

April 27, 2010

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 27<sup>th</sup> day of April, 2010 at 7:39 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, 2010, 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 Committeeman Clifton People, Jr., and the pledge to the flag was led by Committeeman Manuel Figueiredo.

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

Present: Anthony Terrezza, Chairman  
Manuel Figueiredo  
Brenda Restivo  
Clifton People, Jr.

Absent: Joseph Florio, Vice Chairman

#### **APPROVAL OF MINUTES:**

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved to approve the Minutes of Meetings held on April 12, 2010 Executive and Conference, April 13, 2010 Executive, Conference and Regular, 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. 5122 providing for Tennis Court Improvements to Rabkin Park to insert \$6,000.00 of grant money received.

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. People, seconded by Mrs. Restivo, 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 NO. 5122 OF THE  
TOWNSHIP FINALLY ADOPTED ON DECEMBER  
22, 2009 PROVIDING FOR TENNIS COURT  
IMPROVEMENTS TO RABKIN PARK IN AND FOR  
THE TOWNSHIP AND APPROPRIATING \$162,000  
THEREFOR, AND PROVIDING FOR THE ISSUANCE  
OF \$77,100 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. People, seconded by Mrs. Restivo, and carried, the Township Committee

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance amending Ordinance No. 5058 providing for Playground Facilities Improvements & Related Expenses to insert \$6,000.00 of grant money received.

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. Figueiredo, seconded by Mr. People, 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 NO. 5058 OF THE  
TOWNSHIP FINALLY ADOPTED ON AUGUST  
26, 2008, PROVIDING FOR PLAYGROUND  
FACILITIES IMPROVEMENTS AND RELATED  
EXPENSES IN AND FOR THE TOWNSHIP OF  
UNION AND APPROPRIATING \$162,000  
THEREFOR AND PROVIDING FOR THE  
ISSUANCE OF \$77,100 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 Mrs. Restivo, seconded by Mr. Figueiredo, and carried, the Township Committee

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, an ordinance providing for Improvements to the Rabkin Sports Complex within 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 Mrs. Restivo, seconded by Mr. People, 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 IMPROVEMENTS TO RABKIN SPORTS COMPLEX IN AND FOR THE TOWNSHIP AND APPROPRIATING \$162,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$77,100 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. People, seconded by Mrs. Restivo, and carried, the Township Committee

RESOLVED, that the aforesaid ordinance be and the same is hereby passed on second and final reading.

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

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

Authorizing the acceptance of a Performance Guarantee in the amount of \$275,970.00 & the establishment of a Special Trust Fund Account in the amount of \$19,317.00 from Altomare 22 Union, LLC, for Block 4003, Lot(s) 7, 9, & 10, located at 2135-2155 Route 22 West.

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

Authorizing the acceptance of a Performance Guarantee in the amount of \$49,188.00 & the establishment of a Special Trust Fund Account in the amount of \$3,443.16 from Altomare 22 Union, LLC, for Block 3401, Lot 9, located at 1180 Springfield Road

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

Authorizing Change Order No. 2 & Final decreasing the amount to WHL Enterprises, Inc., by \$6,074.07 for a revised total contract amount of \$419,805.93 for the Main Library Mechanical/Electrical Upgrades.

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

Authorizing the purchase of automotive and light truck parts from Samuels, Inc., t/a Buy Wise Auto Parts at a fee not to exceed \$35,000.00, through the Somerset County Cooperative Pricing Council.

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

Appointing Robert Varady, Esq. to represent two Township employees in the matter of Negrin v. Township, et. al. for an amount not to exceed \$5,000.00.

On motion of Mrs. Restivo, seconded by Mr. People, 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 April 27, 2010, 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. People, 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
2113/5	James E. Barnes	2010	\$3,151.59	Vet.Exemp
1208/13	James Davitt, Jr.	2010	\$3,780.80	Vet.Exemp

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

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

BLOCK/ LOT	NAME	YEAR	AMOUNT
1208/13	James Davitt, Jr.	2010	\$1,890.40
3805/2	Mark Pedreiras	2010	\$1,732.91
2104/5	Alex&Andrea Demacedo	2010	\$1,501.07
2113/5	James E. Barnes	2010	

On motion of Mrs. Restivo, seconded by Mr. People, 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. People, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$10,396.61

**COMMUNICATIONS:**

From: Terri Malanda, Tax Collector, Re: Requesting checks be issued to the following representing the redemption of tax sale certificates:

NAME	AMOUNT	CERT#	LOCATION
Edison Tax Service, LLC	\$46,793.74	09-00044	809 Caldwell Ave

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

From: Gilbert Quesada, Mood Restaurant, 1998 Morris Avenue, Re: Requesting permission to hang a 4' x 6' banner for thirty (30) days advertising their new menu.

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

From: Geraldine Foligno, Connecticut Farms Church Nursery

School, Re: Requesting permission to hang two (2) 4' x 5' and two (2) 2' x 5' banners from May 3 until June 3, 2010 to advertise their nursery school & summer camp.

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

From: Various Township Residents, Re: Requesting permission to hold block parties on the following dates and locations;

- A. Sunday September 5, with a rain date of Monday September 6, 2010 from 12:00 PM until 8:00 PM on Stiles Street, requesting the use of twelve (12) barricades.
- B. Saturday July 3, with a rain date of Saturday July 10, 2010 from 2:00 PM until 6:00 PM on Lum Avenue.
- C. Saturday June 26, 2010 from 1:00 PM until 10:00 PM on Madison Avenue.

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

From: Charles Capaccio, Secretary/Treasurer, Veteran's Alliance, Re: Requesting permission to conduct the annual Memorial Day Parade on Monday May 31, 2010 beginning at 10:00 AM. Also requesting the use of the Showmobile with all fees waived and that the Township supply water at the end of the parade route.

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

From: Alfredo Rendeiro, Festival Coordinator, Portuguese American Civic Association, Re: Requesting permission to display the Portuguese flags on the poles along Morris and Stuyvesant Avenues from June 1 through June 11, 2010.

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

From: Steve McGovern, President, Mack Boring & Parts Company, 2365 Route 22, Re: Requesting permission to erect a 30' x 30' tent and have live music during their "Grand Opening" celebration to be held on Saturday May 1, 2010 from 10:00 AM until 4:00 PM.

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

From: Philip Haderer, Township Engineer, Re: Requesting payments be made to the following contractors;

- A. Payment No. 6 & Final in the amount of \$25,350.12 to WHL Enterprises, Inc., for work completed through April 19, 2010 for the Main Library Mechanical/Electrical Upgrades
- B. Payment No. 2 & Final in the amount of \$700.00 to Luongo Associates, for work completed through April 19, 2010 for the additional Main Library Mechanical Design Work

- C. Payment No. 7 & Final in the amount of \$575.00 to Luongo Associates, for work completed through April 19, 2010 for the Main Library – Mechanical/Electrical Upgrades
  
- D. Payment No. 1 & Final in the amount of \$21,000.00 to Skinner & Cook, Inc., for work completed through April 21, 2010 on the DPW Truck Wash Facility.

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

From: Melynda Mileski, Five Points Branch, YMCA of Eastern Union County, Re: Requesting permission to hang a 40' x 60' banner from May 1 through October 1, 2010 to promote the opening of their new facility located at 1000 Galloping Hill Road.

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

From: Gladys Griggs, Faith United Church of Christ, 1340 Burnet Avenue, Re: Requesting permission to hang a 12' x 2' banner for thirty days advertising their Rummage Sale to be held on May 22, 2010.

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

From: Joe Jacome, Manager, Electronics Expo, 2260 Route 22 East, Re: Requesting permission to erect a 10' x 25' tent for thirty (30) days beginning May 5, 2010 to promote a "Clearance Sale".

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

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:**

Board of Health

### **COMMITTEE REPORTS:**

#### **MR. FIGUEIREDO:**

Mr. Figueiredo announced that the grass and leaf collection schedules have been mailed out.

Mr. Figueiredo stated that the Township has received an increase from last year's grant money, for the New Jersey Clean Communities Grant.

Mr. Figueiredo announced that Operation Clean Sweep will be held on Saturday, May 15, 2010, anyone interested is to register at the Department of Public Works or call 686-1922 for more information. This is a great opportunity to meet your neighbors and work together to keep you community clean.

Mr. Figueiredo announced any resident who wishes to have a tree planted in front of their home should call the Department of Public Works at 686-1922.

Mr. Figueiredo invited residents to attend the Municipal Band Concerts; they are very entertaining and free of charge.

Mr. Figueiredo announced that the Dog & Cat Canvass will begin shortly. He urged residents to license their dogs and cats now. Call the Township Clerks Office at 851-5461, for more information or questions

MR. FLORIO:

Mr. Florio was absent.

MR. PEOPLE:

Mr. People invited all seniors to sign up for the many health programs given at the Senior Center. Please call 851-5461 for more information on these programs.

MRS. RESTIVO:

Mrs. Restivo moved that the Conference and Regular Meetings scheduled to be held on Tuesday, June 8, 2010 be rescheduled to be held on Wednesday, June 9, 2010, the motion was seconded by Mr. Figueiredo, and carried.

Mrs. Restivo announced that the Recreation Department has many great programs going on for the youth of the Township. Mrs. Restivo urged parents to call the Recreation Department for more information and details.

Mrs. Restivo announced the 3<sup>rd</sup> Annual Taste of Union to be held on Thursday, April 29, 2010 from 6:00 P.M. to 8:00 P.M. at the Knights of Columbus. Tickets are \$25.00 each and the proceeds will benefit a family with two children who have a spinal disease.

MR. TERREZZA:

Mr. Terrezza urged resident to attend the 3<sup>rd</sup> Annual Taste of Union, it's a great place to meet you neighbors and the proceeds going to a local family in need.

PUBLIC HEARING:

No one expressed their desire to be heard.

There being no further business presented, the Township Committee on motion of Mr. Figueiredo, seconded by Mr. People, and carried, adjourned the meeting, the time being 8:03 P.M.

Dated: April 27, 2010

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ANTHONY TERREZZA, Chairman

of the Township Committee  
of the Township of Union  
in the County of Union.

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EILEEN BIRCH, Township Clerk