

April 8, 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 8th 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

#### **TESTIMONIAL RESOLUTION:**

Versie McNeil – Woman of Excellence

On motion of Mr. Terrezza, seconded by Mr. Capodice, and carried, the Township Committee moved to approve the Minutes of Conference and Regular Meetings held March 25, 2008 and Special Meeting Minutes of April 1, 2008, as printed and distributed by the Clerk.

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance amending Chapter 170 of the Municipal Code of the Township of Union entitled "Signs".

The said ordinance having been advertised and posted on the bulletin board in the Municipal Building in accordance with statutory requirements, it was

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

RESOLVED, that the said ordinance, the title of which is hereinbelow set forth, be taken up on second reading.

The Clerk read:

AN ORDINANCE AMENDING CHAPTER 170 ENTITLED  
SIGNS BY THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF UNION, COUNTY OF UNION, STATE  
OF NEW JERSEY.

The Chairman announced public hearing on the said ordinance. There being no person present expressing the desire to be heard in this connection, it was

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

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance establishing the salaries of certain Municipal Personnel of the Township of Union.

The said ordinance having been advertised and posted on the bulletin board in the Municipal Building in accordance with statutory requirements, it was

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

RESOLVED, that the said ordinance, the title of which is hereinbelow set forth, be taken up on second reading.

The Clerk read:

AN ORDINANCE ESTABLISHING THE 2007  
AND 2008 SALARIES OF CERTAIN MUNICIPAL  
PERSONNEL OF THE TOWNSHIP OF UNION,  
IN THE COUNTY OF UNION.

The Chairman announced public hearing on the said ordinance. There being no person present expressing the desire to be heard in this connection, it was

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

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance authorizing the sale of Lot 23 Block 5813, the Old Vauxhall Library, not needed for public use, at a minimum bid price of \$450,000.

The said ordinance having been advertised and posted on the bulletin board in the Municipal Building in accordance with statutory requirements, it was

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

RESOLVED, that the said ordinance, the title of which is hereinbelow set forth, be taken up on second reading.

The Clerk read:

AN ORDINANCE AUTHORIZING THE SALE OF  
LOT 23 BLOCK 5813, OLD VAUXHALL LIBRARY,  
ON THE CURRENT TAX ATLAS OF THE TOWNSHIP  
OF UNION IN THE COUNTY OF UNION AND NOT  
NEEDED FOR PUBLIC USE.

The Chairman announced public hearing on the said ordinance. There being no person present expressing the desire to be heard in this connection, it was

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

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

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

Mr. Capodice moved to open the bidding, the motion was seconded by Mr. Florio, and carried.

Mr. Capodice moved to close the bidding, the motion was seconded by Mr. Florio, and carried, due to the lack of bidders.

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

Authorizing an application to the Local Finance  
Board to allow the Township to sell bonds before  
maturity date as part of a permanent bond sale.

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

Authorizing the transfer of Plenary Retail Consumption  
License, No. 2019-33-070-008 to Big Moose, Inc., t/a  
Gepetto's, located at 1967 Morris Avenue.

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

Authorizing the release of a Performance Guarantee in the amount of \$548,412.66 to TKV Union Station subject to the posting of an additional cash bond in the amount of \$121,869.48 for a total cash bond of \$182,804.22.

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

Amending Resolution No. 2008-45 increasing the amount to Robert J. Pansulla Esq., by \$4,500.00 for a total contract amount not to exceed \$9,000.00 for the Ciamacco vs. Township Board of Adjustment litigation.

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

Amending Resolution No. 2008-46 increasing the amount to Robert J. Pansulla Esq., by \$950.00 for a total contract amount not to exceed \$7,950.00 for the Auguste/Turlias vs. Township Board of Adjustment litigation.

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

Amending Resolution No. 2007-267 increasing the amount to Edward Kologi, Esq., by \$1,500.00 for a total contract amount not to exceed \$4,000.00 to represent a Municipal employee.

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

Authorizing a Professional Service with Robert J. Pansulla, Esq., for a total contract amount not to exceed \$5,000.00 for the Borenstein vs. Township Board of Adjustment litigation.

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

Authorizing the placement of Public Official Bonds for the Court Administrator and Municipal Court Judges with Travelers Casualty & Surety Company at a premium not to exceed \$1,896.00.

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

Supporting the permanent closure by NJDOT of U-Turn G Route 22, Eastbound to vehicular traffic, located within the Township of Union.

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

Authorizing the payment of all approved vouchers for solid waste collection, haulage and disposal at the interim rate of \$64.10 per ton for household waste and \$104.12 per ton for bulky waste. (March)

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 a Maintenance Agreement for software with Edmunds & Associates, Inc., under State Contract A81201, at a fee not to exceed \$36,183.00.

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

Authorizing a contract with Cleveland Auto Tire Co., (Michelin North America), under State Contract A61420, for the purchase of Tires and Tubes for DPW at a total amount not to exceed \$10,000.00.

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 F&S Tire Corporation, (Goodyear Tire & Rubber Co.) under State Contract A61419 for the purchase of tires and tubes for the Police & Fire Departments at a total amount not to exceed \$10,000.00.

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 asphalt for the Department of Public Works from Weldon Co., State Contract No. 70083, at a fee not to exceed \$16,500.00.

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 8, 2008, approved by respective Departments as being correct.

The Clerk presented listing of "Adjustment of Taxes Receivable" submitted by the Collector of Taxes for remission, in pursuance to Revised Statutes.

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

RESOLVED, that the said listing be received and that in pursuance of the Collector's recommendation, he be and is hereby authorized to cancel of record the taxes enumerated in the listing as follows:

BLOCK/LOT	NAME	YEAR	AMOUNT	DEDUCTION
4219/30	Michael I. Schneck Trustee for Bacuson Enterprises, LLC	2007	\$ 3640.89	Tax Appeal

Listed below are adjustments due to Tax Appeal:

<u>BLOCK/ LOT</u>	<u>NAME</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>ADJUSTMENT</u>
4219/30	Michael I. Schneck Trustee for Bacuson Enterprises, LLC	2007	\$ 3640.89	State Tax Appeal

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
2302/1	Dipaolo and Sons, LLC	2007	\$ 3774.54
4219/30	Michael I. Schneck Trustee for Bacuson Enterprises, LLC	2007	3640.89

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 \$31,067.63

**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
Wachovia Cust/ Plymouth SPV 2	\$27,996.28	05-001	724 Palisade Road
US Bank/Cust for Plymouth Park	\$21,051.02 \$ 3,100.00	07-00046	2734 Linwood Road

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

From: Michael Minitelli, Executive Director, SID, Re: Requesting the Township Committee approve the 2008 SID budget in the amount of \$163,100.00.

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

From: John Manganelli, Union Pontiac GMC Auto Dealership, 2301 Route 22 West, Re: Requesting permission to hold a "Memorial Weekend Tent Event Sale" from May 24 through May 26, 2008 from 11AM until 8PM each day.

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

From: Michael Cavallo, President, Fairway Civic Association, Re: Requesting permission to have a "Neighborhood Wide Garage Sale" in the Fairway Drive area on Saturday May 3, 2008, with all fees waived.

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

From: James G. Clarke, Bedrooms Unlimited, 2536 Route 22 East, Re: Requesting permission to erect a 30'x30' tent in their parking lot, for their annual sale to be held from May 3 through May 19, 2008.

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

From: Deborah J. Dennis, Vacation Bible School Director, First Baptist Church, Re: Requesting permission to close Thoreau Terrace between Colonial Ave & Crawford Terr. July 7 through July 11, 2008 from 9:30 AM until 11:30 AM to hold their annual Vacation Bible School.

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

From: Luis Valle, Rio 22, 2185 Route 22 West, Re: Requesting permission to hang a 13'x4' banner from April 27 through May 11, 2008 to promote "Mothers Day".

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

Ratifying a request from Audrey Farrell, Golden Knights, to park fifteen (15) vehicles in the Jeanette Avenue parking lot on Saturday April 5, 2008. (were advised to park in Municipal lot #12)

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

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

## **DEPARTMENT REPORTS**

### MONTHLY:

Clerk's Office  
Senior Citizen's Department  
Tax Assessor's Office  
Recreation Department  
Building Department  
Purchasing Department  
Department of Economic Development  
Engineering Department  
Office of Community Development  
Police Department

### COMMITTEE REPORTS:

#### MR. CAPODICE:

Mr. Capodice congratulated Versie McNeil for being awarded the Woman of Excellence Award and wished her continued success.

Concerning a report of the Police Department for the month of March 2008, indicating total fees received and activities in the month, Mr. Capodice moved the report be accepted for filing.

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

#### MR. FLORIO:

Mr. Florio congratulated Versie McNeil for being awarded the Woman of Excellence Award and wished her continued success.

Mr. Florio announced that last Saturday Little League Opening Day was cancelled due to inclement weather, for more information call the Recreation Department at 686-4200.

#### MRS. RESTIVO:

Mrs. Restivo extended her sympathy to the family of Rev. Nancy Forseberg on her recent passing. Mrs. Restivo stated that she was a great asset to the community and will be sadly missed.

Mrs. Restivo congratulated Versie McNeil for being awarded the Woman of Excellence Award and wished her continued success.

Mrs. Restivo wished to thank the supporters of the Taste of Union event coming up on April 30, 2008 and invited all residents to purchase tickets. Mrs. Restivo assured everyone it will be an enjoyable event.

Concerning a report of the Department of Public Works for the month of March 2008, indicating total fees received and activities in the month, Mrs. Restivo moved the report be accepted for filing.

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

Mrs. Restivo commended the Department of Public Works for the fine job they have been doing filling potholes. Mrs. Restivo urged residents to call to report any potholes within the Township.

MR. TERREZZA:

Mr. Terrezza congratulated Versie Mc Neil for being chosen “Woman of Excellence.”

Mr. Terrezza congratulated Bill Olinger for being chosen “Plumber of the Year.”

The monthly report of the Building Department was submitted by Mr. Terrezza, and he recommended it be accepted for filing. The motion was seconded by Mr. Florio, 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:**

**GAS STATION:**

J.R.A. Union Gas, LLC (Sunoco) – 2425 Vauxhall Road

**OUTDOOR CAFÉ:**

Tiffany Garden’s Restaurant – 1637 Vauxhall Road

MR. PEOPLE:

Mr. People congratulated Versie McNeil for being awarded the Woman of Excellence Award and wished her continued success.

Mr. People announced that a Special Planning Board Meeting will be held on Thursday, April 17, 2008 to introduce the North Gate Redevelopment Plan.

PUBLIC HEARING:

Roxanne Ciampi, Beechwood Avenue, stated that she attended the recent Budget Hearing and had a few questions for Mr. Bradley, in reference to newly trained Police Officer’s starting salary. Mr. Bradley explained that he will look up the information for her.

Mrs. Ciampi questioned the following:

The zero increase in the Board of Education Budget, how it will affect the Township Taxes.

The Township Employees retro checks and who the Township Employee is that Mr. Kologi represented.

There being no further business presented, the Township Committee on motion of Mr. Capodice, seconded by Mr. Florio, and carried, adjourned the meeting, the time being 8:11 P.M.

Dated: April 8, 2008

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

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EILEEN BIRCH, Township Clerk