ at \_\_\_\_\_ **p.m.**

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

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

**ROLL CALL: Council Members**

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

**Also Present:**

Mayor Paul J. Smith, Jr.  
John T. Lane, Jr., Attorney  
Robert M. Howard, Jr., Borough Administrator  
Carol Seney, Deputy Clerk

**ATTORNEY:**

**PURPOSE:**

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**ADJOURNMENT:** \_\_\_\_\_ p.m. Motion moved by \_\_\_\_\_, seconded by \_\_\_\_\_  
and approved by unanimous Voice Vote. Mayor adjourns the meeting of October 15, 2015.