

April 22, 2008

The Township Committee of the Township of Union in the County of Union, convened in regular session at Municipal Headquarters, Friberger Park, Union, New Jersey, on the 22nd day of April, 2008 at 7:36 P.M. The meeting was called to order by Clifton People, Jr., Chairman of the Township Committee.

The Clerk read the following statement:

"This is a regular meeting of the Township Committee. Public Notice of this meeting has been given, as required by the 'Open Public Meeting's Law'. A Resolution was adopted on January 1, 2008, designating this date, this hall and 7:30 P.M. as the time for this regular meeting of the Township Committee of the Township of Union in the County of Union.

A notice of each and every regular meeting of the Township Committee was posted, in accordance with the aforesaid 'Open Public Meeting's Law', in one public place reserved for the posting of Ordinances and official notices of the Township of Union, namely, the bulletin board next to the Clerk's Office. In addition thereto, a copy of said Resolution was forwarded to the Union Leader, Star Ledger. A copy of said Resolution is on file with the Clerk of the Township."

The opening prayer was led by Committeewoman Brenda Restivo and the pledge to the flag was led by Committeeman Peter Capodice.

The Clerk called the roll. Those present and those absent, were as follows:

Present: Clifton People, Jr., Chairman
Anthony Terrezza, Vice Chairman
Peter Capodice
Joseph Florio
Brenda Restivo

BUSINESS OF THE MONTH:

Interlux – Michael Del Mauro

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to approve the Minutes of Meetings held on April 7, 2008 Executive and Conference and April 8, 2008, Conference and Regular Meetings, as printed and distributed by the Clerk.

The Clerk presented draft of an ordinance amending Ordinance No. 4992 providing for various improvements to the main library.

On motion of Mr. Terrezza, seconded by Mr. Florio, and carried, the Township Committee,

RESOLVED, that the said draft of ordinance be received, approved, and that the same be taken up on first reading by title.

The Clerk read:

AN ORDINANCE OF THE TOWNSHIP OF UNION IN THE COUNTY OF UNION, NEW JERSEY, AMENDING ORDINANCE NUMBER 4834 OF THE TOWNSHIP FINALLY ADOPTED ON AUGUST 24, 2004, SUBSEQUENTLY AMENDED BY ORDINANCE NUMBER 4972 OF THE TOWNSHIP FINALLY ADOPTED ON OCTOBER 10, 2006, AND SUBSEQUENTLY AMENDED BY ORDINANCE NUMBER 4992 OF THE TOWNSHIP FINALLY ADOPTED ON FEBRUARY 27, 2007, PROVIDING FOR VARIOUS IMPROVEMENTS TO THE MAIN LIBRARY OF UNION TOWNSHIP AND APPROPRIATING \$981,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$475,000 IN BONDS OR NOTES OF THE TOWNSHIP OF UNION TO FINANCE THE SAME.

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza aye, Mr. People aye.

On motion of Mr. Terrezza, seconded by Mr. Florio, and carried on roll call, the Township Committee,

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on first reading, and

FURTHER RESOLVED, that the aforesaid ordinance be considered as to second and final reading, at a meeting to be held on May 13, 2008.

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza aye, Mr. People aye.

The Clerk presented draft of an ordinance establishing the CAP Bank for the calendar year 2008.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee,

RESOLVED, that the said draft of ordinance be received, approved, and that the same be taken up on first reading by title.

The Clerk read:

CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BAND (N.J.S.A.40A:4-45.14

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza aye, Mr. People aye.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried on roll call, the Township Committee,

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on first reading, and

FURTHER RESOLVED, that the aforesaid ordinance be considered as to second and final reading, at a meeting to be held on May 27, 2008.

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza aye, Mr. People aye.

On motion of Mr. Capodice, seconded by Mr. Terrezza, and carried on roll call, the Township Committee moved the adoption of the following entitled Resolution:

**Introduction of the 2008 Municipal Budget
(Public Hearing May 27, 2008)**

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza aye, Mr. People aye.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Amending Resolution No. 2008-47 increasing the amount to Union Fire Equipment Corporation, State Contract A64812, by 12,250.00, for a total contract amount not to exceed \$47,250.00 for the purchase of Firefighter Protective Clothing and Equipment.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Authorizing a contract with S. Rotondi & Sons for the disposal of wood tree parts and recycling of vegetative recyclables for a total amount not to exceed \$7,750.00.

On motion of Mrs. Restivo, seconded by Mr. Capodice, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Authorizing the purchase of automotive gasoline from Presidential Financial under State Contract A65045 at a total amount not to exceed \$73,727.00.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Authorizing the purchase of minicomputers, microcomputers, workstations and office licensing from Dell Computer, State Contract A70256, at a total amount not to exceed \$15,664.10.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Supporting the work of the Victim Advocacy Units by the 21 County Prosecutors' Offices and opposing the reduction in Federal Grant Funding by the Office of the State Attorney General.

On motion of Mr. Florio, seconded by Mr. Capodice, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Amending Resolution No. 2008-52 increasing the amount to LaCorte, Bundy, Varady and Kinsella by an additional \$12,000.00 for a total amount not to exceed \$14,500.00 for 2008 for the D. Russo v. Township litigation.

On motion of Mr. Terrezza, seconded by Mr. Capodice, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Authorizing a contract with Avaya Financial Services for equipment upgrades and service to the telephone & E-911 system under State Contract A42285, at a total amount not to exceed \$80,375.72.

On motion of Mr. Capodice, seconded by Mr. Terrezza, and carried, the Township Committee moved the adoption of the following entitled Resolution:

Authorizing the purchase of a Police Department vehicle from Hertrich Fleet Service, Inc., through the Morris County Cooperative Pricing Council Inc., for a total amount not to exceed \$12,035.00.

On motion of Mr. Terrezza, seconded by Mrs. Restivo, and carried, the Township Committee authorized the payment of bills which are listed in the Permanent Claim's Register against the Township of Union, for the period April 22, 2008, approved by respective Departments as being correct.

On motion of Mr. Terrezza, seconded by Mrs. Restivo, and carried, the Township Committee,

RESOLVED, that refund of the following tax over-payments be approved and payment authorized:

BLOCK/ LOT	NAME	YEAR	AMOUNT
3617/22	Robert Jeranek	2008	\$1,573.52

On motion of Mr. Terrezza, seconded by Mrs. Restivo, and carried, the Township Committee,

RESOLVED, that the said communication be received, and

FURTHER RESOLVED, that the Township Treasurer be and is hereby authorized and directed to draw checks to cover overpayments.

On motion of Mr. Terrezza, seconded by Mrs. Restivo, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$593.00

COMMUNICATION:

From: Terri Malanda, Tax Collector, Re: Requesting the Township Committee authorize checks to the following representing the redemption of tax sales certificates:

NAME	AMOUNT	CERT#	LOCATION
US Bank/Cust for Plymouth Park	\$7,153.69	07-00015	1224 Brookside Dr.
Bernard Sabin or Darcy Sabin	\$1,100.00	07-00066	2745 Vauxhall Rd
	\$6,017.26		
	\$4,000.00		

On motion of Mr. Terrezza, seconded by Mr. Capodice, and carried, the Township Committee moved to approve the request.

From: Debra Cyburt, Chief Financial Officer, Re: Requesting the return of inspection & testing fees in the amount of \$2,346.24 to the Deron School.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved to approve the request.

From: Brother Edwin Ross, George E. Cannon Lodge, Re: Requesting permission to hold their annual Youth Day on Saturday July 12, 2008 from noon until 5:00 PM. Also, requesting the use of the showmobile and sound system with all fees waived.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved to approve the use of the showmobile, but must charge for the over-time of the police officers and the Department of Public Works.

From: Sandra Robinson, Union Resident, Re: Requesting the removal of a handicapped parking space in front of 125 Carnegie Place because the resident moved.

On motion of Mr. Florio, seconded by Mr. Terrezza, and carried, the Township Committee moved to refer to the Township Attorney for the preparation of an appropriate ordinance.

From: Franklin Prather, Union Resident, Re: Requesting a handicapped parking space in front of 12 Arcadia Place.

On motion of Mr. Capodice, seconded by Mr. Terrezza, and carried, the Township Committee moved to refer to the Police Department for review and investigation.

From: John Ferraioli, Health Officer, Re: Recommending amending Chapter 168 of the Municipal Code to prohibit the feeding of wild and stray animals.

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to refer to the Township Attorney for the preparation of an appropriate ordinance.

From: Thomas Kraemer, Chief of Police, Recommending the creation of a handicapped space at 730 Midland Blvd.

On motion of Mrs. Restivo, seconded by Mr. Capodice, and carried, the Township Committee moved to refer the Township Attorney for the preparation of an appropriate ordinance.

From: Geraldine Foligno, Connecticut Farms Church, Re: Requesting two 3' x 6' Banners from May 2 – June 2, 2008 to advertise the 2008-2009 church nursery school year.

On motion of Mrs. Restivo, seconded by Mr. Capodice, and carried, the Township Committee moved to approve the request for a period of thirty days.

From: Philip Haderer, Supervising Engineer, Re: Recommending payment No. 2 to TSUJ Corporation in the amount of \$30,065.42 for work completed through April 14, 2008 on the Municipal Complex Emergency Generator Project.

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to concur with the request.

From: Madeleine Daley, Legal Department, NJ American Water, Re: Requesting permission to hang a 20'x20' banner on their water tank located in the Township to advertise their company.

On motion of Mr. Terrezza, seconded by Mr. Capodice, and carried, the Township Committee moved to approve the request for a period of thirty days.

From: Sweta Patel, Subway Shop, 2583 Morris Avenue, Re: Requesting permission to hang a 3'x10' banner for three (3) additional weeks, from April 26 until May 11, 2008 to advertise their promotion.

On motion of Mr. Capodice, seconded by Mr. Terrezza, and carried, the Township Committee moved to approve the request.

On motion of Mrs. Restivo, seconded by Mr. Capodice, and carried, the Township Committee directed the following reports be received for filing:

DEPARTMENT REPORTS

MONTHLY:

Fire Department
Department of Public Works
Health Department
Division of Accounts

COMMITTEE REPORTS:

MR. CAPODICE:

Mr. Capodice congratulated Michael Del Mauro from Interlux for being chosen "Business of the Month".

Mr. Capodice urged residents to take caution when driving, now that the nice weather is coming and children will be outdoors playing.

MR. FLORIO:

Mr. Florio congratulated Michael Del Mauro from Interlux for being chosen "Business of the Month" and wished him continued success.

The monthly report of the Recreation Department was submitted by Mr. Florio, and he recommended it be accepted for filing. The motion was seconded by Mr. Capodice, and carried.

Mr. Florio announced that any seniors interested in signing up for the Defensive Driving Course should contact the Senior Center at 851-5290.

MRS. RESTIVO:

Mrs. Restivo congratulated Michael Del Mauro from Interlux for being chosen "Business of the Month".

Mrs. Restivo announced that the grass collection calendars are being sent out.

Mrs. Restivo urged residents to report potholes within the Township to the Department of Public Works.

Mrs. Restivo invited everyone to attend the "Taste of Union" to be held on April 30, 2008 at the Knights of Columbus, ticket price is \$25.00.

MR. TERREZZA:

Mr. Terrezza congratulated Michael Del Mauro from Interlux for being chosen "Business of the Month" and wished him continued success.

The monthly report of the Fire Department was submitted by Mr. Terrezza, and he recommended it be accepted for filing. The motion was seconded by Mr. Capodice, and carried.

Applications for licenses were presented by Mr. Terrezza, and none of the Township Committeemen voicing any conflict, he moved that the Township Committee approve the applications, as follows:

License applications to be approved:

Outdoor Cafe

Patio Café & Grill-1899-1901 Morris Avenue

The motion was seconded by Mr. Florio, and carried.

MR. PEOPLE:

Mr. People congratulated Michael Del Mauro from Interlux for being chosen "Business of the Month" and wished him continued success.

PUBLIC HEARING:

Larry Lutsky, Eyestyles, 2115 Rt. 22 West, felt that a recently adopted ordinance in reference to signage is not fair. Mr. Lutsky explained that to attract customers he put a sign on his vehicle and now this is not allowed by this ordinance. Mr. Antonelli explained that this ordinance was recommended by Mr. Malanda, Building Inspector and the enforcer of sign ordinances. Mr. Malanda and Mr. Lutsky convened into the Conference Room for further discussion.

Denvendra Makkar, 568 Ashwood Place, Springfield, stated that the Township of Union's Police Officers are not provided with racial sensitivity training. Mr. Antonelli responded by saying Mr. Makkar was incorrect in his statement. Police Chief Kraemer explained that every police officer is required to go for the training which is held in the County.

Roxanne Ciampi, Beechwood Street, had a few questions on the North Gate Re-development Plan for the Committee.

Mrs. Ciampi stated that dump trucks were going up and down her street during the recent improvements to the Municipal Building. She requested that next time can the Committee be more considerate and have the dump trucks take a different route.

Fran Metta, Kathleen Terrace, questioned resolution no. 6, concerning the sale of a gas station. Mr. Bradley explained the resolution to her, stating it was for gasoline for the Police Department and the Department of Public Works Vehicles and not the purchase of a gas station.

There being no further business presented, the Township Committee on motion of Mr. Capodice, seconded by Mr. Terrezza, and carried, adjourned the meeting, the time being 8:23 P.M.

Dated: April 22, 2008

CLIFTON PEOPLE, JR., Chairman
of the Township Committee
of the Township of Union
in the County of Union.

EILEEN BIRCH, Township Clerk