

January 24, 2017

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 24th day of January, 2017 at 7:30 P.M. The meeting was called to order by Suzette Cavadas, 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, 2017, 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 Mayor Suzette Cavadas, and the pledge to the flag was led by Sean Glaser of Boy Scouts Troop 63.

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

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

**MAYOR'S AWARD:**

Nick Zuena – Winner of Union County Wrestling Tournament

**PROCLAMATION:**

Proclaiming January as:  
School Board Recognition Month  
Stalker Awareness Month  
Catholic Schools Week – January 29-February 3, 2017  
Wear Red Day –February 3, 2017  
Boy Scout Day – February 8, 2017

**BUSINESS OF THE MONTH:**

Investors Savings Bank – Regina Nicholls and Eugene Mitchell

**PROMOTIONS:** Fire Department

Deputy Chief Mike Scanio – Provisional Fire Chief  
Captain Henry Sisbarro – Battalion Chief  
Captain Thomas Gourlay – Battalion Chief  
Lieutenant David Diana – Captain  
Lieutenant Anthony Schmidtberg – Captain  
Firefighter Eric Stroming – Lieutenant  
Firefighter Brian Rocklein – Lieutenant

**APPROVAL OF MINUTES:**

On motion of Mr. People, seconded by Ms. Delisfort, and carried, the Township Committee moved to approve the Minutes of Meetings, Conference and Regular, held on January 9 and 10, 2017, as printed and distributed by the Clerk.

**SECOND AND FINAL READINGS:**

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, rescinding Ordinance 5381 adopted on June 28, 2016 which authorized reimbursement for utility engineering costs.

AN ORDINANCE RESCINDING ORDINANCE 5381 BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UNION, COUNTY OF UNION, STATE OF NEW JERSEY (This ordinance rescinds ordinance number 5381)

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. Delisfort, seconded by Mr. Florio, and carried, the Township Committee

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

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

**DRAFT AND FIRST READING:**

The Clerk presented draft of an ordinance amending Ordinance 3729 to add a handicap parking space in front of 331 Stiles Street.

On motion of Mr. Florio, seconded by Mr. People, 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.

AN ORDINANCE AMENDING THE DESIGNATION OF RESTRICTED PARKING SPACES FOR USE BY PERSONS WITH SPECIAL VEHICLE IDENTIFICATION CARDS, IN THE TOWNSHIP OF UNION, UNION COUNTY, NEW JERSEY. (This ordinance creates a handicap spot in front of 331 Stiles Street)

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, 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 14, 2017.

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

The Clerk presented draft of an ordinance providing for Phase I and Phase II of the 2017 Road Program.

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

BOND ORDINANCE PROVIDING FOR PHASE I AND PHASE II OF THE 2017 ROAD PROGRAM, BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$3,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,092,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, 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 14, 2017.

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

The Clerk presented draft of an ordinance providing for Phase III of the 2017 Road Program.

On motion of Ms. Delisfort, 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.

CAPITAL ORDINANCE PROVIDING FOR PHASE III OF THE 2017 ROAD PROGRAM, BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$2,214,912 TO PAY FOR THE COST THEREOF, WHICH AMOUNT COMPRISES PAYMENTS FROM ELIZABETHTOWN GAS COMPANY RECEIVED BY THE TOWNSHIP.

On motion of Ms. Delisfort, 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 14, 2017.

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

The Clerk presented draft of an ordinance providing for the construction of the Vauxhall Meeting Hall.

On motion of Ms. Delisfort, seconded by Mr. People, 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.

BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF THE VAUXHALL MEETING HALL, BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

On motion of Ms. Delisfort, seconded by Mr. People, 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 14, 2017.

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

**RESOLUTIONS:**

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-59:**

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee for the Township of Union formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2017-Green Lane Bike Trail Initiative-00042 to the New Jersey Department of Transportation on behalf of the Township of Union.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Union and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2017-60:**

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the "Redevelopment Law") authorizes a municipality to determine whether certain parcels of land in the municipality constitute "areas in need of rehabilitation" and/or "areas in need of redevelopment"; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law, the municipal committee ("Township Committee") of the Township of Union (the "Township") must authorize the planning board of the Township (the "Planning Board") to conduct a preliminary investigation of the area and make recommendations to the Township Committee; and

WHEREAS, on August 23, 2016, the Township Committee adopted a resolution authorizing and directing the Planning Board to conduct an investigation of the property commonly known on the Township tax maps as Block 2903, Lots 11-15 and 25-29 (hereinafter the "Study Area"), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment, which designation would authorize the Township and Township Committee to use all those powers permitted by the Redevelopment Law, other than the power of eminent domain; and

WHEREAS, on November 21, 2016, the Planning Board held a public hearing in accordance with *N.J.S.A. 40A:12A-6* at which it reviewed the findings of a report prepared by David G. Roberts, AICP, PP of Maser Consulting, P.A. ("Planning Consultant") entitled "Redevelopment Study Area Determination of Need – Block 2903,

Lots 11-15 and 25-29” dated October 14, 2016 (the “Redevelopment Study”) which determined that the Study Area met the criteria for designation as an “area in need of redevelopment” under the Redevelopment Law, and adopted a resolution which endorsed the findings of the Redevelopment Study and recommended to the Township Committee, pursuant to *N.J.S.A. 40A:12A-6*, that the Study Area be designated as an “area in need of redevelopment”; and

WHEREAS, on December 6, 2016, the Township Committee accepted the recommendation of the Planning Board and adopted a resolution which designated the Study Area as an “area in need of redevelopment” (“Redevelopment Area”) in accordance with the Redevelopment Law; and

WHEREAS, the Planning Consultant, at the direction of the Township prepared a redevelopment plan for the Redevelopment Area entitled the “Redevelopment Plan for Stuyvesant Avenue, Block 2903, Lots 11-15 and 25-29” (“Redevelopment Plan,” attached hereto as *Exhibit A*); and

WHEREAS, the Township Committee now refers the Redevelopment Plan to the Planning Board for its review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law.

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. Pursuant to *N.J.S.A. 40A:12A-7(e)*, the Township Committee hereby refers the Redevelopment Plan to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the Redevelopment Plan and submit same to the Township Committee within 45 days after referral, as required by the Redevelopment Law.

Section 3. The Clerk of the Township shall forward a copy of this Resolution and the Redevelopment Plan to the Planning Board for review.

Section 4. This Resolution shall take effect immediately.

COMMITTEE	YES	NO	ABS	N.V.	AB	COMMITTEE	YES	NO	ABS	N.V.	AB
Figueiredo	x										
Delisfort	x										
People	x										
Florio	x										
Cavadas	x										
X – Indicate Vote    ABS – Abstain    N.V. – Not Voting    AB – Absent											

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2017-61**:

WHEREAS, the Township of Union Office has a current agreement with Emergency Communications Network, LLC, Code Red Next, for the purpose of incorporating alternate communications systems in order to reach residents during a time of emergency; and

WHEREAS, a new agreement has been negotiated for a period of three years to include unlimited minutes and the IPAWS Submission App; and

WHEREAS, the price per year is \$19,500 for a total amount not to exceed \$58,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby authorizes a three year agreement with Emergency Communications Network, LLC, 9 Sunshine Blvd., Ormond Beach, Fl. 32174 at an amount not to exceed \$19,500.00 per year ; 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 \$19,500.00 per year and shall be encumbered to 7-01-20-100-269 – 8-01-20-100-269 and 9-01-20-100-269.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2017-62**:

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Union formally approves the grant application for the above stated project  
Be it therefore RESOLVED, that the Mayor, Suzette Cavadas, and Clerk, Eileen Birch, are hereby authorized to submit an electronic grant application identified as Highway Safety Grant HSF-2016-UnionTownship-00008 to the New Jersey Department of Transportation on behalf of the Township of Union.

Be it further RESOLVED, that the Mayor, Suzette Cavadas, and Clerk, Eileen Birch, are hereby authorized to sign the grant agreement on behalf of the Township of Union and that their signature constitutes acceptance of the terms and conditions of the grant agreement.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-63:**

WHEREAS, the Township of Union has a Police Firearms Training Facility used for training and certification purposes; and

WHEREAS, the New Jersey State Humane Police Department wishes to utilize the range for those purposes for their officers; and

WHEREAS, the Township of Union and the New Jersey State Humane Police Department 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 New Jersey State Humane Police Department 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 New Jersey State Humane Police Department.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2017-64:**

WHEREAS, the Township of Union desires to engage an engineering firm to provide professional engineering services relative to the Township's proposed Meeting Hall Building at 333 Russell Street, Vauxhall; and

WHEREAS, the Township requested and subsequently received from Maser Consulting, P.A. a detailed proposal dated January 18, 2017 relative to the Site Plan Development and limited construction observation services in conjunction with the DMR Architects Meeting Hall Building proposal for a fee not-to-exceed \$27,000.00; and

WHEREAS, funds are available in Capital Account C-04-55-539-099 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 Local Finance 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. for the proposed Meeting Hall Building as described in the proposal dated January 18, 2017 for a fee not-to-exceed \$27,000.00.
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.

On motion of Ms. Delisfort, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2017-65:**

WHEREAS, the Township of Union desires to engage an architectural firm to

provide professional architectural services relative to the Township's proposed Meeting Hall Building at 333 Russell Street, Vauxhall; and

WHEREAS, the Township requested and subsequently received from DMR Architecture a detailed proposal dated January 17, 2017 providing the design services for Phase I to include demolition of the existing structure and related asbestos abatement if required for a fee not-to-exceed \$8,400.00; and

WHEREAS, DMR Architecture also provided design and construction support services for Phase II to include design and construction of the proposed Meeting Hall for a fee not-to-exceed \$39,400.00 resulting in a total fee of \$47,800.00 for Phase I and II; and

WHEREAS, funds are available in Capital Account C-04-55-539-099 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 Local Finance 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 DMR Architects for the proposed Meeting Hall Building as described in the proposal dated January 17, 2017 for a fee not-to-exceed \$47,800.00.

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 DMR Architects 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.

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2017-66**:

WHEREAS, the Township of Union in the County of Union is in need of purchasing electrical supplies and equipment; and

WHEREAS, quotes were received and Ironbound Electrical Supply was the low quote; and

WHEREAS, these can be purchased from Newark Ironbound Electrical Supply, 259-263 South Street, Newark, NJ 07114; and

WHEREAS, the availability of funds has been certified by the Local Finance Officer not to exceed \$25,000.00 and will be charged to Public Works 7-01-26-310-282; and

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. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-67**:

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 Mid-American Salt, 4528 Hillegas Road, Fort Wayne, IN 46818, through the Morris County Cooperative; and

WHEREAS, said purchases will exceed the bid threshold of \$40,000.00 for 2017; and

WHEREAS, said purchases are expected to include Sodium Chloride Rock Salt.

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 rock salt from Mid-American Salt, 4528 Hillegas Road, Fort Wayne, IN 46818, through the Morris County Cooperative; pursuant to N.J.A.C. 5:34-4.9, open-end contracts.

On motion of Mr. People, seconded by Mr. Florio, and carried, the Township Committee moved the adoption of **Resolution No. 2017-68:**

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 diesel fuel for Township vehicles from Rachle's Michele Oil, 116 Kuller Road, Clifton, NJ 07011, State Contract No. 80913; and

WHEREAS, said purchases will exceed the bid threshold of \$40,000.00 for 2017; and

WHEREAS, said purchases are expected to include fuel.

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 diesel fuel from State Contract Vendor, Rachle's Michele Oil, 116 Kuller Road, Clifton, NJ 07011, State Contract No. 80913; 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 \$40,000.00, and shall be encumbered to 7-01-31-460-202.

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2017-69:**

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 \$6,000.00 and will be charged to Police Account 7-01-25-240-226.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Union hereby authorizes said purchase.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2017-70:**

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 FIREFIGHTER PROTECTIVE CLOTHING AND EQUIPMENT from Quaker Safety Products Union Fire Equipment Corporation, 2515 Vauxhall Road, PO 1786, Union, New Jersey 07083, State Contract No. 80950; and

WHEREAS, said purchases will exceed the bid threshold of \$40,000.00 for 2017; and

WHEREAS, said purchases are expected to include: FIREFIGHTER PROTECTIVE CLOTHING AND EQUIPMENT,

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 FIREFIGHTER PROTECTIVE CLOTHING AND EQUIPMENT from State Contract Vendor, Union Fire Equipment Corporation, 2515



Vauxhall Road, P.O. 1786, Union, New Jersey 07083, State Contract No. 80950; 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 to 7-01-25-265-227.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-71:**

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 with Weldon Materials, 141 Central Avenue, Westfield, NJ 07090

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 7-01-26-290-232; 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. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-72:**

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 \$25,000.00 and shall be encumbered to DPW 7-01-26-290-226.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-73:**

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 \$30,000.00 and shall be encumbered to 7-01-26-290-226 - \$10,000.00 and 7-01-26-305-226 -\$20,000.00

On motion of Mr. Florio, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2017-74:**

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 purchases Tires and Tubes from Bridgestone America, c/o Cleveland Auto Tire, 462 Third Avenue, Elizabeth, N.J. 07206, State Contract No. 82528; 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

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2017-75:**

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. 82527; 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 7-01-25-265-225.

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. 82527; and

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

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-76:**

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 purchases diesel fuel for the Department of Public Works vehicles from National Terminal, Inc, 175 Orange Street, Newark, NJ 07103, State Contract No. 81396; and

WHEREAS, said purchases will exceed the bid threshold of \$40,000.00 for 2017;  
and

WHEREAS, said purchases are expected to include diesel fuel.

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, National Terminal, Inc, 175 Orange Street, Newark, NJ 07103, State Contract No. 81396; 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 \$50,000.00, and shall be encumbered to 7-01-31-460-203.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2017-77:**

WHEREAS, on March 22, 2016, the Township of Union awarded a contract to TopLine Construction Corporation, 22 Fifth Street, Somerville, New Jersey 08876 for the 2016 Road Improvement Program inclusive of Phase 11 (Proposal A & Proposal B and Alternate 1): Dykes Terrace, Braun Terrace, Frederick Terrace, Burlington Avenue, Larchmont Road (1/2 road width), Cregar Avenue, Townley Avenue (Huguenot to Morris Avenue) and Tuxedo Place (partial funding from Community Development Block Grant) for a total contract amount of \$1,558,632.69; and

WHEREAS, the Township Committee approved TopLine Construction Corp. Change Order No. 1 to reflect a reduction in as-built quantity Items 9 through 12, 15, 16, 18, 20, 30, 34 and 35 in the amount of \$90,293.33 and an increase in Supplementary Item S1, S2 and S3 in the amount of \$177,900.00 for a net change order amount of \$87,606.67 for a revised contract amount of \$1,646,239.36; and

WHEREAS, TopLine Construction Corp. has submitted Change Order No.2 to reflect a reduction in as-built quantities in the amount of \$102,805.52 and an increase in as-built quantities in the amount of \$72,978.37 and an increase in Supplementary Items S4 and S5 in the amount of \$179,323.42 for a total revised contract amount of \$1,795,735.63 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. 5349 to pay for said change order resulting in net change of \$149,496.27 for a revised contract amount of \$1,795,735.63.

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.2 resulting in a net change of \$149,496.27 to the contract with TopLine Construction Corp. for a revised contract amount of \$1,795,735.63.

#### **FINANCES:**

On motion of Mr. People, seconded by Mr. Figueiredo, 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 12, 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. Figueiredo, 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:

<u>BLOCK/ LOT</u>	<u>NAME</u>	<u>YEAR</u>	<u>AMOUNT</u>	
3911-2	Weinstein, Lee &	2014	1595.24	State Appeal
	Ippolito, Martin	2015	1521.81	State Appeal
		2016	1547.45	State Appeal
2317-8.01	Morris & Center Ave.,	2011	2235.33	State Appeal

LLC.

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

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

<u>BLOCK/ LOT</u>	<u>NAME</u>	<u>YEAR</u>	<u>AMOUNT</u>	
5007-6	Valder Cordeiro	2016	\$663.35	County Appeal
2714-16	Prakash Patel	2016	\$250.00	S/C

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$19,462.70.

**COMMUNICATIONS:**

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

<u>NAME</u>	<u>AMOUNT</u>	<u>CERT#</u>	<u>LOCATION</u>
US Bank Cust/ BV002 Trust	\$21,054.55 \$38,000.00	16-00007	1017 Lowden Ave
Mas Capital, LLC	\$ 991.90 \$ 1,300.00	16-00041	1844 Cider Mill Road
US Bank Cust/ Pro Cap III, LLC	\$65,057.65 \$30,000.00	13-00025	1075 Stuyvesant Ave
US Bank Cust/ BV002 Trust	\$ 9,327.46 \$13,100.00	16-00088	27 Roselyn Place
US Bank Cust/ PC5 Sterling Nat'l	\$ 597.55 \$ 1,200.00	16-00078	2735 Alice Terrace

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

From: Debra Cyburt, CFO, Re: Advising the Township Committee of the results of the recent bond sale.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved to accept and file.

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

- A. Payment No. 5 to Dee-En Electrical Contracting in the amount of \$37,926.00 for work completed through January 9, 2017 in connection with the Police Department Emergency Generator Project.
- B. Payment No. 7 to TopLine in the amount of \$176,454.86 for work completed through January 13, 2017 in connection with the 2016 Road Improvement Program – Phase II.
- C. Payment No. 8 to Reivax Construction in the amount of \$17,258.78 for work completed through January 13, 2017 in connection with the 2016 Road Improvement Program –Phase I.

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

From: Joseph Alpar, Union Jewelers Exchange, Re: Requesting permission to hang four signs (three 2' x 4' and one 3' x 5') from January 25, 2017 through February 14, 2017.

On motion of Ms. Delisfort, seconded by Mr. People, 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:**

Municipal Court  
Police Department  
Fire Department

**COMMITTEE REPORTS:**

**MS. DELISFORT:**

- Ms. Delisfort stated that she attended the media announcement and demonstration of the new medical equipment that the Fire Department will be receiving.
- Ms. Delisfort presented her monthly report from the Fire Department.

**MR. FIGUERIEDO:**

- Mr. Figueiredo presented his monthly report from the Police Department.
- Mr. Figueiredo congratulated all who received accolades from the Township tonight, especially Nick Zuena, the Boy Scouts, and Investors Savings.

**MR. PEOPLE:**

- Mr. People congratulated all the recipients this evening.
- Mr. People made a motion to appoint Nancy Minneci to the Americans with Disabilities Act Committee, it was seconded by Mr. Florio and passed.
- Mr. People presented his monthly report for the Department of Public Works.

**MR. FLORIO:**

- Mr. Florio congratulated all the people receiving awards tonight.
- Mr. Florio congratulated the Firemen on their promotions.
- Mr. Florio presented the monthly report from the Senior Citizen's Department.
- Mr. Florio presented the monthly report from the Recreation Department
- Mr. Florio stated that the Township renewed its contract with Code Red and urged all residents to sign up for it.
- Applications for licenses were presented by Mr. Florio, and none of the Township Committee voicing any conflict, he moved that the Township Committee approve the applications, as follows:

**Dance Hall**

Galloping Hill Inn- 325 Chestnut St.  
Costa Del Sol- 2443 Vauxhall Rd.  
Mercado Grill 22: Rio Rodizio- 2185 US 22 West

**Picnic Grove**

Costa Del Sol- 2443 Vauxhall Rd.

**Gasoline Stations**

Delta- 1960 Rt. 22 East  
Delta- 981 Magie Ave.  
Parkway Exxon- 1595-1601 Route 22 West

**Distribution and Licensing of Video Games**

Wayne Vending Corp- 1107 Rt 23 Wayne, NJ 07470

**Trailer Park or Trailer Camp**

Park Lane Mobile Home Park- PO Box 214 Millburn NJ 07041

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

**SUZETTE CAVADAS:**

- Ms. Cavadas congratulated Nick Zuena on winning the Union County Wrestling Tournament and stated he was the first Union High School student to do so in 12 years.

- Ms. Cavadas thanked the School Board for all the work that they do.
- Ms. Cavadas congratulated the seven firefighters on their promotions and commended the whole Department on their bravery and commitment to public safety.
- Ms. Cavadas stated that there was blood drive this month on January 26, 2017 from 2:30 pm to 7:00 pm at Washington School.
- Ms. Cavadas announced that the Township will be holding an essay contest on Martin Luther King, Jr. for all ages and that there would be several winners and they will have the opportunity to attend the African American Museum in Washington, DC.

**PUBLIC HEARING:**

Mr. David Arminio, 1032 Woodland Avenue, offered a list of upcoming events for the Chamber of Commerce, Board of Education, Historical Society and the Township of Union.

There being no further business presented, the Township Committee on motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, adjourned the meeting, the time being 9:10 P.M.

Dated: January 24, 2017

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SUZETTE CAVADAS, Chairwoman of the Township  
Committee of the Township of Union in the County of  
Union.

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ANTOINETTE KEILWASSER,  
Assistant Municipal Clerk