

May 13, 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 13th day of May, 2008 at 7:34 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 AND THE FLAG CEREMONY**

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

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  
Brenda Restivo

**SPECIAL PRESENTATION TO GOVERNING BODY:**

Flag Presentation from Master Sergeant William Thomas

**GIRL SCOUT SILVER AWARDS PRESENTED TO:**

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

**PROCLAMATIONS:**

Proclaiming the First Week in May as "Youth Week"

Proclaiming May 17 – 23, 2008 as "National Safe Boat Week"

**CIVILIAN COMMENDATION AWARD:**

Maria Schmidtberg

On motion of Mr. Florio, seconded by Mrs. Restivo, and carried, the Township Committee moved to approve the Minutes of Meetings held on April 22, 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. 4992 providing for various improvements to the main Library.

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  
IN THE COUNTY OF UNION, NEW JERSEY,  
AMENDING ORDINANCE NUMBER 4834  
OF THE TOWNSHIP FINALLY ADOPTED ON  
AUGUST 24, 2004, SUBSEQUENTLY AMENDED  
BY ORDINANCE NUMBER 4972 OF THE TOWNSHIP  
FINALLY ADOPTED ON OCTOBER 10, 2006, AND  
SUBSEQUENTLY AMENDED BY ORDINANCE NUMBER  
4992 OF THE TOWNSHIP FINALLY ADOPTED ON  
FEBRUARY 27, 2007, PROVIDING FOR VARIOUS  
IMPROVEMENTS TO THE MAIN LIBRARY OF UNION  
TOWNSHIP AND APPROPRIATING \$981,000 THEREFOR,  
AND PROVIDING FOR THE ISSUANCE OF \$475,000 IN  
BONDS OR NOTES OF THE TOWNSHIP OF UNION TO  
FINANCE THE SAME.

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

The Clerk presented draft of an ordinance adopting a Redevelopment Plan for certain properties known as the "Schaefer Salt Site".

On motion of Mr. Capodice, 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 OF THE MAYOR AND TOWNSHIP  
COMMITTEE OF THE TOWNSHIP OF UNION, IN THE  
COUNTY OF UNION, NEW JERSEY, ADOPTING A  
REDEVELOPMENT PLAN FOR CERTAIN PROPERTIES  
COMMONLY KNOWN AS THE SCHAEFER SALT SITE.

Mr. Capodice aye, Mr. Florio aye, Mrs. Restivo aye, Mr. Terrezza aye,  
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 May 27, 2008.

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

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

Authorizing the release of the balance of a  
Performance Bond to Sunoco, Inc., 2350  
Route 22, in the amount of \$79.00.

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 an Access Agreement with National Envelope Corporation allowing access to the Township's stormwater culvert.

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

Authorizing the sale of general improvement bonds and all related matters.

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

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

Authorizing the Person-to-Person transfer of Plenary Retail Consumption License, No. 2019-33-049-006 to Whole Foods Market Group, Inc.

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

Authorizing the Tax Assessor and Tax Appeal Attorney to file appeals.

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

Authorizing the Tax Assessor and Tax Appeal Attorney to file counter claims.

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

Authorizing the Tax Assessor and Tax Appeal Attorney to execute stipulations of settlement with respect to Tax Appeals.

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

Endorsing the traffic signal and striping improvements being proposed by the County of Union at the intersections of Stuyvesant Avenue and Stanley Terrace, Chestnut Street and Stuyvesant Avenue, & Fairway Drive and Chestnut Street.

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

Authorizing the investment in certificates of deposit in the amount of \$12,000,000.00 at NJ Cash Management from April 25, 2008 until May 27, 2008 at a rate of 2.57% - 2.66%.

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

Authorizing 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. (April)

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

Authorizing an agreement with T&M Associates to provide professional engineering services for the design of a sewer extension on Lousons Road at a fee not to exceed \$12,000.00 in accordance with Resolution 2008-17.

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

Authorizing an Open End Contract with W. B. Mason for the purchase of office supplies for the Township under State Contract No. 59767 at a total amount not to exceed \$45,000.00.

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

Authorizing a Professional Service Agreement with Robert S. Bohrod, Esq., to provide legal representation to a Township Police Officer at an amount not to exceed \$2,500.00.

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

Authorizing a contract with A.J. Celiano for emergency repairs to various Township Buildings at a fee not to exceed \$39,156.10.

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 May 13, 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 Mr. Terrezza, seconded by Mr. Florio, 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
3205/5	Howard B. Goldberg	2007	\$ 17,395.39	Tax Appeal
709/38	Raymond Milewski	2008	250.00	Senior Citizen
4416/6.42	Teresa R. Metsopulos	2008	250.00	Wid. Of Vet.
1502/1	Nina D. Haupt	2008	250.00	Senior Citizen
2407/14	Dinkerray S. Shah	2008	250.00	Senior Citizen
216/3	Conrad L. Cansanay Jr.	2008	250.00	Veteran
2506/16	Bertha Meidlein	2008	250.00	Senior Citizen
2310/23	Ignazio Wm. Boccassini	2008	250.00	Veteran

**TAX APPEAL:**

3205/5	Howard B. Goldberg	2007	17,395.39	State Tax Appeal
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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
2312/16	Margaret & Paul Rodrigues	2007	\$ 1478.38
3205/5	Howard B. Goldberg, Atty.	2007	17,395.39

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 \$7,759.32

**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
JNH Funding	\$ 3,871.10	07-00069	292 Carnegie Place
	\$ 1,100.00		
Amaco	\$11,413.67	07-00037	828 Pinewood Rd.
	\$ 4,100.00		
US Bank/Cust for Plymouth Park	\$14,047.14	07-00040	2190 Morris Ave
	\$ 2,000.00		

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

From: Dominick Fagnoli, Superintendent of Recreation, Re: Requesting permission to process the necessary contractual agreements for the 2008 "Fourth of July" celebration.

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

From: Charlie Capaccio, Secretary/Treasurer, Veterans Alliance, Re: Requesting permission to conduct the annual Memorial Day Parade on Monday May 26, 2008 beginning at 10:00 AM and also requesting the use of the Township's Showmobile with all fees waived.

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

From: Irene Quesada, Mood Restaurant, 1998 Morris Avenue, Re: Requesting permission to hang an 8' x 4' banner to advertise their "Two Year Anniversary" to be held on May 18, 2008.

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

From: Thomas Briede, Owner Victory Bike, Board & Ski Shop, 2559 Morris Avenue, Re: Requesting permission to hang two banners 15'x2' and 8'x4', as well as the use of a 3' sidewalk sign for thirty (30) days to advertise his month long sale.

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

From: Patty Gilmore, Union Resident, Re: Requesting permission to hold their annual Block Party on Rony Road on Saturday July 26 with a raindate of Sunday July 27, 2008.

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

From: Tina Okere, Executive Director, Unicca Day Care Academy, 1340 Burnet Avenue, Re: Requesting permission to hang a 3'x10' banner for thirty (30) days beginning May 15<sup>th</sup> to advertise the school's enrollment.

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

From: Deaconess Dorothy Stokes, Hallelujah Christian Fellowship Church, 941 Caldwell Avenue, Re: Requesting permission to hold their annual "Walk-A-Thon" on and around Caldwell and Morris Avenues on Saturday June 14 with a raindate of Saturday June 21, 2008, beginning at 8:00 AM to raise money for their missionary work.

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

From: Chuck Russo, Elder of Worship, Crossroads Christian Fellowship Church, 2815 Morris Avenue, Re: Requesting permission to utilize the Township's Showmobile with all fees waived on Sunday June 8, 2008 from 3:30 PM until 7:30 PM for an outdoor Worship Service.

On motion of Mr. Florio, seconded by Mr. Capodice, and carried, the Township Committee moved to denied the request because it will be in use that day by the Township.

From: Dominick Fargnoli, Superintendent of Recreation, Re: Recommending Bryan K. Henton be appointed to the Recreation Advisory Committee for the remainder of the 2008 year.

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

From: Donna Steinmetz, Third Vice President, Investors Savings Bank, 977-979 Stuyvesant Avenue, Re: Requesting permission to hang a 9'x4' banner for an additional thirty (30) days to promote their "Home Loans".

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

From: Scott Lucas, Marketing Manager, Sawtooth Group, Re: Requesting permission to host a one year anniversary event in the parking lot of the PNC Bank located at 2660 Morris Avenue on Saturday June 14, 2008 from 10:00 AM until 2:00 PM. Also requesting permission to utilize a 30'x30' tent and to hang an 8'x4' banner advertising the event.

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

From: Janoy Hardy, Territory Manager, Hess Station, 2210 Route 22 East, Re: Requesting permission to hang a 42"x46" banner for thirty (30) days beginning May 20, 2008 to advertise low prices.

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

From: Eric Finkiel, Union EMU President, 2493 Vauxhall Road, Re: Requesting permission to close one westbound lane on Morris Avenue, from Cooke Drive to Commerce Avenue, on Sunday October 5, 2008 at 9:00 AM for a maximum of fifteen (15) minutes for the EMU's 5K Race celebrating the Township's Bicentennial anniversary.

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

From: Jaime Publico, President, BCU, Re: Requesting permission to hang the Filipino Flag along Morris Avenue from June 9 -15, 2008, and extending an invitation to the Governing Body to the flag raising ceremony on June 15, 2008 at 11:00 AM in celebration of the 110<sup>th</sup> Anniversary of Philippine Independence Day.

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

From: Reverend Samuel M. Wright, Jr., Pastor, Union Chapel Church, 1424 Gustav Avenue, Re: Requesting permission to hold their annual Family & Friends Weekend July 19-20, 2008 in the Faitoute Avenue Park with the Vauxhall Road & Roger Avenue entrance blocked off.

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

From: Diane Goessl, Christian Education Director, Connecticut Farms Church, 888 Stuyvesant Avenue, Re: Requesting permission to hang two (2) 3'x8' banners from May 18 through July 8, 2008 advertising their 2008 Vacation Bible School.

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

From: Larry Lutsky, Owner, Eyestyles of Union, 2115 Route 22 West, Re: Requesting permission to hang a 4'x8' banner from June 1 through June 30, 2008 advertising their June eyeglass special.

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

From: Dino Dinari, Store Manager, Home Depot, 930 Springfield Road, Re: Requesting permission to erect a 40'x80' tent from May 16 until July 9, 2008 for their yearly "Carpet Caravan Tent Event".

On motion of Mr. Capodice, seconded by Mrs. Restivo, 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  
Department of Public Works  
Recreation Department  
Purchasing  
Tax Assessor's Office  
Building Department  
Senior Citizens  
Engineering Department  
Department of Economic Development  
Fire Department  
Police Department  
Community Development

### COMMITTEE REPORTS:

#### MR. CAPODICE:

Mr. Capodice thanked Girl Scout Troop #588 for the fine job they did in reciting the Salute to the Flag and the Prayer.

Mr. Capodice thanked Master Sgt. William Thomas for the presentation of the American Flag to the Township.

Mr. Capodice commended the Girl Scouts on winning the Silver Award and wished them well in future endeavors.

Mr. Capodice commended Maria Schmidtberg for observing and reporting a robbery in progress to the police.

Concerning a report of the Police Department for the month of April 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 thanked Girl Scout Troop #588 for the fine job they did in reciting the Salute to the Flag and the Prayer.

Mr. Florio thanked Master Sgt. William Thomas for the presentation of the American Flag to the Township.

Mr. Florio commended the Girl Scouts on winning the Silver Award and wished them well in future endeavors.

Mr. Florio commended Maria Schmidtberg for observing and reporting a robbery in progress to the police.

Mr. Florio reported that the second defensive driving class is scheduled to be given at the senior center, all seniors interest should sign up now.

Mr. Florio announced that the annual senior Olympics is scheduled for Saturday, June 14, 2008, seniors interested should call the senior center for more information and to sign up.

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. Capodice, and carried.

Mr. Florio urged residents to attend the annual Memorial Day Parade to be held on Monday, May 26, 2008, to honor veterans young and old.

MRS. RESTIVO:

Mrs. Restivo announced that the grass collection program is in full swing, calendars have been sent out.

Mrs. Restivo thanked Girl Scout Troop #588 for the fine job they did in reciting the Salute to the Flag and the Prayer.

Mrs. Restivo thanked Master Sgt. William Thomas for the presentation of the American Flag to the Township.

Mrs. Restivo commended the Girl Scouts on winning the Silver Award and wished them well in future endeavors.

Mrs. Restivo commended Maria Schmidtberg for observing and reporting a robbery in progress to the police.

Mrs. Restivo wished to thank all those who attended the "Taste of Union" event, held last week.

Mrs. Restivo requested that the person or persons, who took the 1808 Flag off the flag pole in front of the Municipal Building, please return it with no questions asked. Mrs. Restivo explained that this flag was on loan to the Township.

MR. TERREZZA:

Mr. Terrezza announced that the grass collection program is in full swing, calendars have been sent out.

Mr. Terrezza thanked Girl Scout Troop #588 for the fine job they did in reciting the Salute to the Flag and the Prayer.

Mr. Terrezza thanked Master Sgt. William Thomas for the presentation of the American Flag to the Township.

Mr. Terrezza commended the Girl Scouts on winning the Silver Award and wished them well in future endeavors.

Mr. Terrezza commended Maria Schmidtberg for observing and reporting a robbery in progress to the police.

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:

Padonno's Pizza- 517 Chestnut Street

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

MR. PEOPLE:

Mr. People announced that the grass collection program is in full swing, calendars have been sent out.

Mr. People thanked Girl Scout Troop #588 for the fine job they did in reciting the Salute to the Flag and the Prayer.

Mr. People thanked Master Sgt. William Thomas for the presentation of the American Flag to the Township.

Mr. People commended the Girl Scouts on winning the Silver Award and wished them well in future endeavors.

Mr. People commended Maria Schmidtberg for observing and reporting a robbery in progress to the police. Mr. People commented that neighbors should look out for each other.

PUBLIC HEARING:

Sam Simone, 1252 Magnolia Place, stated that there are problems on his street, such as flooding, street collapsing and the washing away of the sidewalks and driveway aprons. Mayor People directed the Engineering Department to meet with the water company to look into these problems. Mr. Panunzio, Supt. of Public Works stated that he would also like to be included.

Roxanne Ciampi, Beachwood Avenue, wished to thank the Fire and Police Departments for the fine job they do.

Mrs. Ciampi questioned the use of Mr. Antonelli's building on Chestnut Street being used by the Fire Department and the liability to the Township. Fire Chief Fretz explained the drills that were being conducted and stated that a hold harmless agreement was also signed, to protect the Township and property owner.

Mrs. Ciampi had a few questions concerning the Schaefer Salt property ordinance that were answered by Mr. Antonelli.

Jordan Thomas, 1576 Porter Road, stated that the Township tree in front of his house has uprooted his sidewalk. Mr. Thomas is requesting the tree be removed and the roots shaved. Mr. Panunzio will meet with Mr. Thomas to assess the condition of the tree.

There being no further business presented, the Township Committee on motion of Mr. Florio, seconded by Mr. Terrezza, and carried, adjourned the meeting, the time being 8:47 P.M.

Dated: May 13, 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