



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, MAY 5, 2011

MINUTES OF THE AGENDA SETTING MEETING

Chairman Deborah P. Scanlon called the meeting to order at 7:04pm. Roll call showed Freeholder Angel G. Estrada, Freeholder Christopher Hudak, Freeholder Mohamed S. Jalloh and Freeholder Bette Jane Kowalski were in attendance. Vice Chairman Alexander Mirabella, Freeholder Linda Carter and Freeholder Ward were absent.

Also present were County Manager George W. Devanney, Deputy 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.

Freeholder Carter entered the meeting.

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

APPROVAL OF COMMUNICATIONS

Note and File

Oaths of Office

- . Advisory Board on the Disabled: **Jennifer Holt Shah**
- . Union County Mental Health Advisory Board: **Gloria G. Badgley and Carol Berger**

RESOLUTIONS

OFFICE OF THE UNION COUNTY PROSECUTOR

Theodore J. Romankow, Union County Prosecutor

County Counsel Robert E. Barry, Esq. represented the Office.

There were no questions.

1. Authorizing the County Manager through the Union County Prosecutor's Office to apply for and accept grant funding in the amount of **\$10,271** from the **New Jersey Division of Criminal Justice Police Training Commission** to be used for updating and purchasing physical training equipment, purchasing training aids including wearing apparel for instructors and recruits and miscellaneous materials for the Basic Recruit and



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In-Service Training Programs at the John H. Stamler Police Academy. There is no County match required. **(CHAIRMAN SCANLON)**

2. Authorizing the County Manager through the Union County Prosecutor's Office to apply for and accept funding from the **New Jersey Division of Criminal Justice, Edward Byrne Memorial Justice Assistance Grant Program, Megan's Law and Local Law Enforcement Assistance** component in the amount of **\$16,198** for the purpose of enforcing Megan's Law in Union County for the period of March 1, 2011 through August 31, 2011. There is a cash match of requirement in the amount of **\$5,399**. **(CHAIRMAN SCANLON)**

DEPARTMENT OF ADMINISTRATIVE SERVICES

M. Elizabeth Genievich, Deputy County Manager / Director

1. Authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with the **Local Public Contracts Law N.J.S.A. 40A:11-1 et seq:** **(CHAIRMAN SCANLON)**
 - a. Department of Administrative Services, Division of Motor Vehicles: Mid Atlantic Truck Centre Inc., Linden, New Jersey, to furnish and deliver one 2011 truck mounted catch basin cleaner for the Department of Public Works. This truck will be an addition to the current fleet in the amount of **\$244,997**.
 - b. Department of Engineering, Public Works and Facilities, Division of Facilities Management: Access To Money, Whippany, New Jersey, to furnish, install, maintain, service, repair and/or replace, and stock ATM machines for the County of Union for the period of July 12, 2011 through July 11, 2013. There are currently 8 locations where ATM machines are in place for the County. {20% commission of total transaction fees charged to be paid to the County.}

Freeholder Sullivan asked if item 1 "b" pertains to a contract with a bank. Deputy County Manager Genievich stated that the contract is for ATM machines which are located in eight locations throughout the County's facilities, and it is via an independent firm and not with a bank.

Freeholder Sullivan asked in which facilities are the ATM machines located. Deputy County Manager Genievich replied they are in the Administration Building, the new Annex, the Corrections Facility, Runnells Specialized Hospital, the Ralph Froehlich Building, the Union County Tower, the Ruotolo Building and the Alfieri Building.

Freeholder Sullivan asked about having ATM machines installed at the golf courses and the skating rink. Deputy County Manager Genievich stated that they



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are working on having them installed in those locations through the County Counsel's Office, Administrative Services and the Finance Department. She said she will furnish the Board with the report. She stated that it will be a stand-alone agreement and is not part of this item.

Freeholder Estrada asked how much commission the County receives per transaction. Deputy County Manager responded that the County receives 20% on all transactions and the last contract from 2007 was 15%. She stated that the Director of the Division of Purchasing Michael Yuska was able to negotiate 5% more for the new contract.

- c. Department of Parks and Community Renewal, Division of Golf Operations: Eagle Sign & Design Inc., Louisville, Kentucky, to provide and deliver tee signs, sponsor signs, posts and caps for a period of 24 months in the amount of **\$12,735**.
- d. Department of Public Safety, Division of Emergency Management: ICx Technologies, Inc., Stillwater, Oklahoma, to purchase and deliver a gas chromatograph for a period of 12 months in the amount of **\$123,300**.
- e. Office of the Union County Sheriff: HORIBA Jobin Yvon, Inc./Spex Forensics, Edison, New Jersey, to purchase and deliver a fingerprint identification system for a period of 12 months in the amount of **\$31,125**.

Freeholder Estrada asked if the fingerprinting identification system must be purchased within twelve months. Deputy County Manager Genievich explained that this is an open ended contract and their needs to be a contract period and an amount established. Freeholder Estrada asked where the system is needed. Deputy County Manager Genievich stated that it is needed within the Sheriff's Department.

Freeholder Carter asked if the system may be leased. Deputy County Manager Genievich stated that they typically try to accommodate the Law Enforcement Departments requests.

Chairman Scanlon stated that they will ask Sheriff Froehlich to attend the next Freeholder Meeting to resolve these questions.

- f. Office of the Union County Sheriff: 3rd Tech Inc., Durham, North Carolina, to purchase and deliver a laser scanner and 3D scene digitizer for a period of 12 months in the amount of **\$51,775**.



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Freeholder Estrada asked if the equipment in items 1 “d, e and f” are being purchased and he questioned the period of twelve months. He said that he was under the impression that the County already purchased a digitizer. Deputy County Manager Genievich stated that this Resolution is giving the Sheriff’s Office the ability to purchase the scanner up to \$51,775 within twelve months. She stated that the term is short as digitizing changes so rapidly. Freeholder Estrada asked how the one that has already been purchased is working and why a second digitizer is needed. Deputy County Manager Genievich stated that she was uncertain, but will check with Undersheriff Cryan.

2. Amending Resolution Number 2009-775 (BA #79), a contract (through the public bidding process) with **George’s Auto Repair, Roselle Park, New Jersey**, in an additional amount of \$26,000 for a new contract amount of **\$156,000** to provide collision repair services for automobile and light truck for the period of August 27, 2009 through August 26, 2011. {Additional funding is requested for the following reason: due to an extreme harsh winter caused more than the anticipated budgeted amount for County and law enforcement collision repairs.} **(CHAIRMAN SCANLON)**
3. Authorizing the County Manager to renew the following the **County of Union’s Health Plan** and integrating the prescription plan with **Cigna: (CHAIRMAN SCANLON)**

. **Health Insurance Plan** from July 1, 2011 through June 30, 2012 in the amount of **\$46,507,830**. (An increase of 4.43% from last year)

. **Prescription Plan** from July 1, 2011 through June 2014 in the amount of **\$12,078,018 per year**. (An increase of 8.6% from last year)

DEPARTMENT OF CORRECTIONAL SERVICES

Brian Riordan, Director

Resolution requests have not been submitted at this time.

DEPARTMENT OF ENGINEERING, PUBLIC WORKS AND FACILITIES

Joseph Graziano, Director

Resolution requests have not been submitted at this time.

DEPARTMENT OF FINANCE

Bibi Taylor, Director

Resolution requests have not been submitted at this time.



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DEPARTMENT OF HUMAN SERVICES

Frank Guzzo, Director

Resolution requests have not been submitted at this time.

Director Guzzo stated that he will have an additional Resolution for next week's meeting for a month to month contract with Aramark Food Services. It will be a "not to exceed" contract for three months to wrap up the RFP Process. It will contain the same terms and conditions of the original contract, but at a better price.

Freeholder Estrada stated that a decrease is always favorable. He asked if there will be a credit applied to the new contract for the next three months, if the price is reduced.

Director Guzzo stated that if the contract is awarded to Aramark Food Services, it should be retroactive. He said there is no change in the existing terms, and he strongly believes that the contract amount will be lower.

DEPARTMENT OF PARKS AND COMMUNITY RENEWAL

Alfred Faella, Director

1. Authorizing payment to the **City of Elizabeth Recreation Department, Elizabeth, New Jersey**, for the purpose of running a summer playground program at Mattano Park, from July 6, 2011 to August 26, 2011 in an amount not to exceed **\$5,900. (FREEHOLDER SULLIVAN)**
2. Amending Resolution Number 2010-754, a professional engineering service contract with **Maser Consulting, Red Bank, New Jersey**, for additional testing and analysis for the Ashbrook Golf Course water allocation permit application in an additional amount of \$13,750 for a new total contract amount of **\$64,510. (FREEHOLDER SULLIVAN)**

Freeholder Kowalski asked for an explanation of the water testing mentioned in item #2. Director Faella stated that he was part of the discussions with Engineer Tom Mineo and during the water analysis there were two types of situations that they did not anticipate. He stated that without testing and modeling, they would most likely not receive approvals from the Department of Environmental Protection.

Freeholder Kowalski asked when this type of testing was performed at Ashbrook Golf Course. Director Faella stated that it was many years ago.

3. Amending Resolution Number 2011-255, an agreement with **KemperSports Management, North Brook, Illinois**, to include operational expenses for the management and maintenance of the golf courses and learning center as required by the contract



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document for the year 2011 in an amount not to exceed **\$2,801,000.**
(FREEHOLDER SULLIVAN)

Freeholder Estrada asked for an explanation of item #3. Director Faella stated that this reflects the entire amount for the operating costs for the year, which would include salaries and equipment. He explained that KemperSports took over golf operations on April 1, 2011. He stated that they have already seen a reduction of \$600,000 over one year. He said the County has received a better price by getting the supplies and equipment through KemperSports and he believes there will be additional savings.

Freeholder Estrada asked if the contract is from April 1, 2011 through December 31, 2011. Director Faella replied, yes, it is.

Freeholder Estrada asked if the disbursement of \$2.8 million will be on a monthly basis. Director Faella said the disbursement will take place monthly, the amount will vary and it will be overseen by Financial and Control Director Kathy Villaggio and Director of Golf Operations prior to final payment.

DEPARTMENT OF PUBLIC SAFETY

Andrew Moran, Director

Resolution requests have not been submitted at this time.

RUNNELLS SPECIALIZED HOSPITAL

Joan Wheeler, Administrator

Ms. Wheeler stated that she will have an additional Resolution for next week's meeting that will pertain to a contract for upgrading an elevator, which will be on a month to month basis at \$1,000 per month. She stated that there was a large disparity in bids, so the bids were rejected and they needed to go out for bids again.

1. Authorizing the County Manager to enter into a month to month contract with **Always Caring Medical Transportation, Bound Brook, New Jersey**, for essential ambulance service at Runnells Specialized Hospital. Term of contract to be current billing period until termination upon execution of new bidding process and new contract but not to exceed 6 months for an estimate of **\$60,000.** {This service is mandated by the New Jersey Department of Health and Senior Services.} {Local funding: \$60,000} **(FREEHOLDER JALLOH)**

Freeholder Sullivan asked if the County will be reimbursed for item #1. Ms. Wheeler stated that the County will not receive the entire amount reimbursed. She explained that the use of this contract is for patients who do not have the means to pay. She added



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that Medicaid now has a contract with service providers for transportation and explained how the billing process works.

Office of the County Counsel
Robert E. Barry, Esq., County Counsel

1. Amending Resolution Number 2011-276, to increase the appropriation to **Weber Dowd Law, Woodland Park, New Jersey**, special counsel in the matter entitled **Aspen Landscaping Contracting, Inc., v. UC, et als** for an additional amount of \$10,000 for a sum not to exceed **\$20,000. (CHAIRMAN SCANLON)**
2. Amending Resolution Number 2010-1099, to provide an appropriation to the **Law Firm of Krevsky, Silber & Bergen, Cranford, New Jersey**, for additional legal services relative to Runnells Specialized Hospital in the amount of **\$10,000. (CHAIRMAN SCANLON)**

OFFICE OF THE COUNTY MANAGER
George W. Devanney, County Manager

Resolution requests have not been submitted at this time.

FREEHOLDERS

Chairman Scanlon asked the entire Board to join Freeholder Hudak on congratulating the City of Linden on celebrating their 150th Anniversary.

Freeholder Sullivan stated that he will have several Resolutions that will pertain to the Open Space, Recreation and Historical Preservation Trust Fund for the next Freeholder Meeting.

Freeholder Estrada stated that he will have additional laudatory Resolutions for the next Freeholder Meeting.

Freeholder Carter stated that he will have additional Laudatory Resolutions for the next Freeholder Meeting.

FREEHOLDER ANGEL G. ESTRADA

1. Congratulating the **Vistaza Hispano Newspaper** for celebrating their 10th Anniversary.

FREEHOLDER CHRISTOPHER HUDAK

1. Congratulating the **City of Linden** on celebrating their 150th Anniversary May, 2011 through May, 2012.



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2. Expressing the Board's condolences to the family of **Andrew J. Salmon, Jr.**, in their time of sorrow.

FREEHOLDER MOHAMED S. JALLOH

1. Congratulating **Michael Johnson**, Rahway's first African American firefighter, on his promotion to Captain and for being chosen a "Hero" by the New Jersey Nets during Black History Month 2011.

CHAIRMAN DEBORAH P. SCANLON

1. Congratulating **Hernan Agudelo, Union, New Jersey**, upon receiving the Union Township Police Departments Civilian Valor Award.
2. Congratulating **Sebastian Zalepa, Union, New Jersey**, upon receiving the Union Township Police Departments Civilian Valor Award.
3. Appointing **Freeholder Linda Carter** as the County's representative on the **Middlesex County Utilities Authority** for a term commencing February 1, 2010 through January 31, 2015.

EXECUTIVE SESSION

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

1. Attorney-Client Privileged Communications relative to Cell Phone Towers
2. Contract Negotiations / Attorney Client Privileged Communications

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 privileged communications relative to cell phone towers and contract negotiations/attorney-client privileged communications.

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.



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

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

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

ADJOURNMENT

Chairman Scanlon called for a motion to adjourn the meeting at 8:09pm. On a motion made by Freeholder Carter and seconded by Freeholder Jalloh, roll call showed eight members of the Board voted in the affirmative with Vice Chairman Mirabella absent.



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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

May 19, 2011

June 9, 2011
June 23, 2011

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

May 12, 2011
May 19, 2011

June 9, 2011
June 23, 2011

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