



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, AUGUST 11, 2016

MINUTES OF THE AGENDA SETTING MEETING

Chairman Bruce Bergen presided and called the meeting to order at 7:02pm. Roll call showed Chairman Bruce Bergen, Vice Chairman Sergio Granados, Freeholder Linda Carter, Freeholder Angel G. Estrada, Freeholder Mohamed S. Jalloh, Freeholder Bette Jane Kowalski, Freeholder Alexander Mirabella and Freeholder Vernell Wright were in attendance, with Freeholder Christopher Hudak not present.

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

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.

APPROVAL OF COMMUNICATIONS

Note and File

Oath of Office: Mental Health Advisory Board: Michael Litterer; Senior Citizen Disabled Resident Transportation Advisory Board: Vera P. Roquemore; Shade Tree Advisory Board: Steve Falco; Union County Fire Services Advisory Board: Fred Fretz; Workforce Development Board: Alberto Goncalves, Yoshi Manale and Margaret McMenamin.

Chairman Bergen noted the Board would adopt the Communications at the August 18, 2016 Regular Meeting.

OFFICE OF THE UNION COUNTY PROSECUTOR

Grace H. Park, Acting Prosecutor

First Assistant Prosecutor Tim Isenhour represented the office.

1. Authorizing the County Manager to apply for and accept grant funding from the NJ Division of Criminal Justice, Edward Byrne Memorial Justice Assistance Grant, Multi-Jurisdictional Gang, Gun, and Narcotics Task Force Grant Program for the period of July 1, 2016 through June 30, 2017, in the amount of \$166,644. (Chairman Bruce H. Bergen)

Freeholder Carter asked if the County has received this grant previously and what does the grant accomplish.

Mr. Isenhour advised that this grant is an annual grant whose amount varies from year to year. He advised that the funds are primarily used for personnel costs, equipment costs and other service costs, such as phone line costs; noting that wire taps could result in fees up to \$40,000. He noted

that this year, half the funds will be directed towards personnel costs and the other half broken down between equipment and services.

2. Authorizing the County Manager, through the Union County Prosecutor's Office, to purchase forensic software licenses and hardware systems from Cellebrite USA, Inc., Parsippany, New Jersey, in an amount not to exceed \$23,316.49. **(Freeholder Mohamed S. Jalloh)**

Freeholder Carter asked if the County has received this grant previously and what does the grant accomplish.

Mr. Isenhour advised that the hardware and software was purchased a few years ago, noting that the hardware and software allow the Prosecutor's office to download data from a cellular phone; he noted that due to the ever changing technology, the Prosecutor's office requires a "vendor provided service", which include a number of software licensing. He noted that \$9,000 comprises hardware and the remaining amount comprises various software licensing costs.

3. Amending Resolution Number 2012-1048, awarding Bid #75-2012 to Paradigm Systems of Yorktown, Virginia for providing installation and maintenance of CHOP software and database maintenance for a period of three years, changing account numbers only. **(Chairman Bruce H. Bergen)**

DEPARTMENT OF ADMINISTRATIVE SERVICES

Michael Yuska, Director

There were no questions or comments.

1. Amending Resolution Number 2015-709, a contract with T&M, Middletown, New Jersey, for the provision of Workplace Health and Safety Compliance and Consulting Services, changing account numbers only, with no change in total contract amount. **(Chairman Bruce H. Bergen)**

DEPARTMENT OF ECONOMIC DEVELOPMENT

Amy Wagner, Director

Director Wagner noted that she may need to add a fifth resolution to the Regular Meeting Agenda related to contract negotiations between the New Jersey Department of Transportation, the County of Union and the City of Summit.

Freeholder Carter inquired as to the substance of the contract negotiation.

Director Wagner advised that the City of Summit is interested in taking over responsibility of a portion of a piece of property currently responsible to the County of Union.

1. Authorizing the County Manager to amend Resolution No. 2016-618, a contract with Union County College for the provision of WorkFirst New Jersey activities, to extend the contract period from July 31, 2016 to September 30, 2016 as directed by the New Jersey Department of Labor and Workforce Development, at no additional cost. **(Chairman Bruce H. Bergen)**

2. Authorizing the County Manager to amend Resolution No. 2016-617, a contract with four (4) agencies; B&M Consultants, Urban League of Union County Inc., Venture & Venture Human Skills Training Center, and Workforce Advantage for the provision of WorkFirst New Jersey activities, to extend the contract period from July 31, 2016 to September 30, 2016 for WorkFirst New Jersey work activities as directed by the New Jersey Department of Labor and Workforce Development at no additional cost. **(Chairman Bruce H. Bergen)**
3. Authorizing the County Manager to award contracts to the attached six (6) agencies for the seventeen (17) month period: August 1, 2016 – December 31, 2017 under the WorkFirst New Jersey Program, in the total amount not to exceed \$1,119,000.00. Further authorizing the County Manager to transfer funds among the listed agencies during the contract period should service needs change and/or if any of the listed agencies fails to meet its contractual obligations. **(Chairman Bruce H. Bergen)**

Vice Chairman Granados inquired as to who the six agencies were and whether or not the County has used them before.

Director Wagner advised that the County has previously used five of the six agencies. She noted the six agencies as: B&M Consultants, The Urban League of Union County, Venture and Venture, Workforce Advantage, Union County College and America Works New Jersey. She stated that all have been successful in spending their money, with the obvious exception of the new agency (America Works New Jersey).

Vice Chairman Granados inquired as to what the program consisted of.

Director Wagner advised that the funds involved with the resolution are Workforce New Jersey funds, and indicated that anyone receiving Taniff or SNAP funds has to go through this training.

Vice Chairman Granados inquired as to the number of individuals the six agencies have helped.

Director Wagner advised that last year, in total, over 2,200 individuals went through one of the programs.

Vice Chairman Granados asked if Director Wagner could break down that number per each agency.

Director Wagner stated that she did not have the breakdown handy, but that she would be able to provide that information.

4. Amending Resolution No. 2016-428, a resolution approving the 2016-2017 Annual Consolidated Action Plan, to include the following projects funded with Community Development Program Income Funds (Grant Funds), Rahway - Office of Policy & Planning in the amount of \$100,000.00, Plainfield - Office of Community Development in the amount of \$110,000.00, for a total amount of \$210,000.00. **(Chairman Bruce H. Bergen)**

DEPARTMENT OF ENGINEERING, PUBLIC WORKS & FACILITIES MANAGEMENT

Joseph Graziano, Director

1. Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Laws, NJSA 40A:11-1 et seq: Department of Engineering, Public Works & Facilities Management: DCRS, LLC, Cream Ridge, New Jersey, for road sweepings removal service for the contract

period of 24 consecutive months with the provision for one (1) 24 month extension, in the amount of \$129,500.00 **(Freeholder Linda Carter)**

Freeholder Estrada inquired as to the nature of the service to be provided.

Director Graziano advised that every time the County cleans up the roadways, the road sweepings are delivered to the quarry. This contract properly disposes of those sweepings as per DEP regulations, noting that there are a number of contaminants, such as oil.

Freeholder Estrada inquired as to how much was spent on last year's contract.

Director Graziano stated that the County spent \$132,000 over the previous twenty-four month contract. He stated that this is a new contract, noting that the next lowest bidder was \$163,000.

Freeholder Estrada asked how the price is determined.

Director Graziano stated that there were two different types of material: ID 27 material which is priced at a \$38.50/ton amount, and ID 10 and/or 13 materials (household material) which is priced at a \$70/ton rate. He stated that all materials are separated at the quarry and priced out accordingly.

Freeholder Estrada inquired if there was any possibility for a shared service endeavor for these services to offer municipalities, noting that they may incur sizable costs as well.

Director Graziano stated he would look into that idea.

Freeholder Carter noted inquired as to how much the County spent on this service the last two years.

Director Graziano stated that the County spent \$132,000 over the last two years, and that he was confident the amount is sufficient based off the tonnage the County has averaged over the course of ten years.

2. Authorizing the County Manager to award the proposed contract extension originally obtained through advertised public bidding in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq: Department of Engineering, Public Work & Facilities, Division of Facilities Management, NJ Overhead Door, Manalapan, New Jersey, for the purpose of providing Overhead Door and Gate Systems, Maintenance, Repair and Replacement Services, for a twenty-four (24) consecutive months, in an amount not exceed \$135,500.00. **(Freeholder Linda Carter)**

DEPARTMENT OF FINANCE

Bibi Taylor, Director

Comptroller Erick Mesias represented the Board.

There were no questions or comments.

1. Resolution Modifying the 2016 Union County Adopted Budget in the amount of \$240,000 as a Result of Notification Received from the NJ Transit for a program entitled: FTA Section 5310 Mobility Management Grant. **(Freeholder Alexander Mirabella)**

DEPARTMENT OF HUMAN SERVICES**Frank Guzzo, Director**

There were no questions or comments.

1. Authorizing the County Manager to enter into an agreement with NJ Transit to secure grant funding in the amount of \$140,000 with a 100% County Match of \$140,000 for a total of \$280,000 for the period of July 1, 2016 through June 30, 2017 for inclusion in NJ Transit's Consolidated NJ Job Access and Reverse Commute (NJ-JARC3) Grant Agreement for SFY17. **(Freeholder Vernell Wright)**
2. Amending Resolution #2016-202, entering into an agreement with NJ Transit to secure grant funding for inclusion in NJ Transit's Section 5310 Mobility Management grant application, to increase the cash match in the amount of \$12,000 for a new cash match total of \$60,000 and a grand total of \$300,000; further allocating funding to account numbers specified; and further revising the grant period to be January 1, 2016 through December 31, 2017; with no other changes to agreement. **(Freeholder Vernell Wright)**
3. Authorizing the County Manager to enter into an agreement with NJ Transit to secure SFY17 grant funding in the amount of \$834,590, received through the Casino Tax Revenue, Senior Citizens and Disabled Residents Transportation Assistance Program (SCDRTAP) for the period of January 1, 2017 through December 31, 2017, for the provision of curb-to-curb transportation for seniors age sixty and older, persons with disabilities and/or economically disadvantaged residents of Union County. **(Freeholder Vernell Wright)**
4. Amending Resolution #2015-1047, entering into a Shared Services Agreement with Morris County for the housing of Union County Juvenile Detainees at the Morris County Correctional Center on an as-needed basis, to authorize Amendment No. 1 as required for compliance with the Federal Prison Rape Elimination Act (PREA) with no other changes to the agreement. **(Freeholder Bette Jane Kowalski)**
5. Amending Resolution Number 2015-1048, entering into a Shared Services Agreement with Bergen County for the housing of Union County Juvenile Detainees at the Bergen County Juvenile Detention Facility on an as-needed basis, to authorize Amendment No. 1 as required for compliance with the Federal Prison Rape Elimination Act (PREA), with no other changes to the agreement. **(Freeholder Bette Jane Kowalski)**
6. Amending Resolution Number 2015-1044, a contract with Transdev Services, Inc. for the provision of transportation services in the form of Routing Scheduling and Dispatch and Road Operator Services for the Union County Paratransit System including the Route 22 Shuttle, to include an additional allocation in the amount of \$492,980.54 in grant funding for the contract period January 1, 2016 through December 31, 2016. **(Freeholder Vernell Wright)**
7. Amending Resolution Number 2016-543, awarding subcontracts under the 2015 SuperNOFA Continuum of Care (CoC) competitive grant award Tier 1, to reflect an increase of \$783,943 in funding award for a new grand total of \$3,977,718, to be allocated as outlined on the spending plan and charged to account numbers specified with varied one-year time frames; further authorizing a one-time advance payment of up to one month of the

award; and further authorizing the transfer of funds among the agencies if deemed necessary, with no other changes to the spending plan. **(Freeholder Bette Jane Kowalski)**

8. Authorizing the County Manager to endorse and approve the 2017 Comprehensive County Youth Services Plan and Application Update in the total amount of \$689,163 listing each funding source as required by the State of New Jersey Juvenile Justice Commission and Attorney General's Office: State Community Partnership (SCP), Program Management funds in the amount of \$55,550; State Community Partnership (SCP) Program Service funds in the amount of \$384,876; and Family Court Services (FCS) funds in the amount of \$248,737 for the period of January 1, 2017 through December 31, 2017. **(Freeholder Vernell Wright)**
9. Amending Resolution 2016-604, approving the 2016-2018 Area Plan Spending Plan, to reflect an increase in funding only in an amount not to exceed \$119,310 for a new grand total not to exceed \$4,826,994 to be allocated as outlined and charged to account numbers specified for the same contract year one period of January 1, 2016 through December 31, 2016, with no other changes to the 2016-2018 Area Plan. **(Freeholder Vernell Wright)**

DEPARTMENT OF PARKS AND RECREATION

Ronald Zuber, Director

There were no questions or comments.

1. Authorizing the County Manager to enter into an agreement with the New Jersey Turnpike Authority granting the County access to Authority property on Chestnut Street in Union Township. **(Vice Chairman Sergio Granados)**
2. Authorizing the County Manager through the Office of Cultural & Heritage Affairs to execute any and all agreements for the 2016 HEART (History, Education Arts Reaching Thousands) Grant Program for the total allocated amount of \$100,000.00 to 58 recipients. **(Vice Chairman Sergio Granados)**

OFFICE OF THE COUNTY MANAGER

Alfred J. Faella, County Manager

There were no questions or comments.

1. Authorizing the County Manager to adjust and/or change the Internal Position control schedules. **(Freeholder Alexander Mirabella)**

FREEHOLDER SPONSORED RESOLUTIONS

1. Laudatory resolution celebrating Ecuador Independence Day and welcoming honored guests at the Plainfield Ecuador Independence Day Flag Raising ceremony. **(Freeholder Linda Carter)**
2. Appointing Michelle Cislo (family member) to the Mental Health Advisory Board for a term beginning January 1, 2016 to December 31, 2018. **(Freeholder Christopher Hudak)**

3. Congratulating Ian James Gordon of Scotch Plains Boy Scout Troop #104 upon attaining the rank of Eagle Scout. **(Freeholder Christopher Hudak)**
4. Resolution offering this Board's deepest sympathies to the family of Thomas R Boland during their time of sorrow. **(Freeholder Christopher Hudak)**
5. Resolution offering this Board's deepest sympathies to the family of John Sheehy during their time of sorrow. **(Freeholder Christopher Hudak)**
6. Authorizing the County Manager to award the 2016 Union County Library Grant for Children's Programming and Materials, to twenty (20) public libraries in the County of Union, in accordance with the Grant's criteria, through the Kids Recreation Trust Fund, in an amount not to exceed \$150,000.00. **(Freeholder Kowalski & Chairman Bergen)**
7. Authorizing the County Manager to amend Resolution #2015-861, a resolution awarding the 2015 Preserve Union County grants, to further clarify grant projects' scope of work as approved by originating resolution with no change in grant amounts. **(Freeholder Bette Jane Kowalski)**
8. Authorizing the Governing Body's Certification of the 2015 Annual Audit and further approving the Corrective Action Plan. **(Freeholder Alexander Mirabella)**
9. Resolution sponsoring the City of Rahway's Community Day in the amount of \$2,000.00. **(Freeholder Mirabella & the Entire Board)**
10. Authorizing the sponsorship of the City of Rahway's Foodstock event in the amount of \$2,000.00. **(Freeholder Mirabella & the Entire Board)**
11. Resolution sponsoring the Golden Rule Lodge #24 of Union's Community Day & Health Fair on August 27, 2016 in the amount of \$1,000.00. **(Freeholder Mirabella & the Entire Board)**
12. Appointing Ellen E. Hunt as a member to the Advisory Council on Aging for a term beginning January 1, 2016 and ending December 31, 2018. **(Freeholder Vernell Wright)**
13. Laudatory resolution acknowledging the efforts of the Greater Elizabeth Chamber of Commerce and congratulating the three award recipients of its Nineteenth Annual Dinner: Investors Bank, President's Award; Union County College, Member to Member Award; and IHOP, Member to Chamber Award. **(Vice Chairman Sergio Granados)**
14. Laudatory resolution acknowledging the efforts of the Elizabeth Development Corporation and congratulating them as they celebrate their 4th Annual Neighborhood Leaders Awards Reception; and further congratulating the recipients of the Neighborhood Leader Awards. **(Vice Chairman Sergio Granados)**
15. Proclaiming September as "New Jersey Adopt a Shelter Pet Month" throughout the County of Union. **(Chairman Bruce H. Bergen)**

Freeholder Mirabella noted that as a result of the Fiscal Committee meeting, he has a need to add a resolution to next week's Regular Meeting agenda.

Freeholder Carter stated that she would like to add a few laudatory resolutions relative to the PMUA and some condolence resolutions to next week's Regular Meeting agenda.

Freeholder Kowalski stated that she would like to add a few condolence resolutions to next week's Regular Meeting agenda.

EXECUTIVE SESSION

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

- 1) Attorney-Client privileged communication relative to various litigation and settlement authorization; and
- 2) Attorney-Client privileged communication and discussion relative to potential Lease Agreement with the Township of Springfield; and
- 3) Attorney-Client privileged communication relative to potential claims and/or litigation against the State of New Jersey for Transportation Trust Fund (TTF) Stop Work Executive Order.

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.

He stated that this Board wished to enter into Executive Session for the purpose of discussing Attorney-Client privileged communication relative to various litigation and settlement authorization; Attorney-Client privileged communication and discussion relative to potential Lease Agreement with the Township of Springfield; and Attorney-Client privileged communication relative to potential claims and/or litigation against the State of New Jersey for Transportation Trust Fund (TTF) Stop Work Executive Order.

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, as it is an Agenda Meeting, it will not take formal action on the matters discussed.

Chairman Bergen asked for a motion to enter Executive Session. On a motion made by Freeholder Mirabella and seconded by Vice Chairman Granados, roll call showed eight members of the Board voted in the affirmative, with Freeholder Hudak absent.

Chairman Bergen asked for a motion to return to the Agenda Meeting. On a motion made by Freeholder Mirabella and seconded by Freeholder Wright, roll call showed eight members of the Board voted in the affirmative, with Freeholder Hudak absent.

County Counsel advised that as a result of the Executive Session, and in conjunction with Freeholder Mirabella's previous announcement, there will be a need to add a resolution to next week's Regular Meeting agenda relative to County Counsel's authorization to approve settlements.

ADJOURNMENT

Chairman Bergen asked for a motion to adjourn. On a motion made by Freeholder Mirabella and seconded by Freeholder Kowalski, a voice vote showed eight members of the Board voted in the affirmative, with Freeholder Hudak not present. The meeting was adjourned at 7:50pm.

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS 2016 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 3, 2016 at 12:00 pm
Assignment Judge Karen M. Cassidy's Courtroom, 2 Broad Street, Elizabeth, NJ

2016 MEETING SCHEDULE

<u>AGENDA SETTING SESSION</u>	<u>REGULAR MEETINGS</u>
January 14, 2016	January 21, 2016
February 4, 2016 February 18, 2016	February 11, 2016 February 18, 2016
March 3, 2016 March 17, 2016	March 10, 2016 March 31, 2016
April 7, 2016 April 21, 2016	April 14, 2016 April 28, 2016
May 5, 2016 May 26, 2016*	May 12, 2016 May 26, 2016
June 2, 2016 June 16, 2016	June 9, 2016 June 23, 2016
July 14, 2016	July 21, 2016
August 11, 2016	August 18, 2016
September 8, 2016 September 22, 2016	September 15, 2016 September 29, 2016
October 6, 2016 October 20, 2016	October 13, 2016 October 20, 2016
November 10, 2016	November 22, 2016 (Tuesday)
December 1, 2016 December 15, 2016	December 8, 2016 December 22, 2016

* As per Resolution Number 2016-372, the May 19, 2016 Agenda Setting Session was rescheduled to be held on May 26, 2016 at 7:00pm.



James E. Pelletiere, RMC
 Clerk of the Board

JEP