

March 11, 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 11th day of March, 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."

GIRL SCOUT TROOP 588 WILL CONDUCT THE PRAYER CEREMONY & GIRL SCOUT TROOPS 732 AND 420 WILL CONDUCT THE FLAG CEREMONY

TROOP 588

Darian Alexander	Dana Bartone
Ashley Bispo	Carly Ferretti
Kelsey Holland	Ashna Patel
Dharni Patel	Lisa Pinto
Rebecca Piper	Kara Reaney-Perrotti
Gabriella Santos	

TROOP 732

Candyce Adkins	Akello Ashley
Kim Bierilo	Kristen Holland
Alana Lukas	Melissa Oakley
Cristina Oliveira	Nikki Schreihofner
Stephanie Steinmetz	

TROOP 420

Emily Almeida	Iris Alvarez
Alyssa Cohen	Brianna Colmenares
Cori Grasso	Chelsea Holzer
Kaitlyn McTernan	Marie Raymond
Juliana Rodrigues	Emily Rokosz
Amanee Samaroo	

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

Absent: Brenda Restivo

PROCLAMATION:

Proclaiming the week of March 9-15, 2008 as "GIRL SCOUT WEEK"

MAYOR'S AWARD:

St. Patrick's Day Parade Committee:

Grand Marshal	James Lowney
General Chairman	Eugene Sully
Adjutant	Karen Cunningham

TESTIMONIAL RESOLUTION:

Congratulating Jay Levin for his 40 years of Volunteer Services in the Township of Union

On motion of Mr. Terrezza, seconded by Mr. Florio, and carried, the Township Committee moved to approve the Minutes of Special Meetings held on February 25, 2008 and March 4, 2008, and the Meetings held February 26, 2008, Executive Session, Conference and Regular Meetings, 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 Ordinance No. 5036 for a temporary construction easement, slope easement and drainage easement to NJDOT for Route 22 at Madison Avenue, Fairway Drive South and East.

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 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 OF THE TOWNSHIP OF UNION,
COUNTY OF UNION, STATE OF NEW JERSEY,
AMENDING ORDINANCE 5036 FOR TEMPORARY
CONSTRUCTIION EASEMENT, SLOPE EASEMENT
AND DRAINAGE EASEMENT TO NEW JERSEY
DEPARTMENT OF TRANSPORTATION.

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. 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 absent, 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 2008 salary ranges of certain Municipal Officials & Employees 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. 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 ESTABLISHING THE 2008 SALARY
RANGES OF CERTAIN MUNICIPAL OFFICIALS AND
EMPLOYEES 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. Florio, 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 absent, Mr. Terrezza aye
Mr. People aye.

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

**Authorizing emergency temporary appropriations
for the 2008 budget.**

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

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

Authorizing appropriation transfers for the first three months of the fiscal year.

TO		FROM
Business Administration - Other Expenses	6,500.00	Tech. Services – Other Expenses
Human Resources – Salary	1,600.00	Salary Adjustment
Human Resources – Labor Negotiator	13,000.00	Tax Collector - Salary
Human Resources – Labor Negotiator	17,000.00	Legal – Contr.
Human Resources – Other Expenses	300.00	Snow Removal - Salary
Administration & Exec. – Salary	3,000.00	Salary Adjustment
Mayor & Council – Salary	1,400.00	Salary Adjustment
Mayor & Council – Other Expenses	2,610.00	Township Publicity
Purchasing – Salary	2,000.00	Salary Adjustment
Purchasing – Other Expenses	1,600.00	Tech. Services – Other Expenses
Senior Citizen – Salary	3,500.00	Salary Adjustment
Cable T.V. – Salary	1,000.00	Salary Adjustment
Planning Board – Other Expenses	3,800.00	Dog – Other Expenses
Legal – Salary	600.00	Salary Adjustment
Legal – Other Expenses	1,700.00	Tech. Services – Other Expenses
Police – Salary	130,000.00	Salary Adjustment
Police – Other Expenses	18,000.00	Tech. Services – Other Expenses
Fire – Salary	50,000.00	Salary Adjustment
Fire – Other Expenses	12,000.00	Tech. Services – Other Expenses
Public Works – Salary	140,000.00	Salary Adjustment
Public Works – Other Expenses	12,000.00	Solid Waste - Salary
Buildings & Grounds – Other Expenses	8,000.00	Solid Waste – Salary
Shade Tree – Other Expenses	1,800.00	Snow Removal - Salary
Health – Salary	2,500.00	Salary Adjustment
Health – Other Expenses	6,000.00	Snow Removal - Salary
Recreation – Salary	5,000.00	Salary Adjustment
Electricity	20,000.00	Solid Waste - Salary
Street Lighting	140,000.00	Solid Waste - Salary
Water	10,000.00	Solid Waste - Salary
Gas & Diesel	25,000.00	Solid Waste - Salary
Municipal Court – Other Expenses	2,000.00	Municipal Court - Salary
Insurance – Group	95,000.00	O.A.S.I. (Social Security)

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

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

Authorizing the release of a Performance Guarantee in the amount of \$1,006,246.80, subject to the posting of a Maintenance Bond in the amount of \$125,780.85 for the Stop & Shop, 1201 Stuyvesant Avenue.

On motion of Mr. Terrezza, seconded by Mr. Florio, 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.
(February)**

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

Authorizing the Administrator to sign a TWA permit application for Kohl's in connection with improvements to Route 22 West & Springfield Road North.

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

Amending Resolution 2007-294 to reflect the corrected amount of \$22,367.00 received for the Municipal Drug Alliance Program.

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

Accepting the proposed plan of the Gateway North Redevelopment Area and referring said plan to the Planning Board for their review and comment.

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

Authorizing an award of contract for the 2008 HVAC Maintenance & Service to Honeywell Co., at their low bid not to exceed \$36,300.00.

Sealed bids were received in the Meeting Room at Municipal Headquarters, for the 2008 HVAC Maintenance & Service.

An award of contract to Honeywell Co., at their low bid not to exceed \$36,300.00.

The Bids received and opened were as follows:

Honeywell 101 Columbia Road Morristown, N.J.	\$36,300.00
AJ Celiano 460 Ludlow Avenue Cranford, N.J.	\$38,655.00
Binsky Service 281 Centennial Avenue Piscataway, N.J.	\$66,697.00
Carrier 1430 Madison Road Fairfield, N.J.	\$36,813.00
Envircon, LLC 490 Schooley Mt. Road Hackettstown, N.J.	\$45,600.00
Air Systems 718 Jefferson Avenue Kenilworth, N.J.	\$75,768.00

Bernie Stummer, Purchasing Agent, reported that the bid of Honeywell was the low bid and Mr. Stummer 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. Florio, seconded by Mr. Capodice, and carried, the Township Committee,

RESOLVED, that the contract for the 2008 HVAC Maintenance & Service, be awarded to Honeywell Co., 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. Terrezza, seconded by Mr. Florio, 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 March 11, 2008, approved by respective Departments as being correct.

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

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

BLOCK/ LOT	NAME	YEAR	AMOUNT
1408/13	Duffault,K-Dorcely C	2008	\$ 1589.28
1207/17	Miller, Terry & Nicaury	2008	1809.62
4215/41	Tes, Sameun & Sithum	2008	1762.66

On motion of Mr. Terrezza, seconded by Mr. Florio, 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 Mr. Florio, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$8,957.00

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
Macricn Assoc. LLC	\$ 2,478.20	02-026	1963 Mountainview Avenue
JNH Funding Corp.	\$ 6,419.20	07-00063	343 Stiles Street
US Bank Cust for Phoenix	\$19,924.02	06-037	2114 Briarwood Ln
	\$10,000.00		

JNH Funding Corp.	\$ 7,924.59	07-00017	343 Chapman St
	\$ 100.00		
Sequoia Investments	\$ 9,961.91	07-00010	979 Lorraine Ave
	\$2,500.00		

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

From: Lewis A. Varick, III, Parade Co-Chairman, The Borough of Roseland, Re: Requesting permission to utilize the Township's Showmobile on Saturday June 14, 2008 for their 100th Anniversary parade, with all fees waived. Also extending an invitation to the Committee to participate.

On motion of Mr. Capodice, seconded by Mr. Terrezza, and carried, the Township Committee moved to approve the request for use of the showmobile, fees will not be waived.

From: Irene Quesada, Mood Restaurant, 1996-1998 Morris Avenue, Re: Requesting permission to hang an 8'x4' banner to advertise their St. Patrick's Day weekend special from March 13 through March 17, 2008.

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

From: Richard Malanda, Construction Code Official, Re: Requesting a refund in the amount of \$316.00 be issued to Mr. & Mrs. Pando of Hubbard Avenue, for a permit issued for work never completed.

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

From: Donna Steinmetz, Third Vice President, Investors Savings Bank, 977 Stuyvesant Avenue, Re: Requesting permission to hang a 101" x 48" banner for thirty (30) days beginning March 19, 2008 to promote their "Home Loans".

On motion of Mr. Capodice, seconded by Mr. Florio, 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
- Fire Department
- Purchasing Department
- Department of Economic Development
- Engineering Department
- Office of Community Development
- Police Department

COMMITTEE REPORTS:

MR. CAPODICE:

Mr. Capodice commended the Girl Scouts on the fine job they did in reciting the Prayer and Salute to the Flag.

Mr. Capodice congratulated the St. Patrick's Day Parade Committee for being chosen to receive the "Mayor's Award."

Mr. Capodice thanked and commended Jay Levin for his outstanding volunteer service to the community for the past 40 years.

Mr. Capodice gave the Department of Public Works report for the month of February 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.

Concerning a report of the Police Department for the month of February 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 commended the Girl Scouts on the fine job they did in reciting the Prayer and Salute to the Flag.

Mr. Florio congratulated the St. Patrick's Day Parade Committee for being chosen to receive the "Mayor's Award."

Mr. Florio thanked and commended Jay Levin for his outstanding volunteer service to the community for the past 40 years.

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. Terrezza, and carried.

Mr. Florio moved a Special Budget Workshop Meeting to be held on March 18, 2008, at 6:00 P.M., the motion was seconded by Mr. Terrezza, and carried.

MRS. RESTIVO:

Mrs. Restivo was absent.

MR. TERREZZA:

Mr. Terrezza commended the Girl Scouts on the fine job they did in reciting the Prayer and Salute to the Flag.

Mr. Terrezza congratulated the St. Patrick's Day Parade Committee for being chosen to receive the "Mayor's Award."

Mr. Terrezza thanked and commended Jay Levin for his outstanding volunteer service to the community for the past 40 years.

Mr. Terrezza invited everyone to attend the St. Patrick's Day Parade, it is a very enjoyable event for the young and old.

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:

Gasoline Station:

Delta – 981 Magie Avenue

Private Gas Pump:

Thompson & Co., Inc., - 1120 Morris Avenue

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

MR. PEOPLE:

Mr. People commended the Girl Scouts on the fine job they did in reciting the Prayer and Salute to the Flag.

Mr. People congratulated the St. Patrick's Day Parade Committee for being chosen to receive the "Mayor's Award."

Mr. People thanked and commended Jay Levin for his outstanding volunteer service to the community for the past 40 years.

Mr. People invited everyone to attend the St. Patrick's Day Parade to be held on Saturday, March 15, 2008 at 1:00 P.M.

Mr. People urged residents and employees to use the Suggestion Box, located in the lobby of the Municipal Building.

PUBLIC HEARING:

Roxianne Ciampi, Beechwood Avenue, questioned what happens to resolution no. 9 after it goes to the Planning Board. Mr. Antonelli explained the process to her.

Mrs. Ciampi stated that she read in the paper that Mr. Bradley got off on his pending tickets.

Mrs. Ciampi questioned if Mr. Bradley is still the Appropriate Authority. Mr. People responded "yes".

Mrs. Ciampi wanted it on that record that she feels, Mrs. Birch does not know the OPRA rules and should attend more seminars.

Mrs. Ciampi questioned Geri Durso's title and if she uses her maiden name.

Frank Budney, Carolyn Road, congratulated Jay Levin for being chosen for the Mayor's Award.

Mr. Budney distributed information to the Committee from various environmental seminars he has attended.

Fran Metta, Kathleen Terrace, questioned Mr. Antonelli if he forwarded the missing court forms to Mr. Carbone yet, in regard to the CUU lawsuit. Mr. Antonelli responded the Mr. Carbone already picked them up.

Ms. Metta explained that when she wanted to put up condo's on her property, she was denied, then six months later the Township wants to redevelop. Mr. Antonelli explained that the Board of Adjustment denied her variances, not the Township Committee. Ms. Metta stated that the Township Committee does what they want to do anyway.

Ellen Entriiken, 665 Fairfield Way, stated that she is upset about how the Township Committee treats the people coming up to the microphone to speak.

Mrs. Entriiken stated that the Planning Board has a meeting scheduled for March 20, 2008 and that day is a religious holiday and a lot of people will not be able to attend, she requested the meeting be rescheduled.

Mrs. Entriiken stated that at the Board of Adjustment meeting of May 9, 2007, the Board approved 20 variances for a property located on Chestnut Street and Colonial Road. This property is owned by Mr. Antonelli and his brother, now that they have all the variances for this property, it is up for sale with a realtor from North Plainfield for a lot more money than they paid for it. She feels that the Township Officials can do anything they want.

Jim Bricholtz, 2023 Pleasant Parkway, explained that he lives near the Ghaffari Lounge and was very concerned about the shooting that took place recently. Mr. People explained that the establishment is now closed and the license is for sale.

Diane Castrillion, Lillian Terrace, stated that just because the resolution concerning the North Gate Redevelopment Plan was adopted and referred to the Planning Board, does not mean anything, because the Township Committee can always change their mind. She stated that the Township Committee cannot be trusted, they do what they want to do.

Elaine Radner, Lexington Road, requested the Planning Board change their meeting scheduled for March 20, 2008, for it is Holy Thursday and many residents will not be able to attend. Mr. Haderer, Supervising Engineer stated that the Planning Board will look into the matter.

There being no further business presented, the Township Committee on motion of Mr. Terrezza, seconded by Mr. Florio, and carried, adjourned the meeting, the time being 10:07 P.M.

Dated: March 11, 2008

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

ANTOINETTE M. KIELWASSER, Assistant Municipal Clerk