

April 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 April, 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 Clifton People, Jr.

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

BUSINESS OF THE MONTH:

Gustarosso Restaurant – Vincent DeMaio

PROCLAMATION:

Proclaiming May 9 – May 13, 2016 as Woman's Lung Health Week

APPROVAL OF MINUTES:

On motion of Ms. Delisfort, seconded by Mr. Florio, and carried, the Township Committee moved to approve the Minutes of Meetings held on April 11, 2016, Executive and Conference and April 12, 2016, Conference and Regular Meetings as printed and distributed by the Clerk.

Mr. People abstained.

PUBLIC HEARING:

Ms. Cavadas moved to open the 2016 Municipal Budget Hearing, the motion was seconded by Mr. Florio and carried.

Nick Basile stated that he appreciates the hard work the Township does to keep the budget as low as possible.

No one else expressed their desire to be heard. Ms. Cavadas moved to close the 2016 Budget Hearing, the motion was seconded by Mr. People, and carried.

ORDINANCE:

SECOND AND FINAL READINGS:

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, amending Ordinance 5349 to include additional funding for the 2016 Road Improvement Program.

BOND ORDINANCE AMENDING AND RESTATING IN ENTIRETY BOND ORDINANCE NUMBER 5349 FINALLY ADOPTED AUGUST 25, 2015 PROVIDING FOR VARIOUS ROAD IMPROVEMENTS, BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, STATE OF NEW JERSEY AND APPROPRIATING \$3,290,402 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,717,382 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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. Florio, 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 Mr. Florio, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2016-158:**

Adoption of the 2016 Municipal Budget

On motion of Mr. People, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2016-135:**

BE IT RESOLVED, that Mayor Manuel Figueiredo and Eileen Birch, Township Clerk, are hereby authorized and directed to sign the Developers Agreement between Sun Union, LLC and the Township of Union, a municipal corporation of the State of New Jersey as relates to the site development project identified as Block 4002, Lot 6 on the Township of Union Tax Map and approved by the Zoning Board on December 9, 2015.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-136:**

WHEREAS, the Township of Union received six (6) bids for the Robert Street Pump Station Improvements Program and awarded a contract to DeMaio Electric Company, Inc. 330 Roycefield Road, Hillsborough. N.J. 08844 on February 26, 2013 by Resolution 2013-90 as the responsive low bidder for the Base Bid for the Improvements to the Robert Street Pump

Station for a total contract amount of \$227,600.00; and WHEREAS, DeMaio Electric has submitted Change Order No. 1 and Final to reflect a reduction in various as-built quantities in the amount of \$28,331.30 and an increase in Item 4 of the as-built quantities in the amount of \$1,306.00 and an increase in Supplementary Items S-1 and S-2 in the amount of \$7,138.83 resulting in a revised total contract amount of \$207,713.53; and WHEREAS, the Township has been involved in an ongoing dispute regarding the final payment and contract amount and this change order and accompanying final payment certificate are part of a settlement agreement between the Township, the Contractor, DeMaio Electric Company, and the project engineering firm, T&M Associates and represents the Township's portion of the agreement; and WHEREAS, the Township Engineer has reviewed Change Order No. 1 and Final and finds it acceptable from a technical standpoint; and WHEREAS, the Chief Financial Officer has certified that funding is available for the said Change Order No. 1 in the Sewer Capital Account No. 4-07-55-512-502; 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 Change Order No. 1 and Final in connection with said Robert Street Pump Station Improvements be approved resulting in a revised total contract amount of Two Hundred Seven Thousand, Seven Hundred Thirteen and 53/100 Dollars [\$207,713.53] ; and

On motion of Mr. Florio, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2016-137**:

WHEREAS, the Township of Union is in need of collecting outstanding municipal debt; WHEREAS, there are outside companies that provide these services at no cost to the Township and where the Township will collect the debt amount in full; and WHEREAS, in accordance with N.J.S.A. 40A:11-1 et. al. bids were received on March 30, 2016 and reviewed; and WHEREAS, the Purchasing Agent has issued a recommendation of award letter dated April 12, 2016 recommending that the Township award Collection of Municipal Court Debt to Professional Account Management, LLC a subsidiary of Duncan Solutions, Inc., 633 W. Wisconsin Ave., Suite 1600, Milwaukee, WI 53203; and WHEREAS, a contract was negotiated with Professional Account Management, LLC a subsidiary of Duncan Solutions, Inc. for the collection of the municipal court debt allowing them to collect the full debt amount plus a 22% fee which is payable to Duncan Solutions, Inc.; and WHEREAS, the Township will notify the Administrative Office of the AOC of the contract with Duncan Solutions, Inc. once the contract is awarded in accordance with regulations. NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes an award of contract to Professional Account Management, LLC a subsidiary of Duncan Solutions, Inc., 633 W. Wisconsin Ave., Suite 1600, Milwaukee, WI 53203.

On motion of Ms. Delisfort, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2016-138**:

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. 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 \$10,000.00 and shall be encumbered 6-01-25-265-225.

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. 82528; and

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

On motion of Ms. Cavadas, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2016-139:**

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 \$15,000.00 and shall be encumbered to DPW 6-01-26-290-226.

On motion of Mr. People, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2016-140:**

WHEREAS, the Township of Union utilizes repair services from Meadowland Ford Truck, a proprietary vendor for certain vehicles; and

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 Meadowland Ford Truck, 330 County Avenue, Secaucus, NJ 07096 for Maintenance and Repair of Vehicles; 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 \$15,000.00 and shall be encumbered to DPW-6-01-26-290-226.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-141:**

WHEREAS, the Township of Union in the County of Union is in need of purchasing landscaping equipment and parts for the Public Works

department, and
WHEREAS, these can be purchased through P&P Lawnmowers Inc.,
1970 Springfield Avenue, Maplewood, NJ 07040 at their low quote of
\$6,000.00; and
WHEREAS, the availability of funds has been certified by the Local
Finance Officer in the amount of \$6,000.00 and will be charged to 6-01-
26-310-227 and 6-01-26-313-227.
NOW THEREFORE BE IT RESOLVED that the Township Committee of
the Township of Union hereby authorizes said purchases.

On motion of Mr. Florio, seconded by Mr. People, and carried, the
Township Committee moved the adoption of **Resolution No. 2016-142:**

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 Industrial Supplies and
Equipment for DPW from W.W. Grainger, 1001 South Hadley Avenue, So.
Plainfield, NJ 07080, State Contract No. 79875; and
WHEREAS, said purchases are expected to include industrial equipment
and supplies for the public works and the fire departments.
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 W.W. Grainger, 1001 South Hadley
Avenue, So. Plainfield, NJ 07080, State Contract No. 79875; 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 6-01-26-310-282 and Fire 6-01-
25-265-227.

On motion of Ms. Delisfort, seconded by Mr. People, and carried,
the Township Committee moved the adoption of **Resolution No.
2016-143:**

WHEREAS, the Township of Union is in need of leasing a new
photocopier for the recreation department; and
WHEREAS, quotes were received and Toshiba Business Solutions
provided the lowest responsive quote in the amount of \$299.00 per month
for a sixty three (63) month lease; and
WHEREAS, the Purchasing Agent has reviewed the quote and issued a
recommendation of award letter dated April 19, 2016 recommending that
the Township award the photocopier lease for the recreation department
to Toshiba Business Solutions, 9740 Irvine Blvd., Irvine, CA 92618-1631
for a five year and three month lease agreement.
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 Toshiba Business Solutions, 9740 Irvine Blvd., Irvine,
CA 92618-1631; and
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 \$299.00 per month for a total contract amount not to exceed
\$18,837.00 and shall be encumbered to 6-01-28-370-281 for 2016 and
370-281 each succeeding year.

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

2016-144:

WHEREAS, N.J.A.C. 5:34-4.9 provides for the establishment of open-end contracts and 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 fuel for Township vehicles from Riggins, Inc, P.O. Box 105, Millville, NJ 08332, State Contract No. 80909; and

WHEREAS, the Township Committee previously approved Resolution No. 2016-78 for the purchase of fuel from Riggins, Inc. for an amount not to exceed \$40,000.00 and it is necessary to amend that amount by an additional \$30,000.00 for a total contract amount not to exceed \$70,000.00.

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 continue purchasing fuel from State Contract Vendor, Riggins, Inc, P.O. Box 105, Millville, NJ 08332, State Contract No. 80909; 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 \$70,000.00, and shall be encumbered to 6-01-31-460-201.

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

2016-145:

WHEREAS, the Township of Union approved Resolution No. 2016-110 authorizing the leasing of new photocopiers for various departments from State Contract Vendor A40467, Ricoh USA, 100 Passaic Avenue, Fairfield, NJ 07004; and

WHEREAS, the lease needs to be amended to include the Terms and Conditions of the lease without any change to monetary amounts; and WHEREAS, the Purchasing Agent has recommended that the Township amend Resolution No. 2016-110 to include the Terms and Conditions of the lease agreement with Ricoh USA.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby amends Resolution No. 2016-110 to include the Terms and Conditions of the lease agreement with Ricoh USA.

On motion of Mr. Florio, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2016-146:**

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, 420 Spring Street, Elizabeth, NJ 07207, State Contract No. 89295; and

WHEREAS, the Township Committee previously authorized Resolution No. 2016-80 in the amount of \$10,000.00 and it is necessary to increase that amount by an additional \$30,000.00 for a total contract amount not to exceed \$40,000.00.

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 REPAIR SERVICES FOR MOTOR VEHICLES STATEWIDE from State Contract Vendor, BJ&M Auto, 420 Spring Street, Elizabeth, NJ 07207, State Contract No. 89295; 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 6-01-26-290-226(DPW).

On motion of Mr. People, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2016-147:**

WHEREAS, the Township of Union in the County of Union purchases automotive and light truck parts from Quality Automotive Co., 25 Summit Avenue, Summit, N.J. 07901, State Contract 86010; and WHEREAS, the Township Committee previously authorized Resolution No. 2016-84 in the amount of \$10,000.00 and it is now necessary to increase that amount by an additional \$20,000.00 for a total contract amount not to exceed \$30,000.00 ; and WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$30,000.00 and will be charged to Police Account 240-226 and Fire Account 265-226; and NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby amends Resolution no. 2016-84 authorizing said purchases.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-148:**

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 Sodium Chloride Rock Salt for the Department of Public Works from Morton Salt, Inc., 123 North Wacker Drive, Chicago, IL 60606, State Contract 40201; and WHEREAS, the Township Committee previously authorized purchases not to exceed \$50,000.00 and it is necessary to increase that amount by an additional \$30,000.00 for a total amount not to exceed \$80,000.00. NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby amends Resolution No. 2016-92 increasing the amount to State Contract Vendor, Morton Salt, Inc., 123 North Wacker Drive, Chicago, IL 60606, State Contract No. 40201; 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 \$80,000.00, and shall be encumbered to 6-01-26-290-207.

On motion of Ms. Delisfort, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-149:**

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 building supplies from Home Depot, 2455 Paces Ferry Road, Two Paces West, Atlanta, Ga., 30339 – locally from 2445 Springfield Avenue, Vauxhall, NJ 07088, State Contract No.83930; and

WHEREAS, the Township Committee previously authorized Resolution No. 2016-87 for an amount not to exceed \$10,000.00 and it is necessary to increase that amount by an additional \$30,000.00 for a total contract amount not to exceed \$40,000.00.

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 Building Supplies from State Contract Vendor, Home Depot, 2455 Paces Ferry Road, Two Paces West. Atlanta, Ga., 30339 State Contract No. 83930; 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 310-231(DPW), 265-282 (Fire) and 240-282 (Police)

On motion of Ms. Cavadas, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2016-150:**

WHEREAS, the Township of Union in the County of Union purchases automotive and light truck parts from Samuels, Inc t/a Buy Wise, 2091 Springfield Ave., Vauxhall, NJ 07088 State Contract 85992, and

WHEREAS, the Township Committee previously authorized Resolution No. 2016-81 for an amount not to exceed \$15,000.00 and it is necessary to increase that amount by an additional \$40,000.00 for a total amount not to exceed \$55,000.00, and

WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$55,000.00 and will be charged to Police Account 240-226, Fire Account 265-226 and Public Works 290-226; and NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby amends Resolution No. 2016-81 authorizing said purchases.

On motion of Ms. Cavadas, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-151:**

WHEREAS, the Township of Union in the County of Union authorizes repairs of heavy duty vehicles from Air Brake & Equipment, 222 Rt. 22 West, Hillside, NJ 07205 State Contract 89279, and

WHEREAS, the Township Committee previously authorized Resolution No. 2016-79 for an amount not to exceed \$15,000.00 and it is necessary to increase that amount by an additional \$60,000.00 for a total amount not to exceed \$75,000.00, and

WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$75,000.00 and will be charged to Public Works 290-226, 305-226 and 290-245; and

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby amends Resolution No. 2016-79 authorizing said repairs.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-152:**

WHEREAS, Union 22 Mgmt. Corp. presently a pocket license, has filed application for renewal of Plenary Retail Consumption License, state assigned number, 2019-33-048-007, and
WHEREAS, pursuant to N.J.S.A. 31:1-12.39, Union 22 Mgmt. Corp. was required to file a petition with the State ABC in order to receive permission to seek renewal of this inactive license, and
WHEREAS, the Director of the ABC has ruled favorably in this matter for the 2015-2016 license terms, and
WHEREAS, no objections have been received against said renewal,
NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union, hereby authorizes said renewal effective April, 27, 2016 by the following vote:

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

On motion of Ms. Delisfort, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2016-153:**

WHEREAS, the Township of Union in the County of Union currently leases software for the police department for dispatch services; and
WHEREAS, this lease needs to be renewed for the period of June 1, 2016 through May 31, 2017, with Zuercher Technologies, LLC, 5121 S. Solberg Ave., Suite 150, Sioux Falls, SD 57108; and
WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$4,500.00 and will be charged to 6-01-25-240-299.
NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes the lease of software from Zuercher Technologies, LLC, 5121 S. Solberg Ave., Suite 150, Sioux Falls, SD 57108

On motion of Mr. People, seconded by Ms. Cavadas, and carried, the Township Committee moved the adoption of **Resolution No. 2016-154:**

WHEREAS, the Township of Union desires to install a chain link fence and bollards to protect the recently installed standby generators at both the Firehouse Headquarters and Senior Center; and
WHEREAS, the Township received quotes from Consolidated Steel & Aluminum Fence Co. dated April 11, 2016 for the work at both locations including \$5,955.00 for the Senior Center and \$4,345.00 for the Firehouse Headquarters, for a total of \$10,300.00; and
WHEREAS, Consolidated Steel & Aluminum Fence Co. of Kenilworth, N.J. has a State Contract to perform such work, said contract identified as No. 88680; and
WHEREAS, the Township Engineer has reviewed the quotes and finds them acceptable from a technical standpoint.
NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Union in the County of Union awards said contract to Consolidated Steel & Aluminum Fence Co. of Kenilworth, N.J. for the installation of chain link fence and bollards at both the Senior Center and Firehouse Headquarters in the amount of \$10,300.00.
BE IT FURTHER RESOLVED, this award is subject to a contract drawn up by the Assistant Township Attorney covering said work.

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

2016-155:

WHEREAS, the Township of Union received three (3) bids on February 2, 2016 in connection with the Teener League Rehabilitation project; and WHEREAS, Bob Viersma & Sons, Inc, P. O. box 224, Allamuchy, New Jersey 07820 was the responsive, low bidder in the total bid amount of \$165,543.45 inclusive of the Base Bid Improvements awarded by Resolution 2016-130 on April 12, 2016; and WHEREAS, Bob Viersma & Sons, Inc. has submitted Change Order No. 1 to reflect a reduction in as-built quantities Items 5, 6, and 10 and an increase in Supplementary Items S1 through S3 for a revised contract amount of \$141,452.00 and addresses TSC-3 to change the completion date from May 31, 2016 to June 30, 2016 due to the delay in awarding the contract; and WHEREAS, the Township Engineer has reviewed Change Order No. 1 and finds it acceptable from a technical standpoint; and WHEREAS, the Chief Financial Officer has certified that funding is available in Capital Ordinance No. C-04-55-535-999; 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 said Change Order No. 1 in connection with the said Teener League Rehabilitation Project be approved resulting in a revised contract amount of One Hundred Forty-One Thousand, Four Hundred Fifty-Two (\$141,452.00).

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

2016-156:

WHEREAS, the Local District School Tax for the year July 1, 2015 to June 30, 2016 was raised in the 2015 Tax Levy in the sum of \$87,085,760.00, and

WHEREAS, the statutes permit the deferral of such School Tax up to 50% of the School Tax Levy or \$43,542,880.00,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Union, County of Union that the Deferred School Tax for Local District School purpose be the sum of \$43,542,880.00 as of December 31, 2015.

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Local Government Services.

On motion of Ms. Delisfort, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No.**

2016-157:

WHEREAS, litigation was instituted by Russo Development against Kean University, the Township and others and is presently pending in Superior Court of New Jersey, Union County, relating to the rights and use of the former Merck complex on Morris Ave; and

WHEREAS, the Superior Court has encouraged and instructed the parties to discuss a settlement of the litigation, which settlement may include Kean University acquiring a portion of the Merck complex for its use; and

WHEREAS, The Township has concerns regarding Kean University financial status and ability to develop any of the Merck complex it may obtain in a settlement to the litigation, which concerns, if true, may lead to Kean University leaving land dormant and adversely affecting the Township's tax revenue as compared to other proper uses for the land; and

WHEREAS, The Township of Union is aware that the State of New Jersey, Office of the State Comptroller, recently rendered a report regarding Kean University and its financial status and stability; and

WHEREAS, Acquiring the State of New Jersey, Office of the State Comptroller's report on Kean University's financial status and stability is vital to the Township in its settlement negotiations of the aforementioned Superior Court action.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union that: A formal request is respectfully made for the State of New Jersey, Office of the State Comptroller, to provide its report on Kean University's financial status and stability to the Township of Union so that the Township may be well informed in any settlement negotiations or other resolutions of the aforementioned Superior Court action that effect the use of the Merck complex and Township's tax revenue.

FINANCES:

On motion of Mr. People, seconded by Ms. Delisfort, 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 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 Ms. Delisfort, 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
2315-8	Rose Mytil	2016	\$ 250.00	S/C
2909-15	Salustiano Maldonado	2016	\$ 250.00	Veteran
5202-6	Sadie Planer	2016	\$ 250.00	Wid./Vet
2213-36	Richard & Antoinette Querques	2016	\$ 250.00	S/C
2715-10	Rocco & Marie Genova	2016	\$ 250.00	S/C

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

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

BLOCK/ LOT	NAME	YEAR	AMOUNT
Refund payable to : Wells Fargo Real Estate Tax Servicing			
2103-17	Mark Santoro	2016	\$ 1881.72
		2016	\$ 1964.14

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 Ms. Delisfort, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$77,870.13

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/ Road	\$ 1,404.97	14-00072	845 Niles
PC4 Firsttrust	\$ 1,200.00		
US Bank Cust/ Third Street	\$ 1,478.41	15-00110	2417 N.
ProCap 4 & Creditor	\$ 700.00		
US Bank Cust/ Drive	\$ 44,636.90	44,636.90	113 Parkside
BV001 Trust	\$ 71,600.00		
US Bank Cust/ Avenue	\$206,721.14	13-00040	923 Rahway
Tower DBW III Trust	\$111,000.00		

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

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

- A. Payment No. 7 and Final to DeMaio Electric Company in the amount of \$13,053.48 for work completed through March 8, 2016 for the Robert Street Pump Station Improvements.
- B. Payment No. 7 to Stilo Excavation in the amount of \$137,955.25 for work completed through April 20, 2016 for the 2015 Road Improvement Program.

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

From: Maconel Saint-Vil, President, Union Haitian American Civic Association, Re: Requesting permission to conduct a flag raising ceremony on Wednesday May 18th in front of the municipal building.

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

From: Ron Zuber, Director of Parks and Recreation, County of Union, Re: Requesting permission to utilize the showmobile on Sunday, June 12, 2016 from 11:00 am to 4:00 pm for a rally with all fees waived.

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

From: Doris D'Elia, Union Chapter of Alpha Delta Kappa, Re: Requesting permission to park their cars in the municipal lot across from Burnet Middle School on Saturday, May 21, 2016 from 10:00 AM to 6:00 PM.

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

From: Lourdes Sabogal, Resident, Re: Requesting permission to hold a block party on Filbert Lane on Saturday, July 16th, with a rain date of Sunday, July 17th, from 12:00 noon to 10:00 PM and also requesting the use of four (4) barricades.

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

From: Jim Clarke, Bedrooms Unlimited, 2536 Route 22 West, Re:

Requesting permission to erect a 30' x 30' tent in their parking lot from June 6, 2016 through July 11, 2016 for a sales promotion.

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

From: Vito Rizzo, Disabled American Veterans, Re: Requesting permission to use the senior bus on Sunday May 15, 2016 for a trip to the McGuire-Dix-Lakehurst Open House Air Show from 9:00am-9:00pm.

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

From: Paul J. Carvalho, Paul's Garage, 983 Lehigh Avenue, Re: Requesting permission to hold their 5th Annual Customer Appreciation Day on Saturday, June 4th from 12 pm to 3 pm and to hang a banner to advertise the event a few weeks prior.

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

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

DEPARTMENT REPORTS:

MONTHLY REPORTS:

Accounts Department
Health Department

COMMITTEE REPORTS:

MR. DELISFORT:

- Ms. Delisfort congratulated Gusta Rosso Restaurant for being chosen Business of the Month.
- Ms. Delisfort presented her monthly report from the Police Department.
- Ms. Delisfort thanked the Police Department for the great job they do in protecting our residents.

MR. FLORIO:

- Mr. Florio congratulated Gusta Rosso Restaurant for being chosen Business of the Month.
- Mr. Florio was happy to announce that the Taste of Union was very successful and an enjoyable event.
- Mr. Florio presented the monthly report from the Department of Public Works.
- Mr. Florio urged residents to report potholes to the Department of Public Works at 686-1922.

MR. PEOPLE:

- Mr. People congratulated Gusta Rosso Restaurant for being chosen Business of the Month.
- Mr. People presented his monthly report from the Fire Department.
- Mr. People wished everyone a Happy Mother's Day.

SUZETTE CAVADAS:

- Ms. Cavadas congratulated Gusta Rosso Restaurant for being chosen Business of the Month.
- Ms. Cavadas moved the appointment of Yvette Gibbons from Alternate to Member on the Board of Health, the motion was

seconded by Mr. People, and carried.

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

License applications for approval:

OUTDOOR CAFÉ

Porto Falafel – 2933 Vauxhall Road

Mario's Tutto Bene – 495 Chestnut Street

Five Guys Burgers & Fries – 2933 Vauxhall Road

Cafe 401 & Grill – 401 Chestnut Street

Team Dez Sports Bar – 2586 Morris Avenue

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

- Ms. Cavadas presented her monthly report from the Recreation Department.
- Ms. Cavadas presented her monthly report from the Senior Citizens Department.
- Ms. Cavadas wished everyone a Happy Mother's Day.

MR. FIGUEIREDO:

- Mr. Figueiredo congratulated Gusta Rosso Restaurant for being chosen Business of the Month.
- Mr. Figueiredo commended all involved in the budget process for keeping the Township under the 2% Cap.
- Mr. Figueiredo invited everyone to audition for Union has Talent on May 14, 2016, at Union High School.
- Mr. Figueiredo wished all the Jewish residents a Happy Passover.
- Mr. Figueiredo wished all a Happy Mother's Day.

PUBLIC HEARING:

Franklin Prather, 12 Arcadia Place, would like to meet with the Fire Chief and the Fire Commissioner, concerning the lack of minorities on the Fire Department.

Mr. Prather stated that only one sign was fixed at Herbie Davis Park the second sign still need to be fixed.

Mr. Prather explained that Veterans need homes, food and shelter for themselves and their families, when they return home from service. He would like to see all Veteran groups get together and help all Veterans. Mr. People stated that he would like to see Mr. Prather attend the annual Memorial Day Parade and he will provide Mr. Prather a ride in the Parade.

Mr. Prather stated he has seen a handicapped parking sign that reads Handicapped Only on Tuxedo Place, he would like his to say Only also.

Merie Emilie Gean-Noel, 2228 Balmoral Avenue, misunderstood Resolution No. 24, deferring the local school tax. Mr. Manzella explained the purpose of the resolution to her.

Andy Sousa, 760 Green Lane, concerned about the Acu Powder Company replacing their tanks. Mr. Sousa stated he is investigating the matter and has read articles and he has found it is not healthy. Mr. Sousa complained about noise also. Mr. Manzella responded that tests have been completed and the results were it is not harmful.

Diane Crowley, 2675 Meister Avenue, asked when was the soil at the ballfield was last tested.

Anthony Deruggiero, 718 Green Lane, complaining of green dust near his home and asked the Township need to do an environmental study of the area.

There being no further business presented, the Township Committee on motion of Mr. Florio, seconded by Mr. People, and carried, adjourned the meeting, the time being 8:40 P.M.

Dated: April 26, 2016

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

EILEEN BIRCH, Township Clerk