



## UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, JUNE 18, 2020  
REGULAR MEETING MINUTES

### CALL TO ORDER

Chairman Mirabella presided over the meeting and called the meeting to order at 5:39P.M.

### ROLL CALL

Roll call showed Chairman Alexander Mirabella, Vice Chairman Angel G. Estrada, Freeholder Angela R. Garretson, Freeholder Sergio Granados, Freeholder Christopher Hudak, Freeholder Bette Jane Kowalski, Freeholder Kimberly Palmieri-Mouded, Freeholder Rebecca Williams were present; with Freeholder Andrea Staten absent.

Also present were County Manager Edward T. Oatman, County Counsel Bruce H. Bergen, Esq., and Clerk of the Board James E. Pellettiere.

### PRAYER AND SALUTE TO THE FLAG

The prayer and salute to the flag were led by Clerk of the Board Pellettiere.

### STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The statement of compliance with the Open Public Meetings Act was read by Clerk of the Board Pellettiere.

### APPROVAL OF COMMUNICATIONS

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Note and File

Chairman Mirabella called for a motion to approve Communications. On a motion made by Freeholder Williams and seconded by Freeholder Granados, roll call showed eight members of the Board voted in the affirmative; with Freeholder Staten absent.

### APPROVAL OF MINUTES

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1. Thursday, May 21, 2020 - Agenda Setting Session
2. Thursday, May 21, 2020 - Regular Meeting

Chairman Mirabella called for a motion to approve the Minutes. On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Vice Chairman Estrada abstaining from both the May 21, 2020 Agenda Setting and Regular Meeting minutes and Freeholder Staten absent.

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**ORDINANCE FOR INTRODUCTION**

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The Chairman asked the Clerk of the Board to read the Ordinance by Title.

The Clerk of the Board read the Ordinance into the record.

**815-2020 AN ORDINANCE TO AMEND THE UNION COUNTY SOLID WASTE MANAGEMENT PLAN BY INCLUDING A CLASS "C" RECYCLING FACILITY TO BE OWNED AND OPERATED BY LINDEN RENEWABLE ENERGY, LLC LOCATED AT 4900 TREMLEY POINT, LOT 8.02, BLOCK 587, LINDEN, NEW JERSEY TO ACCEPT ORGANIC WASTE OR ORGANIC SUBSTRATE AND UTILIZE ANAEROBIC DIGESTION TO CREATE RENEWABLE NATURAL GAS, A MARKETABLE SOIL AMENDMENT, AND LIQUID DIGESTATE THAT WILL BE PROCESSED ON SITE TO PRODUCE LIQUID ORGANIC FERTILIZER.**

**WHEREAS**, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq., the County of Union is designated as a Solid Waste Management District and by law did develop and prepare a District Solid Waste Management Plan ("County Plan") that was adopted by the Union County Board of Chosen Freeholders on June 7, 1979, pursuant to and in accordance with the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq.; and

**WHEREAS**, the County Plan was approved, with modifications, by the Department of Environmental Protection ("NJDEP") on August 13, 1980, and has since been amended and modified from time to time; and

**WHEREAS**, on December 11, 1986, the Union County Board of Chosen Freeholders designated the Union County Utilities Authority ("UCUA") as the agency responsible for the implementation of the County Plan, as amended from time to time, and the UCUA is empowered to plan, acquire, construct, maintain and operate facilities for the processing, disposal and/or recycling of solid waste generated in the County; and

**WHEREAS**, the UCUA has formulated a Plan Amendment, and recommends that this Board set a public hearing for the purpose of taking public testimony on the proposed plan amendment, and review and enact said amendment that is now on file with the Clerk of this Board and available for public inspection and is made a part hereof by reference; and

**WHEREAS**, the subject amendment is summarized as follows:

This Plan Amendment is prepared as a result of a determination by the UCUA to:

**TO MODIFY THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN TO INCLUDE A CLASS C RECYCLING FACILITY TO BE OWNED AND OPERATED BY LINDEN RENEWABLE**

**ENERGY, LLC LOCATED AT 4900 TREMLEY POINT, LOT 8.02, BLOCK 587, LINDEN, NEW JERSEY TO ACCEPT ORGANIC WASTE OR ORGANIC SUBSTRATE AND UTILIZE ANAEROBIC DIGESTION TO CREATE RENEWABLE NATURAL GAS, A MARKETABLE SOIL AMENDMENT, AND LIQUID DIGESTATE THAT WILL BE PROCESSED ON SITE TO PRODUCE LIQUID ORGANIC FERTILIZER.**

**WHEREAS**, pursuant to the Solid Waste Management Act, the County's Solid Waste Advisory Committee ("SWAC") must be consulted with respect to amendment to the County Plan; and

**WHEREAS**, by Resolution No. 33-2020, duly adopted June 17, 2020, the UCUA approved the Plan Amendment and recommended that the Plan Amendment be approved by the Board of Chosen Freeholders of the County, after public hearing in accordance with the Solid Waste Management Act; and

**WHEREAS**, pursuant to and in accordance with the provisions of the Solid Waste Management Act, the Plan Amendment was presented to SWAC:

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of Chosen Freeholders of the County of Union, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Plan Amendment, as prepared and recommended by the Union County Utilities Authority, is hereby adopted as an Amendment to the Union County District Solid Waste Management Plan.
3. Any provision of the County Plan that is inconsistent with the Plan Amendment is hereby repealed to the extent of said inconsistency and the provisions of the Plan Amendment shall be fully effective and shall control.
4. A certified copy of this Ordinance, as finally adopted, together with the Plan Amendment, shall be forwarded to the New Jersey Department of Environmental Protection, the County Clerk of the County of Union, and the Union County Utilities Authority.
5. The Clerk of this Board shall publish and disseminate notice of this Ordinance as provided by law.
6. The aforesaid Plan Amendment and a copy of the transcript of the public hearing to be held at such time as may be scheduled by said Board of Chosen Freeholders, and the necessary deliberations shall be submitted to the Commissioner of the New Jersey Department

of Environmental Protection.

7. This Ordinance shall take effect in the manner prescribed by law.

### **FIRST READING STATEMENT**

Freeholder Hudak was asked by Chairman Mirabella to move Ordinance Number 815-2020 for First Reading and authorize the Clerk of the Board to advertise same in accordance with the law. The public hearing and final reading will be scheduled for July 23, 2020.

On a motion made by Freeholder Hudak and seconded by Freeholder Williams, roll call showed eight members of the Board voted in the affirmative; with Freeholder Staten absent.

### **SUSPENSION OF RULES**

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Suspension of the rules to allow for the joining of both Public Comments on resolutions being offered for adoption, and Public Comments on any governmental issue that a member of the public feels may be of concern to the residents of the county.

Chairman Mirabella called for a motion to Suspend the Rules. On a motion made by Vice Chairman Estrada and seconded by Freeholder Kowalski, roll called showed eight members of the Board voted in the affirmative; with Freeholder Staten absent.

### **PUBLIC COMMENT PORTION**

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The meeting was opened to the public for the purpose of commenting on Resolutions being offered for adoption only.

Bruce Paterson, of Garwood, inquired about the locations of the Board of Election ballot drop boxes. He also asked for additional information relative to the counting of ballots and what would invalidate a provisional ballot. On another note, Mr. Paterson inquired about the Executive Session scheduled for the end of the meeting.

Administrator DiRado advised that the location of the respective drop boxes would be announced the following week, noting that five boxes would be installed by the County's Engineering, Public Works and Facilities Management department at various locations throughout the County. She further advised that an official announcement had not been made to prevent residents from dropping of their voted ballots at incorrect locations which would break the chain of custody and potentially invalidate their vote. Administrator DiRado advised that ballots could be deemed invalid for multiple reasons, including: signature on file does not match the signature on the ballot certification; address does not match the registered address on file; and the voter is noted registered. She confirmed that all valid ballots received would be counted.

Relative to the Executive Session, County Counsel Bergen advised that this matter related to a claim filed by an employee relative to the Federal Fair Labor Standard Act (FLSA).

Bruce Paterson, of Garwood, also had several questions and comments relative to several Resolutions. He made comments relative to Reso Nos. 2020-468 and 2020-473. Relative to Reso No. 2020-480, Mr. Paterson noted the reduction in cost and thanked the Board and the respective Department for the reduction. Relative to Reso No. 2020-484, Mr. Paterson inquired about the specs of the project. Relative to Reso No. 2020-486, he asked for additional information. Lastly, he commented on Reso No. 2020-490 and Kean's new President.

County Manager Oatman advised that the costs cited on Reso No. 2020-484, accounted for not only demolition costs but also certain construction costs. He noted the age and location of the building, advising that some work would have to be completed during nights and weekends to minimize disruptions to work processes and to avoid exposing workers to potential environmental hazards relative to the work.

Relative to Reso No. 2020-486, County Manager Oatman advised that this item related to newly discovered environmental/soil issues encountered on-site.

Siro Scalera, of Berkeley Heights, thanked the Board for the introduction and support of Ordinance 815-2020, noting the environmental benefits of this initiative as well as the potential economic and employment boost it could cause. He also made comments relative to Reso No. 2020-484, noting the enhanced county function and accessibility that would result from the initiative. He added that during these uncertain times, infrastructure projects to meet public needs while also providing jobs and boosting the economy were incredibly beneficial and necessary during these times.

Dennis Taff, of Berkeley Heights, made comments relative to Ordinance 815-2020 and thanked the Board for the First Reading. He also noted his appreciation for the past and upcoming improvements to the County complex.

Joseph Sarno, of Scotch Plains, made comments relative to certain issues that have surfaced relative to mail-in voting, citing an article from The Globe. He inquired as to what steps were being taken by the County to prevent similar issues with mail-in ballots.

Administrator DiRado advised that she would review the cited article following the meeting. She added that any transit-related issues would be addressed with the respective postmasters throughout the county. She added that she was aware of a printing issue in Berkeley Heights, but confirmed that the error was ultimately corrected and voters received the appropriate ballot. She added that if received, corrective ballots would be counted in place of those erroneously mailed initially.

County Manager Oatman advised that the article cited by Mr. Sarno did not specify any location in the County and related to voters receiving back their already executed ballots from the post office.

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**RESOLUTIONS**

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The following Resolutions were offered for adoption:

- 2020-454 FREEHOLDER ANGELA R. GARRETSON:** Authorizing the County Manager to accept and expend funds awarded through the Department of Justice (DOJ) Coronavirus Emergency Supplemental Funding Program (award # 2020-VD-BX-0978) in an amount not to exceed \$58,008.00 for the performance period of January 20, 2020 through January 31, 2022.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-455 FREEHOLDER SERGIO GRANADOS:** Resolution modifying the 2020 Union County adopted budget in the amount of \$58,008 as a result of notification received from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for a program entitled: CARES Act-BJA Coronavirus Emergency Supplemental Funding Program.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-456 FREEHOLDER SERGIO GRANADOS:** Resolution modifying the 2020 Union County adopted budget in the amount of \$1,226,380 as a result of notification received from the State of New Jersey, Department of Human Services, Division of Aging Services for a program entitled: CARES Act-Area Plan Contract (APC) Grants.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-457 FREEHOLDER SERGIO GRANADOS:** Resolution modifying the 2020 Union County adopted budget in the amount of \$1,990,737 as a result of notification received from the United States Department of Housing and Urban Development for a program entitled: CARES ACT-Emergency Solutions Grant Coronavirus (ESG-CV) Funds.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-458 FREEHOLDER SERGIO GRANADOS:** Authorizing the County Manager to award a contract to Children's Specialized Hospital, Mountainside, New Jersey, for the provision of the Special Child Case Management and Early Intervention Programs, for the period of January 1, 2020 through December 31, 2020 in the amount not to exceed \$50,000; funds represent the cash match as stipulated by N.J.S.A. 9:13-7 and 8 requiring the County to match the Special Child Case Management and Early Intervention grants from NJ Department of Health and Senior Services.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-459 FREEHOLDER SERGIO GRANADOS:** Authorizing the County Manager to accept 2019 SuperNOFA Continuum of Care (CoC) competitive grant award funds in the total amount not to exceed \$4,274,388 from US Department of Housing & Urban Development (HUD); awarding subcontracts with non-profits agencies for varied one-year time frames as specified on the Spending Plan; further authorizing the transfer of funds among the awarded agencies during the contract period should service needs change and/or if any fails to meet its contractual obligation.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-460 FREEHOLDER SERGIO GRANADOS:** Authorizing the County Manager to amend Resolution 2020-277, that adopted the 2020 Community Services Block Grant (CSBG) Spending Plan grant modification, to reflect additional grant dollars in the amount of \$526,009 for a new total not to exceed \$679,096 as outlined in the spending plan; no other changes to the terms of the 2020 CSBG Spending Plan.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-461 FREEHOLDER SERGIO GRANADOS:** Authorizing the County Manager to amend Resolution 2019-621 to exercise the County's option to extend a contract pursuant to competitive contracting law, with Geographic Solutions, Palm Harbor, FL, for the delivery of a Workforce Information Management and Data Exchange System for the County of Union for the period of July 1, 2020 through August 31, 2020 in an amount not to exceed \$9,850 with additional options to extend remaining.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-462 FREEHOLDER CHRISTOPHER HUDAK:** Resolution appointing Amed Shehata as Commissioner of the Union County Improvement Authority to fill an unexpired term ending January 31, 2021.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-463 FREEHOLDER KIMBERLY PALMIERI-MOUEDED:** Authorizing the County Manager to amend Resolution 2018-580 to extend the contract originally obtained through advertised public bidding (BA#30-2018) in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Engineering, Public Work & Facilities, Division of Facilities Management, Tri-County Termite & Pest Control, Inc., Carney's Point, NJ, for the purpose of providing Exterminating/Pest Control Management Services, for an additional twenty-four (24) consecutive months from July 5, 2020 through July 4, 2022, in an amount not exceed \$75,064.00.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-464 FREEHOLDER ANDREA STATEN:** Resolution appointing the following individuals as members of the Union County Planning Board: Alma Blanco to fill an unexpired term ending on December 31, 2022 and Tim McConway to fill an unexpired term ending on December 31, 2021.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-465 FREEHOLDER REBECCA LYNNE WILLIAMS:** Authorizing the County Manager to amend Resolution 2019-390, a contract awarded through BA #12-2019 with Universal Protection Services LLC, Bridgewater, NJ, for the purpose of providing security coverage to Cornerstone Behavioral Health Hospital of Union County, in order to exercise the first option to extend the contract for the 12 month period of July 1, 2020 through June 30, 2021 in the total amount of not to exceed \$367,218 with one final 12 month option to extend remaining.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-466 VICE CHAIRMAN ANGEL G. ESTRADA:** Authorizing the County Manager to amend Resolution 2018-568, to exercise the 24 month option to extend a contract with Able Mechanical, Inc., Red Bank, NJ (BA #26-2018) for the purpose of providing kitchen equipment maintenance and repair services for the Division on



Aging/Nutrition Kitchen, Linden, New Jersey for the period of July 5, 2020 through July 4, 2022 in the total amount not to exceed \$47,500.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-467 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to amend Resolution 2020-438 adopted 6/4/2020, a contract with B & B Press Inc., in Lebanon, New Jersey, to provide print services for additional COVID-19 related primary election provisional and Vote-By-Mail ballots in the amount of \$45,299.62, for a total amount not to exceed \$899,535.34.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-468 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager, through the Union County Prosecutor's Office, to enter into an agreement with Thermo Fisher/ Lifetech of Carlsbad, CA to purchase proprietary reagents supplies and service agreements for instrument maintenance through the N.J.S.A. 40A:11-5 (1) dd exception to bidding for the period of March 1, 2020 through February 28, 2021 in an amount not to exceed \$243,990.04.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-469 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter into a contract for Watchung Stables Accident and Health Insurance, through Beckerman & Company, the County's Insurance Broker of Record, with Axis Insurance Company, Chicago, IL for the period of July 1, 2020 through June 30, 2021 in an amount not to exceed \$9,500.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-470 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter into a contract for Cyber Security insurance coverage, through Beckerman & Company, the County's Insurance Broker of Record, with ACE American Insurance Company, Philadelphia, PA, for the period of June 26, 2020 through June 25, 2021 in an amount not to exceed \$55,337.04

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-471 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter into a contract for a Medical Malpractice insurance policy for Cornerstone staff, through Beckerman & Company, the County's Insurance Broker of Record, with Princeton Insurance Company, Princeton, New Jersey, for the period of July 1, 2020 through June 30, 2021 in amount not to exceed \$5,093.38.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-472 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter into an agreement for a Blanket Surety Bond for Public Officials through Beckerman & Company, the County's insurance broker of record, with Liberty Mutual Surety, for the period of July 12, 2020 through July 11, 2021 in an amount not to exceed \$5,705.00

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-473 CHAIRMAN ALEXANDER MIRABELLA:** Approving Claims Payment Authorization for Employee Health and Prescription Self-Insurance Program to Horizon Blue Cross Blue Shield of Newark, NJ and CAREMARKPCS Health, L.L.C., Woonsocket, RI, the County's contracted Third Party Administrators for the period of July 1, 2020 through June 30, 2021, in the amount not to exceed \$62,131,373.00.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-474 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a stop-loss insurance contract to Horizon Blue Cross Blue Shield of Newark, NJ in an amount not to exceed of \$2,350,000 for a one year period commencing July 1, 2020 through June 30, 2021.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-475 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to exercise the second and final option to extend a contract to Horizon Blue Cross Blue Shield of Newark, NJ to act as third party administrator under the terms of the original contract awarded by Resolution 2018-498, as first extended by Resolution 2019-495, for a contract period of July 1, 2020 - June 30, 2021, in an amount of not to exceed \$1,400,000.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-476 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a contract obtained through advertised public bidding (BA 16-2020) for the Department of Administrative Services, Division of Motor Vehicles, to Union County Collision, Roselle Park, NJ, for the purpose of providing the County with automobile and light truck collision repair for a period of 24 months, with the option to renew for an additional 24 months, in an amount not to exceed \$233,960.00 for one 24-month period.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-477 CHAIRMAN ALEXANDER MIRABELLA:** Resolution of the Union County Board of Chosen Freeholders concurring with the Union County Workforce Development Board to amend the Program Year 2019 Union County Workforce Area Budget in order to create indirect budget accounts and to deposit funds into said accounts, specifically for WorkFirst New Jersey and Workforce Learning Link grant funds as approved through UCWDB Resolution No. 2020-09 and in accordance with Workforce Innovation and Opportunity Act, Final Rules; and in accordance with 20 C.F.R. 679.370(i).

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-478 CHAIRMAN ALEXANDER MIRABELLA:** Resolution of the Union County Board of Chosen Freeholders concurring with the Union County Workforce Development Board approval to amend the Program Year 2019 Union County Workforce Area Budget, through UCWDB Resolution No. 2020-10, for the purpose of accommodating budget requests by the American Job Center for information technology services, equipment, and office expenses, in accordance with Workforce Innovation and Opportunity Act, Final Rules; and in accordance with 20 C.F.R. 679.370(i).

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-479 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to apply for and to accept funds from the Department of Housing and Urban Development and to expend funds as specified in the attached approval; further authorizing Approval of the 2020 - 2024 5 Year Consolidated Action Plan and the 2020 - 2021 (Year 46) Annual Consolidated Action Plan including the Community Development Block Grant, HOME Investment Partnerships Program, and the Emergency Solutions Grants Program application.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-480 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to amend Resolution Number 2018-634 adopted July 12, 2018, BA# 6-2018, a contract awarded through advertised public bidding in accordance with the Local Public Contracts, N.J.S.A. 40A:11-1 et seq., to CMS Construction Inc., of Plainfield, New Jersey, approving Change Order Number 1 (final) for the Replacement of W.R. Tracy Road Bridge (Mo37) Borough of Mountainside and City of Summit, County of Union, New Jersey. This change order will REDUCE the original contract amount by \$111,440.00 for a new contract amount not to exceed \$447,333.00. (Union County Engineering Project Number 2015-020)

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-481 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to amend Resolution Number 2019-626 adopted July 25, 2019 BA# 25-2019, a contract awarded through advertised public bidding in accordance with the Local Public Contracts, N.J.S.A. 40A:11-1 et seq., to Colonnelli Brothers, Inc., of Hackensack, New Jersey, approving Change Order Number 1 (final) for the Mountain Avenue, Eastbound Drainage Improvements, Berkeley Heights, County of Union, New Jersey. This change order will REDUCE the original contract amount by (\$9,475.32) for a new contract amount not to exceed \$95,454.68. (Union County Engineering Project Number 2019-003)

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-482 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to amend Resolution Number 2020-160 adopted February 6, 2020, a Professional Engineering Service Contract with Maser Consulting PA, of Red Bank, New Jersey for the Replacement of Mountain Avenue Minor Bridge, Be26, Twp. of Berkeley Heights, New Jersey for additional engineering services not to exceed \$8,079.53 for a new contract amount not to exceed \$234,949.53 (UC Engineering Project # 2013-024)

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-483 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Architectural Service Contract, through a Request for Proposal (RFP) process, to USA Architects, of Somerville, New Jersey to provide design services, procurement assistance and construction administrations for the Asbestos Abatement and Fire Sprinkler Installation on the 2nd Floor of The New

Annex Building, Elizabeth, New Jersey for an amount not to exceed \$219,325.00 (Union County Engineering Project Number 2020-005)

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-484 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Construction Management Contract, through a Request for Proposal (RFP) process, to Lehrer Cumming, of Cranford, New Jersey to perform the project management and site supervision services specified in connection with the design and construction administration for the demolition of the existing Union County Courthouse Parking Deck and the construction of a new parking deck in Elizabeth, New Jersey in an amount not to exceed \$1,481,207.00 (Union County Engineering - Project Number 2019-026)

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-485 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter in to Temporary License Agreements with County of Union Municipalities for Road Closures and/or Parking Lane Closures for the period commencing June 15, 2020 and continuing through no later than November 30, 2020.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

**2020-486 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to Execute Amendment IV to the Shared Services Agreement between the Union County Improvement Authority and the County of Union for the Oak Ridge Park Project, increasing the cost in an amount not to exceed \$366,346.87. (The amount as indicated by County Counsel during the Agenda Setting Session.)

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Garretson abstaining and Freeholder Staten absent.

#### **FREEHOLDER SPONSORED RESOLUTIONS**

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**2020-487 FREEHOLDER CHRISTOPHER HUDAK & FREEHOLDER KIMBERLY PALMIERI-MOUEDE:** Resolution offering this Board's deepest sympathies to the family of Biagio Moriello, during their time of sorrow.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-488 FREEHOLDER BETTE JANE KOWALSKI & THE ENTIRE BOARD:** Resolution offering the Board's heartfelt condolences to the family of eleven year-old Will "the Warrior" DeGregorio, of Cranford, who passed away after his inspiring battle against cancer.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-489 CHAIRMAN ALEXANDER MIRABELLA & THE ENTIRE BOARD:** Resolution offering this Board's deepest sympathies to the family of Tiran Billups, of Plainfield, president of Amalgamated Transit Union, Local 819, during their time of sorrow.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

- 2020-490 CHAIRMAN ALEXANDER MIRABELLA & THE ENTIRE BOARD:** Resolution congratulating Lamont Repollet, Ed.D on his appointment as the 18th President of Kean University.

On a motion made by Freeholder Williams and seconded by Freeholder Palmieri-Mouded, roll call showed seven members of the Board voted in the affirmative; with Freeholder Staten absent.

#### **FREEHOLDER REPORTS AND COMMENTS**

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Freeholder Granados thanked all the County employees for their tremendous contributions during the COVID-19 pandemic to ensure that residents continued to have access to essential resources and services.

He also spoke relative to the importance of The Supreme Court's recent decision to uphold DACA. He thanked the Dreamers for being a fundamental part of The United States.

Freeholder Williams spoke relative to Pride Month and encouraged residents to join in on the virtual offerings organized by the County to commemorate the occasion, as customary in-person activities could not be conducted due to COVID-19. She echoed the sentiments of Freeholder Granados relative to The Supreme Court's decision regarding DACA.

She also spoke relative to Juneteenth, noting its personal importance to her as her father was born and raised in Galveston, Texas. She encouraged residents to participate in some of the related activities throughout the county, including a family-friendly, socially-distant event in Plainfield taking place on June 19<sup>th</sup>.

Freeholder Palmieri Mouded made comments relative to the "Union County Home Haircut Challenge" charity event taking place following the meeting. She thanked the Board for choosing the YWCA to receive the collected donations,

advising that unfortunately, domestic violence and child abuse have been on the rise recently.

She commended the many teachers and parents throughout the County and state for stepping up during these trying times and for the additional work and stress they have shouldered. She congratulated the many graduates throughout the county, and expressed her hope that some graduation ceremonies could take place in July to celebrate the momentous occasion.

Freeholder Garretson spoke relative to Juneteenth and several upcoming events that were scheduled throughout the county to observe the occasion as well as Pride-related events.

On another note, she reminded residents that on June 30<sup>th</sup>, joined by Chairman Mirabella, the Board would be conducting the 3<sup>rd</sup> annual Academic Excellence initiative, noting that additional details would be forthcoming. On behalf of the Board and NJAC, she congratulated a student from Roselle Park, for having graduated from the Teacher Education Academy at UCVTS.

Freeholder Hudak expressed his approval regarding The Supreme Court's recent decision to uphold DACA as well as the extension of Title VII of the Civil Rights act.

He thanked everyone who donated to the "Union County Home Haircut Challenge", adding that \$8,500 had been collected thus far. He noted the importance of the YWCA and the various services and resources they provide.

On another note, he expressed his support for Reso No. 2020-485, which was developed in the hopes to allow businesses to increase outdoor accommodations and hopefully recover and recuperate some of the monies and business lost due to COVID-19 and the subsequent restrictions.

He closed by wishing residents a happy and safe 4<sup>th</sup> of July holiday.

Freeholder Kowalski thanked everyone for their efforts relative to COVID-19, particularly those volunteering at the Kean Drive-Thru Testing Center.

She recognized the Parks and Recreation Department for their hard work, noting they had recently been recognized with a NaCo award. She also commended the Clark, Garwood, and Mountainside Fire Departments for swiftly responding and remedying an algae problem found at the lake in Echo Lake Park.

She closed by congratulating all the graduates throughout the county, paying special mention to the graduates of UCVTS.

Vice Chairman Estrada spoke relative to several concerning letters he had received relative to police brutality. He noted that this has been a long-standing issue that the County has tried to tackle and address over the years and efforts will continue. He noted the use of body cams, which are worn consistently by all

Union County officers in an attempt to maintain transparency in law enforcement dealings.

On another note, he congratulated all the graduates throughout the County, noting his hope that some ceremonies will be facilitated in July. Relative to Juneteenth, he spoke about its importance in keeping perspective on the important freedoms afforded by the United States.

He closed by expressing his approval about the recent Supreme Court decision relative to DACA, but expressed his disdain over the time and progress lost while the issue was debated.

Chairman Mirabella echoed Vice Chairman Estrada's sentiments relative to body cams, noting them as an important tool that aims to keep everyone safe. He added that Union County was the first to institute the body camera requirement.

He also commended Dr. Dawood Farahi, former Kean President, for his hard work and contributions over the years as well as his long-standing relationship with the County and the Board.

He closed by noting several upcoming virtual activities and programming to commemorate the LGBTQ+ community and Pride Month.

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## EXECUTIVE SESSION

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To the extent known, the following item will be discussed in Executive Session:

- 1) Attorney Client privileged communications and discussions relative to a potential settlement agreement in the matter concerning Matthews v. County of Union.

County Counsel Bergen stated that pursuant to provisions of the Open Public Meetings Act, a public body may enter into Executive Session for the purpose of discussing certain enumerated subjects.

He stated that the Board wished to enter into Executive Session for the purpose of discussing Attorney Client privileged communications and discussions relative to a potential settlement agreement in the matter concerning Matthews v. County of Union.

He stated that the minutes of the Executive Session shall be separated from the minutes of the Open Public Session and that the minutes of the Executive Session, redacted as appropriate and necessary, shall be available in approximately 30 days. He stated that the Clerk of the Board shall retain the original minutes until such time as the confidential limitations have been removed, at which time they shall be made available.



He stated that upon affirmative vote of the majority of the members present, the Board may enter Executive Session and upon the Board's return may take formal action on the matter discussed.

Chairman Mirabella asked for a motion to enter into Executive Session. On a motion made by Freeholder Hudak and seconded by Freeholder Kowalski a voice vote showed eight members of the Board voted in the affirmative; with Freeholder Staten absent.

Chairman Mirabella asked for a motion to return from Executive Session. On a motion made by Freeholder Williams and seconded by Freeholder Granados a voice vote showed eight members of the Board voted in the affirmative; with Freeholder Staten absent.

#### **ADJOURNMENT**

Chairman Mirabella asked for a motion to adjourn the meeting. On a motion made by Freeholder Hudak and seconded by Freeholder Palmieri-Mouded, voice vote showed eight members of the Board voted in the affirmative; with Freeholder Staten absent.

The meeting was adjourned at 7:00 P.M.

**UNION COUNTY BOARD OF CHOSEN FREEHOLDERS 2020 MEETING SCHEDULE**

Please note that meetings are regularly held on Thursday evenings. Agenda Setting Sessions and Regular Meetings are held at 6:30pm in the Freeholders' Meeting Room, Administration Building, 10 Elizabethtown Plaza, 6<sup>th</sup> Floor, Elizabeth, New Jersey, unless otherwise specified. In the event an Agenda Setting Session and Regular Meeting are held on the same night, the Agenda Setting Session will commence at 6:30pm and the Regular Meeting will commence as soon as possible after the Agenda Setting Session.

Persons requiring a sign language interpreter should contact the Office of the Clerk of the Board at 908-527-4140.

REORGANIZATION MEETING - SUNDAY, JANUARY 5, 2020 at 12:00 pm  
Assignment Judge Karen M. Cassidy's Courtroom, 2 Broad Street, Elizabeth, NJ

**2020 MEETING SCHEDULE****AGENDA SETTING SESSION**

January 23, 2020

February 6, 2020

February 20, 2020

March 5, 2020

March 26, 2020\*\*

April 2, 2020\*\*

April 23, 2020\*\*

May 14, 2020\*\*\*

May 21, 2020\*\*

June 4, 2020\*\*

June 18, 2020

July 23, 2020

August 13, 2020

September 3, 2020

September 10, 2020

October 1, 2020

October 15, 2020

November 5, 2020

November 12, 2020

December 3, 2020

December 10, 2020

**REGULAR MEETINGS**

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\* March 18, 2020 Special Meeting at 5:30pm was held via conference call due to state of emergency relative to the COVID-19 coronavirus.

\*\* Meeting conducted remotely and electronically due to state of emergency relative to the COVID-19 coronavirus.

\*\*\* Meeting cancelled.

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James E. Pelletiere, RMC, QPA  
Clerk of the Board