



AGENDA
Borough of Union Beach
Thursday, April 16, 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 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

SET ASIDE THE REGULAR ORDER OF BUSINESS:

April 16th Mtg

1. Trophies for Lady Mustangs 2015 Bayshore Basketball League Champions – *CONFIRMED AWAITING TROPHY ARRIVAL*
2. Oath of Office to Charles Ervin, Chief of Police (Provisional)
3. Oath of Office to James Butler for a term to expire on December 31, 2019 & Brandon Gress for a term to expire on December 31, 2016.

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

BACK TO THE REGULAR ORDER OF BUSINESS:

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

APPROVAL OF MINUTES OF THE MEETING OF: March 19, 2015 Meeting

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

PRESENTATION OF COMMUNICATIONS; PETITIONS, ETC.:

Vendor Licenses to be approved for Little Jimmy's Ice Cream Matawan, NJ

Omar Hamoud, Mr. Softie, Keansburg

Letters of Resignation from Mr. Mel Therien and Ms. Desiree Durkin – Recreation Commission.

(accepted with regret)

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

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

Public Hearing on Bond Ordinance 2015-223

ORDINANCE NO. 2015-223:

CALENDAR YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Governing Body of the Borough of Union Beach, in the County of Monmouth, finds it advisable and necessary to increase its CY 2015 Budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Governing Body hereby determines that a 3.5% increase in the Budget for said year, amounting to \$143,084.12 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Union Beach, in the County of Monmouth, a majority of the full authorized membership of this Governing Body affirmatively concurring, that, in the CY 2015 Budget Year, the final appropriations of the Borough of Union Beach shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$250,397.21, and that the CY 2015 Municipal Budget for the Borough of Union Beach be approved and adopted in accordance with this ordinance; and,

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

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

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

Ordinance No. 2015-223 was introduced by _____ seconded by _____ and approved by the following Roll Call Vote:

Roll Call Vote:

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

PUBLIC HEARING ON ORDINANCE NO. 2015-223:

MAYOR SMITH OPENS THE MEETING TO PUBLIC HEARING ON ORDINANCE NUMBER **2015-223** AT _____ P.M.
MAYOR SMITH DECLARES THE PUBLIC HEARING CLOSED ON ORDINANCE NO. **2015-223** AT _____ P.M.

RESOLUTION NO. 2015-77: AUTHORIZING FINAL ADOPTION ORDINANCE 2015-223 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, & Recreation</u>
<u>Councilman Wicki:</u> _____	<u>Finance, Personnel and Administration</u>
<u>Councilwoman Roche:</u> _____	<u>Emergency Svs. (Fire, OEM) American Legion & Seniors</u>
<u>Councilman Williams</u> _____	<u>Public Affairs, Library, Sp. Grants, Construction & Code Enforc.</u>
<u>Councilman Andreuzzi:</u> _____	<u>EMS, Public Works & Building and Grounds</u>
<u>Councilman Cocuzza</u> _____	<u>Public Safety (PD, Court) & Shared Services</u>

MEETING OPEN FOR PUBLIC DISCUSSION: April 16, 2015 Meeting

Meeting opens for Public Discussion at _____ p.m.

Meeting closes for Public Discussion at _____ p.m.

NEW BUSINESS AND INTRODUCTION OF ORDINANCES:

ORDINANCE NO. 2015-224- Sewer Decrease in Fees

An Ordinance revising and amending an Ordinance entitled "The revised general ordinances of the Borough of Union Beach, 1980, "Chapter XI, Sewer and Water, Section 11-2.9, "sewer system rental or use charges."

Be it ordained by the Mayor and Council of the Borough of Union Beach, that Chapter XI Sewer and Water of the revised general code of the Borough of Union Beach, 1980," is hereby amended as follows:

11-2.9: Sewer System Rental or Use Charges:

- (a) Residential (per living unit). There shall be a base rental charge (1) per year for each single family dwelling unit, hereinafter referred to as an equivalent dwelling unit (EDU), payable quarterly in advance as follows:

July, 2015 \$480.00 /annum \$120.00/qtr.

- (b) IFF Production and R&D Facilities. There shall be a base rental charge (1) as listed below per quarter for each EDU determined as follows: Quarterly metered sewage flow divided by 18, 750 gallons and then rounded up to the nearest number.

July, 2015 \$480.00 /annum \$120.00/qtr.

It is recognized that there are occasional anomalies in meter readings based on a variety of circumstances. Therefore, in the sole discretion of the Borough Engineer, any quarter that exhibited an unexplained anomaly will be eliminated from the calculation and the flow will be determined by averaging the previous two quarters where the meter accurately recorded flow.

- (c) All other non-residential uses. There shall be a base rental charge (1) per year as follows:

July, 2015 \$480.00/annum \$120.00/qtr.

For each EDU in accordance with the EDU rates (4.) set forth below, payable quarterly in advance:

Be it further ordained, that these rates shall commence July 1, 2015, and that all other sections of ordinances No. 2010-155 remain in full force and effect; and,

Be it further ordained, that this ordinance shall take effect immediately upon final adoption in accordance with the law.

Ordinance No. 2015 - ____ was introduced on First Reading by: _____ Seconded by: _____.

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

ORDINANCE 2015-225 - 2015 Salary Ordinance

An Ordinance fixing the salaries, wages and fees of Employees and Borough Officials of the Borough of Union Beach, Monmouth County, New Jersey for the Calendar year 2015 and

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

Section 1

The following shall constitute the salaries, wages and fees 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 law, and continuing in effect until amended, except where otherwise specified for the calendar year 2015.

The benefits provided under collective bargaining contract with Teamster's Local No 641, shall also be accorded to the:

Registered Municipal Clerk, Deputy Municipal Clerk, Tax Collector (Full-Time), Municipal Court Administrator (Full-Time) Building Inspector/Construction Official and Director of Public Works with the Exception of over-time compensation.

Also:

The benefits provided for prescription drug program, State of New Jersey, under collective bargaining contract with PBA Local 291,

Policemen's Benevolent Association, shall also be accorded to Registered Municipal Clerk, Deputy Municipal Clerk, Tax Collector, (Full-Time) Municipal Court Administrator (Full-Time) Building Code Official and Director of Public Works of the Borough of Union Beach.

	<u>Employee</u>	<u>Amount</u>	<u>Frequency</u>
#1.	<u>Registered Municipal Clerk F/T</u> (In Lieu of Overtime Compensation) (Contracted Services)	\$55,358.44 <u>850.00</u> Longevity \$56,208.44	Bi-Weekly
#2.	<u>Tax Collector F/T</u> (In Lieu of Overtime Compensation)	\$55,358.44 <u>850.00</u> Longevity \$56,208.44	Bi-Weekly
3.	<u>Tax Collector P/T</u> (Not to Exceed Four (4) Hours per week anything over 4 hours Rate: \$35.00 per Hr.)	\$ 6,075.00	Bi-Weekly
4.	<u>Chief Financial Officer/Treasurer P/T</u>	\$51,258.00	Monthly
#5.	<u>Director Department of Public Works</u> <u>Certified Public Works Manager F/T</u>	\$85,545.83	Bi-Weekly
6.	<u>Mayor P/T</u>	\$ 7,000.00	Monthly
7.	<u>Councilman/woman P/T</u>	\$ 5,000.00	Monthly
8.	<u>Tax Assessor P/T</u>	\$14,352.00	Monthly
9.	<u>Assistant Assessor P/T</u>	\$ 6,000.00	Monthly
10.	<u>Administrative Officer for</u> <u>Municipal Land Use Searches P/T</u>	\$ 800.00	Monthly
11	<u>Municipal Court Judge P/T</u>	\$27,679.00	Monthly
12.	<u>Deputy Municipal Court Clerk/</u> <u>Administrator P/T</u>	\$ 18.00 hourly	Bi-Weekly
13.	<u>Municipal Court Prosecutor P/T</u>	\$25,629.00	Monthly
14.	<u>Alternate Municipal Court</u> <u>Prosecutor P/T</u>	\$ 3,100.00	Monthly
15.	<u>Municipal Court Public Defender P/T</u>	\$ 4,100.00	Monthly
#16.	<u>Building Inspector/Construction Official/</u> <u>Building Sub-Code Official</u> <u>Flood Plain Manager FT</u>	\$42,135.18 \$16,443.00 <u>\$15,415.31</u> \$73,993.49	Monthly
17.	<u>Court Clerk (Clerical) P/T</u>	\$ 3,139.00	Monthly
17a.	<u>Technical Assistant</u> <u>Construction Office P/T</u>	\$ 4,339.00	Monthly
18.	<u>Code Enforcement Officer P/T</u>	\$14,362.00	Monthly
19.	<u>Deputy Code Enforcement Officer P/T</u>	\$ 4,708.00	Monthly
20.	<u>Fire Sub-Code Official P/T</u>	\$ 8,606.00	Monthly
21.	<u>Plumbing Sub Code Official P/T</u>	\$10,125.00	Monthly

	<u>Employee</u>	<u>Amount</u>	<u>Frequency</u>
22.	<u>Electrical Sub-Code Official P/T</u>	\$10,125.00	Monthly
23.	<u>Zoning Officer F/T</u>	\$10,276.88	Bi-Weekly
24.	<u>Clerk (Clerical) P/T</u>	\$ 18.19	Bi-Weekly
25.	Public Safety Telecommunicator/ <u>Police Radio Dispatcher P/T</u> (Probationary Period During Training- First Three (3) Months	\$ State Minimum Wage (Hourly)	Bi-Weekly
	(At End of Probationary Period)	\$ 12.15	Bi-Weekly
26.	<u>Special Police Officer P/T</u> (Where Appointed to Serve with Compensation)	\$ 15.20 (Hourly)	Bi-Weekly
27.	<u>School Traffic Officer P/T</u> (Where Appointed to Serve with Compensation)		
	(Probationary Period three (3) Months- Hourly Wage not to exceed Two Hours per Day	\$State Minimum Wage (Hourly)	Bi-Weekly
	(At End of Probationary Period)	\$ 5,638.35 (Annual)	Per Annum Payable Bi-Weekly
28.	<u>Recycling Coordinator P/T</u>	\$2,500.00	Monthly
29.	<u>Assistant Recycling Coordinator P/T</u>	\$ 1,822.50	Monthly
30.	<u>Clerk of the Planning Board P/T</u>	\$ 9,226.40	Monthly
31.	<u>Attorney to Planning Board P/T</u>	\$ 9,739.00	Monthly
32.	<u>Registrar of Vital Statistics P/T</u>	\$ 700.00	Annually
33.	<u>Deputy Registrar of Vital Statistics P/T</u>	\$ 350.00	Annually
34.	<u>Secretary of Board of Health P/T</u>	\$ 8,830.00	Monthly
35.	<u>Clerk of Elections P/T</u>	\$ 2,500.00	Annually
36.	<u>Assistant Borough Treasurer P/T</u>	\$ 6,075.00	Monthly
37.	<u>Borough Attorney P/T</u> (And Such Other Compensation for Special Services as may be required by the Borough Upon Vouchers duly presented.)	\$45,562.50	Bi-Weekly
38.	<u>Borough Engineer P/T</u> (And Such Other Compensation for Special Services as may be required by the Borough upon Vouchers duly Presented.)	\$ 3,000.00	Monthly
39.	<u>Tax Search Officer P/T</u>	\$ 3,400.00	Monthly
40.	<u>Assessment Search Officer P/T</u>	\$ 2,300.00	Monthly
41.	<u>Searcher for Sub-Divisions P/T</u>	\$ 150.00	Annually

	<u>Employee</u>	<u>Amount</u>	<u>Frequency</u>
42.	<u>Bloodborne Pathogen Compliance Officer P/T</u>	\$ 3,100.00	Monthly
43.	<u>Laborer-Temporary P/T Emergency</u>	\$ 12.00 (Hourly)	Bi-Weekly
44.	<u>Class I Special Police Officer P/T (Probationary Period During Training First Three (3) Months</u>	\$ 10.00 (Hourly)	Bi-Weekly
	(At End of Probationary Period)	\$ 12.00 (Hourly)	Bi-Weekly
45.	<u>Class II Special Police Officer P/T (Probationary Period During Training First Three (3) Months</u>	\$ 10.00 (Hourly)	Bi-Weekly
	(At End of Probationary Period)	\$ 17.00 (Hourly)	Bi-Weekly
46.	<u>Borough Administrator F/T</u>	\$89,000.00	Bi-Weekly
#47.	<u>Municipal Court Administrator F/T</u>	\$38,956.00	Bi-Weekly
#48.	<u>Deputy Municipal Clerk F/T</u>	\$37,000.00	Bi-Weekly
49.	<u>Seasonal Parking Enforcement P/T</u>	\$ 10.00 (Hourly)	Bi-Weekly

Section 2:

All salaries, wages, fees and compensation enumerated herein, shall become effective retro-active to January 1st, 2015, provided that the employee is still in the employment of the Borough of Union Beach at the time this Ordinance is adopted.

Section 3:

All Ordinances or parts of Ordinances inconsistent with this Ordinance shall be deemed repealed to the extent of such inconsistency.

Section 4.

This Ordinance shall take effect immediately upon its adoption and publication in accordance with law.

Ordinance No. 2015 - 225 was introduced on First Reading by: _____ Seconded by: _____.

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

PROPOSED RESOLUTIONS: MARCH 19, 2015 MEETING:

RESOLUTION NO. 2015-78:

AUTHORIZING ADVERTISEMENT FOR PUBLIC HEARINGS ON ORDINANCE NUMBERS 2015-224 AND 2015-225

Paper: The Asbury Park Press.

Hearing Date: Thursday, May 21, 2015

Time: Commencing at 8:00 p.m.

Place: Municipal Building, 650 Poole Avenue, Union Beach, NJ

RESOLUTION OFFERED BY: _____ SECONDED BY: _____

ROLL CALL: MR. MASCILAK _____ MR. WICKI _____ MS. ROCHE _____

MR. WILLIAMS _____ MR. ANDREUZZI _____ MR. COCUZZA _____

RESOLUTION NO. 2015-79: RESOLUTION TO AMEND THE TEMPORARY CY2015 BUDGET

BOROUGH OF UNION
BEACH
EMERGENCY
RESOLUTION
N.J.S.A. 40A:4-20
(TEMPORARY
APPROPRIATIONS)

WHEREAS, pursuant to N.J.S.A. 40A:4-19 the Borough Council of the Borough of Union Beach adopted Resolution #2014-208 and 2015-46 to provide temporary funds for the period from January 1, 2015 until the adoption of the Operating Budget for the Borough of Union Beach, New Jersey; and

WHEREAS, additional appropriations will be required from April 16, 2015 until the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-20 provides that the governing body by a two-third vote may make temporary emergency appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF UNION BEACH, NEW JERSEY, that:

1. The governing body by a two-third vote of its full membership hereby amends its temporary budget by making the following emergency temporary appropriations:

CURRENT FUND

(A) Operations - within "CAPS":

General Government

Administration and Executive:

Salaries and Wages:

Governing Body \$29,000.00

Borough Clerk 76,000.00

Administrator 71,000.00

Other Expenses 35,000.00

Office Expenses 56,000.00

Elections:

Salaries and Wages 2,900.00

Other Expenses 3,900.00

Financial Administration:

Salaries and Wages 44,500.00

Other Expenses 30,750.00

Audit Contract 21,250.00

Bond Sale Cost 60,000.00

Assessment of Taxes:

Salaries and Wages 13,500.00

Other Expenses 3,400.00

Collection of Taxes:

Salaries and Wages 43,500.00

Other Expenses 7,000.00

Legal Services and Costs:

Salaries and Wages 35,000.00

Other Expenses 40,000.00

Engineering Services and Costs:

Salaries and Wages 2,500.00

Other Expenses 76,000.00

Public Buildings and Grounds:

Salaries and Wages 195,000.00

Other Expenses		56,800.00
Planning Board/ Zoning Board		
Salaries and Wages		7,500.00
Other Expenses		9,000.00
Heritage Committee:		
Other Expenses		125.00
Parks and Playgrounds		
Other Expenses		15,000.00
Borough Prosecutor:		
Salaries and Wages		21,500.00
Other Expenses		150.00
Public Safety		
Fire:		
Aid to Volunteer Companies		60,000.00
Hydrant Service		90,000.00
Fire Alarms		6,500.00
Police:		
Salaries and Wages		1,257,875.00
Other Expenses		55,000.00
Parking Meters		5,000.00
Bayshore Task Force:		
Other Expenses		
Bayshore Strike Force:		
Hurricane Sandy:		
Other Expenses		140,000.00
Emergency Management Services:		
Other Expenses		6,500.00
Life Hazard Use Fees:		
Other Expenses		150.00
First Aid Organization:		
Contribution		20,000.00
Clothing Allowance		1,500.00
Other equipment		2,000.00
Public Works		
Road Repairs and Maintenance:		
Salaries and Wages		247,000.00
Other Expenses		29,000.00
Snow Removal		28,000.00
Garbage and Trash Removal		147,000.00
Landfill Charges and Taxes		235,000.00
Recycling Costs:		
Salaries and Wages		58,000.00
Other Expenses		70,000.00
Health and Welfare		
Board of Health:		
Salaries and Wages	-	35,500.00
Other Expenses	-	4,500.00
Recreation and Education:	-	
Senior Citizens	-	750.00
Other Expenses	-	18,000.00
Bayshore Youth Service Bureau:	-	
Other Expenses	-	7,500.00
State Uniform Construction Code	-	
Salaries and Wages	-	145,100.00
Other Expenses	-	7,000.00
Code Enforcement:	-	
Salaries and Wages	-	41,000.00
Other Expenses	-	1,900.00
Municipal Court:	-	
Salaries and Wages	-	61,000.00

Other Expenses	-	7,000.00
Public Defender:	-	
Salaries and Wages	-	4,125.00
Other Expenses	-	100.00
Insurance:	-	
Other Insurance	-	40,000.00
Workers' Compensation	-	100,000.00
Group Insurance	-	520,000.00
Waiver	-	17,500.00
Unclassified:	-	
Electricity	-	77,000.00
Gasoline	-	50,000.00
Heating Gas	-	23,000.00
Telephone	-	53,000.00
Irrigation	-	7,000.00
Shipping Costs	-	<u>5,000.00</u>
Total Operations (Item 8 (A))	-	
Within "CAPS"	-	<u>4,640,775.00</u>
Deferred Charges and Statutory	-	
Expenditures - Municipal within "CAPS":	-	
Statutory Expenditures:	-	
Public Employees' Retirement Fund	-	155,167.00
Police and Firemen's Retirement Fund	-	259,086.00
Social Security System (O.A.S.I.)	-	<u>203,315.35</u>
Total Deferred Charges and Statutory Exp.	-	<u>617,568.35</u>
(H-1) Total General Appropriations for	-	
Municipal Purposes within "CAPS"	-	<u>5,258,343.35</u>
Aid to Free Public Library	-	26,000.00
Police #911	-	9,000.00
Reverse #911	-	<u>6,010.00</u>
Total Operations Excluded from "CAPS"	-	<u>41,010.00</u>
Capital Improvements	-	
Capital Improvement Fund	-	8,250.00
Construction Code Vehicle	-	10,000.00
Fire Chief's Vehicle	-	13,000.00
Purchase of Police Equipment	-	23,800.00
Municipal Court / Council Chambers	-	
Equipment	-	5,000.00
Fire Department Equipment - Testing	-	6,600.00
Firefighter's Park Memorial	-	15,000.00
Purchase of Fire Equipment	-	<u>12,000.00</u>
Total Capital Improvement Fund	-	<u>93,650.00</u>
Municipal Debt Service	-	
Payment of Bond Principal	-	139,000.00
Payment of BANS and Notes	-	76,015.00
Interest on Bonds	-	19,600.00
Interest on Notes	-	82,000.00
Green Trust Loan Repayment	-	57,000.00
NJ Infrastructure	-	<u>13,000.00</u>
Total Municipal Debt Service	-	<u>386,615.00</u>
9. Total General Appropriations		<u><u>\$5,779,618.35</u></u>

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION NO. 2015-80: AWARD OF THE BID FOR 5 YEAR ASSESSMENT DEMONSTRATION PROGRAM

Whereas, Requests for Proposals were received and opened in public on Monday March 30, 2015 at 4 p.m. at the Municipal Building, 650 Poole Avenue, Union Beach, New Jersey, for the project **“ASSESSMENT DEMONSTRATION PROGRAM”** and;

Whereas, in letter dated April 6, 2015 from the Borough Tax Assessor, George Lockwood, recommending award of contract to bidder, Realty Data Systems a Division of Realty Appraisal Company as follows:

<u>BIDDER:</u>	<u>BASE BID</u>
Realty Data Systems, LLC 129 Apple Street Tinton Falls, NJ 07724	\$57,615.00

Now, Therefore, be it Resolved, by the Mayor and Council of the Borough of Union Beach, that the contract for the project **“ASSESSMENT DEMONSTRATION PROGRAM”** be awarded to Realty Data Systems, LLC, 129 Apple Street, Tinton Falls, NJ 07724 on their bid of \$57,615.00 for the project, **“ASSESSMENT DEMONSTRATION PROGRAM”** in accordance with the recommendations of the Borough Tax Assessor, George Lockwood.

Be it Further Resolved, that said award be subject to funds being available; the approval of the Borough Attorney, John T. Lane, Jr., Esq.,

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

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION 2015-81: – Clerk Appointment – 3 year

WHEREAS, pursuant to N.J.S.A. 40:69A-39, the Borough Council shall appoint a municipal clerk who shall serve as Clerk of the Borough Council, keep its minutes and records of its proceedings, maintain and compile its ordinances and resolutions, and perform such functions as may be required by law including those duties enumerated in N.J.S.A. 40A:9- 133(e); and

WHEREAS, pursuant to N.J.S.A. 40A:9-133, the municipal clerk shall initially be appointed for a three (3) year term; and

WHEREAS, on June 21, 2012, the Council adopted Resolution No. 2012-95, whereby Anne Marie Friscia was appointed for a three (3) year term effective June 21, 2012; and

WHEREAS, pursuant to N.J.S.A. 40A:9-133, in order to be reappointed, the Municipal Clerk must hold a registered municipal clerk certificate issued pursuant to N.J.S.A. 40A:9-133.3 or 133.4; and

WHEREAS, on April 11, 2012, the Department of Community Affairs Division of Local Government Services certified Anne Marie Friscia as a Registered Municipal Clerk; and

WHEREAS, pursuant to N.J.S.A. 40A:9-133(b), the reappointment of the incumbent municipal clerk shall be made within sixty (60) days following the expiration of the prior term; and

WHEREAS, the Borough Council has determined to reappoint Anne Marie Friscia as Municipal Clerk in accordance with the New Jersey Statutes Annotated; and

WHEREAS, upon passage of this Resolution, the Municipal Clerk shall achieve tenure pursuant to N.J.S.A. 40A:9-133.7 and thereafter shall not be removed except for "good cause shown after . . . [a] hearing" in accordance with N.J.S.A. 40A:9-134.1; and

WHEREAS, the Borough Attorney has determined that the adoption of this resolution is appropriate;

NOW, BE IT HEREBY RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF UNION BEACH, that Anne Marie Friscia be and is hereby reappointed as Municipal Clerk effective June 21, 2015; and it is further **RESOLVED**, that notice of this Resolution shall be adopted in accordance with applicable law.

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION 2015- 82 :

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

THE APPOINTMENT OF
CHARLES E. ERVIN
821 EIGHTH STREET
UNION BEACH, NJ 07735

As Police Chief of the Borough of Union Beach (Provisional Appointment), as made by the Mayor and Council effective as of April 1, 2015, at a Salary of \$155,520.88 Per Annum be and the same is hereby approved and confirmed, and:

Be it further resolved that the Clerk be and she is hereby authorized to forward the necessary forms to the State Civil Service Commission for said appointment; along with a request of the President of the State Civil Service Commission for a waiver of the Promotional Examination for the position of Police Chief under the provisions of N.J.A.C. 4:1-8.5.

That a certified copy of this resolution be forwarded to Mr. Charles E. Ervin, and 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. 2015-83: Supporting Keansburg RPM Development

WHEREAS; Mayor and Council of the Borough of Union Beach have been made aware of RPM Development's interest in developing of the vacant lot, located at the corner of Beachway and Raritan Avenues (196 Beachway), more specifically known as Block 15, Lot 1; on the tax maps of the Borough of Keansburg, commonly known as the "Kontos Property"; and

WHEREAS; Mayor and Council of the Borough of Union Beach fully support this development initiative as such development would be beneficial to the Borough of Keansburg and support the Borough of Keansburg's economic development efforts which would produce various construction jobs and new permanent jobs via the proposed commercial component in the mixed- use development as well as the addition of new tax ratables; and

WHEREAS; The Borough of Keansburg sustained substantial damage and devastation to its tax base as a result of Super Storm Sandy; and

WHEREAS; the project is expected to bring new business activity as well as an increase in customers to support such activity; and

WHEREAS; The Borough of Union Beach supports the Borough of Keansburg's initiative and seeks to encourage County and State Agencies to join in this support for the purposes of economic growth within the Borough of Keansburg as well as the entire region; and

WHEREAS; the Borough encourages and endorses an application by RPM Development to the State of New Jersey or any other funding opportunity for public funding to assist and to make possible the project as proposed; and

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Union Beach hereby supports and endorses the development initiative of RPM Development to construct a new residential and commercial mixed-use development in the Borough of Keansburg; and

BE IT FURTHER RESOLVED that the Borough of Union Beach supports the Borough of Keansburg in RPM Development's application for financial support for the project from the State or Federal entities that may help to make the project a reality; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the following, urging them to join in the support for the project:

1 .Legislators representing New Jersey's 13th Legislative District

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION NO. 2015-84: AUTHORIZING TAX SALE FEES

RESOLUTION APPROVING TAX SALE FEES

PURSUANT TO N.J.S.A. 54:5-19.1

WHEREAS, N.J.S.A. 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services; and

WHEREAS, the rules and regulations require a municipality to send three (3) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Union Beach desires to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Union Beach that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2014 electronic tax sale.

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION NO. 2015-85: Proposed conference Resolutions:

Authorizing Mayor to attend the New Jersey Conference of Mayors Convention

Whereas, the Mayor of the Borough of Union Beach attends the New Jersey Conference of Mayors Convention in Atlantic City each year, and;

Whereas, the New Jersey Conference of Mayors' convention this year commences on April 22, 2015 through April 24, 2015 in Atlantic City, New Jersey, and;

Whereas, Convention expenses for the Mayor of the year 2015, attending the New Jersey Conference of Mayors Convention, is as follows:

Convention Registration, Board of Directors Reception and Dinner Meeting \$800.00

Now, therefore, be it resolved, that the Governing Body does hereby approve Convention expenses for the Mayor wishing to attend said convention in the amount of \$800.00

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION NO. 2015-86: Proposed conference Resolutions:

Authorizing Clerk to attend the New Jersey Municipal Clerks Convention

Whereas, the Municipal Clerk of the Borough of Union Beach wishes to attend the NJMC Association convention Atlantic City, and;

Whereas, the NJMC Association convention this year commences on April 26, 2015 through April 29, 2015 in Atlantic City, New Jersey, and;

Whereas, Convention expenses for the Clerk for the year of 2015, attending the NJMC Convention, is as follows:

\$280.00 for Registration and Seminar Fees

Now, therefore, be it resolved, that the Governing Body does hereby approve Convention expenses for the Clerk wishing to attend said convention in the amount of \$280.00

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION NO. 2015-87: Proposed conference Resolutions:

Authorizing Construction Officials to attend the New Jersey 2015 Building Safety Conference

Whereas, the Construction Officials of the Borough of Union Beach wish to attend the Department of Community Affairs, Building Safety 2015 Conference in Atlantic City, and;

Whereas, the Building Safety Conference this year commences on May 6, 2015 through May 8, 2015 in Atlantic City, New Jersey, and;

Whereas, Convention expenses for the Officials for the year of 2015, attending the the DCA Building Safety Conference are as follows:

\$350.00 for Registration and Seminar Fees

\$261.00 for Lodging

Now, therefore, be it resolved, that the Governing Body does hereby approve Convention expenses for the Construction Officials wishing to attend said convention in the amount of \$611.00

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

RESOLUTION NO. 2015-88:

RESOLUTION IN OPPOSITION OF LNG FACILITIES IN THE NY/NJ BIGHT

A resolution decrying proposals for offshore liquefied natural gas facilities and calling, instead, for support for fishing, tourism, trade, and other clean ocean economies.

WHEREAS, ocean dumping off the coasts of New Jersey and New York has been stopped and the region has become clean, healthy and vibrant, sustaining billion dollar tourism and fisheries economies.

WHEREAS, for years, harmful ocean industrialization by energy interests has tried to gain a foothold in the ocean waters off the New York and New Jersey ocean coastlines to build liquefied natural gas (LNG) import and export facilities.

WHEREAS, LNG is a dirty and expensive fossil fuel. LNG is a super-cooled form of natural gas, a fossil fuel, and is transported by tanker all over the globe. This energy intensive life cycle makes LNG up to 40% more polluting than domestic natural gas, thereby contributing to climate change. With sufficient domestic resources, the U.S. does not need to import natural gas, and with markets in Asia and Europe paying up to six times what the U.S. pays for natural gas as of 2013, LNG will cost much more.

WHEREAS, LNG ports are not in the public interest. In a 2011 letter addressed to the Maritime Administration (the agency responsible for approving offshore LNG ports), New Jersey Governor Chris Christie noted that these ports can *“present unacceptable and substantial risks to New Jersey’s residents, natural resources, economy, and security.”* These ports can devastate fish habitats, impact endangered species, exclude the public (and other uses) from large areas of the ocean, and are national security targets.

WHEREAS, LNG is unsafe and risky. LNG tankers are dangerous for boaters, fishermen, shipping and trade interests. Because they are often located near or next to shipping lanes, the US Department of Energy warns that *“a large breach and spill could have both short-term and long-term impacts on public safety, energy security and reliability, and harbor and waterway commerce.”*

WHEREAS, these ports are gateways to a more expensive, more polluted energy future. With the nation’s natural gas resources, energy companies are now scrambling to build LNG export facilities and ports around the coastline. Several facilities have already been approved, and dozens of companies have already been granted permission to export up to 40% of our domestic daily natural gas production. Exports are projected to lead to higher natural gas prices, higher manufacturing costs, and more hydraulic fracturing (fracking) of domestic shale gas. Ports in the ocean off NY and NJ, licensed under the Deepwater Port Act, are legally allowed to act as both an import and export hub, with no public review required to switch directions.

WHEREAS, LNG ports along the NY and NJ coastlines and in the NY/NJ Bight are not in the public interest and endanger clean ocean economies, public safety, and the environment.

THEREFORE, BE IT RESOLVED that, on this date, April 16, 2015, the undersigned Governing Body of the Borough of Union Beach, hereby opposes the building of LNG facilities and ports for either the import or export of LNG, off the NJ/NY coast. A clean ocean economy is the best choice for our environment and economic future.

Resolution Offered by: _____ Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ Mr. Cocuzza _____

CLERK TO SEND A COPY OF THIS SIGNED RESOLUTION TO:

1. *The Honorable Chris Christie, Governor of New Jersey, PO Box 001, State House, Trenton, NJ 08625-0001 - FAX 609-292-3454 and The Honorable Andrew Cuomo, Governor of New York, State Capitol, Albany, NY 12224 -FAX (518)474-3767*
2. *Clean Ocean Action, 18 Hartshorne Drive, Suite 2, Highlands, NJ 07732 - FAX-732-872-8041*

APPROVAL OF VOUCHERS, AND PAYMENT OF BILLS:

RESOLUTION NO. 2015-89: Offered by Councilman Wicki

Vouchers/Purchase Orders /Add on List

Approval of
And Payment of Bills:

Seconded by: _____

Roll Call Vote: Mr. Mascilak _____ Mr. Wicki _____ *Ms. Roche _____

Mr. Williams _____ Mr. Andreuzzi _____ **Mr. Cocuzza _____

*Ms. Roche abstains on purchase order number 15-39

** Mr. Cocuzza abstains on all Board of Education voucher/purchase orders.

BUSINESS ADDED TO THE AGENDA OF THE MEETING OF APRIL 16, 2015:

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

1. Resolution 2015-90 :

Resolution appointing Recreation Commission Members to fill unexpired terms of Ms. Desiree Durkin Mr. Mel Therin.

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

Resolution 2015-90:

Union Beach Recreation Commission:

NOTE: Mayor's Appointments, without confirmation of the Borough Council:

Mayor Smith announces that he is appointing the following named persons as members of the Recreation Commission for a five year term expiring on December 31, 2018:

James Butler (Five Year Term) Expiring December 31, 2019

To fill unexpired term of Ms. Desiree Durkin

Brandon Gress (Five Year Term) Expiring December 31, 2016

To fill unexpired Term of Mr. Mel Therien

Resolution Offered 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)

Motion moved by _____, seconded by _____ and approved by unanimous voice vote. The Governing Body retired into executive session for a matter of:

RECONVENE MEETING:

Motion to reconvene meeting moved by _____, seconded by _____ and approved by unanimous voice vote.

ATTORNEY: PURPOSE:

ROLL CALL:

ADJOURNMENT:

Motion moved by _____, seconded by _____ and approved by unanimous Voice Vote.