

January 26, 2016

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 26th day of January, 2016 at 7:30 P.M. The meeting was called to order by Manuel Figueiredo, 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, 2016, 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 Deputy Mayor Suzette Cavadas, and the pledge to the flag was led by Committeeman Joseph Florio.

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

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

INTRODUCTION:

New Police Officer: Adedeji Akere

APPROVAL OF MINUTES:

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved to approve the Minutes of Meetings held on January 12, 2016, Executive, Conference and Regular Meetings as printed and distributed by the Clerk.

ORDINANCE:

SECOND AND FINAL READING:

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, amending Chapter 415 entitled "Recreational Facilities" to add a fee schedule to current and future recreation programs.

AN ORDINANCE AMENDING CHAPTER 415
ENTITLED "RECREATIONAL FACILITIES" BY
THE TOWNSHIP COMMITTEE OF THE TOWNSHIP

OF UNION, COUNTY OF UNION, STATE OF NEW
JERSEY. (This ordinance adds a fee schedule to current
and future recreation programs)

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 Ms. Cavadas, seconded by Mr. People, and carried,
the Township Committee

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

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

RESOLUTIONS:

On motion of Ms. Cavadas, seconded by Mr. People, and carried,
the Township Committee moved the adoption of **Resolution No. 2016-47:**

WHEREAS, the Township of Union and T-Mobile USA have terminated
their lease for the Co-Location of Wireless Telecommunication Antennas
and Support Facilities located at 981 Caldwell Avenue; and
WHEREAS, upon termination of the lease the Township has agreed to
acquire from T-Mobile certain equipment previously used at the site at no
cost to the Township; and
WHEREAS, the Township of Union and T-Mobile have agreed to abide by
the provisions of the attached bill of sale agreement.
NOW THEREFORE BE IT RESOLVED that the Township Committee of
the Township of Union hereby authorizes said agreement between the
Township of Union and the T-Mobile USA, Inc.

On motion of Ms. Cavadas, seconded by Mr. People, and carried,
the Township Committee moved the adoption of **Resolution No. 2016-48:**

WHEREAS, the Township of Union utilizes software for the police
department from Spok, Inc (AmCom Software); and
WHEREAS, the Township of Union and Spok, Inc. (AmCom Software)
have agreed to terms for the maintenance of the 911 software for the
period of January 1, 2016-December 31, 2016 at an amount not to exceed
\$30,411.15; and
WHEREAS, the availability of funds has been certified by the Local
Finance Officer in the amount of \$30,411.15 and will be charged to
Account 6-01-31-440-201; and
WHEREAS, pursuant to the attached agreement appended hereto and
made a part hereof, the Township and Spok, Inc. (AmCom Software) have
listed all details and provisions of the agreement; and
WHEREAS, the Township Committee hereby agrees to the terms of the
attached agreement.
NOW, THEREFORE, BE IT RESOLVED by the Township committee of
the Township of Union in the County of Union hereby approves the
attached Agreement and that the Administrator and Clerk are hereby
authorized and directed to execute such agreement.

On motion of Ms. Cavadas, seconded by Mr. People, and carried,
the Township Committee moved the adoption of **Resolution No. 2016-49:**

WHEREAS, the Township of Union currently has a parts only warranty for
the Metric Parking Pay Stations that is expiring and wish to extend that
warranty for an additional period of one year; and

WHEREAS, Amano McGann, Inc., 140 Harrison Ave., Roseland, NJ 07068 will extend the warranty for the period of March 1, 2016 - February 29, 2017 for a total amount not to exceed \$1,316.70; and
NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes the extension of the parts only warranty with Amano McGann, Inc., for the period of one year at a total amount not to exceed \$1,316.70; 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 not to exceed an annual amount of \$1,316.70 and shall be encumbered to 6-01-25-245-242.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-50:**

WHEREAS, the Township Committee of the Township of Union wishes to develop an improvement plan for Springfield Avenue in Union and Vauxhall; and
WHEREAS, Arterial, LLC is qualified to develop such a plan and has submitted a proposal which is acceptable to the Township; and
WHEREAS, funds are available in the 2016 municipal budget account C-04-55-534-899 for the payment of the services of Arterial, LLC to provide this service, and the availability thereof has been certified by the Local Finance Officer; and
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 be and is hereby authorized and directed to enter into an agreement with Arterial, LLC, 105 Grove Street, Suite 7, Montclair, NJ 07042 and the contracts are hereby made part of this resolution.
2. This resolution is subject to Arterial, LLC executing the discrimination and employment contract pursuant to N.J.S.A. 10:2-1 et seq.
3. A notice of this action shall be published in the Local Source following the adoption of this resolution.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-51:**

WHEREAS, the Township of Union has a Police Firearms Training Facility used for training and certification purposes; and
WHEREAS, the Borough of Roselle wishes to utilize the range for those purposes for their officers; and
WHEREAS, the Township of Union and the Borough of Roselle wish to engage in a shared service agreement for the use of the facility with all details included in the attached agreement; and
WHEREAS, the Township of Union and the Borough of Roselle have agreed to abide by the provisions of the agreement.
NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes said agreement between the Township of Union and the Borough of Roselle.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-52:**

WHEREAS, the Township Committee desires to engage the services of Maser Consulting, P.A. for design, bidding and construction services for the new emergency standby electrical generator at the Union Township Police Department building at 981 Caldwell Avenue and ; and
WHEREAS, the Township requested and subsequently received a proposal from Maser Consulting, P.A. dated January 22, 2016 to provide

professional engineering services required for the preparation of the design plans, bidding process and construction services for the new electrical generator for a fee of \$37,000.00; and

WHEREAS, the Township was awarded a Hazardous Mitigation Grant in June 2015 in the amount of \$75,000.00 of which the Township will be funding the remaining cost to compensate the person or firm selected to advise the Governing Body in connection with the foregoing; and

WHEREAS, the availability of said funds has been certified by the Chief Financial Officer; 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. in connection with the new electrical generator at the Union Police Department building as more fully described in the aforementioned proposal for a fee not-to-exceed \$37,000.00.
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 as 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.

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 26, 2016, 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. People, 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
5601-38.02	Gallini c/o Vieira	2014	\$ 2,007.49	Tax Appeal
		2015	\$ 1,925.18	Tax Appeal
5609-65	Lincoln (DE) LP-QRS-142010	2010	\$21,225.03	Tax Appeal
2011	\$ 4,719.03			Tax Appeal
		2012	\$ 4,872.93	Tax Appeal
5107-1.01	Lincoln (DE) LP- QRS- 142010	2010	\$ 9,309.78	Tax Appeal
		2011	\$ 4,139.50	Tax Appeal
		2012	\$ 4,274.50	Tax Appeal
		2013	\$19,905.60	Tax Appeal
		2014	\$13,962.80	Tax Appeal
		2015	\$14,282.97	Tax Appeal

On motion of Mr. People, 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
Check Payable to: Wells Fargo Real Estate Tax Service, LLC			
1303-4	Pedro Rivera	2016	\$ 38.13
Check Payable to: Irwin Law Firm Att'y Trust Acct, F.B.O Gallini & Vieira Co.			
5601-38.02	Gallini c/o Vieira	2014	\$ 2,007.49
2015	\$ 1,925.18		
Check Payable to: Lincoln (DE) LP- QRS 14, Plaintiff & the Davidson Legal Group, LLC			
5609-65	Lincoln (DE) LP-QRS-14		
		2010	\$21,225.03
		2011	\$ 4,719.03
		2012	\$ 4,872.93
Appeal Check Payable to: Lincoln (DE) LP-QRS-14, Plaintiff & the Davidson Legal Group, LLC.			
5107-1.01	Lincoln (DE) LP- QRS-14		
		2010	\$ 9,309.78
		2011	\$ 4,139.50
		2012	\$ 4,274.50
		2013	\$19,905.60
		2014	\$13,962.80
		2015	\$14,282.97

On motion of Mr. People, 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 Sewer overpayments.

RESOLVED, that refund of the following Sewer overpayments be approved and payment authorized:

BLOCK/ LOT	NAME	YEAR	AMOUNT
CHECK PAYABLE TO: WEICHERT TITLE AGENCY			
1507-15	Orchemae Lyons	2015	\$ 310.45

On motion of Mr. People, 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. People, seconded by Mr. Florio, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$32,310.43

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
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Maria Figueiredo	\$ 860.47	15-00016	232 Delaware Ave.
	\$ 1,500.00		
Mtag/Cust Alterna	\$28,626.98	13-00008	215 Monticello St
Fund I, LLC	\$25,000.00		
US Bank Cust/	\$ 1,102.64	15-00044	1263 Coolidge Ave
Pro Cap 4 & Creditor	\$ 600.00		

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

From: Anthony Monguso, Construction Code Official, Re: Requesting the following refunds:

A. \$780.00 to Marta Cunha, 2272 Vauxhall Road, refund for the payment of a fine.

B. \$248.00 to Vivint Solar, 20 Chapin Road, Pine Brook, NJ for a permit that is no longer needed at 222 Longview Road.

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

From: Joseph Alpar, Union Jewelers Exchange, 2290 Route 22, Re: Requesting permission to put three 2' x 4' lawn signs and one 3' x 5' lawn sign for a sale from February 1, 2016- March 1, 2016.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved to approve the request to have one 3'X5' lawn sign and denied the three 2'X4' lawn signs.

From: Cheryl Burger, Connecticut Farms Nursery School, Re: Requesting permission to hang two 4' x 5' banners advertising Registration February 1, 2016 – March 31, 2016.

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

From: Jessica Cunningham, St. Patrick's Day Parade Committee, Re: Requesting permission to utilize the Township Bus on Saturday, March 12, 2016 from 8:00 am until 3:30 pm for the St. Patrick's Day Parade, with all fees for the driver to be paid for by the Committee.

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

From: Margaret Zalesky, Resident, Re: Requesting a handicap parking spot at 891 Hobson Street.

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

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

A. Payment no. 1 in the amount of \$1,532.48 to Opus Electric for work completed through January 14, 2016 for the Senior Center Generator Corrective Work project.

B. Payment no. 2 in the amount of \$58,693.33 to Fai-Gon Electric, Inc. for work completed through December 25, 2015 for the Springfield Avenue and Milltown Road Intersection Improvements project.

On motion of Ms. Delisfort, seconded by Mr. Florio, and carried, the

Township Committee moved to approve the request.

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

DEPARTMENT REPORTS:

MONTHLY REPORTS:

Police Department
Municipal Court

COMMITTEE REPORTS:

MS. DELISFORT:

- Ms. Delisfort presented her monthly Police Department report.
- Ms. Delisfort commended Director Zieser and the officers for all their help with residents during the recent blizzard.
- Ms. Delisfort announced the rescheduling of the free Rabies Clinic to Saturday, February 27, 2016, at the Union Animal Shelter.

MR. PEOPLE:

- Mr. People congratulated the new Police Officer and wished him well.
- Mr. People presented the monthly report from the Fire Department and offered safety tips.

SUZETTE CAVADAS:

- Ms. Cavadas presented the monthly report from the Recreation Department.
- Ms. Cavadas presented the monthly report from the Senior Citizen Department.
- Ms. Cavadas congratulated the new Police Officer and wished him well.

MR. FLORIO:

- Mr. Florio gave a report on the recent blizzard which occurred over the past weekend. He explained how the township is divided for snow plowing along with offering some explanation on the problems with plowing and removing snow.

MR. FIGUEIREDO:

- Mr. Figueiredo congratulated new Police Officer and wished him well.
- Mr. Figueiredo spoke of the recent snow storm, explained that we expected 8"-12" and instead we received approximately 28". Mr. Figueiredo explained the many obstacles that occurred. Mr. Figueiredo wished to thank the Police Department, Fire Department, the Department of Public Works and the Communication Personnel.
- Mr. Figueiredo announced that an analysis will be conducted to try to avoid problems that happened during this snowstorm, for future snowstorms.
- Mr. Figueiredo urged residents to sign up for Code Red program that will bring you updates on weather conditions, road closures, etc., on your mobile phone or computer.

PUBLIC HEARING:

Pat Katz, Duquesne Terrace, stated that the ordinance should be enforced concerning the parking of vehicles on roadways during snow storms.

Lisa Pelegrino, Hawthorne Ave, spoke about the DPW workers working very hard, especially her husband who has not been home for three days, because he was plowing the snow.

Karen Estevez, Hobson Street, stated that residents should be kind to the DPW workers and the people criticizing should be ashamed.

Mr. Dematos, 871 Peach Tree Road, complaining about the snow plowing and that a DPW worker was rude to him.

Resident of Roessner Drive, complained about the snow plowing and suggested using outside contractors.

Mr. Williams, 2223 Berwyn Street, stated that the Township needs a snow removal plan and to enforce the No Parking on Roadways during a snowstorm.

Carmen DiGiorgio, 680 Evergreen Parkway, complained about the snow plowing on his street.

Frank Peller, 463 Crawford Terrace, not happy with the job DPW did with the snow removal and wants the ordinance enforced of no cars parked on Township roadways during snow storms.

Fire Chief Tom Byrne explained to the residents that we should all work together and the difficult circumstances snow brings to all the workers.

Michael Dennis, 962 Caldwell Avenue, stated that the citizens could cooperate instead of complaining and that all sections of the township had problems.

Rev. Jackson, Franklin Street, explained that he was not happy with the job the DPW did during the recent blizzard.

Justin Versoza, Oakwood Crescent, thanked the DPW, Fire and Police for the job they did but stated that outside contractors should be used.

Rodrigo Desilva, Jay Place, complained about the snow plowing and that the kids can't go to school.

Jeff Monge, 858 Huguenot Avenue, complained about snow removal and stated that streets with bus stops should be plowed first.

Karen Cook, 1322 Shetland Drive, complained about the way DPW plows her street, missing the fishtail each time.

Romero Andad, 348 Meade Terrace, complained about the lack of snow removal on his street. He stated more communication is needed between residents and the Township.

Pat Higgins, 29 Lancaster Road, stated that the snow plowing wasn't great, but understood it was 30" of snow in a 24 hour period.

James Frazier, 1569 Walker Avenue, understood that there were

30" of snow in a 24 hour period. He wished to thank the Township Committee for their efforts.

Gail Petrecca, Evergreen Parkway, stated that she never encountered a disrespectful employee and that the residents should work together.

Nick Basile, Vauxhall Road, stated that no one can foresee what Mother Nature does. Mr. Basile asked where are all the residents the rest of the year to see what is going on in the Township.

Judy Amorosa, Clover Terrace, complained about cars not being removed from the streets, so the snow plows can plow.

Bob Johnsen, Weber Street, commended the Township Committee for the good job they do and feels residents should have constructive criticism, instead of putting the Township Committee down.

George Petkov, 270 Washington Avenue, commended the Township Committee on doing a fine job.

Claudia Poco, 2487 Ogden Road, complained her street was not plowed and her husband had to come home in his work truck and take their son to the doctor.

Joanne Kaplan, 272 Beechwood Avenue, stated her street was not plowed until Monday and wants the ordinance enforced for cars being removed from the roadway, during snow storms.

Pat Matthews, DPW worker, explained that DPW is working hard and doing the best they can.

Nancy Shetlick, Evergreen Parkway, stated that the fine for parking on the street during a snowstorm should be tripled. .

Al Burkhardt, 911 Ray Avenue, wants to see the snow removal ordinance enforced. He also complained about the paving work the gas company did on his street.

Patricia Frazier, Walker Avenue, thanked the Township Committee for the good job they do.

Mr. Barnes, 2172 Tyler Street, stated that there are chunks of ice on the street.

There being no further business presented, the Township Committee on motion of Ms. Delisfort, seconded by Mr. People, and carried, adjourned the meeting, the time being 9:46 P.M.

Dated: January 26, 2016

MANUEL FIGUEIREDO, Chairman
of the Township Committee
of the Township of Union
in the County of Union.

EILEEN BIRCH, Township Clerk