



## UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, MAY 17, 2012  
AGENDA SETTING MEETING MINUTES

### CALL TO ORDER

Chairman Alexander Mirabella called the meeting to order at 7:01 PM.

Attendee Name	Title	Status	Arrived
Angel G. Estrada	Freeholder	Present	
Christopher Hudak	Freeholder	Late	7:03 AM
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. Pellettiere.

### 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.

Chairman Mirabella asked for a Moment of Silence in memory of Quinton Brown who was tragically killed. Chairman Mirabella stated that earlier in the week, two of the County's Juvenile Detention Officers were shot in Newark. The other Officer is recovering.

Freeholder Sullivan, Chairman of the Fiscal Committee, again provided an update on our ongoing effort to adopt the 2012 budget. While the Budget Hearing is still scheduled for May 31<sup>st</sup> efforts to adopt the 2012 Budget will be postponed until June 14<sup>th</sup>.

First, the State Local Finance Board has delayed the consideration of bonds we are seeking to refinance to save money until later May 25<sup>th</sup>. This effectively pushes back the date of anticipation of any revenues the County would realize if the financing plan is approved by DCA.

Second, there are a number of additional amendments that will be made. Therefore, a second public hearing will be held for only the amendments on June 24<sup>th</sup>. It will be held prior to the regular meeting that night at which time the final Budget will be adopted.

**APPROVAL OF COMMUNICATIONS**

Note and File

1. Oath of Office: Sidney Blanchard, Carolyn Cole, Thomas E. Connell, Janice C. Lilien, Donna Morris, Stelio Papadopoulo, Cory Storch and Mary Ellen Tango – Homeless Trust Fund Advisory Board; Veronica Blalock – Human Services Advisory Council; Steven Thorpe – Union County Transportation Advisory Board.

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

Matthew N. DiRado, Esq., Acting Director / Director, Division of Personnel

Resolution requests have not been submitted.

**DEPARTMENT OF CORRECTIONS**

Brian Riordan, Director

Resolution requests have not been submitted.

**DEPARTMENT OF ENGINEERING, PUBLIC WORKS AND FACILITIES**

Joseph Graziano, Director

1. Resolution concurring with the Borough of Fanwood granting permission to the Fanwood Business and Professional Association to close Martine Avenue between South Avenue and LaGrande Avenue; and South Avenue between Martine Avenue and Second Street on Sunday June 10, 2012 from 7:00 a.m. to 7:00 p.m. to hold their Annual Street Fair. **(Chairman Alexander Mirabella)**
2. Supporting the Township of Union's permit application with the New Jersey Department of Environmental Protection (NJDEP) to repair the Franklin Street Flood Control Facilities, Township of Union. **(Chairman Alexander Mirabella)**
3. Resolution granting permission to the American Cancer Society to hang a banner across the Boulevard in Kenilworth from May 20, 2012 to June 4, 2012 to promote the "Relay for Life" event. **(Chairman Alexander Mirabella)**

Freeholder Jalloh asked how many times per year a banner is hung for these type of events and if there is a cost to the County. Director Graziano stated that there is no cost to the County. The towns have various functions throughout the year. They provide us with the insurance forms, and they are responsible for everything, including hanging the banners.

**DEPARTMENT OF FINANCE**

Bibi Taylor, Director

Director Taylor stated that she will have two additional Resolutions for the next Freeholder Meeting pertaining to amending the Budget and the title of the Budget.

1. Resolution to exceed the County tax levy limit and to establish a CAP Bank (N.J.S.A 40A: 4-45.14). **(Freeholder Daniel P. Sullivan)**

Freeholder Estrada asked for an explanation of item #1. Director Taylor stated that the Cola Resolution is establishing a Cap Bank under the State Budget and Levy Cap of 1977. It is a financial tool of what the County is allowed to spend.

Freeholder Estrada asked if there could be an increase in the future. Director Taylor stated that they are not obligated to use the entire amount, but it is flexible, depending on how much is needed.

Chairman Mirabella confirmed that the combined amount for the County is \$130 million on outstanding bonds and the maturity date is 2012.

Director Taylor stated that the bulk of the bonds need to be refinanced in order to take advantage of the favorable market.

Freeholder Estrada asked if there is any cost to refinance the bonds. Director Taylor stated that stated that there is a cost to restructure the temporary financing, bond council and the auditor, which are all included in the cost. She added that the bond anticipated notes are going from short to long term financing.

2. Amendment to the 2012 Temporary Budget per Ch. 96 P.L. 1951 (N.J.S.A. 40A:4-20). **(Freeholder Daniel P. Sullivan)**
3. Resolution combining several authorizations of bonds into a single issue and prescribing the details and bond form thereof for \$62,165,000 general improvement bonds of 2012 dated June 15, 2012. **(Freeholder Daniel P. Sullivan)**
4. Resolution combining several authorizations of Bonds into a single issue and prescribing the details and Bond form thereof for \$23,190,000 County Vocational-Technical School Bonds of 2012 (New Jersey School Bond Reserve Act) Dated June 15, 2012. **(Freeholder Daniel P. Sullivan)**
5. Resolution prescribing the details and bond form thereof for \$10,355,000 Redevelopment Bonds of 2012 dated June 15, 2012. **(Freeholder Daniel P. Sullivan)**
6. Resolution prescribing the details and Bond form thereof for \$2,353,000 County College Bonds of 2012 (Series A) (Chapter 12 State Aid) dated June 15, 2012. **(Freeholder Daniel P. Sullivan)**
7. Resolution combining several authorizations of Bonds into a single issue and prescribing the details and Bond form thereof for \$1,937,000 County College Bonds of 2012 (Series B) dated June 15, 2012. **(Freeholder Daniel P. Sullivan)**
8. Resolution authorizing the publication, printing and distribution of a notice of sale and the publication of a summary notice of \$100,000,000 Bonds consisting of \$62,165,000 General Improvement Bonds of 2012, \$23,190,000 County Vocational-Technical School Bonds of 2012 (New Jersey School Bond Reserve Act), \$10,355,000 Redevelopment Bonds of 2012, \$2,353,000 County College Bonds of 2012 (Series A) (Chapter 12 State Aid) and \$1,937,000 County College Bonds of 2012 (Series B), each issue dated June 15, 2012, approving the preparation, distribution and execution of a preliminary and a final official statement for such Bonds, undertaking to provide continuing disclosure of financial information, covenanting to comply with the Internal Revenue Code of 1986, as amended, and authorizing various matters in connection with electronic bidding for the Bonds. **(Freeholder Daniel P. Sullivan)**

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

---

Director Guzzo stated that he will have an additional Resolution for the next Freeholder Meeting that will pertain to the Meals on Wheels kitchen.

1. Authorizing the County Manager to do all things necessary to make a renewal application for Sexual Assault, Abuse and Rape Care (SAARC) grant funding in the amount of \$26,160.00 and enter into contract with New Jersey Department of Community Affairs (NJDCA), Division on Women (DOW), for the period of July 1, 2012 through June 30, 2013 for the Union County Rape Crisis Center to provide rape care direct services to sexual violence victims and significant others. **(Freeholder Bette Jane Kowalski)**

Vice Chairman Carter asked for an explanation of item #1. Director Guzzo stated that this is a renewable yearly contract for the application for sexual assault and abuse and rape care.

Vice Chairman Carter asked if it is part of our normal application process. Director Guzzo replied, yes.

2. Authorizing the County Manager to enter into an agreement with NJ Transit to secure funding for Fiscal Year (FY) 2013 in the amount of \$1,082,533.00 received through the Casino Tax Revenue, Senior Citizens and Disabled Residents Transportation Assistance Program (SCDRTAP) Grant, 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 to medical, education, employment, nutrition, shopping and recreational facilities. **(Freeholder Bette Jane Kowalski)**

Freeholder Estrada asked about the reduction in item #2.

Director Guzzo stated that the contract has been reduced by \$273,000 from last year and the amount keeps declining due to people gambling less because of the economy.

Freeholder Estrada asked what will happen as a result of the reductions. Director Guzzo stated that the services will need to be revised, and tough decisions will need to be made. There will be cuts or reduction of services. He said they will look at every option available, but may need to be forced to eliminate some services.

3. Authorizing the County Manager to execute the NJ Department of Community Affairs Grant Agreement for the period of October 1, 2011 through September 30, 2012 for the administration of the Low Income Heating and Energy Assistance Program (LIHEAP) by the Division of Social Services in the amount of \$17,973.00. **(Freeholder Bette Jane Kowalski)**
4. Authorizing the approval of the Memorandum of Understanding (MOU) between the Union County Workforce Investment Board and the Union County Board of Chosen Freeholders. **(Freeholder Bette Jane Kowalski)**

**DEPARTMENT OF PARKS AND COMMUNITY RENEWAL**Ronald Zuber, Director

---

1. Approving the 2012-2013 Consolidated Action Plan, including the Community Development Block Grant, HOME Investment Partnership Program, and the Emergency Shelter Grant Program application for HUD funds and authorizes the submission of said 2012-2013 Annual

Action Plan on behalf of the Union County Community Development Block Grant, HOME Investment Partnership Program, and the Emergency Shelter Grant to the U.S. Department of Housing and Urban Development so that projects as listed therein may be undertaken within the County of Union. **(Freeholder Angel G. Estrada)**

Vice Chairman Carter asked for an explanation of item #1.

Director Zuber explained that the purpose of item #1 is for authorization to submit the application to HUD for Community Block Grant dollars. \$5 million for CBDG, \$846,000 for HOME Investment Partnership Program and \$421,000 for the Emergency Shelter.

County Manager Faella interjected adding that the purpose of the Resolution is to advise HUD how the Community Development Block Grant dollars will be used. He stated that there has been a 16% reduction from last year and some cuts may need to be made.

2. Amending Resolution Number 2011-576, adopting the 2011 Consolidated Plan to increase the Mountainside Senior Citizen Handyman Program by \$1,500. **(Freeholder Angel G. Estrada)**

Freeholder Hudak asked about the Program in item #2. Director Zuber stated that the total appropriation is \$3,500. The program runs from August 31st to September 1st and now money has been depleted. It is a Handyman program for seniors in Mountainside.

Freeholder Hudak asked what type of services the program provides. Director Zuber said cleaning gutters, repairing windows, sweeping, along that nature. He stated that last year, they accommodated 13 residents and so far this year, they have accommodated 13 residents.

3. Amending Resolution Number 2011-1121, and authorizing the County Manager to execute Addendum No. 1 to the Extension Deposit Agreement with New Jersey American Water, a public utility company, to include an additional \$16,100 to achieve the main installation for the Galloping Hill Clubhouse Project water and sewer line extension. **(Freeholder Daniel P. Sullivan)**

## **DEPARTMENT OF PUBLIC SAFETY**

Andrew Moran, Director

---

Director Moran stated that he will have two additional Resolutions for the next meeting. Both are shared service agreements for the dispatching service.

1. Authorizing the County Manager to enter into a Shared Service Agreement with the Borough of Roselle Park to provide Fire and Emergency Medical Basic Life Support Dispatch Services. **(Chairman Alexander Mirabella)**

Freeholder Jalloh asked about an anticipated cost savings in item #1.

Director Moran stated that they are working on cost savings to Roselle Park and for the County dispatching. He said the more municipalities that join will lower the County's portion.

Chairman Mirabella stated that this agreement is beneficial to the County while assisting municipalities. He said hopes it progresses.

**RUNNELLS SPECIALIZED HOSPITAL**

Joan Wheeler, Administrator

---

1. Authorizing the County Manager to extend the contract, (BA #50-10) with Modern Medical Systems Company, Farmingdale, New York, for the purpose of maintaining and repairing Medical Equipment from June 24, 2012 through June 23, 2014 in an amount not to exceed \$129,874.00. **(Freeholder Vernell Wright)**

Freeholder Estrada asked if the contract is being extended after 2 years and if it allowed.

Director Yuska explained that when they go for service bids, after 24 months, the contract may be extended, provided both parties agree. This has already been worked into the original contract.

2. Authorizing the County Manager to enter into a contract with Standard Elevator, Clifton, New Jersey, for the purpose of upgrading and refurbishing the elevators at Runnells Specialized Hospital in the amount of \$506,750.00. **(Freeholder Vernell Wright)**

Chairman Mirabella asked if there is a cost to the County for item #2.

Director Graziano explained that stated that they could negotiate with the vendors, and both times they have been over the bid estimate. He said he will have the cost prior to the next Freeholder Meeting.

**OFFICE OF THE COUNTY COUNSEL**

Robert E. Barry, Esq., County Counsel

---

1. Appointing DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C., Warren, New Jersey, to represent the County of Union in the matter entitled Catherine & Daniel Alexander v. UC, et als, in the amount of \$10,000.00. **(Chairman Alexander Mirabella)**

Freeholder Hudak asked if item #1 is a new matter. County Counsel stated that it is a new matter. He said they were served with a complaint two weeks ago regarding the Clean Water and Clean Air Act. The Law Firm of Kologi Simitz was recommended, as they have a strong environmental background.

2. Appointing the Law Firm of Kologi Simitz, Linden, New, Jersey, to represent Dennis Kobitz in the matter entitled Rose Bravo v. UC, et als, in the amount of \$10,000.00. **(Chairman Alexander Mirabella)**

3. Appointing Roth D'Aquanni, LLC, Springfield, New Jersey, to represent the Union County Board of Elections in the matter entitled Rose Bravo v. UC, et als, in the amount of \$10,000.00. **(Chairman Alexander Mirabella)**

4. Appointing LaCorte, Bundy, Varady & Kinsella of Union as Special Counsel in a potential litigation matter in an amount not to exceed \$10,000.00. **(Chairman Alexander Mirabella)**

Vice Chairman Carter asked about the amount in item #4. County Counsel stated that the initial retainer is a "not to exceed" amount for \$10,000.

Chairman Mirabella asked the Clerk of the Board to reflect the amount in Agenda.

**OFFICE OF THE COUNTY MANAGER**

Alfred J. Faella, County Manager

---

Resolution requests have not been submitted.

**FREEHOLDER SPONSORED RESOLUTIONS**

Freeholder Scanlon asked to join Chairman Mirabella on item #14 and asked if item #15 could be sponsored by the Entire Board.

Freeholder Hudak asked if he and the Entire Board could join Chairman Mirabella in sponsoring item #3.

Vice Chairman Carter stated that she may have Laudatory Resolutions for the next meeting.

1. Recognizing Latino undergraduate students from Kean University on being honored by the Hispanic/Latino Alumni Council at their 12th Anniversary Gala. **(Freeholder Angel G. Estrada)**
2. Appointing Hugh B. Bisset, III, Edward J. Heaton, Jennifer Holt Shah and Ina White to the Advisory Board on the Disabled for a term commencing January 1, 2012 through December 31, 2014. **(Freeholder Angel G. Estrada)**
3. Congratulating United States Marine Corps Captain Daniel Donnerstag on being named the Grand Marshall of the Union Township Memorial Day Parade. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**
4. Authorizing the County Manager to enter into a contract with Appraisal Associates, Inc., Cranford, New Jersey, for appraisal services required by the Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed \$10,000.00. **(Freeholder Deborah P. Scanlon)**
5. Authorizing the County Manager to enter into a contract with Sterling DiSanto & Associates, Somerville, New Jersey, for appraisal services required by the Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed \$10,000.00. **(Freeholder Deborah P. Scanlon)**
6. Authorizing the County Manager to enter into a contract with ARD Appraisal Company, Clark, New Jersey, for appraisal services required by the Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed \$10,000.00. **(Freeholder Deborah P. Scanlon)**
7. Authorizing the County Manager to enter into a contract with A. M. Title Agency, Inc., Elizabeth, New Jersey, for title services required by the Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed \$10,000.00. **(Freeholder Deborah P. Scanlon)**
8. Recognizing the men and women who proudly serve the Union Township, New Jersey as part of their Police Department during the celebration of National Police Week 2012. **(Freeholder Deborah P. Scanlon)**

9. Appointing Donald Johnson, Salaam Ismial, Marissa Mansueto and Marlyse Benson to the Advisory Board for the Prevention of Youth Violence for a term commencing June 1, 2012 through May 31, 2014. **(Freeholder Vernell Wright)**
10. Commending Dr. Myra Weiger of Kean University, for receiving the prestigious Jean Harris Award from the Rotary International. **(Freeholder Vernell Wright)**
11. Congratulating the Volunteers of Runnells Specialized Hospital of Union County who are being honored at the Forty-Ninth Awards Ceremony & Luncheon. **(Freeholder Wright, Freeholder Kowalski)**
12. Commending Plainfield Police Lieutenant Jeff Plum for his continued dedication in assisting homeless individuals and families in Plainfield, New Jersey and for his support of Union County's annual Survey of the Homeless. **(Vice Chairman Linda Carter)**
13. Congratulating Allen Eke of Union Catholic High School in Scotch Plains, New Jersey on being named the Star Ledger Union County Boys Track Athlete of the Year for 2011-12. **(Vice Chairman Linda Carter)**
14. Declaring the week of May 21-25, 2012, Prevention Week in Union County to celebrate the work of community organizations and individuals to prevent substance abuse and promote mental, emotional, and behavioral well-being. **(Chairman Mirabella, Freeholder Scanlon)**
15. Proclaiming the month of May "Foster Parent Recognition Month" in the County of Union. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**
16. Congratulating Janet Vlasisavljevic, Clerk of the Township of Hillside, on her retirement and commending her for her 24 years of public service. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**
17. Proclaiming the month of May "Municipal Clerks' Month" in the County of Union. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**
18. Offering the Board's deepest sympathies to the family of Quinton Brown, Union County Juvenile Detention Officer, during their time of sorrow. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**
19. Offering the Board's deepest sympathies to the family of Kenny Fellner, of the County Park's Maintenance Department, during their time of sorrow. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**
20. Offering the Board's deepest sympathies to the family of Robert Klein, of the Union County Division on Aging, during their time of sorrow. **(Chairman Mirabella Chairman Mirabella and the Entire Board)**



**EXECUTIVE SESSION**

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

1. Attorney Client privilege communication in pending litigation - Runnells Specialized Hospital v. Ann Grabowski.
2. Potential contract negotiations relative to the Staten Island Railroad Line/Rahway Valley Railroad Line.

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 attorney-client privilege communication in pending litigation-Runnells Specialized Hospital v. Ann Grabowski and potential contract negotiations relative to the Staten Island Railroad Line/Rahway Valley Railroad Line.

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

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

Motion to enter Executive Session.

**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;

Motion to return from Executive Session.

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

County Counsel Barry, Esq. Stated that as a result of discussions made during Executive Session, there will be an additional Resolution at the next Freeholder Meeting relative to settlement pertaining to Runnells Specialized Hospital v. Ann Grabowski.

**ADJOURNMENT**

Motion to adjourn the meeting at 8:25 PM.

**RESULT: ADOPTED [UNANIMOUS]; MOVER:** Linda Carter, Vice Chairman;  
**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 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

REGULAR MEETINGS

January 19, 2012

January 26, 2012

February 2, 2012

February 9, 2012

February 16, 2012

February 23, 2012

March 1, 2012

March 8, 2012

March 15, 2012

March 22, 2012

April 5, 2012

April 19, 2012

April 26, 2012

April 26, 2012

May 3, 2012

May 3, 2012

May 17, 2012

May 31, 2012

June 14 2012

June 14 2012

June 28, 2012

June 28, 2012

July 12, 2012

July 19, 2012

August 9, 2012

August 16, 2012

September 6, 2012

September 13, 2012

September 20, 2012

September 27, 2012

October 4, 2012

October 11, 2012

October 18, 2012

October 18, 2012

November 8, 2012

November 8, 2012

Tues., November 20, 2012

November 29, 2012

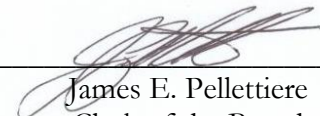
December 6, 2012

December 6, 2012

December 20, 2012

December 20, 2012

---



James E. Pelletiere  
Clerk of the Board

JEP:mb