

March 25, 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 25th day of March, 2008 at 7:38 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 Committeeman Peter Capodice, and the pledge to the flag was led by Committeewoman Brenda Restivo.

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

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

Absent: Anthony Terrezza, Vice Chairman

#### **BUSINESS OF THE MONTH:**

Sovereign Bank – Dan Murphy & Charlie Mancuso

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to approve the Minutes of Conference Session of March 10 and 11, 2008, Regular Session of March 11, 2008 and Special Session of March 18, 2008, as printed and distributed by the Clerk.

Mrs. Restivo abstained from the meetings held on March 10<sup>th</sup> and 11<sup>th</sup>, 2008.

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 entitled "Signs".

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.

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to postpone the adoption of this ordinance until the next Township Meeting.

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

The Clerk presented draft of an ordinance establishing the salaries of certain Municipal Personnel of the Township of Union.

On motion of Mr. Capodice, 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 ESTABLISHING THE 2007  
AND 2008 SALARIES OF CERTAIN MUNICIPAL  
PERSONNEL OF THE TOWNSHIP OF UNION,  
IN THE COUNTY OF UNION.

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza absent Mr. People 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 April 8, 2008.

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

The Clerk presented draft of 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.

On motion of Mrs. Restivo, 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 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.

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

On motion of Mrs. Restivo, seconded by Mr. Capodice, 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 April 8, 2008.

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

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

Supporting the Installation of new overhead  
warning signs with flashing beacons at Route  
22 Westbound MP 54.44.

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

Authorizing Change Order No. 1 final, to Jo-Med  
Contracting Corp., reducing the amount of the  
contract by \$8,291.00 for a total revised contract  
amount of \$95,859.00 for the Coolidge Avenue  
Sanitary Sewer Rehabilitation 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. 1 & Final, to  
New England Pipe Cleaning Co., reducing the  
amount of the contract by \$7,103.47 for a total  
revised contract amount of \$26,912.13 for the  
Sanitary Sewer TV inspection & Cleaning  
Services in connection with the 2007 Roadway  
Improvement Program.

On motion of Mrs. Restivo, 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.**

<b>TO</b>		<b>FROM</b>
Adm. & Executive – Salary	3,000.00	Salary Adjustment Account
Division of Accounts – Salary	1,800.00	Salary Adjustment Account
Division of Purchasing – Salary	1,500.00	Salary Adjustment Account
Human Resources – Salary	1,000.00	Snow Removal - Salary
Legal – Salary	1,000.00	Snow Removal – Salary
Cable TV Department – Salary	500.00	Snow Removal – Salary
Code Enforcement Agency – Salary	4,000.00	Snow Removal – Salary
Public Works – Salary	25,775.00	Salary Adjustment Account
Public Works – Salary	8,000.00	Snow Removal - Salary
Board of Health – Salary	2,700.00	Salary Adjustment Account
Board of Health – Other Expenses	2,000.00	Dog Account – Other Exp.
Municipal Prosecutor – Salary	2,100.00	Salary Adjustment Account
Police – Other Expenses	6,000.00	Snow Removal - Salary
Recreation – Salary	500.00	Snow Removal – Salary

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

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

**Authorizing a sub lease agreement with Theodore Kwok, operating a Rockin Joe franchise, for retail space at the Union train station for a four year period.**

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

**Authorizing a Professional Service Agreement with PMK Group, Inc., for the consulting engineering services for asbestos management within the mechanical room at the Main Library at their sole bid not to exceed \$2,100.00.**

On motion of Mrs. Restivo, 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 March 25, 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 Mrs. Restivo, 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
905-12.203	William Kolb	2008	\$ 250.00	Senior Citizen

On motion of Mrs. Restivo, 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
405/47	David Miranda	2007	\$ 1538.27
2907/1.01	Juan & Julio Pena	2008	1704.87
2004/2.405	Bernard King	2007	1448.44

On motion of Mrs. Restivo, 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 Mrs. Restivo, seconded by Mr. Capodice, and carried, the Township Committee authorized the refund of overpayment of sewer utility, as listed by the Tax Collector's Office.

ACCOUNT NO.	NAME	YEAR	AMOUNT
16240-0	US Bank/Cust. For Plymouth	2007	\$50.40

On motion of Mrs. Restivo, seconded by Mr. Capodice, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$6,338.03

**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	\$ 8,614.70	07-00026	1984 Walker Avenue
	\$ 800.00		
Chun T. Li	\$ 1,082.98	07-00047	20 Tuxedo Place
	\$ 200.00		
US Bank/Cust for	\$26,369.25	06-053	1473 Ridgeway Street
	\$16,100.00		
US Bank/Cust for Sass Muni v dtr.	\$29,901.98	06-008	1218 Clifton Terrace

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

From: Georgina Cancel, Union Resident, Re: Requesting an on-street handicapped parking space be placed in front of 730 Midland Blvd.

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

From: Philip Haderer, Supervising Engineer, Re: Requesting the authorization of payments to the following contractors:

- a) Payment No. 1 & Final - \$26,912.13 to New England Pipe Cleaning Co., for the Sanitary Sewer TV Inspection & Cleaning Services in connection with the 2007 Roadway Improvement Project
- b) Payment No. 2 & Final - \$12,501.18 to Jo-Med Contracting, for the Coolidge Avenue Sanitary Sewer Rehabilitation Project
- c) Payment No. 1 & Final - \$2,400.00 to New England Pipe Cleaning Co., for the West Branch Interceptor TV Inspection Project
- d) Payment No. 1 - \$19,059.68 to TSUJ Corporation for the Municipal Complex-Emergency Generator Project

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

From: Ann Manhardt, President, Union Township Garden Club, Re: Requesting permission to utilize the Jeanette Avenue parking lot on Saturday May 24, 2008 from 9:30 AM until 5:00 PM while on a bus trip to New York.

On motion of Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee moved to recommend they use the Atlantic City Parking Lot on Morris Avenue.

From: Sweta Patel, Subway Shop, 2583 Morris Avenue, Re: Requesting permission to hang a 3'x10' banner for thirty (30) days beginning March 26<sup>th</sup> advertising their promotions.

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

From: Justin Haggart, Sr. Event/Promotions Manager, PNC Bank, 2660 Morris Avenue, Re: Requesting permission to hang a 8'x4' banner for four (4) days beginning March 26<sup>th</sup> to advertise a special event on Saturday March 29, 2008.

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

From: Thomas Kraemer, Chief of Police, Re: Recommending amending Chapter 266-44 of the Municipal Code entitled "One Way Streets" to reverse the traffic flow on Adams & Grandview Avenues.

On motion of Mr. Capodice, seconded by Mrs. Restivo, and carried, the Township Committee moved to concur with the Police Chief's recommendation and direct the Township Attorney to prepare an appropriate ordinance.

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

## **DEPARTMENT REPORTS**

MONTHLY:

Department of Public Works  
Health Department  
Division of Accounts  
Municipal Court

COMMITTEE REPORTS:

MR. CAPODICE:

Mr. Capodice announced that the Planning Board will be holding a Special Meeting on Thursday, April 10, 2008 at 7:00 P.M. in the Main Meeting Room to discuss the Gateway North Redevelopment Plan.

Mr. Capodice moved a Special Budget Hearing, for Tuesday, April 1, 2008 at 6:30 P.M., in the Conference Room, the motion was seconded by Mrs. Restivo, and carried.

Mr. Capodice congratulated Sovereign Bank, for being chosen "Business of the Month".

Applications for licenses were presented by Mr. Capodice, 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:**

Delta US Gas – 221 Salem Road  
Chestnut Shell – 575 Chestnut Street  
Getty Gas Station – 2352 Morris Avenue

### **Amusements:**

Galloping Hill Inn – 325 Chestnut Street (Dance Hall)  
Liberty Tavern – 1408 Liberty Avenue (Jukebox)  
Suspenders – 1131 Magie Avenue (Jukebox, Pinball)

### **Outdoor Café:**

Van Gogh's Ear Café – 1017 Stuyvesant Avenue  
Mood Restaurant – 1996-1998 Morris Avenue

### **Pet Shop/Kennel:**

Petsmart – 2438 Route 22 East  
Township Animal Shelter – 980 Jefferson Avenue

The motion was seconded by Mrs. Restivo, and carried.

MR. FLORIO:

Mr. Florio announced the dedication of the Conference Room in honor of our late Township Attorney Thomas Plaia. A nice ceremony with his family and friends was held.

Mr. Florio moved the Planning Board appointments, William Morrison to fill the unexpired term of Robert Gechtman, Michele Delisfort from Alternate #2 to Alternate #1 and John Llemos Alternate #2, the motion was seconded by Mr. Capodice, and carried.

Mr. Florio congratulated Sovereign Bank, for being chosen "Business of the Month".

Mr. Florio announced the many programs going on at the Senior Center, concerning health screenings and special events. Mr. Florio urged seniors to call for more information and future events.

MRS. RESTIVO:

Mrs. Restivo congratulated Sovereign Bank for being chosen "Business of the Month".

Concerning a report of the Department of Public Works for the month of February, 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 announced that the schedules for grass collection will be going out shortly.

Mrs. Restivo announced that on Saturday, March 29, 2008, Union County will be conducting their annual recycling program at Union County College.

Mrs. Restivo invited all residents to attend the many Bicentennial Events that will be going on throughout the year.

MR. TERREZZA:

Mr. Terrezza was absent.

MR. PEOPLE:

Mr. People congratulated Sovereign Bank for being chosen "Business of the Month".

Mr. People announced that on Wednesday, March 26, 2008, the League of Women Voters and the Union Public Library will be conducting a presentation on "How To Pick Your President" and it explains the process. Mr. People invited residents to attend this very interesting presentation.

Mr. People announced that the dedication of the Conference Room to the late Township Attorney Thomas Plaia was a very nice ceremony, with many of his family and friends.

Mr. People stated that the five minute rule will be adhered to tonight.

PUBLIC HEARING:

Ellen Entriiken, 665 Fairfield Way, feels that the Township Committee, Planning Board and the Board of Adjustment are not fair to those who appear before them.

Mrs. Entriiken expressed disapproval with the building of a full size Union Center Bank at 5 Points and with the allowances made for parking.

Warren Henderson, Hickory Road, thanked the employees of the Township for always being helpful.

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 8:23 P.M.

Dated: March 25, 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