

February 9, 2010

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 9th day of February, 2010 at 7:36 P.M. The meeting was called to order by Anthony Terrezza, 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, 2010, 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 Local Source and the Star Ledger. A copy of said Resolution is on file with the Clerk of the Township."

BOY SCOUT TROOP 68 AND CUB SCOUT TROOP 68 WILL CONDUCT THE PRAYER AND FLAG CEREMONY

Boy Scouts:

Frank Senkiw	Mark Gallegos
Alex Levitz	Christopher Ortiz
Anthony Paredes	Nicholas Garry
Cassius Collier	Albaner Eugene
Carlton Eugene	Evan Everett
Alex Rivera	Mekhi Bryant

Cub Scouts:

Jason Rivera	Daniel Ortiz
Paul Vibar	Christian Chery
Matthew Chery	Viraj Shah

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

Present: Anthony Terrezza, Chairman
Joseph Florio, Vice Chairman
Manuel Figueiredo
Brenda Restivo
Clifton People, Jr.

PRESENTATION TO GOVERNING BODY:

Boy Scouts from Troop 68

PROCLAMATIONS:

Boy Scouts of America 100th Anniversary

"Burn Awareness Week"

APPROVAL OF MINUTES:

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved to approve the Minutes of Meetings held on January 26, 2010, Executive, Conference and Regular, as printed and distributed by the Clerk.

Mrs. Restivo abstained.

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance amending Chapter 434, Article III, of the Municipal Code to increase the sewer rate.

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. Florio, 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 TO AMEND ARTICLE III OF
CHAPTER 434 OF THE CODE OF THE TOWNSHIP
OF UNION PERTAINING TO SEWER SYSTEM USER
CHARGES.

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. Florio, seconded by Mr. People, and carried, the Township Committee

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

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance amending Chapter 266 of the Municipal Code to prohibit left turns at locations on Chestnut Street and Galloping Hill Road.

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. People, seconded by Mr. Figueiredo, 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 266-46,
ENTITLED SCHEDULE IV "PROHIBITED TURNS
AT INTERSECTIONS" 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. People, seconded by Mr. Figueiredo, and carried, the Township Committee

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

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance amending Chapter 266 of the Municipal Code to prohibit parking on Larchmont Road west of Morris Avenue.

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 Mrs. Restivo, seconded by Mr. People, 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 266-55,
ENTITLED SCHEDULE XIV "PARKING PROHIBITED
AT ALL TIMES" 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 Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee

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

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance amending Ordinance 3729 to include a handicap parking space on Nicholas Avenue.

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. Figueiredo, 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 AN ORDINANCE ENTITLED "AN ORDINANCE AUTHORIZING THE DESIGNATION OF RESTRICTED PARKING SPACES FOR USE BY PERSONS WITH SPECIAL VEHICLE IDENTIFICATION CARDS AND FIXING PENALTIES FOR THE VIOLATION THEREOF", adopted on June 12, 1984 and identified as Ordinance No. 3729, IN THE TOWNSHIP OF UNION, UNION COUNTY, 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. Figueiredo, seconded by Mr. Florio, and carried, the Township Committee

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

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

The Clerk presented draft of an ordinance amending Chapter 109 of the Municipal Code entitled "Department of Public Safety" to amend the duties & responsibilities of Police Director.

On motion of Mr. Florio, seconded by Mr. People, 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 AMENDING CHAPTER 109 ENTITLED "DEPARTMENT OF PUBLIC SAFETY" BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UNION, COUNTY OF

UNION, STATE OF NEW JERSEY.

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

On motion of Mr. Florio, seconded by Mr. People, 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 February 26, 2010.

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

The Clerk presented draft of an ordinance appropriating funds for the
development & implementation of an energy efficiency & conservation strategy
for the Township.

On motion of Mrs. Restivo, seconded by Mr. People, 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,
APPROPRIATING \$35,000 FOR THE DEVELOPMENT
AND IMPLEMENTATION OF AN ENERGY EFFICIENCY
AND CONSERVATION STRATEGY IN AND BY THE
TOWNSHIP OF UNION, IN THE COUNTY OF UNION,
NEW JERSEY.

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

On motion of Mrs. Restivo, seconded by Mr. People, 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 February 26, 2010.

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

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

Authorizing the Mayor & Clerk to enter into an Agreement with NJDOT for the installation & maintenance of a flashing beacon near Route 22 Westbound & Madison Avenue.

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

Amending Resolution No. 2010-7 to add Community First Bank as an official depository for the Township of Union.

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

Authorizing a special rate for the use of a police vehicle by the NJDOT during the construction project at the Route 22 and Burke Parkway overpass.

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

Authorizing the transfer of Plenary Retail Consumption License, No. 2019-33-004-003, currently trading as The Stable, to Renvyle LLC located at 2586 Morris Avenue.

On motion of Mr. Figueiredo, seconded by Mr. People, 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 \$66.94 per ton for household waste and \$91.51 per ton for bulky waste. (January)

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

Authorizing Change Order No. 2 & Final, decreasing the amount to Stilo Excavation, Inc., by \$13,275.08 for a revised total contract amount of \$270,477.36 for the 2009 CDBG Road Improvement Program for Hilton Avenue.

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

Authorizing the use of remaining funds in the 2009 CDBG Program to complete roadway improvements in and around Hilton Avenue at a cost not to exceed \$96,000.00.

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

Authorizing the investment in certificate of deposit in the amount of \$4,000,000.00 at Garden State Community Bank from January 29, 2010 to February 15, 2010 at a rate of 1.10%.

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

Authorizing a Professional Service Agreement with Joseph Ascione, Esq., of Ascione & Wilson to represent the Township in matters with Kean University at a fee not to exceed \$5,000.00.

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

Authorizing an award of contract to Skinner & Cook, Inc., for the alterations to the DPW Truck Wash Facility at their low quote not to exceed \$21,000.00.

Quotes were received in the Meeting Room at Municipal Headquarters, for the alterations to the DPW Truck Wash Facility.

The quotes received and opened were as follows:

Skinner & Cook, Inc. 218 West Westfield Avenue Roselle Park, New Jersey 07204	\$21,000.00
Wade Ray & Associates Construction, Inc. 3827 Route 1 South Monmouth Junction, New Jersey	\$39,078.00

Philip Haderer, Township Engineer, T&M Associates, reported that the bid of Skinner & Cook, Inc. was the low bid and Mr. Haderer recommended that the award be made accordingly.

Clerk advised that approved Contract Award Certification forms from the C.F.O. are on file.

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

RESOLVED, that the contract for the alterations to the DPW Truck Wash Facility, be awarded to Skinner & Cook, Inc., at the bid price set forth in their sealed proposal, and that the Chairman and the Clerk be authorized to execute said contract.

On motion of Mrs. Restivo, seconded by Mr. People, 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 February 9, 2010, 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 Mrs. Restivo, seconded by Mr. People, 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
1501/60	Edward Smith	2009	\$ 250.00	Veteran
3403/5	Michael A. Vespasiano Atty.Trust Account	2008	12,609.79	State Appeal

STATE APPEALS:

3403/5	Michael A. Vespasiano, Attorney Trust	2008	12,609.79	
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On motion of Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee,

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

BLOCK/ LOT	NAME	YEAR	AMOUNT
2316/10	BAC	2010	\$ 1,327.52
1501/60	Edward Smith	2009	\$ 250.00
604/11	Roland & Venitia Berroya	2009	\$ 99.88
3403/5	Michael A. Vespasiano, Atty. Trust Acct.	2008	\$ 12,609.79

On motion of Mrs. Restivo, seconded by Mr. People, 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 Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$2,783.08

COMMUNICATIONS:

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
Edison Tax Services LLC	\$27,175.10 \$ 5,000.00	09-00057	19 Smith Street
US Bank as Cust for CCTS Capital LLC	\$ 4,306.80 \$ 5,800.00	09-00045	843 Savitt Place

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

From: Louis Green, Manager Karako Suits, 2470 Route 22, Re: Requesting permission to keep their banners and feather banners up for an additional thirty (30) days and requesting permission to add another 60" x 30" banner on the westbound side.

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

From: James Mosser, Union High School, Re: Requesting permission to hang a 40' x 4' banner (two if space is available) across Union Center from March 1 through March 28, 2010 advertising their spring musical "Joseph & the Amazing Technicolor Dreamcoat".

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

From: Jennifer Phillips, Service Program Manager, Boulder Blimp Co., Re: Requesting permission to utilize the following for the Grand Opening of a 7-Eleven store located at 1080 Galloping Hill Road from February 13 through February 27, 2010; a 20' x 6' x 9' inflatable rooftop slurpee cup, a 10' x 4' "Grand Opening Banner", 14' x 1.5' freestanding banners and 12" x 18" triangle pennant strands.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved to approve the request, except for the rooftop slurpee cup.

From: Philip Haderer, Supervising Engineer, Re: Requesting payment no. 4 & final in the amount of \$19,044.14 to Stilo Excavation, Inc., for work completed through February 2, 2010 on the CDBG Road Improvements – Hilton Avenue Project.

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved approve the request.

From: Chris Vasilopoulos, Think Greek, 2725 Morris Avenue, Re: Requesting permission to hang "Grand Opening" streamers for thirty (30) days beginning February 10, 2010 at the above location.

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

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

DEPARTMENT REPORTS

MONTHLY REPORTS:

Clerk's Office
Purchasing Dept
Economic Development
Community Development
Senior Citizens Center
Department of Public Works

Recreation Dept.
Building Dept.
Tax Assessor's Office
Engineering Dept
Fire Department
Police Department

COMMITTEE REPORTS:

MR. FIGUEIREDO:

Mr. Figueiredo announced that the recycling schedules are being mailed out at the end of next week.

Mr. Figueiredo commended the Department of Public Works on the fine job they did during the recent storm.

Mr. Figueiredo urged residents to remove their cars from the streets during snow storms or they will be ticketed or towed, according to the ordinance.

Concerning a report of the Department of Public Works for the month of January, 2010, indicating total fees received and activities in the month, Mr. Figueiredo moved the report be accepted for filing.

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

MR. FLORIO:

Mr. Florio commended and congratulated Boy Scout Troop 68 and Cub Scout Troop 68 for the very nice ceremony and presentation.

Concerning a report of the Building Department for the month of January, 2010, indicating total fees received and activities in the month, Mr. Florio moved the report be accepted for filing.

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

Concerning a report of the Fire Department for the month of January, 2010, indicating total fees received and activities in the month, Mr. Florio moved the report be accepted for filing.

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

Applications for licenses were presented by Mr. Florio, 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:

License applications for approval:

Private Gasoline Pump:

Della Pello Paving, Inc. – 40 Milltown Road
Union Police Department – 981 Caldwell Avenue

Gasoline Stations:

Dalta – 1960 Route 22 East

Delta Gas – 1859 Morris Avenue
Union Power Gas – 2445 Morris Avenue
Union Shell East – 2490 Route 22 East
Union Shell West – 2515 Route 22 West
Vauxhall Fuels – 1865 Vauxhall Road

Amusements:

CC Muggs – 1628 Stuyvesant Avenue
Chestnut Chateau – 649 Chestnut Street
Joe’s Place – 2032 Morris Avenue
Liberty Tavern – 1403 Liberty Avenue
Paddy’s Place – 999 Rosemont Avenue
The Stable – 2586 Morris Avenue
Suspenders – 1131 Magie Avenue
Union Elks – 281 Chestnut Street

Video Distribution:

Vaness Vending – 8 Heritage Drive, Warren, NJ 07059
(distributor for the establishments listed below)

Video Games:

CC Muggs – 1628 Stuyvesant Avenue (1 game)
Chestnut Chateau – 649 Chestnut Street (1 game)
Joe’s Place – 2032 Morris Avenue (2 games)
Liberty Tavern – 1403 Liberty Avenue (2 games)
Paddy’s Place – 999 Rosemont Avenue (1 game)
The Stable – 2586 Morris Avenue (1 game)
Union Elks – 281 Chestnut Street (1 game)

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

MR. PEOPLE:

Mr. People commended and congratulated Boy Scout Troop 68 and Cub Scout Troop 68 for the very nice ceremony and presentation.

Mr. People announced that the free Tax Assistance Program has begun at the Senior Center, by appointment only.

Mr. People stated that the Senior Center has many programs going on, for more information please call them at 851-5290.

Mr. People announced that February is “Black History Month”.

MRS. RESTIVO:

Mrs. Restivo wished to congratulate the Boy Scouts of American on their 100th Anniversary.

Mrs. Restivo thanked and congratulated the Scouts from Troop 68 for the Prayer, Salute to the Flag and the informative history lesson.

Concerning a report of the Recreation Department for the month of January, 2010, indicating total fees received and activities in the month, Mrs. Restivo moved the report be accepted for filing.

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

Mrs. Restivo wished to congratulate the League of Woman Voters on their 90 Anniversary.

MR. TERREZZA:

Mr. Terrezza thanked and congratulated the Scouts from Troop 68 for the Prayer, Salute to the Flag and the informative history lesson.

Mr. Terrezza urged residents to keep their cars off the street during snowstorms. The Department of Public Works can do a much more efficient job in plowing the streets. Mr. Terrezza announced that for more information on storms or weather conditions stay tuned to Channel 34.

Mr. Terrezza announced that the Township is having problems with the budget because the Health Insurance premium has been increased by 45% and the employees from the various unions were asked to change their health plan to the state health benefits plan. Mr. Terrezza stated that all unions agreed, except for the police and they have until Friday, February 12, 2010, for their decision. If the police decide not to change to the state plan, layoffs will have to take place, in the Police Department.

Mayor Terrezza then asked Director Zeiser to explain how the layoffs will affect the department.

PUBLIC HEARING:

Mr. Leslie Gaschler, 1291 Barbara Avenue, questioned how the Police layoffs will affect the Township's protection. Mr. Terrezza explained that the patrol division will still remain the same. Mr. Gaschler explained that he is in the insurance business and cannot believe that health insurance went up 45%. Mr. Terrezza assured him it has and stated that this is the sole reason for any layoffs to take place.

There being no further business presented, the Township Committee on motion of Mr. People, seconded by Mr. Figueiredo, and carried, adjourned the meeting, the time being 8:32 P.M.

Dated: February 9, 2010

ANTHONY TERREZZA, Chairman
of the Township Committee
of the Township of Union
in the County of Union.

EILEEN BIRCH, Township Clerk