

October 14, 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 14th day of October, 2008 at 7:40 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 Committeewoman Brenda Restivo., 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: Clifton People, Jr., Chairman
Anthony Terrezza, Vice Chairman
Peter Capodice
Joseph Florio
Brenda Restivo

Mayor People called for a moment of silence for the recent passing of former Mayor Diane Heelan and expressed condolences to her family.

On motion of Mr. Terrezza, seconded by Mr. Florio, and carried, the Township Committee moved to approve the Minutes of Meetings held on September 23, 2008, Executive, Conference and Regular Meetings and a Special Meeting of held on September 24, 2008, 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 providing for the purchase of vehicles and equipment for use by the Department of Public Works

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. Capodice, 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 OF THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE PURCHASE OF VEHICLES AND EQUIPMENT FOR THE TOWNSHIP OF UNION AND APPROPRIATING \$210,000, THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$199,500 IN GENERAL IMPROVEMENT 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 amending Ordinance No. 5000, providing for Sanitary Sewer Improvements to the Fairway Drive Area in the Township of Union.

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 TOWNSHIP OF UNION IN THE COUNTY OF UNION, NEW JERSEY, AMENDING ORDINANCE NUMBER 5000 OF THE TOWNSHIP FINALLY ADOPTED ON APRIL 10, 2007, PROVIDING FOR SANITARY SEWER IMPROVEMENTS TO THE FAIRWAY DRIVE AREA IN AND FOR THE TOWNSHIP AND APPROPRIATING \$670,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$670,000 BONDS AND NOTES OF THE TOWNSHIP OF UNION TO FINANCE PART OF THE COST THEREOF.

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

On motion of Mr. Capodice, seconded by Mr. Terrezza, 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 October 28, 2008.

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

The Clerk presented draft of an ordinance amending Ordinance No. 5052 providing for various Capital Improvements in the Township of Union

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 OF THE TOWNSHIP OF UNION IN THE COUNTY OF UNION, NEW JERSEY, AMENDING ORDINANCE NUMBER 5052 OF THE TOWNSHIP FINALLY ADOPTED ON JUNE 10, 2008, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF UNION AND APPROPRIATING \$3,955,000, THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$3,268,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF UNION TO FINANCE THE SAME.

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 October 28, 2008.

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, the Township Committee moved the adoption of the following entitled Resolution:

Authorizing the endorsement of the 2009 Annual Action Plan for Public Housing Assistance.

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

Authorizing the cancellation of \$209,000.00 in General Capital Improvements to Grants Receivable.

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

Endorsing the proposal by the NJDOT to install overhead signs with flashing beacons on Route 22 West in the vicinity of Madison Avenue.

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

Authorizing the sale of Block 301, Lot 1.01 Baskerville Avenue to the sole responsive bidder, Peerless Beverage Corporation at the purchase price of \$50,000.00

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

Authorizing the cancellation of outstanding checks in the amount of \$22,108.62 to surplus.

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

Authorizing the re-investment of certificates of deposit in the amount of \$4,000,000.00 at Investor's Savings Bank from October 6, 2008 until October 31, 2008 at a rate of 3.33%.

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

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

Amending Resolution No. 2007-130 increasing the preliminary design fee to T&M Associates by \$54,300.00 for a revised total amount not to exceed \$106,300.00 for the West Branch Interceptor Replacement Project.

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

Authorizing a Professional Service Agreement with T&M Associates for the design of the upgraded underground storage tank & parking lot at Firehouse #2 for a fee not to exceed \$23,200.00 in accordance with Resolution No. 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 a Professional Service Agreement with T&M Associates for contract administration & inspection services for the rehabilitation of Elm Street, Hunt Avenue, Atlantic Avenue & Augustine Place for a fee not to exceed \$38,000.00 in accordance with Resolution No. 2008-17.

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

Authorizing the submission of an amendment to the 2008 Annual Action Plan.

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

Amending Resolution No. 2008-251 increasing the amount to Denbar Construction by \$157,956.50 for the 2008 CDBG Road Improvement Program to include Add Alternate 1 & 2 for a total contract amount not to exceed \$374,865.50.

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

Authorizing Change Order No.4 decreasing the amount to Stilo Excavating, Inc., by \$45,035.33 for a revised total contract amount of \$1,568,105.62 for the 2007 Road Improvement Program – Minute Arms Area Roads Project.

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

Authorizing Change Order No. 5 decreasing the amount to DeFino Contracting Co., by \$20,548.61 for a revised total contract amount of \$1,752,450.47 for the 2007 Road Improvement Program – Louisa Street Area Roads Project.

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

Authorizing Change Order No. 1 decreasing the amount to NAVKA Construction Co., Inc., by \$12.50 for a revised contract amount of \$137,017.50 for the Balmoral Avenue Retaining Wall Replacement Project.

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

Accepting the State DOT proposal for the deletion of the bus stop along Route 82 & Liberty Avenue, and Route 82 & Burlington Avenue, and adding a bus stop at Route 82 and Creger Avenue.

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

Authorizing an award of contract to Independence Constructors for the Underground Storage Tank Upgrade work at Firehouse #2 under State Contract A-63634 not to exceed their low quote of \$24,000.00.

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

Authorizing an award of contract to National Water Main Cleaning Co., Inc., for the 2008 Sanitary Sewer TV Inspection/Cleaning Project at their low bid not to exceed \$26,576.000.

Sealed bids were received in the Meeting Room at Municipal Headquarters, for the 2008 Sanitary Sewer TV Inspection/Cleaning Project

An award of contract to National Water Main Cleaning Co., Inc., at their low bid not to exceed \$26,576.000.

The Bids received and opened were as follows:

National Water Main 875 N. Summer Avenue Newark, N.J. 07104	\$26,576.00
Oswald Enterprises 161 East Road-P.O. Box 126 Belford, N.J. 07718	\$30,210.40
PIM Corp. 201 Circle Drive North Piscataway, N.J. 08854	\$36,030.00
Allstate Power Vac 928 E. Hazelwood Avenue Rahway, N.J. 07065	\$74,390.00

Philip Haderer, Township Engineer reported that the bid of National Water Main, is low bid at \$26,576.00 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 Mr. Capodice, seconded by Mr. Florio, and carried, the Township Committee,

RESOLVED, that the contract for the 2008 Sanitary Sewer TV Inspection/Cleaning Project, be awarded to National Water Main, 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 October 14, 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 sewer over-payments be approved and payment authorized:

BLOCK/ LOT	NAME	YEAR	AMOUNT
32/15.301	Anthony A. Peterpaul	2008	\$951.00

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 \$5,589.66

COMMUNICATION:

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

NAME	CERT#	AMOUNT	LOCATION
Blanche Taliaferro	07-00019	\$405.97	Brookside Drive
J.S.S. Financial LLC	06-010	\$228.72	1519 Brookside Drive
		\$1,000.00	

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

From: Laura Giorgio, Secretary, First Baptist Church, 525 Thoreau Terrace, Re: Requesting permission to close Colonial Avenue to 546 Thoreau Terrace on Friday October 31, 2008 between 3:00 – 7:00 PM to celebrate their annual "Fall Fun Fest".

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

From: Gruber Avenue Residents, Re: Requesting the "One Hour Parking" limit on their street be changed to "Residential Permit Parking".

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

From: Gilbert Quesada, Mood Restaurant, 1996-1999 Morris Avenue, Re: Requesting permission to hang a 4' x 6' banner for thirty (30) days to advertise they will have bands every Friday.

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

From: Richard Malanda, Construction Code Official, Re: Requesting a refund in the amount of \$144.00 be issued to Mr. Rodriguez for a building permit issued and the work never completed.

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

From: John Scheller, Gepettos Restaurant, 1967 Morris Avenue, Re: Requesting permission to hang a 3' x 5' banner for thirty (30) days promoting NFL Football Games.

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

From: Jill Adams, Pride Chairperson, Union Township Education Association, Re: Requesting permission to hang the UTEA banner in Union Center during American Education Week, November 17 through November 21, 2008.

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

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

- A. Stilo Excavation, Inc., payment no. 4 in the amount of \$338,474.53 for work completed through October 7, 2008 on the 2007 Road Program – Minute Arms Road Area
- B. DeFino Contracting Company, payment no. 5 in the amount of \$230,821.95 for work completed through October 7, 2008 on the 2007 Road Program – Louisa Street Area
- C. Navka Construction, payment no. 1 in the amount of \$125,738.90 for work completed through September 29, 2008 on the Balmoral Avenue Wall Replacement Project.

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

From: Larry Lutsky, EyeStyles of Union, 2115 Route 22 West, Re: Requesting permission to hang a 3' x 5' banner from October 21 until November 21, 2008 advertising their sale.

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

From: Amro Elhelw, General Sales Manager, Electronics Expo, 2260 Route 22 East, Re: Requesting permission to hang pennant streamers, a 10' x 4' banner and a 25' rooftop balloon through the holidays to read "SALE".

On motion of Mr. Florio, seconded by Mr. Terrezza, and carried, the Township Committee moved to approve the streamers and banner, but no rooftop balloon.

From: Elaine Nemezio, Union Resident, Re: Requesting a handicapped parking space in front of 1029 Woolley Avenue.

On motion of Mrs. Restivo, seconded by Mr. Terrezza, and carried, the Township Committee moved to refer to the traffic division of the police department for review and investigation.

From: Gladys Griggs, Church Clerk, Faith United Church of Christ, 1340 Burnet Avenue, Re: Requesting permission to hang a 1 ½' x 6' banner at the Church from October 17 through November 14, 2008 advertising their Holiday Bazaar.

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

From: Richard Green, Golden Knights Drum & Bugle Corps, Re: Requesting permission to park 12-15 cars in the Jeanette Avenue parking lot from November 21 until November 23, 2008 while on a bus trip to Plymouth, Mass., to perform in their annual parade.

On motion of Mr. Terrezza, seconded by Mr. Florio, and carried, the Township Committee moved to approve the request for Lot 12, located on Morris Avenue.

From: Paul Tortora, Owner, Subway Shop, 1406 C Stuyvesant Avenue, Re: Requesting permission to display a banner on the roof top of his store for sixty (60) days to attract customers.

On motion of Mr. Terrezza, seconded by Mr. Florio, and carried, the Township Committee moved to approve the request for a period of 30 days.

Ratifying a request from Domenick Rizzo of Casa Di Pizza, 2321 Route 22 West to hang pennant streamers, a bunting and a banner for their "Grand Opening" on October 6, 2008.

On motion of Mr. Terrezza, seconded by Mr. Capodice, 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 REPORTS:

Clerk's Office
Purchasing Department
Senior Citizens Center
Tax Assessor's Office
Building Department
Fire Department
Division of Accounts
Police Department

Department of Public Works
Community Development
Engineering Department
Economic Department
Municipal Court
Recreation Department
Board of Health

COMMITTEE REPORTS:

MR. CAPODICE:

Mr. Capodice wished everyone a belated Happy Columbus Day.

Mr. Capodice wish to congratulate Kathleen Holmes and the Parade Committee for the great job they did in organizing the Bicentennial Parade held on Sunday, October 12, 2008.

MR. FLORIO:

Mr. Florio was happy to announce that the Bicentennial Parade was very enjoyable and successful. Mr. Florio congratulated Kathleen Holmes and the entire Parade Committee for the outstanding job they did organizing the Parade.

Mr. Florio announced that Kean University will be having a show for seniors on October 19, 2008, seniors interested are to call the Senior Center.

Mr. Florio announced that the Recreation Department has many activities coming up for the youth of the Township. Mr. Florio urged parents to call to sign up their children for the many great programs.

Mr. Florio announced that the Senior Citizen's Center will be holding their annual Spaghetti Dinner on October 29, 2008. Mr. Florio invited seniors to attend, tickets are limited and can be purchased at the Senior Center.

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.

MRS. RESTIVO:

Mrs. Restivo wished to express her condolences to the Family of former Mayor Diane Heelan.

Mrs. Restivo announced that residents should have received their leaf bags and if they have not yet received them, call the Department of Public Works at 686-1922.

Mrs. Restivo announced that the Tree Planting Program is still going on, and if any resident would like a tree planted in front of their home they should call the Department of Public Works.

Mrs. Restivo congratulated Kathleen Holmes and the parade committee for the fine job they did in organizing the various groups of Marchers.

MR. TERREZZA:

Mr. Terrezza called for a moment of silence for the recent passing of former Congressman Matthew Rinaldo.

Mr. Terrezza moved that the October 28, 2008 Township Committee Meetings Conference and Regular be held at Connecticut Farms Church, the motion was seconded by Mr. Capodice, and carried.

Mr. Terrezza announced that the Rotary Club of Union will be having a coat drive.

MR. PEOPLE:

Mr. People expressed his condolences to the family of former Mayor Diane Heelan.

Mr. People wished to thank Kathleen Holmes, Committeewoman Restivo and the entire parade committee for the fine job they did organizing the Bicentennial Parade.

Mr. People congratulated Jaeger Lumber for being chosen "Business of the Month" and wished them continued success.

PUBLIC HEARING:

Roxanne Ciampi, Beechwood Avenue, questioned if the Committee hired a Police Director. Mr. Terrezza responded that a decision has been made, but he was not notified.

Mrs. Ciampi questioned if candidates can go to the Spaghetti Dinner to speak. Mr. Florio explained that it is a Spaghetti Dinner, just for senior citizens.

Mrs. Ciampi asked if there were any funds available for the Art Classes for the senior citizens. Mr. Bradley explained to Mrs. Ciampi that the Township will apply for a grant next year, it was too late to apply this year.

Mrs. Ciampi questioned why the Township Committee does not speak about the Charter Study. Mr. People explained that he did not want to be political. Mrs. Ciampi stated she did not feel it was political, she feels residents should know they have choices and explain them.

Charles Donnelly, 55 Reinhold Terrace commended the parade committee and Mrs. Restivo for a very enjoyable Bicentennial Parade.

Mr. Donnelly stated that there are a few improvements at Bicentennial Park that have not been completed, that were in the original plan.

Mr. Donnelly questioned the progress of the crossing to Bicentennial Park from the Senior Housing. Mr. Haderer explained the crossing was visited by Chief Kramer and himself and they are working on the best solution.

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 8:27 P.M.

Dated: October 14, 2008

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

EILEEN BIRCH, Township Clerk