



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, JULY 8, 2010

MINUTES OF THE AGENDA SETTING MEETING

Chairman Daniel P. Sullivan called the meeting to order at 7:02pm. Freeholder Angel G. Estrada, Freeholder Bette Jane Kowalski, Freeholder Alexander Mirabella, Freeholder Rick Proctor, Freeholder Nancy Ward were present. Vice Chairman Deborah P. Scanlon, Freeholder Mohamed S. Jalloh and Freeholder Rayland Van Blake were absent.

Also present were County Manager George W. Devanney, County Counsel Robert E. Barry, Esq. and Clerk of the Board Nicole L. DiRado.

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

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

Vice Chairman Scanlon and Freeholder Jalloh entered the meeting.

APPROVAL OF COMMUNICATIONS

Note and File

RESOLUTIONS

DEPARTMENT OF ADMINISTRATIVE SERVICES

M. Elizabeth Genievich, Deputy County Manager / Director

Director of the Division of Purchasing Michael Yuska represented the Department.

1. Authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with the **Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.** (CHAIRMAN SULLIVAN)
 - a. Office of the County Clerk: American Cadastre, LLC, d/b/a AMCAD, Rock Island, Illinois, to provide microfilming services for Union County documents such as deeds, mortgages and other land records for a period of 24 consecutive months in an amount not to exceed **\$25,000**.

Freeholder Mirabella asked if the vendor mentioned in item 1 “a” was used last year. Director Yuska replied, yes. Freeholder Mirabella asked if County Clerk Joanne Rajoppi is looking into the possibility of eliminating the use of microfilming. Clerk of the Board



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

Nicole DiRado interjected and stated that the New Jersey Division of Archiving and Records Management (DARM) requires the use of microfilming as a back-up due to the constant changes that are made with technology. She stated that Microfilming can always be viewed, if necessary.

2. Amending Resolution No. 2009-925 (BA#91-2009), a contract (through public bidding process) with **A & K Equipment Company, Inc., Rahway, New Jersey**, approving Change Order No. 1 (final) in the amount of \$18,800 for a new contract amount of **\$66,275** for one additional truck body. **(CHAIRMAN SULLIVAN)**

DEPARTMENT OF CORRECTIONAL SERVICES

Brian Riordan, Director

No requests have been submitted at this time.

DEPARTMENT OF ENGINEERING, PUBLIC WORKS AND FACILITIES

Joseph Graziano, Director

1. Concurring with the **City of Linden**, granting permission to the Cultural and Heritage Committee to close Wood Avenue on Saturday, September 4, 2010 from 6:00 a.m. to 10:00 p.m. with a rain date of Sunday, September 5, 2010 to hold, "A September to Remember" festival. Also, granting permission to hang a banner advertising the event across North Wood Avenue between Curtis Street and Gibbons Street from August 4, 2010 through September 4, 2010. **(CHAIRMAN SULLIVAN)**
2. Amending Resolution No. 1168-2004, a professional engineering service contract with **O'Brien & Gere Engineers, Inc., Buffalo, New York**, for additional construction administration services for the Milton Lake Dam, Nomahegan Park Dam and Rahway River Park Dam projects in an additional amount of \$76,000 for a new contract amount not to exceed **\$216,000**. **(CHAIRMAN SULLIVAN)**

Freeholder Estrada stated that the original contract for item #2 was from 2004 and he asked if this was an increase of \$76,000. Director Graziano explained that they were aware of the costs to complete the three dams in 2004. However, the contracts are being awarded at the start of the projects and this amendment was anticipated at that time in order to complete the third dam.

3. Amending Resolution No. 2008-672, a professional engineering service contract with **Matrix New World, East Hanover, New Jersey**, for a Remediation Pilot Study at the Department of Public Works Maintenance Yard, Scotch Plains, New Jersey in an additional amount of \$36,425 for a new contract amount not to exceed **\$96,425**. **(CHAIRMAN SULLIVAN)**



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

Freeholder Estrada asked if item #3 is solely for engineering services and asked if it is for on-going services from Matrix New World. Director Graziano stated that it is on-going services for testing. It was done before the County owned the property and the testing is being continued.

Freeholder Estrada asked if the original contract was for approximately \$60,000. Director Graziano responded, yes, and it has already been considered in the budget. Freeholder Estrada asked if the \$60,000 was in the 2008 budget. Director Graziano stated yes, but the entire amount was not needed.

4. Authorizing the County Manager to enter into a professional engineering service contract with **RBA, Parsippany, New Jersey**, for design, construction administration and inspection services for the Watchung Stables Paddock Project, Township of Mountainside, in an amount not to exceed **\$17,600. (CHAIRMAN SULLIVAN)**
5. Authorizing the County Manager to enter into an agreement and accept funding in the amount of **\$3,745,499.63** from the **New Jersey Department of Transportation** for the construction of Roadway Improvements and Handicapped Ramps – American Recovery and Reinvestment Act of 2009, County of Union, New Jersey. **(CHAIRMAN SULLIVAN)**

Freeholder Mirabella asked if item #5 is to accept a grant from ARRA for roadwork. Director Graziano replied, yes, it is to accept a grant from ARRA for roadwork and it is for the first part of the project. He added that there is no funding required by the County.

Chairman Sullivan asked if the dollars are from stimulus funds for basic road resurfacing. Director Graziano, replied, yes, and it is part of a twelve mile roadway.

6. Authorizing the County Manager to approve the revisions to the **Union County Annual Transportation Plan** for Stated Aid for year 2010. **(CHAIRMAN SULLIVAN)**

DEPARTMENT OF FINANCE

Lawrence Caroselli, Director

Director of the Division of Treasury Joseph Bowe represented the Department.

Mr. Bowe stated that there will be two additional Resolutions for the next Freeholder Meeting. He said one Resolution will pertain to a Work First New Jersey Project grant and another for the Summer Youth Employment Program. He said the back-up will be submitted to the Board.

1. Modifying the 2010 Union County Adopted Budget in the amount of **\$8,000** as a result of notification received from the State of New Jersey Department of Labor and



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

Workforce Development for a program entitled: **“Workforce Investment Board (WIB) Grant.” (FREEHOLDER MIRABELLA)**

DEPARTMENT OF HUMAN SERVICES

Frank Guzzo, Director

Director Guzzo stated that he will have three additional Resolutions for the next Freeholder Meeting. He added that two resolutions were due to late notification from the State for the Rape Crisis Center and one Resolution pertains to the Wellness Discount Program.

Freeholder Kowalski asked for an explanation of the Wellness Discount Program. Director Guzzo explained that he was contacted the Director of Human Services of Bergen County to participate in this shared service agreement. He stated that the Wellness Discount Program provides various discounts for medical services, including prescription drugs. He said that there are currently five counties participating in the Program and there is no cost to the County or the residents. He stated that for every prescription filled it will generate \$1.00 that will be shared evenly with Union County and Bergen County, as they are spearheading the Program. He said the participating counties use the revenue to offset printing and advertising costs.

Chairman Sullivan asked if Director Guzzo could provide a presentation of the Program at the next Freeholder Regular Meeting in order to share the information with the public. Director Guzzo stated that he will ask the Director of Human Services of Bergen County, if he can be available on July 29th.

Freeholder Kowalski stated that the public will be interested in the average savings for prescriptions and the eligibility to participate in the Program. Director Guzzo stated that there is no age or income restriction and added that all national pharmacy chains participate in the Program.

1. Authorizing the County Manager to exercise a twelve month extension option to BA No. 39-2008, with Amendment No. 2 to the contract with **Aramark Correctional Services LLC, Oakbrook Terrace, Illinois**, to provide food services and food management service for the Juvenile Detention Center for the contract period May 1, 2010 through April 30, 2011 in the amount of **\$563,049** {Local funding: \$563,049} **(FREEHOLDER KOWALSKI)**

Freeholder Jalloh asked for the ration of the original contract and the amount for item #1. Director Guzzo stated that the services provided by Aramark Correctional Services are for a three year bid and this is the second amendment. He stated that this is to authorize an extension of the first contract.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

2. Authorizing the County Manager to accept the Innovative Funding Award for the sum of **\$120,000** to be utilized by the **Union County Detention Alternative Initiative Local County Council on Juvenile Justice System Improvement**, to continue funding the evening reporting center and additional program services that serve youth in the local detention system for the period of January 1, 2011 through December 31, 2011. {State funding: \$120,000} **(FREEHOLDER KOWALSKI)**
3. Amending Resolution No. 2009-1106, to reflect the name change of Community Hospital Group, Inc., to **JFK Adult Medical Day Program, Edison, New Jersey** only. **(FREEHOLDER KOWALSKI)**

DEPARTMENT OF PARKS AND COMMUNITY RENEWAL

Alfred Faella, Director

Deputy Director of Parks and Community Renewal Ronald Zuber represented the Department.

There were no questions.

1. Amending Resolution No. 2010-134, an agreement for the year **2010 Union County Arts Grant Program** in an additional amount of \$900 for a new total amount of **\$53,080** which supports arts programs/presented by forty-five organizations. **(FREEHOLDER KOWALSKI)**

DEPARTMENT OF PUBLIC SAFETY

Andrew Moran, Director

There were no questions.

1. Authorizing the County Manager to enter into an **Inter-local Shared Services** agreement between the County of Union, Office of Health Management and the Union County Utilities Authority for provision of enforcement services related to the Union County District Solid Waste Management Plan and waste flow enforcement provided under CEHA. **(CHAIRMAN SULLIVAN)**
2. Authorizing the County Manager to award a contract to **Harris Corporation, Lowell, Massachusetts**, for the purchase of radio communications equipment and accessories in an amount not to exceed **\$100,000**. **(CHAIRMAN SULLIVAN)**
3. Authorizing the County Manager to award a contract to **Televere Systems, Janesville, Wisconsin**, for Police and Homeland Security equipment and supplies in an amount not to exceed **\$100,000**. **(CHAIRMAN SULLIVAN)**



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

4. Authorizing the County Manager to enter into a contract with **NMS Labs, Willow Grove, Pennsylvania**, for toxicology services for the period of July 1, 2010 through June 30, 2011 in an amount not to exceed **\$50,000. (CHAIRMAN SULLIVAN)**
5. Amending Resolution No. 2009-1208, to add one additional part-time morgue technician, **John Hicks, Plainfield, New Jersey**, to assist the medical examiner when the full time technician is on vacation or on sick leave in an amount not to exceed **\$15,000. (CHAIRMAN SULLIVAN)**

RUNNELLS SPECIALIZED HOSPITAL

Joan Wheeler, Associate Administrator

Ms. Wheeler stated that she will have an additional Resolution for the next Freeholder Meeting to amend the contract with Viva Group for an additional \$9,000 for additional wallboard to complete the construction of the third floor of Runnells Specialized Hospital.

1. Authorizing the County Manager to enter into an agreement with the **Union County Immunization Program and Trinitas School of Nursing, Elizabeth, New Jersey**, to cooperate in providing clinical facilities in nursing for students enrolled in the School of Nursing for the period of September 1, 2010 through August 31, 2011 at no cost to the County. **(FREEHOLDER JALLOH)**
2. Authorizing the County Manager to enter into a contract with **Vashdeo Harjani, MD, Hospital Associates, Inc., Berkeley Heights, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the period of September 1, 2010 through August 31, 2011. This is a fee for service agreement at no cost to the County. **(FREEHOLDER JALLOH)**
3. Authorizing the County Manager to enter into a contract with **Samir Patel, MD, Hospital Associates, Inc., Berkeley Heights, New Jersey**, to provide professional medical services for the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2010 through August 31, 2011. This is a fee for service agreement at no cost to the County. **(FREEHOLDER JALLOH)**
4. Authorizing the County Manager to enter into a contract with **Robert Restifo, DO, Summit, New Jersey**, to serve as the Director of Pulmonary Medicine/Respiratory Care for the patients/residents of Runnells Specialized Hospital for the period of September 1, 2010 through August 31, 2011 in the amount of **\$4,000. (FREEHOLDER JALLOH)**
5. Authorizing the County Manager to enter into a contract with the **Law Office of Christina Strong, Esq., Belle Mead, New Jersey**, to provide legal services concerning regulatory and reimbursement matters to Runnells Specialized Hospital for the contract



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

period of September 1, 2010 through August 31, 2011 in the amount of **\$15,000.**
(FREEHOLDER JALLOH)

6. Approving the list of **pre-qualified prosthetic and orthotic companies** to provide services to the residents/patients at Runnells Specialized Hospital. **(FREEHOLDER JALLOH)**
7. Authorizing the County Manger to enter into a contract with **England Orthopedics, Inc., Avenel, New Jersey**, to provide prosthetic and orthotic services for the patients/residents at Runnells Specialized Hospital for the contract period of August 1, 2010 through July 31, 2011 in the amount of **\$10,000.** **(FREEHOLDER JALLOH)**
8. Authorizing the County Manger to enter into a contract with **Speech & Hearing Associates, Westfield, New Jersey**, to provide audiology services for the patients/residents at Runnells Specialized Hospital for the contract period of August 1, 2010 through July 31, 2011 in the amount of **\$10,000.** **(FREEHOLDER JALLOH)**
9. Amending Resolution No. 2009-952, a contract with **Always Caring Medical Transport, Dunellen, New Jersey**, to provide ambulance service to the patients/residents at Runnells Specialized Hospital for the contract period of April 16, 2010 through April 15, 2011 in an additional amount of \$12,000 for a total contract amount of **\$54,000.** This contract is an extension of the current contract to allow for an opinion of the Office of the Inspector General regarding a challenge to a bid. **(FREEHOLDER JALLOH)**
10. Authorizing the County Manger to enter into a contract with **Speech & Hearing Associates, Westfield, New Jersey**, to provide speech/language pathology services to the patients/residents at Runnells Specialized Hospital for the contract period of August 1, 2010 through July 31, 2011 in the amount of **\$85,000.** **(FREEHOLDER JALLOH)**

OFFICE OF THE COUNTY COUNSEL

Robert E. Barry, Esq., County Counsel

There were no questions.

ORDINANCE

An Ordinance to Amend the Laws of Union County: Administrative Code and Policies and General Legislation: By amending Article XVIII-Department of Parks, § 1-100-Subsection D; Amending Article XIX, § 1-114 Division of Park Maintenance; Amending Chapter 35-Business Enterprises, Minority and Women; and Article XVI-Employee Handbook.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

RESOLUTIONS

1. Amending Resolution No. 2009-1051, to increase the appropriation to **Brownstein, Booth & Associates, Union City, New Jersey**, Special Counsel in the matter entitled **Jonathan Dawkins v. UC, et als** for an additional sum of \$10,000 for a new total contract amount not to exceed **\$20,000. (CHAIRMAN SULLIVAN)**
2. Amending Resolution No. 2009-1052, to increase the appropriation to **Palumbo & Renaud, Cranford, New Jersey**, Special Counsel in the matter entitled **Jonathan Dawkins v. UC, et als** for an additional sum of \$10,000 for a new total contract amount not to exceed **\$20,000. (CHAIRMAN SULLIVAN)**
3. Approving a lease extension with the **State of New Jersey, Department of Treasury, Division of Property Management and Construction** for the Judiciary located at 2 Broad Street in Elizabeth for the period of October 10, 2010 through September 30, 2015. **(CHAIRMAN SULLIVAN)**
4. Approving and adopting the revised County of Union **Employee Handbook. (FREEHOLDER ESTRADA)**

OFFICE OF THE COUNTY MANAGER

George W. Devanney, County Manager

No requests have been submitted at this time.

FREEHOLDERS

Freeholder Proctor stated that he will have a laudatory Resolution for the next Freeholder Meeting.

Freeholder Kowalski stated that she will have several laudatory Resolutions for the next Freeholder Meeting.

Freeholder Estrada stated that he will have a Resolution for the next Freeholder Meeting that will pertain to Policy & Administrative Codes.

Chairman Sullivan stated that Vice Chairman Scanlon will have a Resolution that will pertain to the Open Space, Recreation and Historic Preservation Trust Fund pertaining to the Green Acres grant application.

Chairman Sullivan stated that he will have a Resolution for the next Freeholder Meeting that will pertain to Advisory Board appointments.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

FREEHOLDER BETTE JANE KOWALSKI

1. Congratulating **Free Acres'** on their Centennial celebration.
2. Appointing the following as members of the **Local Advisory Committee on Alcoholism and Drug Abuse** to fill unexpired terms: **Jo-Ann Miller**, term commencing January 1, 2010 through December 31, 2012 (Criminal Justice Representative); and **Carol Berger**, term commencing January 1, 2010 through December 31, 2011 (voluntary Community Member).

FREEHOLDER ALEXANDER MIRABELLA

1. Congratulating **Julius Swirz** on serving the Roselle Park Fire Department for 50 years.

VICE CHAIRMAN DEBORAH P. SCANLON

1. Amending Resolution No. 2009-877, the **Preserve Union County 2009 Matching Grant Program** in an additional amount of \$14,750 for the **Borough of Mountainside, Deacon Andrew Hetfield House, Historic Preservation Plan**, for a new contract amount not to exceed **\$469,750** in conjunction with the Open Space, Recreation and Historic Preservation Trust Fund.
2. Amending Resolution No. 2008-1134, a contract with **T&M Associates, Middletown, New Jersey**, to increase the contract amount by \$97,972 for a total amount not to exceed **\$521,372** for the development of the Stanford Drive Park, Berkeley Heights, New Jersey. An expanded scope of work was required, due to site conditions uncovered after commencement of park construction project. This includes, but is not limited to, oversight of plan and schedule development, testing of soil, sorting, loading, and disposal, tracking and monitoring in conjunction with the Open Space, Recreation and Historic Preservation Trust Fund.

CHAIRMAN DANIEL P. SULLIVAN

1. Amending Resolution Number 2009-786, a contract with **Access Systems, Manilus, New York**, for an additional amount not to exceed \$16,950 for a new contract amount of **\$31,950** and to extend the contract termination date to December 31, 2010 to provide additional services to expand the Union County Tax Board E-Share Project to 9 more municipalities.
2. Amending Resolution Number 2009-787, a contract with **Continuum Voice and Data Services, Syracuse, New York**, for an additional \$17,376 for a new contract amount of **\$372,789.04** and to extend the contract termination date to December 31, 2010 to



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

provide additional software and services to expand the Union County Tax Board E-Share Project to 9 more municipalities.

EXECUTIVE SESSION

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

1. Contract negotiations relative to a Shared Services Agreement with the County of Bergen
2. Contract negotiations relative to a Shared Services Agreement with the Union County Utilities Authority
3. Contract negotiations relative to Emergency Medical Services
4. Personnel Matters
5. A matter involving attorney-client privileged communication

County Counsel Barry 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. This Board will now enter Executive Session for the purpose of discussing contract negotiations relative to a Shared Services Agreement with the County of Bergen, contract negotiations relative to a Shared Services Agreement with the Union County Utilities Authority, contract negotiations relative to Emergency Medical Services, personnel matters and a matter involving attorney-client privileged communication.

The minutes of the Executive Session shall be separated from the minutes of the Open Public Session. The minutes of the Executive Session, redacted as appropriate and necessary, shall be available in approximately 30 days. 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.

Upon the Board's return, may not take formal action on the matters discussed as this is an Agenda Session meeting.

Upon a majority vote of the members present, the Board may now retire to Executive Session.

Chairman Sullivan called for a motion to enter Executive Session. On a motion made by Freeholder Van Blake and seconded by Freeholder Kowalski, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Scanlon absent.

Chairman Sullivan called for a motion to return to the Agenda Meeting. On a motion made by Freeholder Mirabella and seconded by Freeholder Jalloh, roll call showed seven members of the Board voted in the affirmative with Vice Chairman Scanlon and Freeholder Van Blake absent.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

County Counsel Barry, Esq. stated that based on discussions during Executive Session, he will have three Resolutions for the next Freeholder Meeting to retain special counsel.

Chairman Sullivan stated that the Open Space, Recreation and Historic Preservation Trust Fund will have a Resolution pertaining to tree maintenance.

Freeholder Van Blake entered the meeting.

ADJOURNMENT

Chairman Sullivan called for a motion to adjourn the meeting at 8:58pm. On a motion made by Freeholder Van Blake and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Scanlon absent.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS' 2010 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.

Agenda Setting Meetings

	Summer Session
August 5	Summer Session
September 2	
September 23	
October 7	
November 4	
Wed., December 8	Double Meeting
Wed., December 22	Double Meeting

Regular Meetings

July 29
August 19
September 16
September 30
October 14
Tues., November 23
Wed., December 8
Wed., December 22


Nicole L. DiRado, RMC,MPA
Clerk of the Board

NLD:mb