

January 13, 2009

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 13th day of January, 2009 at 7:43 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, 2009, 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."

CUB SCOUT PACK 163, DEN 5, WILL CONDUCT THE PRAYER AND FLAG CEREMONY

Ryan Cunningham	Jose Fernandez
Jared Griffith	Christopher LePore
David Lewchuck	Rick Mioduszewski
Thomas Novak	Jeffrey Peralta
Joseph Stulec	Jonathan Surpris
Jaiden Williams	
Daniel Novak – Den 7	
Roman Mioduszewski- Den 4	
Soraya Mioduszewski – Den Mother	

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

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

INTRODUCTION OF POLICE DIRECTOR – Daniel Zieser

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to approve the Minutes of Meetings held on December 23, 2009, Executive and Conference and Regular, the Emergency Meeting held on December 28, 2008 and Special Meeting held on January 1, 2009 as printed and distributed by the Clerk.

The Clerk presented draft of an ordinance amending Chapter 28 of the Municipal Code entitled "Municipal Court".

On motion of Mrs. Restivo, 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 ESTABLISHING AMENDING CHAPTER 28 ENTITLED "MUNICIPAL COURT" (This ordinance creates position of Municipal Judge)

Mrs. Restivo aye, Mr. Capodice aye, Mr. People aye, Mr. Florio 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 January 27, 2009.

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

The Clerk presented draft of an ordinance establishing the salaries for certain municipal officials and employees. (This ordinance affects municipal court employees)

On motion of Mr. Florio, seconded by Mr. Capodice, 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 ESTABLISHING THE 2009 SALARY RANGES OF CERTAIN MUNICIPAL OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF UNION IN THE COUNTY OF UNION.

Mrs. Restivo aye, Mr. Capodice aye, Mr. People aye, Mr. Florio aye, Mr. Terrezza 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 January 27, 2009.

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

The Clerk presented draft of an ordinance amending Chapter 266-49 of the Municipal Code entitled "Stop Intersection" to include North Second Street at the intersection with Gruber Avenue.

On motion of Mr. Capodice, 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 266-49 ENTITLED "SCHEDULE VII: STOP INTERSECTION", IN THE TOWNSHIP OF UNION, UNION COUNTY, NEW JERSEY. (This Ordinance creates a stop sign on North Second Street at intersection with Gruber Ave.).

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

On motion of Mr. Capodice, 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 January 27, 2009.

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

The Clerk presented draft of an ordinance amending Chapter 266-55 of the Municipal Code entitled "Parking Prohibited at all Times" to create parking restrictions on Lehigh Avenue & Hunt Avenue.

On motion of Mr. People, 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:

AN ORDINANCE AMENDING CHAPTER 266-55 ENTITLED
“SCHEDULE XIV: PARKING PROHIBITED AT ALL TIMES”,
IN THE TOWNSHIP OF UNION, UNION COUNTY, NEW JERSEY.
(This Ordinance creates parking restrictions on Lehigh Ave and Hunt
Ave.).

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

On motion of Mr. People, 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 January 27, 2009.

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

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

Authorizing the Township Administrator to sign a
TWA agreement between the Township and the
NJDEP in connection with the West Branch
Interceptor Replacement Project.

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

Amending Resolution No. 2008-306 to show the
effective date for the transfer of Plenary Retail
Consumption License No. 2019-33-050-008,
Joken Enterprises, as June 30, 2007.

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

Authorizing the Township to apply for a PARIS
Grant in the amount of \$93,560.00 for various
records management projects.

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

Authorizing the participation in the PARIS Grant
Program with the County of Union as the lead
agency for a Shelving Project.

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 certificates of

deposit in the amount of \$11,300,000.00 at Union Center Bank from January 2, through February 9, 2009 at a rate of 1.80%.

On motion of Mr. Capodice, seconded by Mrs. Restivo, 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. (December)

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

Authorizing the purchase of Personal Body Armour & Police Supplies, from Lawmen Supply Co., NJ, Inc., under State Contract A67872, at an amount not to exceed \$35,000.00.

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

Authorizing the purchase of Firefighter Protective Clothing & Equipment, from Union Fire Equipment Corporation, under State Contract A71051 at an amount not to exceed \$35,000.00.

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

Authorizing an award of contract with Edmunds Associates, Inc., under State Contract A81201, for a Software Maintenance Agreement & the preparation of tax bills, at an amount not to exceed \$40,000.00.

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 automotive & light truck parts from Samuels, Inc., t/a Buy Wise through the Somerset County Cooperative Pricing Council at an amount not to exceed \$12,000.00.

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

Authorizing the lease buy out of a 2005 Jeep Liberty for the Health Department at an amount of \$7,800.00 from Book Auto Leasing.

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

Authorizing Change Order No. 1 & Final, decreasing the amount to TSUJ Corporation by \$656.50, for a revised total contract amount of \$99,658.50 for the Municipal Complex Emergency Generator Project.

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

Authorizing Change Order No. 5 & Final, decreasing the amount to Stilo Excavating, Inc., by \$73,645.35, for a revised total contract amount of \$1,494,460.26 for the 2007 Road Improvement Program – Minute Arms Road Area Project.

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

Authorizing an award of contract to Whirl Construction, Inc., for the installation of new playground equipment at Esther Egbert Park at their low quote not to exceed \$16,525.00.

Quotes were received at Municipal Headquarters, for the installation of new playground equipment at Esther Egbert Park

An award of contract to Whirl Construction, Inc., at their low quote not to exceed \$16,525.00.

The quotes received and opened were as follows:

Whirl Construction 187 Main Street Port Monmouth, N.J.	\$16,525.00
P. Corsetti, Inc., Contracting 700 Waverly Avenue Mamaroneck, N.Y. 10543	\$17,725.00
Frontier Fence P.O. Box 260 Belford, N.J. 07718	\$18,250.00

Dominick Fargnoli, Supt. of Recreation reported that the quote of Whirl Construction, was the low quote and Mr. Fargnoli 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 Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee,

RESOLVED, that the contract for the installation of new playground equipment at Esther Egbert Park, be awarded to Whirl Construction at the quote price set forth, and that the Chairman and the Clerk be authorized to execute said contract.

On motion of Mr. Florio, seconded by Mr. Capodice, 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 January 13, 2009, 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. Florio, seconded by Mr. Capodice, 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
4811/46	Richard Mathews	2008	\$ 250.00	Senior Citizen
508/24	Vivian Grady	2008	250.00	Wid. Of Vet.
5609/61.04	Richard E. Dambres	2008	250.00	Senior Citizen
1502/20	Rosa Costello	2008	250.00	Disabled
2116/31	Florence Glassberg	2008	250.00	Wid. Of Vet.
3705/4	Walter Egnatuk	2008	250.00	Senior Citizen
1704/116	Rockvell Realty Co., Inc.	2008	3998.59	Tax Appeal

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

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

BLOCK/ LOT	NAME	YEAR	AMOUNT
509/12	William & Maureen Reilly	2008	\$ 1,709.31
1704/86	Dennis & Theresa Tolentino	2008	129.02
1704/72	Zimnoch Radoslaw	2008	1,617.23
2109/3	Elaine Pasawa	2008	53.21
2703/31	Pierre C. Provilon	2008	1,521.31
2715/5	Raymond & Cecylia Chojnowski	2008	75.07
2716/7	Bernd & Christine Ruettinger	2008	72.00
2907/6	Clara Kovacs	2008	250.00
3102/12	Carmen Blackwood	2008	250.00
3202/15.1305	Dimitrios K. Xarhoulakos	2008	424.80
3202/15.2101	Laura Muller	2008	103.95
3202/15.2508	Michele Smalls	2008	1,348.85
3503/7	John & Maria Guimares	2008	1,883.73
4011/10	Joao & Vicki Esteves	2008	362.05
4106/37	Sonia Casado	2008	1,530.78
4107/16	William & Deanna Eberly	2008	1,725.40
4107/28	L&A Group Holding Co.	2008	103.21
4811/46	Richard Mathews	2008	250.00
508/24	Vivian Grady	2008	250.00
5609/61.04	Richard E. Dambres	2008	250.00
1502/20	Rosa Costello	2008	250.00

2116/31	Florence Glassberg	2008	250.00
3705/4	Walter Egnatuk	2008	250.00
1704/116	Rockvell Realty Co., Inc.	2008	3998.59

On motion of Mr. Florio, seconded by Mr. Capodice, 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. Florio, seconded by Mr. Capodice, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$6,118.32

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
Amaco	\$14,579.17	06-036	21 Bashford Ave. F
	\$ 4,500.00		
Terry & Nicaury	\$ 289.93	08-00058	350 Putnam Road
Miller	\$ 3,400.00		
Amaco	\$ 7,545.11	08-00051	2106 Kay Avenue
	\$ 5,300.00		
Terry & Nicaury	\$ 1,754.50	08-00023	273 Phillips Terrace
Miller	\$ 9,100.00		
US Bank/Cust for	\$10,732.03	08-00033	1034 Stone Street
Plymouth Park	\$ 8,100.00		
US Bank/Cust for	\$12,542.97	08-00060	160 Augustine Pl
Plymouth Park	\$10,100.00		
US Bank/Cust for	\$16,291.01	08-00055	2031 Tampa Terr
Plymouth Park	\$11,000.00		

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

From: Jacqueline Green, Union Resident, Re: Requesting a handicap parking space in front of 322 Oswald Place, Vauxhall.

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

21. From: Pat Liberatore, New Jersey Red Raiders, Re: Requesting permission for his youth baseball team to sell flowers as a fundraiser February 13 & 14, 2009 in the parking lot of 1945 Route 22 West.

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

From: Philip Haderer, Township Engineer, Re: Requesting payment to the following contractors;

- A. Payment No. 5 & Final in the amount of \$6,268.47 to TSUJ Corp. for work completed through January 9, 2009 on the Municipal Complex – Emergency Generator Project.
- B. Payment No. 6 & Final in the amount of \$62,993.21 to Stilo Excavation, Inc., for work completed through January 9, 2009 on the 2007 Road Program – Minute Arms Road Area Project.

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

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

DEPARTMENT REPORTS:

MONTHLY REPORTS:

Clerk's Office
Recreation Department
Department of Economic Development
Department of Public Works
Engineering Department
Community Development

Fire Department
Senior Citizen's Dept
Tax Assessor's Office
Purchasing Department
Police Department

ANNUAL REPORTS:

Building Department
Senior Citizen's Department

COMMITTEE REPORTS:

MRS. RESTIVO:

Mrs. Restivo congratulated and welcomed the new Police Director Dan Zieser.

Mrs. Restivo congratulated the Cub Scout Pack 163, Den 5 for the fine job they did in reciting the Prayer and Salute to the Flag.

Mrs. Restivo announced that cars are not to be parked in the street during snow storms. She explained that this allows the snow plows to do a better job plowing.

MR. PEOPLE:

Mr. People congratulated Police Director Zieser and wished him well.

Mr. People thanked the Scouts for the fine job they did in reciting the Prayer and Salute to the Flag.

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

Mr. People invited everyone to attend the Celebration of Martin Luther Kings Life, to be held on Monday, January 19, 2009 at Hannah Caldwell School at 12:30 P.M.

MR. CAPODICE:

Mr. Capodice thanked Mr. People for making it so easy to work with him as Mayor, during the past year.

Mr. Capodice thanked the Cub Scouts for the fine job they did in reciting the Prayer and Salute to the Flag.

Mr. Capodice welcomed the Police Director Dan Zieser and wished him well.

Concerning a report of the Police Department for the month of November 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 the Cub Scout Pack 163, Den 5 for the fine job they did in reciting the Prayer and Salute to the Flag.

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:

Gasoline Stations:

Alco Petroleum – 1761 Edward Terrace
Arthur's Auto Service, Inc., -717 Liberty Avenue
BP – 1545 Morris Avenue
Dalta – 1960 Route 22 East & Rosemont Avenue
Delta – 981 Magie Avenue
Delta – 437 Lehigh Avenue
Double D Service Corp. – 2674 Morris Avenue
Elmwood Auto Center – 924 Stuyvesant Avenue
ENR-G SVC Delta – 508 North Avenue
Hess Station – 2210 Route 22 East
JRA Union Gas, LLC – 2425 Vauxhall Road
J&S Exxon – 2201 Springfield Avenue, Vauxhall
K.S. Petroleum, Inc. – 1568 Stuyvesant Avenue
NU Star Gas, Inc. – 1384 Morris Avenue

Parkway Exxon – 1601 Route 22 West
Raceway Petroleum, Inc. – 2031 Route 22 West
Royal Gas – 1404 Stuyvesant Avenue
SAB Petroleum, Inc., Delta Gas – 707 Chestnut Street
S&G Gulf – 1444 Stuyvesant Avenue
Speedway – 1201 Springfield Road
Sunoco A-Plus – 2350 Route 22 Center Isle
Union BP – 1701 Stuyvesant Avenue
Union BP/Sunset – 2401 Route 22 West
Union Fuel – 2437 Morris Avenue
Union Gulf – 1351 Magie Avenue
Unionville Service Center – 2546 Vauxhall Road
US Gas – 221 Salem Road
Vauxhall BP – 2195 Springfield Avenue
Vauxhall Fuels, Inc. – 1865 Vauxhall Road
Vauxhall Lukoil – 2200 Springfield Avenue

Private Gas Pumps:

Board of Education – 2369 Morris Avenue
Della Pello Paving Inc./Valentino – 40 Milltown Road
Elizabethtown Gas – 520 Green Lane
Peerless Beverage Co. – 1000 Floral Avenue
Suburban Golf Club – 600 Colonial Avenue
Union Township Fire Department – 1 Bond Drive

License approval:

Scrap Metal/Junk Yard:

Max Weinstein & Son d/b/a NJ Nonferrous Trading, Inc. – 2426 Morris Avenue

Pet Shop/Kennel:

Township of Union Animal Shelter – 981 Jefferson Avenue

Amusements:

Chuck-E-Cheese – 1660 Route 22 East (amusement games, kiddie rides)
Costa Del Sol – 2443 Vauxhall Road (dance hall, picnic grove)
Gallop Hill Inn – 325 Chestnut Street (dance hall)

Video Distribution License:

CEC Entertainment, Inc., 4441 W. Airport Freeway, Irving, Texas 75062
(Chuck-E-Cheese)
Millenium Amusement, Inc., 44 East Railway Ave., Paterson, NJ 07522
(Hy-Way Bowl)

Video Games:

Chuck-E-Cheese – 1660 Route 22 East
Hy-Way Bowl – 1731 Route 22 West

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

Mr. Florio welcomed Dan Zieser as Police Director and wished him well.

MR. TERREZZA:

Mr. Terrezza thanked the Scouts for the fine job they did in reciting the Prayer and Salute to the Flag.

Mr. Terrezza welcomed the Police Director Dan Zieser and wished him well.

Mr. Terrezza announced that tax season is here so seniors contact the Senior Center and make your appointment to have your income tax prepared.

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.

PUBLIC HEARING:

Roxanne Ciampi, Beechwood Avenue, questioned the first reading ordinance concerning salaries, was this the same as last year. Mr. Terrezza explained to her that it is not the same this ordinance is for Municipal Court.

Mrs. Ciampi questioned if body armour is purchased every year. Mr. Bradley explained that it does take a beating and needs to be replaced periodically.

Mrs. Ciampi suggested if the agenda was available on line, it would cut back on the use of paper. Mr. Terrezza stated it is being looked into already.

There being no further business presented, the Township Committee on motion of Mr. Florio, seconded by Mr. Capodice, and carried, adjourned the meeting, the time being 8:18 P.M.

Dated: January 13, 2009

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

EILEEN BIRCH, Township Clerk