

December 4, 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 4th day of December, 2018 at 7:30 P.M. The meeting was called to order by Suzette Cavadas, Chairwoman of the Township Committee.

The Clerk read the following statement:

"This is a regular meeting of the Township Committee. Public Notice of this meeting has been given, as required by the 'Open Public Meeting's Law'. A Resolution was adopted on January 1, 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 Committeewoman Delisfort and the pledge to the flag was led by Committeeman Joseph Florio.

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

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

PROCLAMATION:

43rd Anniversary

Lambda Theta Alpha Latin Sorority, Inc. & Lambda Theta Alpha Latin Fraternity, Inc.

PRESENTATION:

VFW – Leo Graf and Bob Johnsen - Township Food Pantry

APPROVAL OF MINUTES:

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved to approve the Conference and Regular Session Minutes of November 20, 2018.

ORDINANCES:

DRAFT AND FIRST READING:

The Clerk presented draft of an ordinance amending Chapter 505 of the Municipal Code entitled "Towing" pertaining to storage and garage facilities.

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.

Amending Chapter 505 of the Municipal Code entitled
"Towing" pertaining to storage and garage facilities.

On motion of Mr. Florio, 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 December 18, 2018.

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

The Clerk presented draft of an ordinance authorizing the application for a long term tax exemption and the execution of a financial agreement with Clermont 1 and 2, Urban Renewal, LLC.

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.

Authorizing the application for a long term tax exemption and the execution of a financial agreement with Clermont 1 and 2, Urban Renewal, LLC.

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 December 18, 2018.

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. 2018-356**.

WHEREAS, the Township of Union in the County of Union purchases janitorial supplies Mooney General, 1451 Chestnut Avenue, Hillside, NJ 07205, State Contract 40242; and WHEREAS, the Township Committee previously authorized Resolution No. 2018-79 in the amount of \$30,000.00 and it is necessary to increase that amount by an additional \$1,000.00; and

WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$1,000.00 and will be charged to Police Account 240-235; 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 Ms. Delisfort, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-357**.

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

WHEREAS, the Township Committee previously authorized Resolution No. 2018-78 and Resolution No. 2018-307 for a total contract amount not to exceed \$42,500.00 and it is necessary to increase that amount by an additional \$15,000.00 for total revised amount not to exceed \$57,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union, in the County of Union, hereby amends Resolution No. 2018-307 by an additional \$7,500.00 for a total contract amount not to exceed \$57,500.00 for 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; and
BE IT FURTHER RESOLVED, pursuant to N.J.A.C. 5:34-5, the Purchasing Agent shall obtain a Certificate of Availability of Funds for purchases under this State Contract, not to exceed a total amount of \$35,000.00 and shall be encumbered to 8-01-26-290-226 - \$15,000.00 and 8-01-26-305-226 -\$42,500.00.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-358**.

WHEREAS, the National Purchasing Partners, ("NPP") is a cooperative pricing system, located in Seattle, Washington and is permitted to enter into agreements with other governmental units; and

WHEREAS, the purpose of the NPP is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and
WHEREAS, the Township of Union desires to enter into an agreement with National Purchasing Partners, Seattle, Washington.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Union, Union County, State of New Jersey hereby authorize the execution of an agreement with the National Purchasing Partners at no cost to the Township.

On motion of Ms. Delisfort, seconded by Ms. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-359**.

WHEREAS, the Township of Union in the County of Union is in need of replacing a video switcher for the main meeting room; and
WHEREAS, quotes were received and the low quote of \$4,208.90 was received from G&G Technologies, 280 Midland Blvd, Saddle Brook, NJ 07663; and
WHEREAS, the availability of funds in the 2018 Municipal Budget has been certified by the Local Finance Officer in the amount of \$4,208.90 and will be charged to G-01- - 900-140.

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

On motion of Mr. Florio, seconded by Mr. People, and carried, the Township Committee moved the adoption of **Resolution No. 2018-360**.

WHEREAS, the Township of Union in the County of Union subscribes to GIS Municipal Management System software to be utilized in various departments; and

WHEREAS, the Township wishes to add a new subscription agreement, a construction module, for use by the Building Department; and

WHEREAS, GovPilot LLC, 79 Hudson Street, Suite 503, Hoboken, NJ 07030 provides the software for an annual fee not to exceed \$20,000.00 per year for a three year contract; and

WHEREAS, the availability of funds has been certified by the Local Finance Officer in the amount of \$20,000.00 and will be charged to 8-01-22-195-269 and 9-01-22-195-269 and 0-01-22-195-269; and

WHEREAS, the Local Public Contracts Law provides that an exemption may be made for the provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software, (N.J.S.A. 40A:11-5dd)

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. 2018-361**.

WHEREAS, N.J.S.A. 40A: 87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the Township Committee had not anticipated revenue from the NJ Economic Development Innovation Planning Challenge Grant and we received \$100,000.00 so it is necessary to insert the amount into the 2018 Municipal Budget.

NOW THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Union, in the County of Union, State of New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the total sum of \$100,000.00, which item is now available as a revenue from the County of Union, *NJ Economic Development Innovation Planning Challenge Grant*; and

BE IT FURTHER RESOLVED that the like sum of \$100,000.00 is hereby appropriated under the caption of "*NJ Economic Development Innovation Planning Challenge Grant*" and is a result of a grant from the New Jersey Economic Development Authority.

On motion of Mr. People, seconded by Mr. Figueiredo, and carried, the Township Committee moved the adoption of **Resolution No. 2018-362**.

WHEREAS, the Township Police will be purchasing Body Worn Cameras for all officers; and

WHEREAS, these can be purchased from Axon Enterprise, Inc., 17800 N. 85th Street, Scottsdale, Arizona through the National Purchasing Partners Cooperative and the company will provide maintenance and replacement for a period of five years; and

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.

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 Body Worn Cameras from Axon Enterprise, Inc., 17800 N. 85th Street, Scottsdale, Arizona through the National Purchasing Partners Cooperative; 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, not to exceed a total amount of \$55,980.30 and shall be encumbered to the Drug Confiscation Account for 2018 and each of the next four years \$96,912.00 will be budgeted.

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-363**.

WHEREAS, N.J.S.A. 40A:4-58 provides for "Appropriation Transfers" during the last two months of the Fiscal Year; and

WHEREAS, these transfers may NOT be made for the following:

- contingent expenses
- deferred charges
- cash deficit of preceding year
- reserve for uncollected taxes
- down payments
- capital improvement fund

interest and redemption charges; and
 WHEREAS, the Treasurer has recommended the following appropriation transfers be made at the meeting of December 4, 2018:

TO	AMOUNT	FROM
Board of Health – O.E.	6,000.00	Board of Health – Salary
Audit Services – O.E.	200.00	Accounts – O.E
Planning Board – Salary	500.00	Board of Adjustments – O.E.
Consolidated Police & Fire Pension	178.50	DCRP – O.E.
Interest on Bonds	900.00	Interest on Notes
Public Defender – Salary	41,100.00	Police – Salary
Public Defender – O.E.	5,300.00	Police – Salary
Sewer – Interest on Bonds/Loans	1,147.00	Sewer – Interest on Notes

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union in the County of Union hereby resolves that the above referenced transfers be authorized by a two-thirds majority of the full membership of the Governing Body, on roll call vote.

	AYE	NAY	ABSTAIN	ABSENT
PEOPLE	X			
CAVADAS	X			
FIGUEIREDO	X			
FLORIO	X			
DELISFORT	X			

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-364**.

WHEREAS, the Township Committee of the Township of Union purchased an affordable housing property located at 121 Atlanta Avenue, Vauxhall, Block 5820, Lot 4.04 on September 21, 2018 in order to maintain its affordable housing units in the Township; and

WHEREAS, the deed has been filed with the County Clerk; and

WHEREAS, the property now needs to be removed from the tax rolls.

NOW THEREFORE BE IT RESOLVED that the Township Committee in the Township of Union in the County of Union, New Jersey, hereby authorizes the property at 121 Atlanta Avenue to be removed from the tax rolls as it now Township owned property

On motion of Mr. Figueiredo, seconded by Ms. Delisfort, and carried, the Township Committee moved the adoption of **Resolution No. 2018-365**.

WHEREAS, the Township of Union needs to complete landscaping at James C. Conlon Soccer Field per the contract; and

WHEREAS, quotes were received for the trees and mulch, and Mahon Landscaping, Inc, was the low responsive quote and will provide these services at an amount not to exceed \$22,060.00.

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 Mahon Landscaping, Inc., P.O. Box 1359, Union, New Jersey 07083 at their low quote of \$22,060.00; and

BE IT FURTHER RESOLVED that the Purchasing Agent shall obtain a Certificate of Availability of Funds for the purchase, not to exceed a total amount of \$22,060.00 and shall be encumbered to C-04-55-543-699.

FINANCES:

On motion of Mr. Florio, seconded by Mr. People, 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 December 4, 2018, approved by respective Departments as being correct.

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

On motion of Mr. Florio, seconded by Mr. People, 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>
Payable to: John Bryant				
5209-1	Pinkowsky	2018	\$ 118.00	D/V
Payable to: Thomas Cato				
4909-7.04	Gibbons Street Assoc., LLC.	2018	\$ 2,259.60	D/V

On motion of Mr. Florio, seconded by Mr. People, 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>
5209-1	Pinkowsky	2018	\$ 118.00
		2018	\$2,092.77
4909-7.04	Gibbons Street Assoc., LLC	2018	\$2,259.60

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. Florio, seconded by Mr. People, and carried, the Township Committee authorized payment of Community Development Agency Bills in the amount of \$7,961.00.

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/ PC7 Firsttrust	\$1,014.25 \$ 600.00	17-00103	2070 Morrison Ave
US Bank Cust/ PC 7 Firsttrust	\$1,735.82 \$ 900.00	17-00006	787 Nixon Road
US Bank Cust/ PC5 Sterling Nat'l	\$2,297.84 \$1,200.00	16-00111	2143 Balmoral Ave
John Vilrutolo	\$ 460.93 \$5,000.00	18-00047	845 Mitchell Ave
Monica Santamaria	\$ 194.24 \$ 400.00	17-00060	845 Mitchell Ave
Trystone Capital Assets, LLC	\$ 998.22 \$2,000.00	18-00058	1082 Battle Hill Ter.
Mas Capital, LLC	\$5,848.90	18-00093	332 Indiana Street
Mas Capital, LLC	\$1,722.29 \$2,900.00	18-00028	1878 Arbor Lane

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

From: Residents of Browning Place Re: Requesting permit parking on their

street.

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

From: Joseph Alpar, Union Jewelers Exchange, 2290 Route 22 East, Re: Requesting permission to place one (1) 3' x 5' sign and three (3) 2' x 4' signs advertising a sale from December 5, 2018 – January 5, 2019.

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

From: Herman and Julie Williams, Union Residents, Re: Requesting permission to park 15-20 vehicles in the Burnett Avenue parking lot for a bus ride on Saturday, December 15, 2018 from 12:00pm returning at 9:00pm.

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

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

DEPARTMENT REPORTS:

MONTHLY REPORTS:

Clerk's Office	Community Development
Division of Accounts	Senior Citizens
Police Department	Engineering

COMMITTEE REPORTS:

MS. DELISFORT:

- Ms. Delisfort congratulated the Lambda Theta Alpha Latin Sorority and Fraternity on their recognition.
- Ms. Delisfort thanked the VFW, especially Mr. Leo Graf and Mr. Bob Johnsen on the donation to the food pantry.
- Ms. Delisfort gave the Senior Center Report.
- Ms. Delisfort gave the Recreation Department Report.
- Ms. Delisfort wished all a safe and happy holiday season.

MR. FIGUERIEDO:

- Mr. Figueiredo congratulated the Lambda Theta Alpha Latin Organization on their accomplishments.
- Mr. Figueiredo thanked the Veteran's for their continued support to the township especially for the donation to the food pantry during this holiday season.
- Mr. Figueiredo moved that the 2019 Reorganization Meeting be held on January 1, 2019 at 12:00 noon, in the main meeting room, the motion was seconded by Ms. Delisfort and carried.
- Mr. Figueiredo gave the Fire Department Report.
- Mr. Figueiredo spoke about lighting the Menorah at Town Hall tonight and wished all those that celebrate a very Happy Hanukkah

MR. PEOPLE:

- Mr. People congratulated the Sorority and Fraternity on their achievements.
- Mr. People thanked the VFW on their donation to the food pantry.
- Mr. People gave the Department of Public Works report.
- Mr. People spoke about the Trex Challenge going and mentioned the locations scattered throughout the town to drop off plastic bags.
- Mr. People wished everyone a Happy Hanukkah.

MR. FLORIO:

- Mr. Florio congratulated the Sorority and Fraternity on their accomplishments.

- Mr. Florio thanked the Veteran's Alliance, especially Mr. Graf & Mr. Johnsen on their donation to the food pantry.
- Mr. Florio gave the Police Department report.
- Mr. Florio spoke about item #9 on the Agenda and explained how our Police Officers will now be wearing body cameras and how it will be funded.
- Mr. Florio thanked everyone that helped make the holiday celebration weekend a huge success.
- Mr. Florio read a short statement acknowledging the death of our 41st President, George H. W. Bush.

MS. CAVADAS:

- Ms. Cavadas congratulated the Sorority and Fraternity on their accomplishments and stressed how impressive it is that they started as a small group in Union and are now a very large nationwide organization.
- Ms. Cavadas thanked the Veteran's Alliance, especially Mr. Graf & Mr. Johnsen on always going above and beyond in their support to the Township and its residents.
- Ms. Cavadas acknowledged the passing of the President Bush and asked for a moment of silence.
- Ms. Cavadas wished everyone a Happy Hunukkah.

PUBLIC HEARING:

There being no one wishing to be heard, the Township Committee on motion of Ms. Delisfort, seconded by Mr. Figueiredo, and carried, adjourned the meeting, the time being 8:10 PM.

Dated: December 4, 2018

 Suzette Cavadas, Chairwoman of the
 Township Committee of the Township
 of Union in the County of Union.

 Eileen Birch, Township Clerk