

January 28, 2020

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 28th day of January, 2020 at 7:30 P.M. The meeting was called to order by Michele Delisfort, Chairwoman 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, 2020, 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, Suburban News 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 People, and the pledge to the flag was led by Committeeman Florio.

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

Present: MICHELE DELISFORT, MAYOR
JOSEPH FLORIO, DEPUTY MAYOR
CLIFTON PEOPLE, JR.
MANUEL FIGUEIREDO
SUZETTE CAVADAS

RECOGNITION:

Donation from the Monday Club. Ms. Delisfort thanked the Monday Club for their continuous donations to the Food Pantry throughout the year.

APPROVAL OF MINUTES:

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved to approve the Minutes of Conference Minutes of January 13, 2020 and Conference and Regular Session Minutes of January 14, 2020 as printed and distributed by the Clerk.

DRAFT AND FIRST READING:

The Clerk presented draft of an ordinance adopting the "Weinstein Redevelopment Plan".

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, 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.

ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF UNION, COUNTY OF UNION, NEW JERSEY
ADOPTING THE "WEINSTEIN REDEVELOPMENT PLAN"
PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING
LAW, N.J.S.A. 40A:12A-1 *et seq*

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, 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 February 11, 2020.

Mr. Figueiredo, aye, Ms. Cavadas aye, Mr. People, aye, Mr. Florio, aye, Ms. Delisfort, aye.

RESOLUTIONS:

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-69:**

WHEREAS, the Department of Public Works solicited quotes for the 2020 Pump Station Generator Maintenance for seven pump stations located within the Township of Union; and

WHEREAS, the Township of Union Department of Public Works received two (2) quotes in connection with the generator maintenance for the seven pump stations located within the Township of Union; and

WHEREAS, Kraft Power Company, 241 West Parkway, Pompton Plains, N.J. 07444 provided the lowest quote at \$19,475.00 for the maintenance of the seven pump stations; and

WHEREAS, the Superintendent of Public Works has reviewed the quotes and recommends that the award of contract to Kraft Power Company for the period of January 1, 2020 - December 31, 2020; and

WHEREAS, the Chief Financial Officer has determined that there is sufficient funding for account 0-07-55-500-579 to award the contract and the aforementioned quote complies with the New Jersey Local Public Contracts Law requirements; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that the contract for the maintenance of the seven pump stations be awarded to Kraft Power Company, 241 West Parkway, Pompton Plains, N.J. 07444 in the amount not-to-exceed nineteen thousand, four hundred seventy five and 00/100 Dollars [\$19,475.00] in accordance with their quote.

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2020-70:**

WHEREAS, the Department of Public Works solicited quotes for the 2020 Pump Station Maintenance for five pump stations and one storm water pump station located within the Township of Union; and

WHEREAS, the Township of Union Department of Public Works received two (2) quotes in connection with the maintenance for the pump stations located within the Township of Union; and

WHEREAS, North Jersey Pump & Controls, LLC, P.O. Box 143, Oakland, NJ 07436 provided the lowest quote at \$17,700.00 for the maintenance of the pump stations; and

WHEREAS, the Superintendent of Public Works has reviewed the quotes and recommends that the award of contract to North Jersey Pump & Controls, LLC for the period of January 1, 2020 – December 31, 2020; and

WHEREAS, the Chief Financial Officer has determined that there is sufficient funding for account 0-07-55-500-579 to award the contract and the aforementioned quote complies with the New Jersey Local Public Contracts Law requirements; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that the contract for the maintenance of the pump stations be awarded to North Jersey Pump & Controls, LLC in the amount not-to-exceed seventeen thousand, seven hundred and 00/100 Dollars \$17,700.00 in accordance with their quote.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-71**:

WHEREAS, N.J.S.A. 40a:4-20 provides that, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may make emergency temporary appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for the current fiscal year and the date of the adoption of the budget for the current fiscal year; and

WHEREAS, the amount of such emergency temporary appropriations shall be included under corresponding headings in the budget as adopted or, if such appropriations are adopted after the introduction and approval of the budget and were not included in the budget as approved such appropriation shall be included by amendment in the budget as adopted without public advertisement or public hearing; and

WHEREAS, the Township has deemed certain emergency temporary appropriations to be necessary and such appropriations are conforming to the provisions of N.J.S.A 40A-20;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that pursuant to N.J.S.A. 40A:4-20 an emergency temporary appropriation be and the same is hereby made for:

Current Fund: \$415,374.85

BE IT FURTHER RESOLVED the said emergency temporary appropriations will be provided for the 2020 Budget under the title of same.

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby directed to file a certified copy of the resolution with the Director of the Division of Local Government Services.

ROLL CALL: Mr. Figueiredo; aye; Ms. Cavadas; aye; Mr. People; aye; Mr. Florio; aye; Ms. Delisfort; aye.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2020-72**:

WHEREAS, The Township has received the vouchers listed below which have been properly documented and checked, and

WHEREAS, said vouchers were submitted in accordance with the verification procedure designed by Suplee, Clooney and Company, which assures accurate calculation of charges for disposal and all applicable taxes, and

WHEREAS, The Township of Union continues to protect the interim rate of \$75.09 per ton for household waste and \$ 107.12 for bulky waste, this resolution is authorized subject to a possible retroactive rate adjustment by the Department of Environmental Protection, Board of Public Utilities, in which case the Township will demand a refund, and

NOW THEREFORE BE IT RESOLVED THAT, the Township Committee of the Township of Union, in the County of Union, New Jersey, in a meeting assembled this 28TH day of JANUARY 2020, hereby authorizes for payment the following vouchers, which are now owed, in accordance with the exceptions hereinbefore expressed.

MONTH OF DECEMBER	VOUCHER	AMOUNT
Contract Service	205970	\$137,333.33
Bulky Waste Contract	205971	\$ 11,833.33
Condo/Apartments Contract	205973	\$ 8,333.33
Recycling Contract	205972	<u>\$ 46,666.66</u>
TOTAL		\$204,166.65

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-73**:

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and

WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing,

pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and
WHEREAS, the Township of Union uses Air Brake & Equipment for the Maintenance & Repair for Heavy Duty Vehicles, 225 Route 22, Hillside, NJ 07205 , State Contract No. 89279; and
NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Purchasing Agent of the Township of Union to allow the Maintenance and Repair of Heavy Duty Vehicles from Air Brake & Equipment, 225 Route 22, Hillside, NJ 07205 State Contract Vendor, State Contract No. 89279; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and
BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$40,000.00 and shall be encumbered to 0-01-26-290-226 - \$15,000.00 and 0-01-26-305-226 -\$25,000.00

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2020-74:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and
WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and
WHEREAS, the Township of Union uses Beyer Brothers, 109 Broad Ave., Fairview, NJ 07022, State Contract No. 40801; and
NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Purchasing Agent of the Township of Union to allow the Maintenance and Repair of Heavy Duty Vehicles from Beyer Brothers, 109 Broad Ave., Fairview, NJ 07022 State Contract No. 40801; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and
BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$25,000.00 and shall be encumbered to 0-01-26-290-226.

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2020-75:**

WHEREAS, the Township of Union in the County of Union is in need of automotive and light truck parts, and
WHEREAS, these can be purchased from Quality Automotive Co., 25 Summit Avenue, Summit, N.J. 07901, State Contract 86010; and
WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$11,000.00 and will be charged to Police Account 0-01-25-240-226.
NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes said purchase.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-76:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and
WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and
WHEREAS, the Township of Union in the County of Union is in need of automotive and light truck parts, and
WHEREAS, these can be purchased from Samuels, Inc. t/a Buy Wise, 2091

Springfield Ave., Vauxhall, NJ 07088 through the State Contract #42071, and WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$45,000.00 and will be charged to Police Account 240-226 - \$10,000.00 and Public Works 290-226 - \$35,000.00; and NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Purchasing Agent of the Township of Union to purchase auto parts from State Contract Vendor, Samuels, Inc. t/a Buy Wise, 2091 Springfield Ave., Vauxhall, NJ 07088 State Contract Vendor 42071; pursuant to N.J.A.C. 5:34-4.9, open-end contracts. NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes said purchase.

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2020-77:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials, supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and WHEREAS, the Township of Union purchases repair services from BJ&M Auto, State Contract 89295; and WHEREAS, said purchases are expected to include: Maintenance and Repair of Vehicles. NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Township of Union to utilize BJ&M Auto Inc, 420-424 Spring Street, Elizabeth, NJ 07207 07204 for Maintenance and Repair of Vehicles; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$20,000.00 and shall be encumbered to DPW 0-01-26-290-226.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-78:**

WHEREAS, the Township of Union in the County of Union is in need of purchasing road materials (asphalt), and WHEREAS, these can be purchased through the Union County Cooperative Pricing Council (UCCP-15-2018) with Weldon Asphalt, 141 Central Avenue, Westfield, NJ 07090 WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$125,000.00 and will be charged to 0-01-26-290-232; and WHEREAS, public bids are not required when the purchase is under Joint Purchasing Agreements in accordance with 40A:11-10 of the Local Public Contracts Law. NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes said purchase.

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2020-79:**

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Purchasing Agent of the Township of Union to purchase tires and tubes from Goodyear Tire and Rubber, c/o F&S Tire Corp., 58 Brunswick Ave., Edison, NJ 08817 State Contract No. 20-FLEET-00948; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$18,000.00 and shall be encumbered 0-01-

25-265-225.

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and

WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and

WHEREAS, the Township of Union purchases Tires and Tubes from Goodyear Tire and Rubber, c/o F&S Tire Corp., 58 Brunswick Ave., Edison, NJ 08817 State Contract No. 20-FLEET-00948; and

WHEREAS, said purchases are expected to include tires and tubes for the public works department.

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2020-80:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and

WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and

WHEREAS, the Township of Union purchases Safety Equipment for DPW from Fastenal, 697 Rahway Avenue, Union, NJ 07083, State Contract No.19-FLEET-00565; and

WHEREAS, said purchases are expected to include safety equipment for the vending machine for the public works department.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the purchase of safety equipment from Fastenal, 697 Rahway Avenue, Union, NJ 07083, State Contract No. 19-FLEET-00565; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2020-81:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and

WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and

WHEREAS, the Township of Union uses Beyer Ford, LLC, 170 Ridgedale Avenue, Morristown, NJ. 07960, State Contract No.89263 for various repairs of Ford vehicles from DPW; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Purchasing Agent of the Township of Union to allow the Repair of Vehicles from Beyer Ford, LLC, 170 Ridgedale Avenue, Morristown, NJ. 07960 State Contract No. 89263; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and

BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$30,000.00 and shall be encumbered to 0-01-26-290-226.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2020-82:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and

WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the

award of such contract by resolution of the governing body; and
WHEREAS, the Township of Union purchases Tires and Tubes from Bridgestone America, c/o Cleveland Auto Tire, 462 Third Avenue, Elizabeth, N.J. 07206, State Contract No. 19-FLEET-00708; and

WHEREAS, said purchases are expected to include tires and tubes for the public works department.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Purchasing Agent of the Township of Union to purchase tires and tubes from Bridgestone America, c/o Cleveland Auto Tire, 462 Third Avenue, Elizabeth, N.J. 07206, State Contract No. 82528; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and
BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$35,000.00 and shall be encumbered to 0-01-26-290-225 - \$20,000.00 and 0-01-26-305-225 -\$15,000.00.

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2020-83:**

WHEREAS, the Township of Union wishes to participate in the State Department of Defense excess personal property program which allows approved municipalities to receive excess property at no cost; and

WHEREAS, LESO Operations will be coordinating with the Township to identify and receive property; and

WHEREAS, the Township of Union has agreed to abide by the provisions of the agreement for any property received.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes said participation in the program.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-84:**

WHEREAS, RMS Liberty Place Urban Renewal, LLC submitted a Treatment Works Application ("TWA") for the residential development, consisting of Lots 15, 17-19, & 57 in Block 405 prepared by Dynamic Engineering Consultants, P.C. dated December 20, 2019; and

WHEREAS, the Township Engineer has reviewed said application and has no objection from a technical standpoint with the Township Administrator signing the WQM-003 form of the TWA as Consent by the Governing Body and Owner/Operator of the Wastewater Conveyance System; and

NOW, THEREFORE, BE IT RESOLVED, that the Administrator of the Township of Union is hereby authorized and directed to sign the WQM-003 form of the Treatment Works Application ("TWA") for RMS Liberty Place Urban Renewal, LLC, 1255 Magie Avenue prepared by Dynamic Engineering Consultants, P.C..

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2020-85:**

WHEREAS, the Township of Union has a need for Disclosure Audit Services to ensure that all necessary filings are within compliance; and

WHEREAS, NW Financial, LLC. has submitted a proposal for these services;

WHEREAS, the Township Administrator has reviewed the proposal and recommended that the Township award the Disclosure Audit Services to NW Financial Group. LLC, 2 Hudson Place, Hoboken, NJ 07030 for an amount not to exceed \$10,000.00 and the availability thereof has been certified by the Local Finance Officer

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the award of contract to NW Financial Group. LLC, 2 Hudson Place, Hoboken, NJ 07030

BE IT FURTHER RESOLVED that the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases, not to exceed a total amount of \$10,000.00 and shall be encumbered to 0-01-20-137-269.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-86**:

WHEREAS, the Township of Union received three (3) bids on November 15, 2019 in connection with the Municipal Building Roof Replacement project following a public advertisement in the Newark Star Ledger on October 25, 2019; and

WHEREAS, Kupex Exteriors LLC, 1278 East State Street, Trenton, New Jersey 08609 was the responsive, low bidder for Proposal B – Synthetic Slate with a total bid amount of \$576,002.90 which is 25.3% higher than the engineer's estimate which did not accurately reflect the higher material and labor cost for synthetic slate; and

WHEREAS, the Township Engineer has reviewed the bid and issued a recommendation of award letter dated November 20, 2019 to Kupex Exteriors LLC being the responsive, low bidder, in the amount of \$576,002.90; and

WHEREAS, the availability of said funds has been certified by the Chief Financial Officer in Capital Ordinance 5638; and

WHEREAS, the aforementioned bid complies with the New Jersey Local Public Contracts Law requirements.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that the contract for said Municipal Building Roof Replacement in the amount of Five Hundred Seventy-Six Thousand, Two Dollars and 90/100 Dollars [\$576,002.90] be and the same is hereby awarded to Kupex Exteriors LLC 1278 East State Street, Trenton, New Jersey 08609 in accordance with all bid specifications and requirements; and

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-87**:

WHEREAS, the Township desires to engage a professional engineering firm for professional engineering services associated with the renovations at Veteran's Memorial Park 1000 Wewanna Avenue; and

WHEREAS, Maser Consulting P.A. has submitted a proposal with a scope and fee estimate dated January 9, 2020 for professional engineering services associated with the bid documents and bidding services requested by the Township for a fee not-to-exceed \$38,900.00; and

WHEREAS, funds would be available in the Township Capital Account to compensate the person or firm selected to advise the Governing Body in connection with the foregoing; and

WHEREAS, the Chief Financial Officer has certified that funding is available in Capital Ordinance 5662; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40a:11-1) et. Seq. requires that the Resolution authorizing the award of Contracts for "Professional Services" without competitive bids must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee in the Township of Union in the County of Union that:

1. The Chairman of the Township Committee and the Township Clerk are hereby authorized and directed to enter into an agreement with Maser Consulting, P.A. for the Professional Engineering Services for the renovations at Veteran's Memorial Park as described in the Maser Consulting, P.A. proposal dated January 9, 2020 for a fee not-to-exceed \$38,900.00.
2. This Contract is awarded without competitive bidding as a Professional Service in accordance with 40a:11-5(1)(a) of the Local Public Contracts Law, because the said Maser Consulting, P.A. is authorized to practice a recognized profession.
3. The contractor agrees to comply with all affirmative action Regulations pursuant to N.J.S.A. 10:21-1 et seq. (p.l. 1975 C. 127. NJAC 17:27).
4. A notice of this action shall be published in the Local Source.

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2020-88**:

WHEREAS, the Township is in need of an employee assistance program; and

WHEREAS, proposals were solicited and one response received for the employee assistance program service; and

WHEREAS, it is now decided to enter into such a contract for a period of one-year January 1, 2020 – December 31, 2020; and

WHEREAS, the proposal submitted has been examined and studied, as a result of which a responsive proposal has been selected for the purposes of entering into the contract; and

WHEREAS, sums are available for said purpose and allowing of the entering into a contract with Intervention Strategies International, Inc., who provided a responsive proposal; and

WHEREAS, the Governing Body has determined that the services to be performed and the amount to be paid therefore and the conditions set forth in said proposal are all reasonable; and

WHEREAS, the availability of sufficient funds not to exceed \$12,000.00 for the work to be undertaken in accordance with said contract has been certified by the Local Finance Officer;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Union in the County of Union that:

1. The Mayor be and is hereby authorized to execute the proposal and to indicate that the same has been accepted and approved by the Township Committee of the Township of Union in the County of Union.
2. A notice of this action shall be published in the Local Source.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-89**:

WHEREAS, on March 26, 2019 the Township of Union awarded a contract to S. Batata Construction, Inc., 238 Ernston Road, Parlin, New Jersey 08859 for the 2019 Road Improvement Program Phase I1I for a total contract amount of \$1,792,110.00; and

WHEREAS, the Township Committee approved Change Order No. 1 by Resolution No. 2019-272 to reflect an increase in Supplementary Items S-1 in the amount of \$130,000.00 for demolition and restoration of the basketball courts at Rabkin and Davis Parks resulting in a net change increase of \$130,000.00 for a revised contract amount of \$1,922,110.00; and

WHEREAS the Township Committee approved Change Order No. 2 to reflect an increase in Supplementary Item S-1 in the amount of \$30,000.00 for installation of handrails and bollards and additional striping and signage at Rabkin and Davis Parks resulting in a net increase of \$30,000.00 for a revised contract amount of \$1,952,110.00; and

WHEREAS, S. Batata Construction has submitted Change Order No. 3 to reflect an increase in Supplementary Item S-1 in the amount of \$30,000.00 for installation of new water tight manhole frames and castings, seals, pavement repair and televising two sanitary sewer branches of pipe resulting in a net increase of \$30,000.00 for a revised contract amount of \$1,982,110.00 that has been reviewed and approved by the Township Engineer; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Ordinance No. C-04-55-555-599 to pay for said change order resulting in net change of \$30,000.00 for a revised contract amount of \$1,982,110.00.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Union, in the County of Union, State of New Jersey, hereby authorizes Change Order No.3 resulting in a net change of \$30,000.00 to the contract with S. Batata Construction, Inc. for a revised contract amount of \$1,982,110.00.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2020-90**:

WHEREAS, the Township of Union received six (6) bids on January 22, 2020 in connection with the Veteran' Memorial Park Renovation project following a public advertisement in the Newark Star Ledger on January 7, 2020; and

WHEREAS, Berto Construction, Inc., 625 Leesville Avenue, Rahway, N.J. 07065 was the responsive, low bidder with a total bid amount of \$337,543.50 Including the

Base Bid and Add Alternate which is 5 per cent higher than the engineer's estimate which understated the cost of the specialized concrete and some of the electrical equipment; and

WHEREAS, the Township Engineer has reviewed the bid and issued a recommendation of award letter dated January 23, 2020 to Berto Construction, Inc. being the responsive, low bidder, in the amount of \$337,543.50; and

WHEREAS, the availability of said funds has been certified by the Chief Financial Officer in Capital Account C-04-55-566-299 in the amount of \$187,543.50, Capital Account C-04-55-555-699 in the amount of \$75,000.00 and Capital Account C-04-55-541-699 in the amount of \$75,000.00 ; and

WHEREAS, the aforementioned bid complies with the New Jersey Local Public Contracts Law requirements.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that the contract for said Veteran's Memorial Park Renovation in the amount of \$337,543.50 be and the same is hereby awarded to Berto Construction, Inc., 65 Leesville Avenue, Rahway, N.J. 07065 in accordance with all bid specifications and requirements;

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2020-91:**

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts; and

WHEREAS, N.J.A.C. 5:34-1.2 provides that any local contracting unit purchasing, pursuant to N.J.S.A. 40A: 11-12, materials, supplies or equipment under a contract entered into by the State Division of Purchase and Property shall authorize the award of such contract by resolution of the governing body; and

WHEREAS, the Township of Union purchases repair services from On Site Fleet Service, State Contract 89273; and

WHEREAS, said purchases are expected to include: Maintenance and Repair of Vehicles.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the Township of Union to utilize On Site Fleet Service Inc., 36 Edgeboro Rd., East Brunswick, NJ 08816 for Maintenance and Repair of Vehicles; pursuant to N.J.A.C. 5:34-4.9, open-end contracts; and

BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$20,000.00 and shall be encumbered to DPW 0-01-26-290-226.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-92:**

WHEREAS, 2185 22 West, LLC, 2185 Route 22 West, Union, NJ 07083 has filed an application for a Person to Person transfer of a Plenary Consumption License, State assigned number, 2019-33-002-011 currently owned by Mercado Grill 22, LLC t/a Rio Rodizio.

WHEREAS, all matters for said Person to Person transfer have been satisfied, and all necessary paperwork has been submitted and approved by the Township Committee; and

WHEREAS, no objections have been received against said renewal, and;

WHEREAS, a Tax Clearance Certificate has been issued by the State of N.J. for this applicant; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union hereby approves said Person to Person transfer effective January 29, 2020; and

BE IT FURTHER RESOLVED that Eileen Birch, Township Clerk, is hereby authorized to endorse said transfer on the current license.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2020-93:**

WHEREAS, the Township of Union (“Township”) is a Municipal Body Public and Corporate of the State of New Jersey; and
WHEREAS, on prior occasion pursuant to resolution, the Township authorized a Public Procurement in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., for the provision of solid waste collection services, including, among other things, household waste, bulky waste, recycling, service to condominium and apartment houses, vegetative waste (ID 23) and garbage pickup services for the Township Board of Education; and
WHEREAS, in response to such Bid Specifications and Addendums, the Township received bids on January 16, 2020 from Regional Industries, LLC (“Regional”); and
WHEREAS, the Bid Specifications provided for a series of options as to the performance of solid waste collection services for household, bulky and vegetative waste (ID 23), as well as recycling services; and
WHEREAS, the Township Administrator, Director of Public Works and Counsel have examined the aforesaid Bid and recommend that a five-year contract be awarded to Regional, as the sole responsible and complying bidder, for the provision of solid waste collection services for Item 2, for trash pick-up, two sections at a five year cost of \$11,500,000.00, Item 8, for bulky waste pick-up weekly two sections at a five-year cost of \$1,000,000.00, Item 10, Recycling pick-up once a week with contractor retain for a five year cost of \$4,750,000.00, Item 11, Vegetative Waste pick up once a week two sections at a five-year cost of \$4,800,000.00, Item 15, for condo/apartment pick-up at a five year cost of \$700,000.00 and Item 16 for trash pick-up of solid waste collection services for township schools and the Board of Education administration building for a five year cost of \$450,000.00 for a total five year contract of \$23,200,000.00 or \$4,640,000.00 annually; and
WHEREAS, the Township Administrator and Director of Public Works are satisfied, that Regional has the ability to perform the solid waste and recycling services consistent with the requirements of the Bid Specifications; and
WHEREAS, the award of this contract for solid waste and vegetative waste collection and recycling services is necessary for the efficient operations of Township and to ensure the continued provision of safe, adequate and proper solid waste collection and recycling services to the citizens of the Township;
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that:

1. That a five-year contract for the provision of solid waste and vegetative collection and recycling services, pursuant to Items 2, 8, 10, 11, 15 and 16 of the Bid proposal in the Bid Specifications be and is hereby awarded to Regional in accordance with its Bid, which Bid was the lowest responsible and complying bid for such services.
2. That the Mayor and Township Clerk be and are hereby authorized to execute a contract with Regional in accordance with this Resolution, and to obtain from Regional a Performance Bond, Insurance Certificate and such other documentation as may be required consistent with the Bid Specifications, as amended, prior to the inception of services under the contract.
3. That the Bid Security of all bidders be returned in accordance with N.J.S.A. 40A:11-1 et. seq. upon the execution of the contract.
4. That a copy of this resolution shall be maintained in the Office of the Township Clerk and made available for public inspection.
5. That notice of this contract award be provided as required by law.

FINANCES:

On motion of Mr. People, 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 January 28, 2020, approved by respective Departments as being correct.

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$7,969.92.

COMMUNICATIONS:

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

NAME	AMOUNT	CERT#	LOCATION
US Bank Cust.	\$12,679.96	19-00091	1585 Hillcrest Terr.
Tower DB IX 2019-1	\$20,000.00		
US Bank Cust for Pro Cap	\$ 2,667.08	19-00068	1149 Burnet Avenue
US Bank Cust/ Actlien Holding	\$ 231.97	19-00017	850 Colonial Avenue
Zhengrong Yun	\$ 189.39	19-00011	331 Delaware Avenue

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved to approve the payments.

From: Joseph Venezia, Township Engineer, Re: Requesting the following payments:

- A. Payment No. 3 to Multi Roof Maintenance LLC in the amount of \$11,430.00 for work completed through January 31, 2020 in connection with the Firehouse #2 Roof Replacement Project.
- B. Payment No. 3 to Stilo Excavating, Inc. in the amount of \$324,066.94 for work completed through January 17, 2020 in connection with the 2019 Road Resurfacing Program – Phase I
- C. Payment No. 2 to Stilo Excavating, Inc. in the amount of \$21,756.00 for work completed through January 17, 2020 in connection with the 2019 Road Resurfacing Program – Phase 2B
- D. Payment No. 6 to S. Batata Construction Inc. in the amount of \$330,248.24 for work completed through January 17, 2020 in connection with the 2019 Road Improvement Program, Phase III.
- E. Payment No. 6 to JTG Construction, Inc. in the amount of \$18,876.81 for work completed through November 18, 2019 in connection with the 2019 Road Improvement Program, Phase II.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved to approve the payments.

From: Fernando and Lourdes Giorgio, Resident, 751 Mitchell Avenue, Re: Requesting a street sign that states Child with Autism in Area in front of their home.

On motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, the Township Committee moved to refer the request to the Police Department for further advisement.

From: Wail Rasheed, Islamic Center Union County, Re: Requesting the use of Rabkin Park for a prayer service for the Muslim holiday on May 24, 2020 and July 31, 2020 at 8:00 am.

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, and carried, the Township Committee moved to deny the request due to the unavailability of Rabkin Park.

From: Chris Devanney, CDD Promotions, LLC Re: Requesting the use of Rabkin Park for a Music/Food Truck Festival with a bouncy houses and face painting on May 30, 2020 from 12:00 pm – 6pm.

On motion of Ms. Cavadas, seconded by Mr. Figueiredo, and carried, the Township Committee moved to deny the request due to usage of township parks for profit is not permitted and concerns from various departments.

From: Jessica Cunningham, 2020 General Chairwoman, Union County St. Patrick's Day Parade Committee, Re: Requesting a banner on Stuyvesant and Morris Avenue from February 17, 2020 through March 31, 2020 advertising the St. Patrick's Day Parade.

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

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee directed that the following reports be received for filing:

DEPARTMENT REPORTS:

MONTHLY REPORTS:

Municipal Court
Police Department
Fire Department

COMMITTEE REPORTS:

MS. CAVADAS:

- Applications for licenses were presented by Ms. Cavadas, and none of the Township Committee voicing any conflict, she moved that the Township Committee approve the applications, as follows:

Gas Stations

Chestnut Shell- 575 Chestnut St.

OP Lehigh- 437 Lehigh Ave.

OP Magie LLC- 1351 Magie Ave.

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

- Ms. Cavadas gave the recreation report
- Ms. Cavadas gave the Senior Citizen's report.

MR. FIGUEIREDO:

- Mr. Figueiredo made a motion to appoint Gary Glor to the Cultural Arts Board for a one year term. The motion was seconded by Mr. Cavadas and carried.
- Mr. Figueiredo gave the report from the Fire Department.

MR. PEOPLE:

- Mr. People gave the report from DPW.

MR. FLORIO:

- Mr. Florio gave the Police report.
- Mr. Florio spoke about the bail reforms.
- Mr. Florio thanked Sean Herrighty and Bill Fuentes for their years of service on the Police Department and wished them luck in their retirement.

MS. DELISFORT:

- Ms. Delisfort urged all residents to stop by the latest Meet the Artist Reception & Gallery Exhibit on Saturday, February 1st at the Les Malamut Art Museum.
- Ms. Delisfort announced that the Union Municipal Band will host a winter concert on Monday, February 3rd, at 7:30 pm at Hannah Caldwell School Auditorium.
- Ms. Delisfort announced the Black Excellence Art Gallery will be held at the Vauxhall Meeting Center from 6:00pm to 9:00pm on Friday, February 7th.
- Ms. Delisfort announced that Black History Month Celebrations will conclude with a Film Screening of the 2019 film Harriet Tubman on Saturday, February 29th. The program begins at 2:00 pm, film at 2:30 pm and directly after, Dr. Margot Banks will provide commentary on the film.

PUBLIC HEARING:

There being no further business presented, the Township Committee on motion of Mr. Figueiredo, seconded by Ms. Cavadas, and carried, adjourned the meeting, the time being 7:59 pm.

Dated: January 28, 2020

Michele Delisfort, Chairwoman of the
Township Committee of the Township
of Union in the County of Union.

Eileen Birch, Township Clerk