



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, JUNE 23, 2011

MINUTES OF THE REGULAR MEETING

Chairman Deborah P. Scanlon called the meeting to order at 7:03pm. Roll called showed Freeholder Linda Carter, Freeholder Angel G. Estrada, Freeholder Christopher Hudak, Freeholder Mohamed S. Jalloh, Freeholder Bette Jane Kowalski, Freeholder Daniel P. Sullivan and Freeholder Nancy Ward were in attendance. Vice Chairman Alexander Mirabella was 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.

APPROVAL OF COMMUNICATIONS

Chairman Scanlon called for a motion to approve the Communications. On a motion made by Freeholder Sullivan and seconded by Freeholder Jalloh, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

Note and File

Oaths of Office

APPROVAL OF MINUTES

Chairman Scanlon called for a motion to approve the following Minutes:

1. June 9, 2011 – Agenda Setting Minutes
2. June 9, 2011 – Regular Meeting Minutes

On a motion made by Freeholder Carter and seconded by Freeholder Kowalski, roll call showed eight members of the Board voted in the affirmative for the June 9, 2011 Agenda and Regular Meeting Minutes with Vice Chairman Mirabella absent.



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PUBLIC COMMENT PORTION

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

Bruce Paterson, Garwood, asked if Resolution 2011-608 is a NJ Transit program or a Paratransit program. He asked for an explanation of Resolution 2011-609. He asked that since Resolutions 2011-620 through 2011-625 are modifying the budget for a total of \$3.8 million if it will offset taxes for Union County residents. On Resolution 2011-629, he stated that he did not believe that Birdsall Services are health and safety consultants. He asked for an explanation of Resolution 2011-633 "b." He questioned the "additional" amount of \$290,000 as mentioned in Resolution 2011-634.

Director Guzzo responded to the following Resolutions:

Resolution 2011-608, he stated that they received funds from the Casino revenue and said this is made up of part grant dollars to operate the service.

Resolution 2011-609, he stated that \$28,000 has been awarded from the State to be added to the total contract for Veolia Transportation. He said the contract was awarded via competitive public bidding process. He explained that the program provides transportation to individuals who are on welfare to transport them to work from Rahway to the Watchung Square Mall. He stated that the service has been reduced from sixteen hours to six hours due to cuts in State funding.

Resolutions 2011-611 and 2011-612, he stated that the lease agreements contain the same terms and conditions of the original lease. He explained that the purpose of Resolution 2011-611 is to include the taxes and utilities for the lease agreement, which will make it consistent with the original lease agreement. The purpose of Resolution 2011-612 is to include the CPI of 3%. This will also make it consistent with the original lease agreement.

County Manager Devanney stated that grants are provided to offset County costs for County programs. He said without the grants, the programs would not be possible. However, there are times where County dollars are needed to continue services.

Deputy County Manager Genievich stated that the vendor mentioned in Resolution 2011-629 serves as consultant to her workplace health and safety committee, which reviews safety issues throughout the county. The contract was awarded through an RFP process and the vendor was recommended by the Review Committee. She said the contract for Resolution 2011-633 "b" is a bid award.



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County Manager Devanney stated that in reference to Resolution 2011-633 “b,” repairs and upgrades are needed as a result of State inspections.

Director of the Department of Park Maintenance Michael Brennan responded to Resolution 2011-634. He explained that the additional amount of \$290,000 is for the alterations to the Union County Justice Complex. He stated that phases 1 and 2 were supposed to run concurrently, but there was a delay in phase 2. He said it was delayed for eleven months at the contract rate, but they are now running concurrently.

Mary Ellen Taylor, Berkeley Heights, asked if the Human Services Advisory Council Advisory Board can assist the ill and disabled, referring to Resolution 2011-613.

Director Guzzo stated that the Human Services Advisory Council is a State required Advisory Board that contains agencies and consultants who work for the Division of Social Services within the County to aid in allocating social services dollars. He added that they advocate for all that need assistance, and excludes no population.

Joe Lindsey, Linden, asked several questions pertaining to Resolution 2011-633 “b,” such as: the location of the Courthouse complex, if the building is dilapidated, and if annual inspections are performed.

Chairman Scanlon stated that the Courthouse complex is located in front of the Administration building on Broad Street.

Director Brennan explained that the fire code violation is due to the sprinkler system and related construction of the old jail. He explained that the old jail is being prepared for use as the women’s detention center. He added that the repairs are a State requirement.

Chairman Scanlon explained that there are annual inspections made by the State. However, they do not inspect all the County buildings at the same time.

Mr. Lindsey stated that four firehouses in the City of Linden needed to be replaced, as a result of lack of routine inspections. He said that as a resident of Linden, he now has to pay an additional \$65 for the next 30 years because they were not inspected annually.

Matt Taylor, Berkeley Heights, asked if the Human Services Advisory Council mentioned in Resolution 2011-613 assists individuals who are under legal guardianship in the State of New Jersey.

County Manager Devanney responded, no, to Mr. Taylor’s question.



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Andrew Smith, Summit, asked if Resolution 2011-633 “e,” has been deemed necessary. He asked if the contract went out to bid and if it is competitively priced. He also asked if any research was done pertaining to costs.

Deputy County Manager Genievich stated that Resolution 2011-633 “e,” is a Hazmat Robot grant for \$141,000.

Director Moran explained further that Resolution 2011-633 “e,” is needed for Hazmat responses made to incidents on board ships. He explained that they could deplore the robot quickly to provide hard data to Hazmat responders. This will provide them with information as to what to expect prior to physically responding, and will protect Hazmat personnel. He said the funds are from the Port Security grant.

Director Yuska stated that in reference to the bidding for Resolution 2011-633“e,” it was done through public bid advertising.

RESOLUTIONS

Chairman Scanlon called for a motion to adopt Resolution 2011-602 through 2011-645.

THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

- 2011-602** **FREEHOLDER JALLOH**, appointing **Louis Beckerman to the Union County Planning Board** to fill an unexpired term from January 1, 2009 through December 31, 2011.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-603** **FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **Allstate Office Interiors, Inc., Princeton, New Jersey**, to purchase office furniture for Occupational Therapy Department for the patients/residents of Runnells Specialized Hospital through NJHA Group Purchasing pursuant to N.J.S.A. 30:9-87 & 88 in the amount of **\$9,907.17**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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- 2011-604** **FREEHOLDER JALLOH**, approving a **pre-qualified list of medical staff** to provide professional medical services for the patients/residents at Runnells Specialized Hospital for the contract period of July 1, 2011 through June 30, 2012.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-605** **FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **Joan Duffy, Respiratory Therapist, Springfield, New Jersey**, to oversee respiratory therapy care for all residents/patients at Runnells Specialized Hospital and to provide educational services for respiratory therapy including medical and nursing staff for the period of August 1, 2011 through July 31, 2012 in the amount of **\$13,680**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-606** **FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **Jacqueline Napper, PsyD, PsyPharm, Psychologist, Plainfield, New Jersey**, to provide professional services for the patients/residents of Runnells Specialized Hospital for the period of August 1, 2011 through July 31, 2012 in the amount of **\$4,200**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-607** **FREEHOLDER KOWALSKI**, authorizing the County Manager to utilize **\$1,017,820** in Federal Workforce Investment Act Grant dollars from the **New Jersey State Department of Labor and Workforce Development** in the form of individual training contracts as stipulated in the grant agreement for period of July 1, 2011 through June 30, 2012. {Federal Funding: \$1,017,820}

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-608** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into an agreement with **NJ Transit** to secure funding for Fiscal Year 2012 in the amount of **\$1,355,906** received through the Casino Tax Revenue (SCDRTAP) Grant Program for the purpose of providing curb-to-curb transportation for seniors age 60 and older, persons with disabilities and/or economically disadvantaged residents of Union County to medical,



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education and employment, nutrition, shopping and recreational facilities. {State Funding: \$1,355,906}

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-609** **FREEHOLDER KOWALSKI**, amending Resolution Number 2010-1118, to award an additional \$28,729 in **State Welfare to Work** grant funds for the contract period January 1, 2011 through December 31, 2011 to **Veolia Transportation, Inc., Lombard, Illinois**, for the continued provision of the Welfare to Work Shuttle service for a new total contract amount not to exceed **\$3,702,724**. {State Funding: \$28,729}

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-610** **FREEHOLDER KOWALSKI**, amending Resolution Number 2010-921, to extend the contract period through June 30, 2011. This extension would provide **Rutgers the State University of New Jersey, Advanced Technology Extension, Piscataway, New Jersey**, the opportunity to host additional Green Energy and Sustainability Technologies Programs to dislocated workers. These programs include but are not limited to Photovoltaic (PV) Solar Panel Installation and Maintenance, Organizational Sustainability, and Leadership in Energy and Environmental Design (LEED). Approximately 79 Adult Dislocated Workers are anticipated to participate in these programs. The contract funding in the amount of **\$250,000** will remain the same.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-611** **FREEHOLDER KOWALSKI**, amending Resolution Number 2011-497, extending the current lease agreement with **Unicon Investments c/o Alfieri Property Management, of Edison, New Jersey** for the rental of the premises located at 342 Westminster Avenue, Elizabeth, New Jersey through July 31, 2011, for the rental a period of two months. This amendment will add certain operating expenses to the lease extension which were inadvertently omitted when the amendment was authorized. The operating expenses total \$54,448.98 bringing the new total for the two month lease extension to **\$237,471.92**. {State Funding: \$27,224.49; Local Funding: \$27,224.49}

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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- 2011-612** **FREEHOLDER KOWALSKI**, amending Resolution Number 2010-195, a lease agreement with **28 Prince Street Realty Corp., Elizabeth, New Jersey**, to accommodate the Division of Social Services legal and support staff for 18 months with a 6 month option, at 28 Prince Street, Elizabeth, New Jersey. This amendment will provide for an increase in the base rent during the 6-month option period, as described in the lease. The new rent increase is commensurate with the consumer price index at \$204 per month for a new total amount of **\$164,592** for the term of the lease. {State Funding: \$612; Local Funding: \$612}

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-613** **FREEHOLDER KOWALSKI**, appointing **Carolyn Cole**, to the **Human Services Advisory Council** for a term commencing on January 1, 2011 through December 31, 2013.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-614** **FREEHOLDER SULLIVAN**, authorizing the County Manager to enter into a professional engineering services contract with **Neglia Engineering Associated, Lyndhurst, New Jersey**, for design, construction administration and inspection services for artificial turf at Mattano Park, Elizabeth, New Jersey, in an amount not to exceed **\$77,202**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-615** **FREEHOLDER SULLIVAN**, authorizing the County Manager to enter into a professional engineering services contract with **Neglia Engineering Associated, Lyndhurst, New Jersey**, for design, construction administration and inspection services for artificial turf & lights at Rahway River Park, Rahway, New Jersey, in an amount not to exceed **\$116,202**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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- 2011-616** **FREEHOLDER SULLIVAN**, amending Resolution Number. 2009-544, to reflect a change in the 2009-2010 Consolidated Action Plan to reflect a change in a HOME Projects to include 84-86 First Street Housing, LLC, Elizabeth, New Jersey and reallocating **\$210,000** from Linden Senior Housing, LLC to **84-86 First Street Housing, LLC., Elizabeth, New Jersey.**

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-617** **FREEHOLDER SULLIVAN**, amending Resolution Number 2011-194, a contract awarded to **Turco Golf, Inc., Suffern, New York** for the development of the Ponderosa Farm Park, to increase the contract amount by \$78,610.08 to perform demolition, asbestos abatement and ancillary preparatory work on an adjacent property purchased after the contract award, for a new contract amount of **\$3,568,610.08.**

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-618** **FREEHOLDER WARD**, appointing the following members to the **Advisory Board on Youth Violence/Gang Activity-Christopher's Program** for a term commencing June 1, 2011 through May 31, 2013: **Elizabeth Domingo, Pastor Pamela Jones, Lieutenant Edwin Torres and Bonita P. Herman.**

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-619** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$1,101,229** as a result of notification received from the U.S. Department of Housing and Urban Development for a Program Entitled: **McKinney-Vento Grant.**

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-620** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$1,241,240** as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a Program Entitled: **Workforce Investment Act Dislocated Worker Grant.**



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On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-621** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$1,020,583** as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a Program Entitled: **Workforce Investment Act Adult Grant**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-622** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$29,466** as a result of notification received from the State of New Jersey, Department of Law and Public Safety for a Program Entitled: **STOP Violence Against Women Act Grant (VAWA)**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-623** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$18,900** as a result of notification received from the State of New Jersey, Department of Community Affairs for a Program Entitled: **ROID Grant**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-624** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$1,067,746** as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a Program Entitled: **Workforce Investment Act –Youth Program**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-625** **VICE CHAIRMAN MIRABELLA**, modifying the 2011 Union County Adopted Budget in the amount of **\$362,343** as a result of notification received from the State of New Jersey, Department of Health and Senior Services for a program entitled: **Local Core Capacity for Public Health Emergency Preparedness (LINC) Grant**.



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On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-626** VICE CHAIRMAN MIRABELLA, authorizing the County Manager to make available to the **Our Lady of Mt. Carmel Guild Society** the sum of **\$4,000** in support of their community celebration on July 16, 2011.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-627** VICE CHAIRMAN MIRABELLA, authorizing the County Manager to make available to the **Morris Midtown Business Association, Elizabeth, New Jersey**, the sum of **\$4,000** in support of the Colombian Cultural Independence Day Festival.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-628** VICE CHAIRMAN MIRABELLA, authorizing the County Manager to award to award a contract to **Economic Planning Group, Edison, New Jersey**, for retirement planning services for the contract period of July 1, 2011 through June 30, 2012, at no cost to the County.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-629** CHAIRMAN SCANLON, authorizing the County Manager to award a contract to **Birdsall Services Group, Cranford, New Jersey**, to provide Workplace Health and Safety Consulting Services for the period of July 1, 2011 through June 30, 2012 in an amount not to exceed **\$176,500**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-630** CHAIRMAN SCANLON, amending Resolution Number 2010-1078, a contract with **Garrubbo, Capece & Millman, PC, Westfield, New Jersey**, as Special Counsel to represent the County of Union in connection with personnel for the contract period of December 31, 2010 through March 31, 2011 in an additional amount of \$1,575 for a new total contract amount not to exceed **\$111,575**.



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On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-631** CHAIRMAN SCANLON, amending Resolution Number 2011-20, a contract with **Ruderman and Glickman, Springfield, New Jersey**, as Special Counsel to represent the County of Union in connection with personnel affairs in an additional amount of \$75,000 for a new total contract amount not to exceed **\$150,000**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-632** CHAIRMAN SCANLON, authorizing the County Manager to enter into a contract with **HUB International, Berkeley Heights, New Jersey**, to provide Risk Management Services to the County of Union pursuant to the requirement by the New Jersey Counties Excess Liability Joint Insurance Fund (CELJIF) guidelines for the contract period of July 1, 2011 through June 30, 2012.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-633** CHAIRMAN SCANLON, 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:**

- a. Department of Engineering, Public Works and Facilities: **GPC, Inc., Millburn, New Jersey**, to provide renovations to the Union County Justice Complex, including, the Women's Detention Center conversion/parking deck fire code upgrades, Oriscello Correctional Facility kitchen and POD/shower, and the Courthouse elevator replacement in the rotunda and tower in the amount of **\$10,995,000**.
- b. Department of Engineering, Public Works and Facilities: **M&M Construction Union, New Jersey**, to bring the courthouse complex up to current fire code in the amount of **\$2,267,000**.
- c. Department of Engineering, Public Works and Facilities: **Underground Utilities Corp., Linden, New Jersey**, to replace Vauxhall Road Culvert in the amount of **\$346,792.37**.



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- d. Department of Parks and Community Renewal: New Jersey Coffee Company, Inc., dba United Vending, Farmingdale, New Jersey, to provide the County of Union with candy, candy/snacks, ice cream, cold beverages, hot beverages, milk, automatic coin operated vending machines services at various places around the County for a period of 24 months for a period of 24 consecutive months in the amount of 36% of total gross sales commission paid to the County. (This is a revenue generating item).
- e. Department of Public Safety, Division of Emergency Management: iRobot Corp., Bedford, Massachusetts, to purchase and deliver a Hazmat Entry Robot for a total amount of **\$189,168**.
- f. Office of the Union County Prosecutor: Flemington Department Store, Flemington, New Jersey, to provide uniform services and various police equipment for a period of 24 months in the amount of **\$33,069.50**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-634** **CHAIRMAN SCANLON**, amending Resolution Number 2010-450, a construction administration, inspection and contractor/labor service contract with **Pinnacle Consulting, Newark, New Jersey**, for the purpose of providing additional construction management services for the UC Justice Complex Alterations project located in Elizabeth, New Jersey, in the amount of \$290,000 for a new contract amount of **\$838,404.52**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-635** **CHAIRMAN SCANLON**, concurring with **Borough of Kenilworth's Resolution No. 8**, as it pertains to purchasing and installing 1 bus shelter along the Boulevard, fronting the U.S. Post Office.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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2011-636 **CHAIRMAN SCANLON**, granting permission to the **Township of Springfield**, to close Meisel Avenue, between Linden Avenue and Milltown Road, except for emergency traffic, from 3:00pm to 11:00 pm on Monday, July 4, 2011 with a rain date for the next clear night; and also, granting permission to hang banners on Mountain & Meisel Avenues from or about June 20th to July 8th to advertise the Annual 4th of July Celebration.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

2011-637 **CHAIRMAN SCANLON**, concurring with the **Borough of Roselle Park**, granting permission to the **Roselle Park Fire Department, Roselle Park, New Jersey**, to hang a banner on Chestnut Street from July 2, 2011 until August 6, 2011 to advertise the Fire Department Wetdown to be held on August, 6, 2011, 1:00pm to 6:00pm.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

2011-638 **CHAIRMAN SCANLON**, granting permission to the **Borough of New Providence**, to close South Street from Gales Drive to Springfield Avenue on Sunday, July 3, 2011 (rain date July 5th) from 7:00pm to 11:00pm for the “Downtown Fireworks Spectacular;” and also, granting permission to close South Street from Gales Drive to Springfield Avenue on Sunday, September 18, 2011 from 7:00am to 7:00pm for the Annual Street Fair.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

2011-639 **CHAIRMAN SCANLON**, authorizing the County Manager to enter into a contract with **Continuum Voice and Data Systems, Syracuse, New York**, for the purpose of purchasing software licensing, maintenance services and training for the County’s Electronic Data Management System, OnBase, for the contract period July 1, 2011 through June 30, 2013 in an amount not to exceed **\$25,000** with an option to extend the contract an additional 24 months. A portion of this fee will be reimbursed by municipalities participating in the EDMS Shared Service.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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2011-640 CHAIRMAN SCANLON, amending Resolution Number 2010-86, a contract awarded through the public bidding process to **Nova Records Management dba Cornerstone Records Management, South River, New Jersey**, for the purpose of increasing the contract in an amount not to exceed \$60,000 for the balance of the second year of the contract, through December 31, 2011.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

2011-641 CHAIRMAN SCANLON, authorizing the County Manager to apply for, accept and expend a New Jersey Department of Health and Senior Services Grant entitled: **Local Core Capacity for Public Health Emergency Preparedness** in the amount of **\$362,343** for the period of August 10, 2011 through August 9, 2012.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

2011-642 CHAIRMAN SCANLON, amending Resolution Number 2011-428, 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 \$25,000 for a sum not to exceed **\$65,000**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

2011-643 CHAIRMAN SCANLON, amending Resolution Number 2011-216, to increase the appropriation to **Bauch, Zucker, Hatfield, LLC, Springfield, New Jersey**, Special Counsel in the matter entitled **Edward Henderson v. UC, et als** for an additional sum of \$20,000 for a sum not to exceed **\$75,000**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

- 2011-644** **FREEHOLDER WARD**, expressing the Board's most sincere condolences to the family of **Dierdre Dreyer**, in their time of sorrow.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

- 2011-645** **CHAIRMAN SCANLON**, congratulating **Salvatore and Gelsomina Blancato, Union, New Jersey**, on celebrating their 50th Wedding Anniversary.

On a motion made by Freeholder Sullivan and seconded by Freeholder Ward, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

PUBLIC COMMENT PORTION

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

Mary Ellen Taylor, Berkeley Heights, commented on guardianship for the disabled. She made comments in reference to County Manager Devanney and the Love Hope Strength Foundation. She thanked Tina Renna, John Bury and Bruce Paterson for attending the Freeholder Meetings and speaking on behalf of the Union County residents. She commented on Freeholder Sullivan's remarks from a previous meeting regarding the Elizabeth Board of Education.

Ms. Taylor stated that she called the Clerk of the Board's office to see if her husband could show a video at the Freeholder Meeting.

Bruce Paterson, Garwood, stated that he wrote a letter to the editor of a local newspaper and said that the editor applied an incorrect title. He spoke about the actuarial study for the lifetime health benefits for certain county employees, and said he was not in agreement with the study, and he opposes the plan.

Matt Taylor, Berkeley Heights, stated that he wanted to show a 5 minute you-tube video at the Freeholder Meeting. He said he has a brain disability and would prefer to show the video, rather than speak. He made comments pertaining to a disability study that was done in 2007 by Metropolitan Life which included articles about corrupt lawyers and serious healthcare fraud.



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Chairman Scanlon stated that Mrs. Taylor contacted the Clerk of the Board's Office at 2:20pm on the day of the "double" Freeholder Meeting. She stated that all presentations need to be submitted to the Clerk of the Board's Office with notice in order for the Clerk's Office to have ample time to prepare for the meeting. She stated that Mr. Taylor's request will be considered and determined for the next Freeholder Meeting.

Joe Lindsey, Linden, stated that he is in favor of the format of the Freeholder Meeting. He asked who will pay for the turf mentioned on Resolutions 2011-614 and 2011-615.

Chairman Scanlon responded that the County will pay for the turf, but they have not yet determined the cost.

Mr. Lindsey stated that he is opposed to Resolutions 2011-614 and 2011-615 in these economic times.

Chairman Scanlon stated that this time, especially, is a good time, as people cannot afford vacations.

Mr. Lindsey congratulated Freeholder Hudak on his Primary election victory. He also inquired about dotted lines he noticed on Stiles Street near the Linden exit off the Garden State Parkway, near Winfield Park. He stated that he was told that this area might be used for parking, and if so, he is opposed to the idea. He asked if Stiles Street is a County road.

Mt. Lindsey also asked if St George's Avenue is a State road. He said from Avenel to Elizabeth, there are major potholes, which are treacherous.

Freeholder Hudak stated that Stiles Street is a County road and the dotted lines are marked for guidelines to mark off sides of the lanes where the shoulder is located. He stated that there might be plans for parking on the Linden side for Linden residents only. He said Director Graziano would have more knowledge of what is planned for that area.

Freeholder Hudak stated that St. George's Avenue is a State road and the Director of Engineering and Public Works Joseph Graziano and John Messler of the City of Linden Public Works Department have contacted the New Jersey Department of Transportation to request repairing the roadway.

John Bury, Kenilworth, asked for the results of the recent bond anticipation notes. He made comments about the Union County Utilities Authority/Covanta transaction mentioned in the Official Statement. He commented on the Bergen County Utilities Authority Agreement and stated that we are already backing debt from the Oakwood Plaza and the Renewable Energy Program.



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Director Taylor stated that she was pleased to announce that the anticipated bond interest refinancing rates to be 4.5% for \$80 million, but were able to get a 3.83% rate. She stated that for refinancing \$130 million in bonds, they received a 2.4% rate. These rates were based upon the County's excellent credit rating. She explained that the Local Finance Board would not allow the County to refinance the bonds, unless there is a net value savings of at least 3%.

Andy Smith, Summit, stated that he saw the last Freeholder Meeting on video. He said he is opposed to some of the Freeholders remarks. He commented on the way the residents of Elizabeth voted at the Primary election.

Joseph Salemme, Labor Consultant, spoke about the health benefits for exclusionary retirees. He stated that in 2005 and 2010 the same studies were performed for all 21 of the bargaining units. He said O'Sullivan Associates performed the studies in 2005 and 2010 along with this most recent study. He added that the study was confirmed by Brown & Brown Benefit Advisors. He stated that this study was modeled after the studies done in 2005 and 2010.

Mr. Salemme explained that the current exclusionary salaries totals \$32 million, and if they receive no raise (assuming 3%) over the first three years, then 0%, 0%, 0%, 3% for the next twenty two years, instead of 3% for 25 years. He said by the end of 25 years, the County will save \$100 million. He said a salary is paid every year and when not, it is saved every year. He added that he has been doing salary administration for 30 years and this is the way it is done.

Jonathan Williams, Esq. represents the Union County Utilities Authority. He stated that when the Rahway Resource Recovery Center was built it was sized at the insistence of the State to accommodate the waste from Union County and Bergen County. He stated Bergen County has defaulted on its agreement to deliver waste. He said there was a lawsuit that has been settled. He said subsequently, the money has been used to supplement the solid waste rates in the County. He said the new transaction with Covanta is not only to refinance and to extend the lease, but it is also securing \$270 million in benefits. He said that we have secured through negotiations to receive a \$4 million per year from Covanta, Rahway will receive additional host fees and there will be additional enforcement fees and energy revenue, which will equal \$270 million. He stated that if the contract ends in 2023, the Union County Utilities Authority will receive the facility back. By then, it will be a dated facility. At that point, the County will be obligated to bond or do capital or retrofitting changes to the facility, which will be significantly costly. He said that Covanta has agreed to make changes and maintain the facility through the term at their expense, which will total well over \$270 million. Mr. Williams stated that, it is true that the Bergen County dollars will run out in the next couple of years. The supplement is being used to hold the rates down. He said the UCUA could simply raise the rates, but instead they plan to reduce the rate to \$12 per ton, and there will be a rate relief formed for the other towns that are not participating. He said that State Approval Application is still pending. He added that the



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Agreement is in part, to make up for the loss of the Bergen County money, which is a small part of the piece that has been achieved.

FREEHOLDER REPORTS AND COMMENTS

Freeholder Hudak reminded the audience that school is out, and that means that Union County's two public swimming pools will soon be open. The Walter E. Ulrich pool at Rahway River Park will open on June 25th. For details about admission, hours, and special sessions for seniors and people with disabilities, call 732-381-4045. The John Russell Wheeler pool at Wheeler Park will open on June 27th. For information on that pool, call 908-862-0977.

Freeholder Jalloh stated that he and Freeholder Estrada attended the Union County Office of Health Management on June 22nd. They hosted a Regional Public Health Exercise for maphylaxis and vaccinations for testing and preparedness. Partnered organizations included the Counties of Middlesex, Monmouth, Ocean and local health departments. He said that he is proud of the volunteers and health care professionals. He commended Director Lester Jones of the Division of Health for a great job.

Freeholder Jalloh stated that there will be a program the week of August 1st for emergency preparedness which will train Union County residents to be prepared in case of an emergency.

Freeholder Ward said that summer has officially begun and Union County's schedule of free warm weather events is in full swing. She said tomorrow starts the first in our series of outdoor family movies at Briant Park in Summit and the Summer Arts Concert Series will visit Echo Lake Park in Mountainside and Oak Ridge Park in Clark. Kids Kingdom children's activity fair will visit parks in Rahway, Elizabeth, and Clark.

Freeholder Ward said that these are some of our most popular programs, and hopes the public will join the thousands of County residents and visitors who enjoy them every year. For a full schedule, you can visit our website at ucnj.org, or call the Parks Department, 908-527-4900.

Freeholder Ward said that each year at this time, the Union County Rape Crisis Center reaches out to the community for volunteers who can help victims of sexual violence get through a critical time in their lives. She said the Rape Crisis Center is part of our Department of Human Services. Our volunteers receive a full certification course that trains them to provide reliable, strictly confidential guidance and support. This is a truly unique



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and invaluable community service. She said to join our volunteers, or find out more about the Rape Crisis Center, call 908-273-7273.

Freeholder Estrada recognized those who recently graduated from school.

Freeholder Estrada stated that Newsweek has just come out with a survey of the top 500 public high schools in the Nation. Three of our Vo-Tech schools were eligible to be considered for the list, and he said he is proud to say that all three were included: Magnet, Allied Health, and Information Technology.

Freeholder Estrada stated that four municipalities in Union County had schools in the Top 500, so on behalf of the Freeholder Board he congratulated the residents of: Berkeley Heights, Westfield, Cranford, and Springfield. It has been said many times but it is well worth repeating: Free public education is a cornerstone of our democracy, and the residents of Union County should be very proud of our public schools.

Freeholder Estrada Union County's free mobile paper shredding service is one of our most popular programs. The next event will be held on Saturday, June 25th, at the Vo-Tech Schools campus, 1776 Raritan Road in Scotch Plains. There are four more from now and mid-October. This is a free service for County residents who wish to dispose of personal documents securely, and conveniently, and of course, the shredded paper will be recycled. For the complete schedule, you can contact the Union County Bureau of Recycling at 908-654-9890.

Freeholder Carter commented on the Emergency Management System pilot program. She stated that 14 municipalities are using the Program and there have been 55 calls in 23 days. She commended everyone involved in the program.

Freeholder Carter stated that most schools are now closed for the summer. She commended the youth for working hard during the school year. She urged everyone to take advantage of the County services and events.

Chairman Scanlon said that she is very pleased to report that the rating agency Fitch has assigned a Aaa bond rating to Union County, and has described our outlook as stable. Aaa the highest attainable rating.

Chairman Scanlon stated that this is a strong affirmation of Union County's conservative fiscal practices, and a testimony to the effectiveness of our carefully managed entrepreneurial strategies. She stated that Fitch took into consideration the diversity of Union County's economy, our proximity to New York, and the interconnecting forms of transportation in our area. Though there are many challenges ahead, our fundamentals are strong. Prudent



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management, combined with a measure of carefully planned innovation, will continue to shape our course moving forward.

Chairman Scanlon said that she is very proud of Union County's schools and congratulated the teachers and students.

EXECUTIVE SESSION

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 UCUA Covanta transaction status, personnel matter/attorney-client privileged communication/potential contract negotiations and on-going contract negotiations with the City of Rahway for the Red Light Camera System.

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.

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

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

1. UCUA Covanta Transaction Status
2. Personnel Matter/Attorney-Client Privileged Communication/Potential Contract Negotiations
3. On-going Contract Negotiations with the City of Rahway for the Red Light Camera Systems

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

Chairman Scanlon called for a motion to return to the Regular Meeting. On a motion made by Freeholder Carter and seconded by Freeholder Hudak, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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ADJOURNMENT

Chairman Scanlon called for a motion to adjourn the meeting at 9:30pm. On a motion made by Freeholder Sullivan and seconded by Freeholder Carter, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.

The voucher list through June 15, 2011 will be available for public perusal in the Office of the Clerk of the Board.



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UNION COUNTY BOARD OF CHOSEN FREEHOLDERS' 2011 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

July 21, 2011

August 11, 2011

September 8, 2011

September 22, 2011

October 6, 2011

October 20, 2011

November 10, 2011

December 1, 2011

December 15, 2011

REGULAR MEETINGS

July 28, 2011

August 25, 2011

September 15, 2011

Tues. September 27, 2011


October 13, 2011

October 20, 2011

November 10, 2011

December 1, 2011

December 15, 2011


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

NLD:mb