

May 22, 2018

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 22<sup>nd</sup> day of May, 2018 at 7:30 P.M. The meeting was called to order by Joseph Florio, Deputy 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, 2018, designating this date, this hall and 7:30 P.M. as the time for this regular meeting of the Township Committee of the Township of Union in the County of Union.

A notice of each and every regular meeting of the Township Committee was posted, in accordance with the aforesaid 'Open Public Meeting's Law', in one public place reserved for the posting of Ordinances and official notices of the Township of Union, namely, the bulletin board next to the Clerk's Office. In addition thereto, a copy of said Resolution was forwarded to The Local Source, and the Star Ledger. A copy of said Resolution is on file with the Clerk of the Township."

The opening prayer was led by Mr. People, and the pledge to the flag was led by Committeeman Mr. Figueiredo.

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

**PRESENT:** JOSEPH FLORIO, DEPUTY MAYOR  
CLIFTON PEOPLE, JR.  
MANUEL FIGUEIREDO  
MICHELE DELISFORT

**ABSENT:** SUZETTE CAVADAS, MAYOR

**PROCLAMATION:**

Proclaiming May 19 - 25, 2018 National Safe Boating Week

**TESTIMONIAL RESOLUTION:**

30<sup>th</sup> Anniversary AARP Chapter 4026

**APPROVAL OF MINUTES:**

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved to approve the, Executive and Conference Session Minutes of May 7, 2018 and Conference and Regular Session Minutes of May 8, 2018.

**ORDINANCES:**

**SECOND AND FINAL READING:**

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, providing for the acquisition of various equipment for the Department of Public Works.

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VARIOUS EQUIPMENT FOR THE DEPARTMENT OF PUBLIC WORKS, BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$665,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$631,750 IN 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. People, seconded Mr. Figueiredo, and carried, the Township Committee

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

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

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, providing for the replacement of traffic signals.

BOND ORDINANCE PROVIDING FOR THE REPLACEMENT  
OF TRAFFIC SIGNALS, BY AND IN THE TOWNSHIP OF  
UNION, IN THE COUNTY OF UNION, STATE OF NEW  
JERSEY; APPROPRIATING \$100,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$95,000 IN 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. Figueiredo, seconded by Ms. Delisfort, 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, absent.

In pursuance to notice duly published, the Clerk presented for consideration, as to second and final reading, providing for various improvements to the Department of Public Works Building.

BOND ORDINANCE PROVIDING FOR VARIOUS  
IMPROVEMENTS TO THE DEPARTMENT OF PUBLIC  
WORKS BUILDING, BY AND IN THE TOWNSHIP OF  
UNION, IN THE COUNTY OF UNION, STATE OF NEW  
JERSEY; APPROPRIATING \$100,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$95,000 IN 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 Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee

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

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

**DRAFT AND FIRST READINGS:**

The Clerk presented draft of an ordinance amending Chapters 266-66, Schedule XXV entitled “parking by permit only in residential areas”.

On motion of Mr. People, 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.

AN ORDINANCE AMENDING CHAPTERS 266-66,  
SCHEDULE XXV ENTITLED “PARKING BY PERMIT ONLY  
IN RESIDENTIAL AREAS”, “BY THE TOWNSHIP  
COMMITTEE OF THE TOWNSHIP OF UNION, COUNTY  
OF UNION, STATE OF NEW JERSEY (This ordinance  
affects Jeanette Avenue)

On motion of Mr. People, 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 June 12, 2018.

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

The Clerk presented draft of an ordinance amending Bond Ordinance 5560 providing for the design and improvements to Conlon Recreation Turf Field.

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 AMENDING AND SUPPLEMENTING  
BOND ORDINANCE NUMBER 5560 FINALLY ADOPTED BY  
THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF  
UNION, IN THE COUNTY OF UNION, STATE OF NEW  
JERSEY ON FEBRUARY 27, 2018 AND ENTITLED “BOND  
ORDINANCE PROVIDING FOR THE DESIGN AND  
IMPROVEMENTS TO CONLON RECREATION TURF FIELD,  
BY AND IN THE TOWNSHIP OF UNION, IN THE COUNTY  
OF UNION, STATE OF NEW JERSEY; APPROPRIATING  
\$1,700,000 THEREFOR AND AUTHORIZING THE  
ISSUANCE OF \$1,615,000 BONDS OR NOTES OF THE  
TOWNSHIP TO FINANCE PART OF THE COST THEREOF”,  
TO INCREASE THE TOTAL APPROPRIATION THEREIN  
FROM \$1,700,000 TO \$2,300,000 AND TO INCREASE THE  
TOTAL DEBT AUTHORIZATION THEREIN FROM  
\$1,615,000 TO \$2,186,000, AND TO AMEND AND  
SUPPLEMENT OTHER PROVISIONS THEREIN

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 June 12, 2018.

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

## **RESOLUTIONS:**

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-196:**

WHEREAS, the Township of Union desires to apply for and obtain the 2018 Infrastructure and Municipal Aid grant from the County of Union in the amount of \$80,000.00 to improve the Township's infrastructure and/or stimulate development and economic growth within the Township.

BE IT THEREFORE RESOLVED:

1) that the TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UNION does hereby authorize the application for such a grant; and,  
2) recognizes and accepts that the County of Union may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the County of Union, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the County, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Union and the County of Union; and

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-197:**

WHEREAS, there were 626 motor vehicle fatalities in New Jersey in 2017; and

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

WHEREAS, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 21–June 3, 2018 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 94% to 95.5%; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee in the Township of Union in the County of Union declares its support for the Click It or Ticket seat belt mobilization both locally and nationally from May 21-June 3, 2018 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-198:**

WHEREAS, the Township Committee of the Township of Union has a contract with Ed Donnelly and Co., Inc. for plumbing services for the Township; and

WHEREAS, the Township Committee previously authorized Resolution No. 2017-334 for an amount not to exceed \$75,000.00 and it is necessary to amend the contract by an additional \$11,250.00 for any additional necessary contractual work for a total amended contract amount not to exceed \$86,250.00; and

WHEREAS, funds are available in the 2018 municipal budget for the payment of the services of Ed Donnelly & Co., Inc. to provide plumbing services for an amount not to

exceed \$86,250.00, and the availability thereof has been certified by the Local Finance Officer in the following accounts: DPW 8-01-26-310-282.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee in the Township of Union in the County of Union hereby amends Resolution No. 2017-334 increasing the amount to Ed Donnelly and Co., Inc. by an additional \$11,250.00 for a total contract amount of \$86,250.00.

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-199**:

WHEREAS, the Township Committee previously adopted Resolution No. 2013-141 on May 14, 2013 authorizing the Mayor to sign Utility Agreement No. UECA-6-Rt22 WB Vauxhall-058003 relating to the relocation of certain sewer facilities in connection with the construction on Route 22 Westbound from Vauxhall Road to Bloy Street within the Township; and

WHEREAS, the New Jersey Department of Transportation ("NJDOT") submitted a letter to the Township of Union dated April 17, 2018 stating that the NJDOT has updated the Municipal Utility Engineering and Construction Agreements (UECA) approved by the Federal Highway Administration that supersede all previous agreements; and

WHEREAS, the NJDOT has submitted the aforementioned Utility Agreement No. UECA-6-Rt22 WB Vauxhall-058003 to the Township for execution by the Mayor relating to the relocation of certain sewer facilities in connection with construction on Route 22 Westbound from Vauxhall Road to Bloy Street within the Township; and

WHEREAS, said Utility Agreement states that the Utility's engineering costs incurred for the project are eligible for reimbursement as of April 29, 2013, and are estimated to be \$5,000.00; and

WHEREAS, the Township Engineer has reviewed said agreement and finds it acceptable as it protects the interests of the Township during construction.

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union in the County of Union hereby authorizes the Mayor Suzette Cavadas to execute Agreement No. UECA-6-Rt22 WB Vauxhall-058003 between the NJDOT and the Township of Union for the relocation of certain sewer facilities in connection with the construction of the above-referenced project.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-200**:

WHEREAS, pursuant to the Site Remediation Reform Act, N.J.S.A. 58:10-23.11 et seq., owners of contaminated sites are now required to engage a Licensed Site Remediation Professional ("LSRP") who will have the responsibility for the oversight of environmental investigations and cleanups; and

WHEREAS, Prestige Environmental is authorized to perform this service and previously submitted a proposal under the Fair and Open Process (N.J.S.A. 19:44A-20a, et. seq.) which was accepted by the Township Committee by Resolution No. 2017-32; and

WHEREAS, Prestige Environmental submitted the following proposals to sample, analyze and remediate soils in connection with the James Conlon Soccer Field improvements:

(1) a proposal dated January 22, 2018 covering the soil sampling and analysis required by the New Jersey Department of Environmental Protection (NJDEP) under the Fill Material Guidance criteria for "Clean Fill" for delineation of PCB and PAH-impacted soils and an analytical data report of the findings for a fee not-to-exceed \$31,845.00; and

(2) a proposal dated May 7, 2018 covering LSRP Services in conjunction with soil remediation services including the excavation and disposal of 1,800 tons of PCB-impacted soil and 3,300 tons of PAH-impacted soils, project management and oversight, receptor evaluation, preparation of a Response Action Outcome report for soil, and preparation of the required deed restrictions for a fee not-to-exceed \$492,613.00.

WHEREAS, the availability of said funds has been certified by the Local Finance Officer in Capital Account C-04-55-543-699; 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 Prestige Environmental Inc. to perform the aforementioned services at James Conlon Soccer Field facility as more fully described in their proposals dated January 22, 2018 and May 7, 2018 for a combined fee not-to-exceed \$524,458.00.
2. 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).

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-201**:

WHEREAS, American Landmark Developers Union Twp., Urban Renewal LLC submitted a Treatment Works Application (“TWA”) prepared by Darrell Alvarez, P.E. of Comito Associates, dated May 12, 2018 for the proposed residential building at 985, 981, 979, and 971 Bonnel Court containing 80 residential units; and  
WHEREAS, the Township Engineer has reviewed said application and has no objection from a technical standpoint with the town endorsing the TWA-WQM-003 Consent Form.  
NOW, THEREFORE, BE IT RESOLVED, that the Administrator of the Township of Union is hereby authorized and directed to sign the Treatment Works Application (“TWA”) for American Landmark Developers Union Twp., Urban Renewal LLC prepared by Darrell Alvarez, P.E., of Comito Associates, dated May 12, 2018.

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-202**:

WHEREAS, the Housing and Community Development Act of 1974 as amended, provides for a program of Community Development Block Grant (CDBG); and  
WHEREAS, the Township of Union is an entitlement municipality as defined under said Act and is eligible for financial assistance; and  
WHEREAS, the Township of Union has, pursuant to the Housing and Community Development Act of 1974, as amended, and the Annual Action Plan requirements solicited citizen comments and recommendations as to a 2018 Annual Action Plan for the Community Development Program and has held meetings for such purposes; and,  
WHEREAS, the Township of Union held public meetings for the purpose of providing citizens with an opportunity to participate in the preparation of the application; and,  
WHEREAS, the Annual Action Plan for said grant conforms to the Plan requirements as contained in Federal Regulations;  
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union in the County of Union, State of New Jersey, being the Governing Body thereof, as follows:

1. That the Mayor be and is hereby authorized and directed to submit the Annual Action Plan documents, including all understandings and assurances contained therein to the fullest extent of the funding allowed and determined by the Department of Housing and Urban Development to act as the authorized representative of the Township of Union and to provide such additional information as may be required.
2. That the Mayor and such other appropriate and responsible officials be and they are authorized and directed to execute on behalf of the Township of Union such certification and certifications as may be required under the Program/Plan.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-203**:

WHEREAS, the Township Committee of the Township of Union, County of Union wishes to extend its deep appreciation to Sandy Hook Promise; and

WHEREAS, Sandy Hook Promise is an apolitical non-profit organization whose “Know the Signs” programs are researched based programs and practices to help protect children from gun violence on their homes, schools and communities. This program is led by several family members who lost loved ones at the Sandy Hook Elementary School on December 14, 2012; and

WHEREAS, Sandy Hook Promise’s programs have trained over 2.5 million students and helped to stop multiple school shootings, prevented youth suicides and reduced bullying and other violence in schools across the country. These prevention programs have helped prevent gun violence before it happens by teaching adults and youth how to recognize the signs and signals of individuals who may be at risk of hurting themselves or others; and

WHEREAS, raising awareness and educating others is an important factor when protecting others from gun violence. Sandy Hook Promise continues to “make the promise” to protect children from gun violence by speaking engagements, media, community round tables and remembrance events.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby joins the County of Union in its support of the Sandy Hook Promise; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the County of Union and Sandy Hook Promise.

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-204:**

WHEREAS, UV Urban Renewal B., LLC, has filed an application for a person to person transfer of an inactive Plenary Retail Consumption License, State assigned number, 2019-33-024-006 formerly owned by Garden State Lounge, Inc.; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union hereby approves said Person to Person transfer effective May 23, 2018 by the following vote:

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

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

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-205:**

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

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

WHEREAS, the Township of Union in the County of Union previously authorized Resolution No. 2018-43 in the amount of \$45,000.00 for the purchase of automotive and light truck parts from Samuels, Inc. t/a Buy Wise, 2091 Springfield Ave., Vauxhall, NJ 07088 through the State Contract #85992 and it is necessary to increase that amount by an additional \$3,000.00 for a total amount not to exceed \$48,000.00, and

WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$48,000.00 and will be charged to Police Account 240-226 - \$13,000.00 and Public Works 290-226 - \$35,000.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby amends Resolution No. 2018-43 to continue purchasing auto parts from State Contract Vendor, Samuels, Inc. t/a Buy Wise, 2091

Springfield Ave., Vauxhall, NJ 07088 State Contract Vendor 85992; pursuant to N.J.A.C. 5:34-4.9, open-end contracts.

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

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-206**:

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 township 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 June 27, 2017, 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 606, Lot 2 (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 July 27, 2017, 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 Kendra Lelie, PP, AICP, LLA, ASLA of Clarke Caton Hintz ("Planning Consultant") entitled "Preliminary Investigation of an Area in Need of Redevelopment (Non-Condemnation): DRA – Lot 2" dated July 2017 (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 August 23, 2017, 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 "Summit Court: Phase 2 Redevelopment Plan" ("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
Delisfort	X										
Figueiredo	X										
People	X										
Florio	X										
Cavadas			X								
X – Indicate Vote      ABS – Abstain      N.V. – Not Voting      AB – Absent											

On motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-207**:

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 township 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 Municipal Committee; and

WHEREAS, on April 28, 2015, 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 101, Lots 2 and 4.0201 (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 August 13, 2015, 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 – Merck Pharmaceutical Research & Development Campus, Block 101, Lots 2 & 4.0201; 1011 Morris Avenue” dated July 23, 2015 (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 September 8, 2015, 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, by commission of the Township Committee, the Planning Consultant prepared a redevelopment plan for the Redevelopment Area entitled the “Redevelopment Plan for Merck Site, Block 101, Lots 2 & 4.0201” (“Redevelopment Plan”); and

WHEREAS, on November 22, 2016 the Township Committee adopted the Redevelopment Plan by ordinance, after the Township Committee referred 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; and

WHEREAS, the Township Committee, by commission of the Planning Consultant, desires to refer certain amendments to the redevelopment plan to the Planning Board for review and comment, pursuant to *N.J.S.A. 40A:12A-7* of the Redevelopment Law (the “First Amended Redevelopment Plan,” attached hereto as *Exhibit A*).

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 First Amended 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 Municipal 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
Delisfort	X										
Figueiredo	X										
People	X										
Florio	X										
Cavadas			X								
X – Indicate Vote    ABS – Abstain    N.V. – Not Voting    AB – Absent											

**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 May 22, 2018, approved by respective Departments as being correct.

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:

<u>BLOCK/ LOT</u>	<u>NAME</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>DEDUCTION</u>
4505-6	Lynda Dean	2018	\$ 658.53	Refund O/P
<u>PAYABLE TO: Dan Girgis</u>				
2206 -2	Torres, Luis and Jenny	2018	\$2192.87	Refund O/P
5009-6.115	Richards, Yolanda Rene	2018	\$2035.21	Refund O/P
C0115				

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 \$8,430.84.

**COMMUNICATIONS:**

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

<b>NAME</b>	<b>AMOUNT</b>	<b>CERT#</b>	<b>LOCATION</b>
US Bank Cust/	\$ 718.16	17-00100	2029 Gless Avenue
PC7 Firstrust	\$ 500.00		
US Bank Cust/	\$1,452.51	16-00108	2045 Lentz Avenue
PC5 Sterling Nat'l	\$1,200.00		
John Verutolo	\$85,793.61	17-00063	999 Rahway Avenue
US Bank Cust/	\$1,783.93	16-00086	2865 Vauxhall Road
PC5 Sterling Nat'l	\$1,200.00		

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

From: Residents of Filbert Lane Re: Requesting permission to hold a block party on Wednesday, August 19, 2018 from 10:00 AM to 10:00 PM.

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

From: Robert White, Golden Rule Lodge, Re: Requesting permission to use the Showmobile and sound system for their annual community day celebration on Saturday, September 1, 2018 from 12:00pm to 5:00pm with all fee waived.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved to approve the request with the exception of overtime fees being waived.

From: Robert Cowper, Superintendent of Recreation, Re: Requesting to hold the 4<sup>th</sup> of July festivities at Biertuempfel Park on Wednesday, July 4, 2018 with a rain date of Thursday, July 5, 2018.

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

From: Vanessa Hixon, TNT Fireworks, 2700 Route 22, Re: Requesting permission to hold a tent sale June 17, 2018 - July 5, 2018 utilizing a 30'x60' tent, banners and American Flags on the tent. Also requesting a 10'x20' container for storage and a small generator to operate the lights.

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved to approve the request contingent upon approval from the building and fire departments.

From: Darren Ransom, 10 May Terrace, Re: Requesting the use of the Showmobile for Saturday, September 8, 2018 with a rain date of Sunday September 9, 2018 for the Annual Music Moves My Soul Festival.

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

From: Various Residents Re: Requesting permit parking on the following streets:  
A. Whitter Place  
B. Winfield Terrace

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved to refer the request to the Police Department for further review and recommendation.

From: Lynn Duffey, First Baptist Church, 525 Thoreau Terr., Re: Requesting permission to close Thoreau Terrace between Colonial Avenue and Crawford Terrace from July 2 – July 6, 2018 between the hours of 9:30am-11:30am for their vacation bible school.

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

From: Various Residents Re: Requesting handicap spaces in front of the following residences:

- A. Alfred F. Thomas, 302 Oswald Avenue.
- B. Shuntel Benton, 325 Oswald Avenue.

On motion of Mr. Figueiredo, seconded by Mr. People, and carried, the Township Committee moved to refer the request to the Police Department for further review and recommendation.

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 Sunday June 3, 2018 from 10:00 AM to 6:00 PM.

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

From: Yuriy Symczyk, Ukrainian Independence Committee Re: Requesting permission to hold a flag raising ceremony in front of the municipal building on Sunday, August 19, 2018 at noon. Also requesting permission to hang a banner across Stuyvesant Avenue from August 17, 2018 through August 27, 2018.

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

Ratifying a request from Gale Spoto, Office Manager of Kneipp-USA to conduct a Warehouse Sale.

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

Ratifying a request for David Arminio, Friends of the Union Public Library to park cars in the municipal lot on Morris Avenue on Sunday,

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

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

#### **MONTHLY REPORTS:**

#### **DEPARTMENT REPORTS:**

Police Department

Municipal Court

#### **MS. DELISFORT:**

- Ms. Delisfort encouraged everyone to be safe while out boating and follow the proper protocol.
- Ms. Delisfort congratulated the Union Chapter of the AARP on their 30 year Anniversary.
- Ms. Delisfort presented the monthly Senior Center Report.
- Ms. Delisfort presented the monthly report for the Recreation Department.
- Ms. Delisfort wished everyone a safe and Happy Memorial Day.

#### **MR. FIGUERIEDO:**

- Mr. Figueiredo congratulated and thanked the Coast Guard Auxiliary for attending tonight.
- Mr. Figueiredo congratulated the AARP, Chapter 4026.
- Mr. Figueiredo presented the monthly report from the Fire Department.
- Mr. Figueiredo spoke about the dedication of the Vauxhall Meeting Hall to Congressman Donald M. Payne, Sr. He thanked Assemblywoman Quijano and Assemblyman Holley from the 20<sup>th</sup> legislative district for their support.
- Mr. Figueiredo wished everyone a Happy Memorial Day and urged all to come out to the Memorial Day Parade and show support for those who gave the ultimate sacrifice.

#### **MR. PEOPLE:**

- Mr. People asked all boaters to stay safe.
- Mr. People urged seniors to stay healthy and consider joining the AARP.
- Mr. People presented the monthly report for the Department of Public Works.
- Mr. People wished everyone a healthy and enjoyable Memorial Day weekend.

#### **MR. FLORIO:**

- Mr. Florio congratulated the Coast Guard and urged everyone to be practice safe boating.
- Mr. Florio congratulated and spoke about the AARP.
- Mr. Florio spoke about the Stuyvesant Avenue Streetscape, Phase II.
- Mr. Florio thanked the Memorial Day Parade Committee for their commitment to

the parade and the Veterans and asked all residents to come out and support the parade and the Veterans.

- Mr. Florio spoke about the events scheduled for the 4<sup>th</sup> of July.

**PUBLIC HEARING:**

Elizabeth Ciallella, 1715 Union Avenue, spoke about trees that are marked on with an orange "X" on her street which are scheduled to be cut down for the paving project. Ms. Ciallella asked the Committee to please reconsider taking them down. Ms. Ciallella asked the Committee to please reconsider and to find a way that they can try to preserve them.

Mr. Florio responded and stated that new trees will be planted. Mr. Manzella stated that he will have the Engineering Department revisit the street and exam each tree to see if there is any way that some of the trees can be preserved. He explained the necessity for them to be removed in order to pave the street.

There being no further business presented, the Township Committee on motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, adjourned the meeting, the time being 8:11 P.M.

Dated: May 22, 2018

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Joseph Florio, Deputy Chairman of the Township  
Committee of the Township of Union in the County  
of Union.

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EILEEN BIRCH, Township Clerk