



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, DECEMBER 6, 2012
REGULAR MEETING MINUTES

CALL TO ORDER

Chairman Alexander Mirabella called the meeting to order at 7:34 PM.

Attendee Name	Title	Status	Arrived
Angel G. Estrada	Freeholder	Present	
Christopher Hudak	Freeholder	Present	
Mohamed S. Jalloh	Freeholder	Present	
Bette Jane Kowalski	Freeholder	Present	
Deborah P. Scanlon	Freeholder	Present	
Daniel P. Sullivan	Freeholder	Present	
Vernell Wright	Freeholder	Present	
Linda Carter	Vice Chairman	Present	
Alexander Mirabella	Chairman	Present	

Also present were County Manager Alfred J. Faella, County Counsel Robert E. Barry, Esq. and Clerk of the Board James E. Pelletiere.

PRAYER AND SALUTE TO THE FLAG

The Prayer and Salute to the Flag were lead by the Clerk of the Board.

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

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

IV. APPROVAL OF COMMUNICATIONS

Note and File

RESULT: ADOPTED [UNANIMOUS]; MOVER: Bette Jane Kowalski, Freeholder;
SECONDER: Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

MINUTES APPROVAL

1. October 04, 2012 – Agenda Setting Meeting Minutes

RESULT: ACCEPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, Freeholder;
SECONDER: Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak,

Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2. October 11, 2012 – Regular Meeting Minutes

RESULT: ACCEPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

3. October 18, 2012 – Agenda Setting Meeting Minutes

RESULT: ACCEPTED [8 TO 0]; MOVER: Deborah P. Scanlon, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Chairman Mirabella; **ABSTAIN:** Vice Chairman Carter;

4. October 18, 2012 – Regular Meeting Minutes

RESULT: ACCEPTED [8 TO 0]; MOVER: Deborah P. Scanlon, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Chairman Mirabella; **ABSTAIN:** Vice Chairman Carter;

ORDINANCE FOR INTRODUCTION

The title of the Ordinance was read by the Clerk of the Board.

743-2012 AN ORDINANCE FIXING THE SALARIES OF DEPARTMENT HEADS AS AMENDED.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union as follows:

Section 1. The salaries of the County Manager and the following Department Heads shall be as hereinafter set forth. The same shall be effective as of January 1, 2013.

Section 3. That this Ordinance shall take effect at the time and manner provided by law.

Section 4. That the Clerk of this Board be and she is hereby authorized to publish a notice in the appropriate newspaper of such introduction and of a public hearing on December 20, 2012, and shall forward one certified copy of final passage, to each Clerk of all Municipalities located within the County of Union.

COUNTY MANAGER/FAELLA	\$158,100.00
COUNTY COUNSEL/BARRY	\$152,504.00
ADMINISTRATIVE SERVICES/DI RADO	\$122,399.00
DEPARTMENT OF PARKS AND COMMUNITY RENEWAL/ZUBER	\$116,280.00
ENGINEERING, PUBLIC WORKS & FACILITIES/GRAZIANO	\$121,685.00
PUBLIC SAFETY/MORAN	\$116,069.00
FINANCE/TAYLOR	\$122,400.00
HUMAN SERVICES/GUZZO	\$133,967.00
CORRECTIONAL SERVICES/RIORDAN	\$119,646.00

RUNNELLS SPECIALIZED HOSPITAL/WHEELER

\$132,796.00

RESULT: INTRODUCED [UNANIMOUS] Next: 12/20/2012 8:00 PM; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

FIRST READING STATEMENT

Freeholder Daniel P. Sullivan, Fiscal Chairman, moved Ordinance Number 743-2012 for First Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The Final Reading and Public Hearing are scheduled for December 20, 2012.

PUBLIC COMMENT PORTION

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

Tom Getzendanner, Summit, asked about Resolution 2012-986. He asked if the County's pension liability is paid up. He also asked about the County's outstanding debt. He asked if the auditors statements are qualified or unqualified.

Director Taylor stated that the County's pension for 2012 was fully paid by April 1st. The total County's outstanding debt as of our last supplemental debt statement is .76% of the total equalized assessed evaluation. The Audit is an unqualified statement, meaning there were no substantial findings to reflect any adverse normal practices within the State's requirements. She said the findings are mostly comparable to the previous years' findings dealing with a lot of the grants, payroll and fixed assets.

Ms. Taylor stated that in reference to the auditors, she explained that the Finance Department has uploaded the annual audit to a network called EMA, where all our ratings and interested parties can view our ratings. She said according to Fitch Rating Agency, they are pleased with the measures taken by the County as a result of Storm Sandy. We are in the same position as last year. She stated that the Corrective Action Plan is submitted within 60 days after receipt.

Mr. Getzendanner referred to Resolution 2012-1003, stating that it is a small adjustment. In reference to Resolution 2012-1010, he stated that a 2% salary increase is high, and asked if it is an aggregate percentage or an individual percentage.

Chairman Mirabella thanked him for his comments, but stated that non-contractual employees have not received raises in five years.

Bruce Paterson, Garwood, asked about the prices quoted for the three year option to renew as mentioned in Resolution 2012-982. He asked if the matching grant in Resolution 2012-983 is dollar for dollar, and what the total dollar amount is for the County's debt. Mr. Paterson asked how the public will be informed about upcoming meetings between the County and various rating agencies. He asked if there is an upper and lower range to the salary increases for the non-contractual employees in Resolution 2012-1003, and Resolution 2012-1004. He asked who did the design, construction and administration for the replacement of Vauxhall Road Culverts in Union. He asked why the law firm stated in Resolution 2012-1009 is being replaced by another firm. Mr. Paterson

has concerns about the aggregate percentage for the salary increases. He asked who determines the balance, and who performs the evaluations for the employees. He stated that Freeholders who have relatives working for the County should abstain from voting on Resolution 2012-1010.

Director Guzzo stated that in reference to Resolution 2012-982, he does not have the total amount for the three year contract. He said the cost is \$5.00 per diem. He said it is based upon the number of kids, it is a State mandated program and the population fluctuates daily. He added it is a "not to exceed" amount.

Director Graziano stated that Resolution 2012-983 is a matching grant through Green Acre dollars. Pertaining to Resolution 2012-1004, he explained that there are three culverts totaling \$190,000, which is \$67,000 per culvert.

Director Taylor stated that the outstanding debt for the County is \$556,196, 000. She said the State asks questions, such as how the County handled the State emergency during Storm Sandy and if we were financially adequate for the storm.

Chairman Mirabella stated the salary increase is for 2% aggregate and those who fall within the category will receive a 2% salary increase for exclusionary employees.

Chairman Mirabella explained that the law firm has been replaced in Resolution 2012-1009 as a result of Freeholder-Elect Bergen.

Jim Buettner, Cranford, commented on the matching grant for 2012-983, stating that \$2.7 million is a substantial amount, while Oak Ridge Golf Course was closed due to the loss of \$400,000 per year. He said \$2.7 million is only for phase 1 of the project. He asked how many more phases are anticipated and asked about the total cost. Mr. Buettner stated that the exclusionary employees received compensation with the lifetime health insurance benefits.

Chairman Mirabella stated that the Board is directing their energy to Ashbrook and Galloping Hill Golf Courses. He said these Green Acre funds are not eligible for golf course operations.

Chairman Mirabella stated that Resolution 2012-983 will consist of multiple phases and they are currently planning the allocation of funds.

Freeholder Sullivan reiterated that these funds are dedicated to park developments only.

RESOLUTIONS

The following Resolutions are being offered for adoption:

2012-980 FREEHOLDER KOWALSKI: Amending Resolution Number 2012-393, in order to extend the Youth Services Commission subcontracts for three (3) months for a new contract period of January 1, 2012 through March 31, 2013 to permit expenditure of 2012 grant funds and further authorizing the County Manager to transfer funds among the funded municipalities/agencies during the contract period should service needs change and/or if any of the funded municipalities/agencies fails to meet its contractual obligation, upon approval by the Juvenile Justice Commission.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak,

Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-981 FREEHOLDER KOWALSKI: Authorizing the County Manager to enter into an agreement with the State of New Jersey Department of Human Services, Division of Disability Services, to secure funding for Fiscal Year 2013 in the amount of \$142,524.00 received through Title XX Grant for the purpose of providing curb-to-curb transportation for economically disadvantaged residents of Union County for the period of January 1, 2013 through December 31, 2013.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-982 FREEHOLDER KOWALSKI: Authorizing the County Manager to exercise its option to renew a contract pursuant to competitive contracting law, N.J.S.A. 40A:11-4 for the contract period January 1, 2013 through December 31, 2013 to Community Access Unlimited, Elizabeth, New Jersey, for the operation of the Union County Children's Shelter at a per diem amount of \$250.00 for a total contract amount not to exceed \$395,000.00 for Year Two, with an additional three year option to renew the contract at the prices quoted in the agency's competitive contract proposal.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-983 FREEHOLDER SCANLON: Authorizing the County Manager to execute a State of New Jersey, Department of Environmental Protection, Green Acres Enabling Resolution regarding the Oak Ridge Park Phase 1 Park Development Project, Clark, New Jersey for the provision for the administrative acceptance of a Green Acres matching grant in the amount of \$1,350,000.00 for the Oak Ridge Park Phase 1 Development Project.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-984 FREEHOLDER SULLIVAN: Modifying the 2012 Budget in the amount of \$4,815 as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a Program Entitled: Smart Steps Grant.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-985 FREEHOLDER SULLIVAN: Modifying the 2012 Budget in the amount of \$81,000 as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a Program Entitled: Workforce Learning Link Grant.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-986 FREEHOLDER SULLIVAN: Authorizing Governing Body Certification of the 2011 Annual Audit as per N.J.S.A. 40A:5-6 and N.J.A.C. 5:30-6.5.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-987 FREEHOLDER SULLIVAN: Authorizing the use of the competitive contracting process for the procurement of information technologies and data processing support pursuant to N.J.S.A. 40A:11-4.1(B)(3).

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-988 FREEHOLDER SULLIVAN: Authorizing the Oak Ridge Sportsmen's Association to remove white-tailed deer from the Ash Brook Reservation, in the manner prescribed by the Fish and Game Code of the State of New Jersey and the 2013 Deer Management Program Guidelines for Ash Brook Reservation, during the Permit Shotgun Season of January 5, 2013 to February 9, 2013.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-989 FREEHOLDER SULLIVAN: Authorizing the County Manager to apply for an EPA Environmental Education Grant in the amount of \$288,000 and to further authorize the County Manager to execute said grant application.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-990 FREEHOLDER SULLIVAN: Amending Resolution Number 2011-884, (BA# 97) a contract through the public bidding process with Niram, Inc., Boonton, New Jersey, approving Change Order No. 1 (final) for the Sports Court Resurfacing System in an amount not to exceed \$9,183.40 for a new total contract amount of \$292,233.40.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak,

Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-991 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into an agreement with Shanthi Chezian, M.D., Behavioral Medicine Associates, PA, South Plainfield, New Jersey, for the purpose of Professional Fees for Medical Psychiatric Evening Coverage for the patients/residents of the Cornerstone Units at Runnells Specialized Hospital for the period of January 1, 2013 through December 31, 2013 in the amount of \$6,500.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-992 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into an agreement with the Practitioners/Psychiatry to provide professional services for the patients/residents of the Cornerstone Units at Runnells Specialized Hospital for the period of January 1, 2013 through December 31, 2013 in the amount of \$48,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-993 FREEHOLDER WRIGHT: Authorizing the County Manager to award a contract to Robert Restifo, D.O., Summit, New Jersey to provide for a Director of Pulmonary Medicine/Respiratory Care in order to maintain standards for the State of New Jersey Department of Health for the contract period January 1, 2013 through December 31, 2013 in an amount not to exceed \$4,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-994 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into an agreement for the purpose of providing professional fees for Specialty Medical consultants to provide services to the patients/residents at Runnells Specialized Hospital for the contract period of January 1, 2013 through December 31, 2013 in the amount of \$5,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-995 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into a contract with Penn Jersey Paper Company, Philadelphia, Pennsylvania, for the provision of paper products from January 1, 2013 through December 31, 2013 in an amount not to exceed \$28,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-996 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into a contract with Verge Solutions, LLC, Mount Pleasant, South Carolina for the maintenance of software programs used by Performance Improvement Department from January 1, 2013 through December 31, 2013 in the amount of \$34,242.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-997 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into a contract with Standard Textile, Cincinnati, Ohio, for the purchase of uniforms and various linens from January 1, 2013 through December 31, 2013 in an amount not to exceed \$77,450.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-998 FREEHOLDER WRIGHT: Authorizing the County Manager to renew contract with Patterson Medical, Bolingbrook, Illinois, for the provision of therapy products from January 1, 2013 through December 31, 2013 in an amount not to exceed \$15,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-999 FREEHOLDER WRIGHT: Authorizing the County Manager to enter into a contract with Pulse Medical Transportation, Woodland Park, New Jersey, for Ambulance/BLS/Wheelchair services for the patients/residents of Runnells Specialized Hospital for the contract period of January 1, 2013 through December 31, 2013 in an amount not to exceed \$65,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1000 CHAIRMAN MIRABELLA: Amending Resolution Number 2012-615, a contract with Ruderman and Glickman, Springfield, New Jersey, special counsel for personnel affairs to increase the cap for legal services in the amount of \$20,000 for a total contract amount not to exceed \$150,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak,

Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1001 CHAIRMAN MIRABELLA: Amending Resolution Number 2012-18, a contract with Roth D'Aquanni, Springfield, New Jersey special counsel for personnel affairs to increase the cap for legal services in the amount of \$28,000 for a total contract amount not to exceed \$103,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1002 CHAIRMAN MIRABELLA: Amending Resolution Number 2012-786, a contract with Bauch, Zucker, Hatfield, LLC, Springfield, New Jersey, special counsel for labor negotiations and personnel affairs to increase the cap for legal services in the amount of \$20,000 for a total contract amount not to exceed \$265,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1003 CHAIRMAN MIRABELLA: Amending Resolution Number 1130-2006, authorizing the non-contractual salary ranges for 2013, which are increased based upon Consumer Price Index (CPI) for the previous year. For 2013, the salary ranges will realize a 1.7% increase.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1004 CHAIRMAN MIRABELLA: Amending Resolution Number 2011-993, (BA# 64) a contract (through the public bidding process) with Underground Utilities Corporation, Linden, New Jersey, approving Change Order No. 1 (final) for the Replacement of Vauxhall Road Culverts in the Township of Union in an amount not to exceed \$24,839.79 for a new total contract amount of \$371,632.16.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1005 CHAIRMAN MIRABELLA: Resolution granting permission to the City of Linden to close North Wood Avenue from Elizabeth Avenue to Elm Street on Friday, December 7, 2012, from 4:00 p.m. to 10:00 p.m., for the City of Linden's Christmas Tree Lighting Ceremony.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1006 CHAIRMAN MIRABELLA: Amending Resolution Number 2012-826 for per diem pathologists to be on call to perform autopsies and/or external examinations when the medical examiner is not available for an additional \$15,000.00 for a new total contract amount of \$30,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1007 CHAIRMAN MIRABELLA: Appointing Kologi Simitz, Linden, New Jersey, Special Counsel to represent Sheriff Officer Angel Londono in the matter entitled Barbara Sandargus v. UC, et als, in the amount of \$10,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1008 CHAIRMAN MIRABELLA: Appointing John R. Boles as the Public Agency's Compliance Officer (P.A.C.O.) for a term effective January 1, 2013 through December 31, 2013.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1009 CHAIRMAN MIRABELLA: Appointing Weber Dowd Law of Woodland Park, New Jersey, to replace Krevsky, Silber, Brown & Bergen, Cranford, New Jersey, as Special Counsel to represent Correction Officer Kevin Burkert in the matter entitled Gerald & Laura Hatton v. UC, et al, in the amount of \$10,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1010 CHAIRMAN MIRABELLA: Authorizing the County Manager to adopt the 2013 exclusionary wage increases as follows: Salary increases for 2013 shall be based upon each employee's performance evaluation score pursuant to Resolution Number 2002-2129 and shall not exceed an average of 2.0% in the aggregate. Said salary increase shall be effective January 1, 2013.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

FREEHOLDER SPONSORED RESOLUTIONS

2012-1011 CHAIRMAN MIRABELLA: Resolution supporting the establishment of a long-term, dedicated source of state funding for programs under the Green Acres, Water Supply and

Floodplain Protection, Farmland and Historic Preservation Bond Act of 2009; which expires on December 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-1012 MR. AND THE ENTIRE BOARD: Proclaiming December 9, 2012 through March 29, 2013 as "111 Days of Education" in the County of Union.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

PUBLIC COMMENT PORTION

This meeting is open to the public for the purpose of commenting on any matter.

Tom Getzandanner, Summit, thanked the Board for including two road repairs in Summit within the 2013 Budget. He urged the Board to put a 2% cap on the County's tax Budget.

Chairman Mirabella stated that they are currently working on the 2013 Budget.

County Manager Faella stated that there are no specific numbers to date, but they will be available shortly.

Jim Buettner, Cranford, thanked the Board for answering the questions. He stated that in reference to Resolution 2012-983, Oak Ridge Golf Course was closed due to revenue loss of \$400,000 per year, but now they are spending \$2.7 million on phase one of a project at the Oak Ridge Park.

Mr. Buettner stated that he asked County Counsel Barry for a copy of the Statute explaining how a referendum can be placed on a ballot. He said he only provided him with the Statute number and he was looking for a copy of the Statute.

County Counsel Barry stated that his office is preparing a letter. The letter will include where Mr. Buettner can obtain the information he is looking for as it is not his office's function to provide him with a copy. He said his office receives many requests for copies by citizens.

Bruce Paterson, Garwood, stated that he is moving past the demand of an apology from Freeholder Sullivan.

Mr. Paterson referred to Resolution 2012-1010. He said any Freeholder who has relatives that are employed by the County should have abstained from voting for a salary increase.

Mr. Paterson spoke about a contract on the Agenda at the last Freeholder Meeting that included a contract for Birdsall Services that was for approximately \$687,000. He asked how the public would know if Pay to Play was involved.

FREEHOLDER REPORTS AND COMMENTS

Freeholder Estrada stated that Union County College received accreditation for Middle States Commission for higher education. They received the highest rating of any 2 year college. He commended Dr. McMenamin, President and past President Dr. Brown and their staff. He said they do an admirable job. It is a recognition from the top level institutions that also takes into consideration the students and various other matters.

Freeholder Hudak announced that small businesses that have been damaged by Hurricane Sandy, can call the Union County Economic Development Corporation and ask about their Storm Recovery Loan Program. UCEDC is a non-profit corporation, and the loan program has been made possible by a generous grant from Investors Bank. The intent is to give our small business community more access to working capital for storm-related repairs. If your business qualifies, you will receive a loan of \$15,000 at 2 percent for five years, with no collateral requirements. There are also no prepayment penalties, and no processing or application fees. For information about the Storm Recovery Loan program and other loan programs at UCEDC, business owners can call 908-527-1166 or visit [ucedc.com](http://www.ucedc.com) <<http://www.ucedc.com>>.

Freeholder Kowalski congratulated Union County College on their accreditation. She also stated that that she and Freeholder Wright attended an event where Vice Chairman Carter was being honored for being chosen as a Women of Achievement by the Central Jersey Alumnae Chapter, Delta Sigma Theta Sorority Inc. Freeholder Kowalski congratulated Vice Chairman and said she is happy that women who service the community are recognized.

Freeholder Kowalski stated that she was privileged to attend a graduation ceremony for 14 new Master Tree Steward Volunteers.

The Master Tree Stewards are a great asset to our community. They not only plant and care for trees, but they also educate Union County's youth about the importance of trees and the role they play in our environment. She encouraged anyone with an interest in trees and nature to look into Tree Steward program and consider volunteering their time.

For information on how you can get involved. Contact 4-H Agent James Nichnadowicz at 908-654-9854.

Freeholder Sullivan congratulated the Board for support the 2% salary increase for the non-contractual employees. He said they have not received salary increases in five years and health costs have increased.

Freeholder Sullivan stated that Mercer County employees and Freeholders will also be receiving a 2% increase and retroactive pay beginning January 1, 2012. He said Union County employees salary increase will begin January 1, 2013.

Vice Chairman Carter stated that those who are still dealing with the aftermath of Hurricane Sandy, FEMA has two walk-in Disaster Recovery Centers here in Union County. One is at the Plainfield Senior Center at 400 East Front Street, and the other is at the Gregorio Recreation Center at 330 Helen Street in Linden. Both are open every day except Sundays, from 9:00 a.m. to 7:00 p.m. You can walk in any time during those hours and a FEMA representative will answer all of your questions about recovery assistance. If you need an extra hand finding out about your eligibility, the State Office of Emergency Management may be able to assign a case manager to help you. To find out about that program, call toll free, 877-510-6762.

Also in light of Hurricane Sandy, on behalf of the Board she thanked all those who participated in the annual Holiday Tree Decorating event at Trailside last Sunday.

Vice Chairman Carter said that this year more than ever, the many donations of gifts, tree decorations and food will go a long way toward helping ensure that every Union County family has a brighter holiday.

Vice Chairman Carter also thanked Williams Nursery, Dreyers Farm and Parker Gardens for their generous donation of trees for the event.

Chairman Mirabella stated that they are still gathering information for their Emergency Action Plan. He said we are very prepared, but we could always learn more. He said there is a meeting scheduled for December 14th at Union County College to meet with representatives from at least ten communities. It has been a little more than a month since Super Storm Sandy struck a path of devastation throughout Union County. On Friday morning, December 14th, he said he will be convening a roundtable discussion between the Mayors and our Emergency Personnel at Union County College to review our actions and review what went right and what can be improved upon. Thus far, we've heard from 10 Mayors who will attend this meeting, along with two additional representatives from other towns. The storm presented an unprecedented set of challenges from which we are still recovering, and it is important to meet and exchange ideas on how we can do better.

Chairman Mirabella stated that he is proud of Union County College's proud achievement and he commended Dr. McMenamin and her students and faculty.

Chairman Mirabella stated that he was at the Union County Vocational-Technical School's Information Center with Freeholder Hudak and Freeholder Jalloh. He said over the six sessions there have \$2,000 to \$2,500 families who attended, of that, 1,200 to 1,300 have applied. There are only 350 seats available, making it very competitive. He said the students will need to take a placement test.

Chairman Mirabella stated that the dollars allocated to Union County College and Union County Vocational-Technical Schools is a high interest of the Board.

Chairman Mirabella stated that he was joined by Freeholder Sullivan at Dr. Bistocchi's retirement dinner. He said Dr. Bistocchi, along with Freeholder Sullivan had a vision for the school. He will be leaving a significant imprint. He extended his good wishes to Dr. Bistocchi and welcomed Peter Capodice to the position.

ADJOURNMENT

Motion to Motion

Motion to adjourn the meeting at 8:18 PM.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Mohamed S. Jalloh, Freeholder;
SECONDER: Linda Carter, Vice Chairman; **AYES:** Freeholder Estrada, Freeholder Hudak,
Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder
Wright, Vice Chairman Carter, Chairman Mirabella;

2012 UNION COUNTY BOARD OF CHOSEN FREEHOLDERS' MEETING SCHEDULE

Please note that meetings are regularly held on Thursday evenings. Agenda Setting Sessions and Regular Meetings are held at 7:00pm in the Freeholders' Meeting Room, Administration Building, 10 Elizabethtown Plaza, 6th 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 7:00pm 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 8, 2012 at 12:00pm

Assignment Judge Karen M. Cassidy's Courtroom, 2 Broad Street, Elizabeth, NJ

AGENDA SETTING MEETINGS

January 19, 2012

February 2, 2012

February 16, 2012

March 1, 2012

March 15, 2012

April 5, 2012

April 26, 2012

May 3, 2012

May 17, 2012

June 14, 2012

June 28, 2012

July 12, 2012

August 9, 2012

September 6, 2012

September 20, 2012

October 4, 2012

October 18, 2012

November 8, 2012

Tues., November 20, 2012

December 6, 2012

December 20, 2012

REGULAR MEETINGS

January 26, 2012

February 9, 2012

February 23, 2012

March 8, 2012

March 22, 2012

April 19, 2012

April 26, 2012

May 3, 2012

May 31, 2012

June 14, 2012

June 28, 2012

July 19, 2012

August 16, 2012

September 13, 2012

September 27, 2012

October 11, 2012

October 18, 2012

November 8, 2012

November 29, 2012

December 6, 2012

December 20, 2012

JEP:mb

James E. Pellettiere
Clerk of the Board