

June 23, 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 23rd day of June, 2009 at 7:30 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."

The opening prayer was led by Deputy Chairman Clifton People, Jr., 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: Anthony Terrezza, Chairman
Joseph Florio, Vice Chairman
Brenda Restivo
Clifton People, Jr.

Absent: Peter Capodice

BUSINESS OF THE MONTH:

B & L Painting – Bob Johnsen

SPECIAL PRESENTATION:

Rotary Club of Union to Fire Department

On motion of Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee moved to approve the Minutes of Meetings held on June 8, 2009, Executive and Conference and June 9, 2009 Executive, Conference and Regular, as printed and distributed by the Clerk.

The Clerk presented draft of an ordinance amending Chapter 266-55 of the Municipal Code entitled "Parking Prohibited at all Times" to include the cul-de-

sac on Grandview Avenue.

On motion of Mr. Florio, 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”
BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
UNION, COUNTY OF UNION, STATE OF NEW JERSEY
(This ordinance affects the cul-de-sac- on Grandview Ave.)

Mrs. Restivo aye, Mr. Capodice absent, Mr. People aye, Mr. Florio 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 July 14, 2009.

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

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

Authorizing the adoption of the 2009 Municipal
Budget as amended.

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

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

Authorizing the appointment of Thomas Beisler
as Deputy Tax Assessor to a four year term,
expiring on June 30, 2013.

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

Urging the State Legislature to pass legislation

containing substantial reforms to the binding arbitration process.

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

Authorizing the rejection of all bids for the Sewer Connections & Mains Repairs Force Account 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 renewal of all liquor licenses in the Township of Union for the annual period of July 1, 2009 – June 30, 2010 some with special conditions.

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

Authorizing the renewal of Plenary Retail Consumption License No. 2019-33-044-011 trading as the Garden Buffet, located at 1181 Morris Avenue with special conditions that no "Go-Go" Bar be established and that no stock will be sold to any person that will undertake the operation of a "Go-Go" Bar for the annual period of July 1, 2009 – June 30, 2010.

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

Authorizing the renewal of Plenary Retail Consumption License No. 2019-33-041-009 trading as Shooters 22, located at 1235 West Chestnut Street with special conditions recommended by the Police Department and that no topless or nude dancing is to occur and no de-licensing of the licensed premises is permitted despite any change in State law for the annual period of July 1, 2009 – June 30, 2010.

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

Authorizing the renewal of Plenary Retail Consumption License No. 2019-44-060-010 trading as Payless Liquors, located at 1770 Burnet Avenue with the special conditions listed for the annual period of July 1, 2009 – June 30, 2010.

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 T&M Associates to provide inspection services in connection with the Route 22 Union/Springfield Townships Bus Turnout Project, at a cost not to exceed \$10,000.00, to be fully funded by the NJDOT.

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

Amending Resolution No. 2009-109 increasing the amount to Samuels Inc., t/a Buy Wise by an

additional \$15,000.00 for a revised total contract amount not to exceed \$40,000.00 for the purchase of automotive and light truck parts.

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

Authorizing a Professional Service Agreement with Timothy Donohue, Esq., to represent a Police Officer in Municipal Court at an amount not to exceed \$2,500.00.

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 D'Onofrio & Sons, Inc., for the 2009-2010 Friberger Park & Vauxhall Branch Library Landscaping Services at their low bid of \$16,995.00.

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 MSP Construction Corporation for the West Branch Interceptor Replacement (Fairway Drive) Project at their low bid of \$392,348.00.

Sealed bids were received in the Meeting Room at Municipal Headquarters, for the 2009-2010 Friberger Park & Vauxhall Branch Library Landscaping Services

An award of contract to D'Onofrio & Sons, Inc., at their low bid of \$16,995.00.

The Bids received and opened were as follows:

D'Onofrio & Son Incorporated 47 Van Ness Terrace Maplewood, New Jersey 07040	\$16,995.00
Pat Scanlan Landscape, Inc. 14 Plains Drive New City, New York	\$41,640.00
Ascape Landscape 600 Rt. 303 Blauvelt, New York	\$25,350.00
Andy Matt Co. 19 Scrub Oaks Road Minehill, New Jersey	\$32,280.00

Sergio Panunzio, Superintendent of Public Works reported that the bid of D'Onofrio & Sons, Inc., was the low bid at \$16,995.00 and Mr. Panunzio 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 2009-2010 Friberger Park & Vauxhall Branch Library Landscaping Services, be awarded to D'Onofrio & Sons, Inc., at the bid price set forth in their sealed proposal, and that the Chairman and the Clerk be authorized to execute said contract.

Sealed bids were received in the Meeting Room at Municipal Headquarters, for the West Branch Interceptor Replacement (Fairway Drive) Project

An award of contract to MSP Construction Corporation, at their low bid of \$392,348.00.

The Bids received and opened were as follows:

Pact Construction, Inc. P.O. Box 74 Ringoos, N.J.	\$483,310.00
R. Vernieri Contractor P.O. Box 277 Franklin Lakes, N.J.	\$601,005.00
MSP Construction Corp. 126 Walnut Street Newark, N.J.	\$392,348.00
Matina & Sons 146 English Street Hackensack, N.J.	\$529,500.00
Interstate Contracting & Exc 225 Parkhurst Street Newark, N.J.	\$592,381.01
Jo-Med Construction Corp. 815 Garden Street Elizabeth, N.J.	\$654,015.00
CRJ Contracting Co. 1340 South Avenue Plainfield, N.J.	\$424,514.00
B&B Construction 175 Ramtown Greenville Road Howell, N.J.	\$584,500.00
Stacey Contracting, Inc. 642 Broad Street Clifton, N.J.	\$540,320.00
Carbro Construction Corp. 605 Omni Drive	

Hillsborough, N.J.	\$477,532.50
Sanitary Construction Co. 415 Franklin Avenue Rockaway, N.J.	\$799,615.00
Dumor Contracting 908 Woodruff Lane Elizabeth, N.J.	\$977,485.00
Montana Construction Corp. 80 Contant Avenue Lodi, N.J.	\$484,505.83
John Garcia Construction Co. 183 Friar Lane Clifton, N.J.	\$586,530.00
Dulaine Construction 404 McKinley Street Bridgewater, N.J.	\$694,135.00

Philip Haderer, Township Engineer, T&M Associates reported that the bid of MSP Construction Corporation was the low bid of \$392,348.00 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 Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee,

RESOLVED, that the contract for the West Branch Interceptor Replacement (Fairway Drive) Project, be awarded to MSP Construction Corporation 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 Mr. Florio, 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 June 23, 2009, approved by respective Departments as being correct.

On motion of Mr. Florio, 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
5404/11	Todd A. Cohen	2009	\$ 1340.34
4012/24	Carlos Alberto& Diva Rivera	2009	2381.18
1111/3	Weber & Layden Trust Acct.	2009	1838.30
4911/8	Mark Taffee	2009	1808.35
4301/28	Lillian Lambert	2009	1905.69
4911/35	Jerome D. Petti Atty.Trust	2009	1909.44
905/12.123	Lino Alvarado	2009	572.83

5009/6.403	Citimortgage	2009	1943.13
4806/3	BAC Tax service Corp.	2009	1723.23

On motion of Mr. Florio, 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. Florio, seconded by Mrs. Restivo, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$3,765.82

COMMUNICATION:

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

NAME	AMOUNT	CERT#	LOCATION
Crusader Lien Services	\$42,203.77	980096	290 Winfield Terr
Amaco	\$18,731.77	07-00013	1355 Vauxhall Rd
K.C.C. Promised Lands	\$10,974.97	08-00062	1470 Burnet Ave
	\$ 4,900.00		
Crusader Lien Services	\$14,338.93	08-00019	1014 Adams Ave
	\$14,000.00		
Fidelity Tax, LLC	\$19,688.73	07-00054	1322 Center St.

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

From: Rodrigo DaSilva, Rio 22, 2185 Route 22 West, Re: Requesting permission to hang a 13' x 4' banner from July 2 until July 16, 2009 promoting their 3rd Anniversary.

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

From: Philip Haderer, Township Engineer, Re: Requesting the release of the inspection escrow and the remaining technical review fee at a total amount of \$2,389.00 to Tessler & Weiss Premesco, Inc., for work satisfactorily completed at 2389 Vauxhall Road.

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

From: Louis Green, Karako Men's Wear, 2470 Route 22, Re: Requesting permission to keep their 24" x 60" banner up for an additional thirty (30) days to promote business.

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

From: Eleanore Russell, Township Resident, Re: Requesting permission to hold a Block Party on Saturday July 18, 2009 from 10:00 AM – 10:00 PM on Fulton Street.

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

From: Danielle Bair, Camp Director, YMCA Five Points Branch, Re: Requesting permission to allow the parents of the summer camp participants to use Sumner Avenue as their drop-off (7-9 AM) & pick-up (5-6 PM) site from June 22 thru September 4, 2009.

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

From: Manuel Vazquez, American Shave Classic Barber, 1047 Stuyvesant Avenue, Re: Requesting permission to host an event for motorcycle patrons on Saturday July 25, 2009, with a rain date of Saturday August 1st from 10:00 AM until 5:00 PM. Also requesting permission to hang a banner advertising the event.

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

From: Libman Ilana, Delta Gas Station, 508 North Avenue, Re: Requesting permission to hang a 25' x 3' banner from June 28 until July 28, 2009 advertising a special promotion.

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

From: Ayanna Williams, General Manager, The Maids Home Service, 1417 Stuyvesant Avenue, Re: Requesting permission to hold a 20th Anniversary/Employee Appreciation Cook-Out with an inflatable Moonwalk on Monday, July 6, 2009 from 11 AM to 4 PM.

On motion of Mr. Florio, seconded by Mrs. Restivo, and carried, the Township Committee moved to approve subject to approval from Health and Fire Departments.

From: Anthony Sociedade, New Jersey Blood Services, Re: Requesting permission to hold a Blood Drive inside the Municipal Building or outside using the Blood Mobile Bus on a mutual agreeable date in August, 2009.

On motion of Mrs. Restivo, seconded by Mr. People, and carried, the Township Committee moved to refer to the Township Administrator to work out times and dates.

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:

Division of Accounts

Board of Health
Department of Public Works

COMMITTEE REPORTS:

MRS. RESTIVO:

Mrs. Restivo congratulated Bob Johnsen for being chosen Business of the Month.

Mrs. Restivo congratulated the Union High School Graduates and wished them well.

Concerning a report of the Department of Public Works for the month of May, 2009, indicating total fees received and activities in the month, Mrs. Restivo moved the report be accepted for filing.

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

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

Mrs. Restivo wished everyone a safe and happy 4th of July.

MR. PEOPLE:

Mr. People congratulated Bob Johnsen for being chosen Business of the Month.

Concerning a report of the Recreation Department for the month of May, 2009, indicating total fees received and activities in the month, Mr. People moved the report be accepted for filing.

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

Mr. People invited everyone to attend the 2nd annual Soap Box Derby to be held on Stuyvesant Avenue on the 4th of July, it is a very enjoyable event.

MR. CAPODICE:

Mr. Capodice was absent.

MR. FLORIO:

Mr. Florio congratulated Bob Johnsen for being chosen Business of the Month.

Mr. Florio announced the summer hours for the Township Clerk's Office.

Mr. Florio thanked the Rotary Club of Union for their generous donation

of \$5,000.000 for the Fire Department Safety House.

MR. TERREZZA:

Mr. Terrezza congratulated Bob Johnsen for being chosen Business of the Month.

Mr. Terrezza congratulated the Class of 2009 of Union High School and wished them continued success.

Mr. Terrezza announced that the 4th of July Celebrations will be held at Biertuempfel Park.

Mr. Terrezza was happy to announce that the Township's tax increase will only be \$99.00 per homeowner.

PUBLIC HEARING:

No one expressed their desire to be heard.

There being no further business presented, the Township Committee on motion of Mr. People, seconded by Mr. Florio, and carried, adjourned the meeting, the time being 7:58 P.M.

Dated: June 23, 2009

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

EILEEN BIRCH, Township Clerk