

## UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, DECEMBER 5, 2013  
REGULAR MEETING MINUTES

### CALL TO ORDER

Vice Chairman Christopher Hudak called the meeting to order at 7:46 PM.

Attendee Name	Title	Status	Arrived
Sergio Granados	Freeholder	Present	
Bruce H. Bergen	Freeholder	Present	
Angel G. Estrada	Freeholder	Present	
Mohamed S. Jalloh	Freeholder	Present	
Bette Jane Kowalski	Freeholder	Present	
Alexander Mirabella	Freeholder	Late	7:50 PM
Vernell Wright	Freeholder	Present	
Christopher Hudak	Vice Chairman	Present	
Linda Carter	Chairman	Absent	

Also present were County Manager Alfred J. Faella, County Counsel Bob Barry, Esq. And Clerk of the Board James E. Pellettiere.

Vice Chairman Christopher Hudak presided as Chairman Linda Carter was absent.

### PRAYER AND SALUTE TO THE FLAG

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

### MOMENT OF SILENCE

Vice Chairman Hudak asked for a Moment of Silence for the passing of Nelson Mandela, South African Leader and Activist.

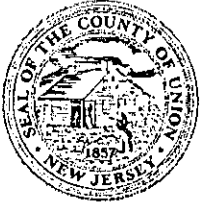
(Freeholder Mirabella entered the meeting at 7:50pm)

### 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.

### APPROVAL OF COMMUNICATIONS

Note and File



## UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, DECEMBER 5, 2013  
REGULAR MEETING MINUTES

### **CALL TO ORDER**

Vice Chairman Christopher Hudak called the meeting to order at 7:46 PM.

Attendee Name	Title	Status	Arrived
Sergio Granados	Freeholder	Present	
Bruce H. Bergen	Freeholder	Present	
Angel G. Estrada	Freeholder	Present	
Mohamed S. Jalloh	Freeholder	Present	
Bette Jane Kowalski	Freeholder	Present	
Alexander Mirabella	Freeholder	Late	7:50 PM
Vernell Wright	Freeholder	Present	
Christopher Hudak	Vice Chairman	Present	
Linda Carter	Chairman	Absent	

Also present were County Manager Alfred J. Faella, County Counsel Bob Barry, Esq. And Clerk of the Board James E. Pellettiere.

Vice Chairman Christopher Hudak presided as Chairman Linda Carter was absent.

### **PRAYER AND SALUTE TO THE FLAG**

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

### **MOMENT OF SILENCE**

Vice Chairman Hudak asked for a Moment of Silence for the passing of Nelson Mandela, South African Leader and Activist.

(Freeholder Mirabella entered the meeting at 7:50pm)

### **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.

### **APPROVAL OF COMMUNICATIONS**

Note and File



## UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, DECEMBER 5, 2013  
REGULAR MEETING MINUTES

### CALL TO ORDER

---

Vice Chairman Christopher Hudak called the meeting to order at 7:46 PM.

Attendee Name	Title	Status	Arrived
Sergio Granados	Freeholder	Present	
Bruce H. Bergen	Freeholder	Present	
Angel G. Estrada	Freeholder	Present	
Mohamed S. Jalloh	Freeholder	Present	
Bette Jane Kowalski	Freeholder	Present	
Alexander Mirabella	Freeholder	Late	7:50 PM
Vernell Wright	Freeholder	Present	
Christopher Hudak	Vice Chairman	Present	
Linda Carter	Chairman	Absent	

Also present were County Manager Alfred J. Faella, County Counsel Bob Barry, Esq. And Clerk of the Board James E. Pelletiere.

Vice Chairman Christopher Hudak presided as Chairman Linda Carter was absent.

### PRAYER AND SALUTE TO THE FLAG

---

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

### MOMENT OF SILENCE

Vice Chairman Hudak asked for a Moment of Silence for the passing of Nelson Mandela, South African Leader and Activist.

(Freeholder Mirabella entered the meeting at 7:50pm)

### 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.

### APPROVAL OF COMMUNICATIONS

---

Note and File

**1. CONSENT AGENDA**

**RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Freeholder;  
**SECONDER:** Vernell Wright, Freeholder; **AYES:** Freeholder Granados, Freeholder Bergen, Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Mirabella, Freeholder Wright, Vice Chairman Hudak; **ABSENT:** Chairman Carter;

**ORDINANCE FOR FINAL READING**

---

The title of the Ordinance was read by the Clerk of the Board.

**FINAL READING STATEMENT**

Vice Chairman Christopher Hudak, Fiscal Chairman, moved Ordinance Number 754-2013 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law.

**754-2013**

AMENDMENT TO THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN TO 1) REAFFIRM THE PRIOR INCLUSION OF THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY, AS THE COUNTY'S DESIGNATED FACILITIES TO WHICH SOLID WASTE TYPES 13, 13C, 23 AND 27 ARE DIRECTED, 2) INCLUDE THE SOLID WASTE DISPOSAL SERVICES AGREEMENT BY AND BETWEEN THE UNION COUNTY UTILITIES AUTHORITY AND THE NEW JERSEY MEADOWLANDS COMMISSION FOR THE DISPOSAL OF SOLID WASTE TYPES 13, 13C, 23 AND 27 DISPOSAL SERVICES, AND 3) TO DIRECT ALL SOLID WASTE TYPES 13, 13C, 23 AND 27 TO THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY FOR DISPOSAL, PURSUANT TO REGULATORY WASTE FLOW CONTROL.

**WHEREAS**, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq., the County of Union is designated as a Solid Waste Management District and by law did develop and prepare a District Solid Waste Management Plan ("County Plan") that was adopted by the Union County Board of Chosen Freeholders on June 7, 1979, pursuant to and in accordance with the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq.; and

**WHEREAS**, the County Plan was approved, with modifications, by the Department of Environmental Protection ("NJDEP") on August 13, 1980, and has since been amended and modified from time to time; and

**WHEREAS**, on December 11, 1986, the Union County Board of Chosen Freeholders designated the Union County Utilities Authority ("UCUA") as the agency responsible for the implementation of the County Plan, as amended from time to time, and the UCUA is empowered to plan, acquire, construct, maintain and operate facilities for the processing, disposal and/or recycling of solid waste generated in the County; and

**WHEREAS**, the UCUA has formulated a Plan Amendment, and recommends that this Board set a public hearing for the purpose of taking public testimony on the proposed plan amendment, and review and enact said amendment that is now on file with the Clerk of this Board and available for public inspection and is made a part hereof by reference; and

**WHEREAS**, the subject amendment is summarized as follows:

This Plan Amendment is prepared as a result of a determination by the UCUA to:

**1) REAFFIRM THE PRIOR INCLUSION OF THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY, AS THE COUNTY'S DESIGNATED FACILITIES TO WHICH SOLID WASTE TYPES 13, 13C, 23 AND 27 ARE DIRECTED, 2) INCORPORATE THE SOLID WASTE DISPOSAL SERVICES AGREEMENT BY AND BETWEEN THE UNION COUNTY UTILITIES AUTHORITY AND THE NEW JERSEY MEADOWLANDS COMMISSION FOR THE DISPOSAL OF SOLID WASTE TYPES 13, 13C, 23 AND 27 DISPOSAL SERVICES, AND 3) DIRECT ALL SOLID WASTE TYPES 13, 13C, 23 AND 27 TO THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY FOR DISPOSAL, PURSUANT TO REGULATORY WASTE FLOW CONTROL**

**WHEREAS**, pursuant to the Solid Waste Management Act, the County's Solid Waste Advisory Committee ("SWAC") must be consulted with respect to amendment to the County Plan; and

**WHEREAS**, by Resolution No. 57-2013, duly adopted September 18, 2013, the UCUA approved the Plan Amendment and recommended that the Plan Amendment be approved by the Board of Chosen Freeholders of the County, after public hearing in accordance with the Solid Waste Management Act; and

**WHEREAS**, pursuant to and in accordance with the provisions of the Solid Waste Management Act, the Plan Amendment was presented to SWAC:

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of Chosen Freeholders of the County of Union, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Plan Amendment, as prepared and recommended by the Union County Utilities Authority, is hereby adopted as an Amendment to the Union County District Solid Waste Management Plan.
3. Any provision of the County Plan that is inconsistent with the Plan Amendment is hereby repealed to the extent of said inconsistency and the provisions of the Plan Amendment shall be fully effective and shall control.
4. A certified copy of this Ordinance, as finally adopted, together with the Plan Amendment, shall be forwarded to the New Jersey Department of Environmental Protection, the County Clerk of the County of Union, and the Union County Utilities Authority.
5. The Clerk of this Board shall publish and disseminate notice of this Ordinance as provided by law.

6. The aforesaid Plan Amendment and a copy of the transcript of the public hearing to be held at such time as may be scheduled by said Board of Chosen Freeholders, and the necessary deliberations shall be submitted to the Commissioner of the New Jersey Department of Environmental Protection.

7. This Ordinance shall take effect in the manner prescribed by law.

**RESULT: ADOPTED [UNANIMOUS]; MOVER:** Christopher Hudak, Vice Chairman; **SECONDER:** Angel G. Estrada, Freeholder; **AYES:** Freeholder Granados, Freeholder Bergen, Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Mirabella, Freeholder Wright, Vice Chairman Hudak; **ABSENT:** Chairman Carter;

#### **PUBLIC COMMENT PORTION**

A stenographer was present and the official transcript is attached.

#### **ORDINANCE FOR INTRODUCTION**

##### **FIRST READING STATEMENT**

Freeholder Mohamed S. Jalloh, Policy Chairman, moved Ordinance Number 755-2013 for First Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The Final Reading and Public Hearing are scheduled for December 19, 2013.

**755-2013** AN ORDINANCE TO AMEND THE LAWS OF UNION COUNTY: ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION BY AMENDING: CHAPTER 1, UNION COUNTY GOVERNMENT STRUCTURE, ARTICLE V, DEPUTY COUNTY MANAGER; ARTICLE XVII, ADMINISTRATIVE SERVICES; ARTICLE XVIII, DEPARTMENT OF PARKS AND COMMUNITY RENEWAL; ARTICLE XIX, PUBLIC WORKS AND FACILITIES; ARTICLE XXIII, COUNTY COUNSEL AND ARTICLE XXIV, ECONOMIC DEVELOPMENT; AND, CHAPTER 44, DEPARTMENT HEAD QUALIFICATIONS, §44-1.D- ADMINISTRATIVE SERVICES

## **PART ADMINISTRATIVE CODE**

### **Chapter 1, UNION COUNTY GOVERNMENT STRUCTURE**

[HISTORY: Adopted by the Board of Chosen Freeholders of the County of Union 4-28-1976 by Ord. No. 1; amended in its entirety by Ord. No. 9-198(4) Subsequent amendments noted where applicable.]

#### **ARTICLE V, Deputy County Manager**

[Added 6-26-1997 by Ord. No. 452]

##### **§ 1-33 Duties.**

The Deputy Manager:

. Shall, under the direction and supervision of the County Manager, assist in the orderly and efficient administration of the County, performing whatever supervisory or administrative duties the County Manager deems necessary and proper.

. May serve as the head of one or more County departments on a temporary or permanent

basis, as determined by the County Manager.

C. Shall serve as Acting County Manager during the temporary absence or disability of the County Manager.

**§ 1-71. Departments enumerated.**

The following are hereby established as the departments of the government of the County of Union:

- A. Administrative Services.
- B. Finance.
- C. Runnells Specialized Hospital.
- D. Human Services.
- E. Public Safety.
- F. Public Works and Facilities Management. [Amended 6-20-2002 by Ord. No. 553 and Amended 12-20-2007 by Ord. No. 664]
- G. Parks and Recreation
- H. Correctional Services.
- I. Economic Development

**§ 1-81. Division heads: unclassified service.**

Division heads shall be in the unclassified service, unless otherwise determined by the Board at the time of the appointment. Such appointments shall be made under and in accordance with *N.J.S.A. 11A:3-(5)*.

**§ 1-82. Department and division heads: secretary or confidential aide.**

Every department head and every division head in the unclassified service may, with the approval of the County Manager, appoint one secretary or confidential aide, who shall be in the unclassified service, in accordance with *N.J.S.A. 11A:3-(5)*

---

**ARTICLE XVII, Department of Administrative Services**

---

**§ 1-98. General purpose; departmental organization.**

There shall be a Department of Administrative Services for the purpose of conducting personnel management and labor relations, purchasing, coordinating and monitoring the administration of all County insurance programs, motor vehicle fleet management, mailroom & messenger services and telecommunication services. The Director of Administrative Services shall be the head of the Department and shall be responsible to the County Manager for its operation.

A. The Department of Administrative Services shall include the following:

- (1) The Division of Personnel Management and Labor Relations.
- (2) The Division of Purchasing.
- (3) The Division of Motor Vehicles and Telecommunications.
- (4) The Bureau of Asset Management and Labor Compliance

**§ 1-99. Division of Personnel Management and Labor Relations.**

- . No Change
- . No Change
- . Omitted

**§ 1-99.2. Division of Purchasing.**

. Under the direction and supervision of the Director of Administrative Services, the Division of Purchasing's functions and responsibilities shall include:

- () No Change
- () No Change
- () No Change
- () Administering the collection and method of disposal of surplus property according to

policy.

. Purchasing generally.

() Pursuant to the County Manager's designation of applicable subaccounts within the chart of subaccounts, all purchases for any department shall be made by printed and sequentially numbered purchase order approved by the County Qualified the County Purchasing Agent as head of the Division of Purchasing, pursuant to a written requisition from the head of the department whose appropriation will be charged and the certification of the Department of Finance that a sufficient unencumbered balance of appropriation is available. All such purchases which require competitive bidding shall conform to applicable requirements of the Local Public Contracts Law.

() The Director of each Department shall designate, in writing, the name or names of *employees in the department authorized to receive supplies, materials and equipment*. The person so designated shall accept deliveries and sign for them only where the goods are in exact conformity with the order. Should there be any doubt as to quantity or quality, the receiving employees shall immediately notify the department head for appropriate action.

() No Change

() No Change

() Purchasing by quotation. For all contracts that in the aggregate are less than the bid threshold but 15 percent or more of that amount, the contracting agent shall award the contract after soliciting at least two competitive quotations, if practicable. The award shall be made to a vendor whose response is most advantageous, price and other factors considered. The contracting agent shall retain the record of the quotation solicitation.

() Reserved.

### **§ 1-99.3. Division of Motor Vehicles and Telecommunications**

[Added 3-10-2005 by Ord. No. 611; Amended 12-20-2007 by Ord. No. 664]

. Under the direction and supervision of the Director of the Department of Administrative Services, the Division of Motor Vehicles' functions and responsibilities shall include the management, maintenance and repairs of all County-owned vehicles except the vehicles under the jurisdiction of the Department of Public Works and Facilities Management.

. No Change

. Division organization.

(1) Within the Division, there shall be the following bureaus:

(a) Bureau of Mailroom & Messenger Services.

(b) Telephone Room

() No Change

() The Division of Motor Vehicles' general functions shall include:

(a) Controlling the inventory and issuing of passenger motor vehicles for the County, as well as other transportation services, as required except the vehicles under the jurisdiction of the Department of Public Works and Facilities Management.

(b) Providing motor vehicles, storage and maintenance facilities and establishing and implementing procedures and uniform regulations relating to the motor pool facilities, equipment, safety, repairs and replacement of vehicles.

(c) Having responsibility for performing repairs, maintenance and all service necessary to keep the motor vehicles in safe and readily usable condition except the vehicles under the jurisdiction of the Department of Public Works and Facilities Management.



- (d) Monitoring the usage of all vehicles and keeping records on all repairs, gas, oil, etc except the vehicles under the jurisdiction of the Department of Public Works and Facilities Management.
- ( ) No Change
- ( ) The Telephone Room functions shall be to provide telecommunications services and support by:

- (a) Handling all requests for telephone, radio, public address and intercommunications services made by officials of the County, planning service needs and ordering equipment.

- (b) Being responsible for the design and implementation of all audio systems utilized by the County.

- (c) Providing for the repair and preventive maintenance of all public address and audio systems, intercommunication systems and other electronic equipment.

- (d) Operating all telephone switches and maintaining up-to-date information pertaining to telephone numbers of using employees and offices.

**§ 1-99.4. Bureau of Asset Management and Labor Compliance**

A. Under the direction and supervision of the Director of the Department of Administrative Services, the Bureau of Asset Management and Labor Compliance, the functions of the Bureau of Asset Management and Labor Compliance shall be:

- (1) To document the requirements and responsibilities necessary for the effective management of assets required to support departmental objectives within Union County Government.

- (2) To inventory County assets which will be subject to its jurisdiction; maintain a central data base wherein assets will be inventoried; provide a mechanism for identification of assets and their location within the County and account for all additions and subtractions to County assets to prevent the loss of County assets.

- (3) To ensure that the County vendor's comply with all applicable Federal, State and Local Government labor standards and requirements.

B. Bureau head. The Bureau Chief of Asset Management and Labor Compliance. shall be the head of the Bureau and shall be responsible to the Director of the Department Administrative Services for its operation.

---

**ARTICLE XVIII, Department of Parks and Recreation**

**§ 1-100. Department established; purpose; organization.**

A. General Purpose; Departmental Organization. There shall be a Department of Parks and Recreation for the purpose of the development of recreational programs and the development and maintaining of public parks, playgrounds, recreational places and facilities, the Watchung Reservation and open space within the County of Union. The Director shall be fully responsible for the Department's operation.

- B. There may be a Deputy Director who shall be responsible to the Director of the Department of Parks and Recreation.
- C. The Department shall have an Office of Cultural and Heritage Affairs and a Bureau of Administrative Support. The Chief of the Bureau of Administrative Support shall be the head of the Bureau and shall report to the Director of the Department of Parks and Recreation.
  - (1) The functions of the Bureau of Administrative Support are to establish and maintain essential records and files, including financial records relative to the programs offered by the Department, prepare and reconcile contract bids, bills and revenue to ensure compliance with financial procedures.
  - (2) The Office of Cultural and Heritage Affairs functions and responsibilities shall include:
    - (a) Create, support and encourage programs promoting public interest and participation in local arts, history and culture.
    - (b) Maintain an annual preservation awards program commending noteworthy historic preservation.
    - (c) Educate the public on local, state and municipal efforts to preserve historical sites.
    - (d) Maintain an historic inventory as a resource for federal and state agencies and local planners.

D. The Department of Parks and Recreation shall consist of the following Divisions:

- (1) Division of Recreational Facilities
- (2) Division of Park Maintenance
- (3) Division of Park Environmental Services

**§ 1-101 through § 1-107 Reserved**

**§ 1-108. Division of Park Environmental Services**

Division head. The Director of the Division of Park Environmental Services shall be the head of the Division and shall be responsible to the Director of the Department of Parks and Recreation for its operation and performing such other duties under direction as may be required by the Director of the Department.

The Division of Park Environmental Services' functions and responsibilities shall include:

- (a) Developing plans and coordinating environmental park programs.
- (b) Assist the Director of the Department as directed in various park projects and programs.

**§1-109. Division of Recreational Facilities**

- A. Division head. The Director of the Division of Recreational Facilities shall be the head of the Division and shall be responsible to the Director of the Department of Parks and Recreation for its operation and performing such other duties under direction as may be required by the Director of the Department.
- B. Under the direction and supervision of the Director of the Parks and Recreation, the Division of Recreational Facilities' functions shall include the management and operation of all County Park Recreational Facilities, to include, but not limited to Galloping Hill Golf Course, Ashbrook Golf Course, Warinanco Ice Skating Center, Ulrich and Wheeler Pools,

Watchung Stables, Trailside Museum and any all future recreational facilities at Oak Ridge Park.

C: Division Organization

1. Within the Division of Recreational Facilities, there shall be the following Bureau:

(a) Bureau of Recreation.

2. Bureau Chief. The Chief of the Bureau shall be the head of the Bureau and shall be responsible to the Director of the Division of Recreational Facilities.

3. The Bureau of Recreation function is to develop and administer programs to facilitate the public use and enjoyment of County recreation facilities; park reservation systems; and coordinate recreational facilities programs with other public and private recreational facilities within the County.

**§ 1-110. Division of Park Maintenance**

A. Under the direction and supervision of the Director of the Department of Parks and Recreation, the Division of Park Maintenance's functions shall include preserving and improving all County park grounds.

B. Division Head. The Director of the Division of Park Maintenance shall be the head of the Division and shall be responsible to the Director of the Department of Parks and Recreation.

C. Division Organization

(a) Within the Division, there shall be the following Bureaus:

i. The Bureau of Park Grounds

(b) Bureau Chief. The Chief of each Bureau shall be the head of the Bureau and shall be responsible to the Director of the Division of Park Maintenance.

(c) The functions of the Bureau of Park Grounds shall include the provision of care and maintenance of all County park and recreational facilities within its respective Sectors.

(d) Providing for the care, cultivation, planting and replanting of flowers and shrubs on County property.

---

**ARTICLE XIX, Department of Public Works & Facilities Management**

---

**§ 1-111. General purpose; departmental organization.**

A. There shall be a Department of Public Works and Facilities Management for the purpose of planning, constructing, repairing and maintaining all property and infrastructure owned and operated by Union County.

B. Department head. The Director of the Department of Public Works and Facilities shall be the head of the Department and shall be responsible to the County Manager for the Department's operation. The Director of the Department of Public Works and Facilities Management may also be the director of a division within the Department of Public Works and Facilities Management.

C. Reserved

D. The Department of Public Works and Facilities Management shall include the following divisions:

- (1) The Division of Public Works.
- (2) The Division of Facilities Management.
- (3) Division of Hospital Maintenance.
- E. Under the Director of the Department shall be the Bureau of Recycling and Planning  
The functions of the Bureau of Recycling and Planning will be as follows:
  - (1) Implementing and coordinating Household Special Waste, Computer and Electronics, and Battery/Motor Oil/Filters, and other recycling related events.
  - (2) Implementing and coordinating the Scrap Tire Management Program to fund cleanup and disposal of scrap tires found on public lands.
  - (3) Providing administrative and coordination and assistance to municipalities in implementing the Clean Communities Program.
  - (4) Performing such other duties as may be required by the Director of the Department of Public Works and Facilities Management.
  - (5) Preparing and Disseminating all mandated statistical programmatic reports to appropriate agencies and officials.
  - (6) The Bureau Chief of the Bureau of Recycling and Planning shall also serve as the District Recycling Coordinator.

**§ 1-112. Division of Public Works.**

- A. Under the direction and supervision of the Director of The Department of Public Works and Facilities Management, the Division of Public Works' functions and responsibilities shall include: road construction and maintenance, bridge maintenance and public works, shade tree and conservation, mosquito control and traffic maintenance.
- B. Division head. The Director of the Division of Public Works shall be the head of the Division and shall be responsible to the Director of the Department of Public Works Facilities Management for its operation. The Director of the Division of Public Works may be the Director of the Department of Public Works and Facilities Management.
- C. Division organization.
  - ( ) Within the Division, there shall be the following bureaus:
    - ( ) Bureau of Roads and Bridges.
    - ( ) Bureau of Shade Tree and Conservation.
    - ( ) Bureau of Mosquito Control.
    - ( ) Bureau of Inspections.
    - ( ) Bureau of Heavy Equipment and Truck Repair.
    - ( ) Bureau of Traffic Maintenance
  - ( ) Bureau Chief. The Chief of each bureau shall be in charge of the bureau and shall be responsible to the Director of the Division of Public Works.
  - ( ) No Change
  - ( ) No Change
  - ( ) No Change
  - ( ) No Change
  - ( ) No Change
- (8) Bureau of Traffic Maintenance's functions shall include:
  - (a) Providing traffic engineering services as required, including the gathering of operational traffic count data, performing studies to determine capacities and identifying and recommending corrections to traffic problems.
  - (b) Reviewing applications for land development within the County to determine traffic impact on County roads.
  - (c) Soliciting federal and state grants for traffic programs.
  - (d) Rendering technical assistance and advice to municipal engineers, police

- departments and the public concerning traffic/transportation.
- (e) Supervising the maintenance of County roadway markings and signs.
  - (f) Maintaining records related to County roadways, markings, signs and traffic Volume data.
  - (g) Providing a liaison with federal and state agencies involved in traffic engineering.
  - (h) Providing engineering advice and design services to implement and maintain an intelligent transportation System (ITS) capability in Union County.

#### **§ 1-115. Division of Facilities Management.**

A. Under the direction and supervision of the Director of The Department of Public Works and Facilities Management, the Division of Facilities Management's functions and responsibilities shall include providing general building maintenance to all County buildings with the exception of Runnells Specialized Hospital, including the functions of stationary engineers, custodial maintenance and general trades, construction management services, and printing and signage services.

B. Division head. The Director of the Division of Facilities Management shall be the head of the Division and shall be responsible to the Director of the Department of Public Works and Facilities Management for its operation.

#### **§ 1-116. Division of Hospital Maintenance.**

- A. No Change
- B. No Change
- C. No Change
- D. Under the direction and supervision of the Director of The Department of Public Works and Facilities Management, the Division of Hospital Maintenance's functions and responsibilities shall include:
- E. Division Head. The Director of the Division of Hospital Maintenance shall be the head of the Division and shall be responsible to the Director of the Department of Public Works and Facilities Management for its operation.

#### **§ 1-124. Division of Police.**

- . No change
- . The Division of Police's functions shall include:
  - (1) No change
  - (2) No change
  - (3) Maintaining the Union County Fire Investigation Task Force. The Union County Fire Investigation Task Force will provide assistance to local police and fire departments in determining the origin and cause of suspicious fires. The Union County Fire Investigation Task Force will consist of municipal police and firefighters assigned to the unit, as well as members of municipal volunteer fire departments assigned to the unit and retired members of municipal police or fire departments who have retired in good standing from their municipal agency and who are under the mandatory retirement age for municipal police and municipal firefighters.
- . No change

---

### **ARTICLE XXIII, Office of the County Counsel**

---

#### **§ 1-138. General purpose.**

---

There shall be an Office of County Counsel for the purpose of providing legal advice, representation and assistance to the Board, all departments of the County government and the County Manager, as required. The Office of County Counsel shall include County Counsel, County Adjuster and Office of Affirmative Action.

**§ 1-146. The Office of Affirmative Action.**

The Office of Affirmative Action shall be a subdivision within the Office of County Counsel and shall:

- ( ) Develop a productive affirmative action program to meet federal compliance requirements.
- ( ) Interpret and monitor the County's performance and progress relative to equal employment laws and regulations and implementation of the County's policy against discrimination.
- ( ) Establish and monitor an effective and positive equal employment program with the public and enforcement agencies.
- ( ) Prepare and submit the annual equal employment opportunity forms to federal authorities.
- ( ) Perform all other duties as required under Chapter 6 of this Volume.
- ( ) Perform such other duties as may be required by the County Counsel for the effective operation of the office.

**§ 1-147 through 1-151. (Reserved)**

---

**ARTICLE XXIV, Department of Economic Development**

---

**§ 1-152. Department established; purpose; organization.**

A. General Purpose; Departmental organization. There shall be a Department of Economic Development for the purpose of promoting and developing the economic growth of the County of Union. The Director of Economic Development shall be the Head of the Department and shall be responsible to the County Manager for its operation. The Director shall be fully responsible for the implementation and coordination of all economic development plans and programs including matters affecting workforce investment, community development and quality of housing.

B. There may be a Deputy Director who shall be responsible to the Director of the Department of Economic Development.

C. The Department of Economic Development shall consist of the following:

- (1) Workforce Investment Board
- (2) Division of Strategic Planning and Intergovernmental Relations
- (3) Division of Engineering

D. The Department of Economic Development shall also have the following Bureaus which shall report to the Deputy Director of the Department of Economic Development:

- (1). Bureau of Community Development
- (2). Bureau of Housing

**§ 1-153 The Division of Strategic Planning and Intergovernmental Relations**

A. Under the direction and supervision of the Deputy Director of Economic

Development, the Division of Strategic Planning and Intergovernmental Relations functions and responsibilities shall include:

- (1) Strengthening Union County's economy and positioning the County to compete in a global marketplace by stimulating and creating new jobs, retaining existing businesses, and facilitating economic growth and development in partnership with the Union County Alliance, the Union County Economic Development Corporation and all other public/private partnerships.
- (2) Establish an ongoing program of legislative advocacy at the federal, state and/or local levels; lobby for and/or develop legislation as needed; provide analysis of legislation as needed; and act as liaison with municipal, state and federal levels of government.
- (3) Maximize federal, state and foundation grant dollars and reduce property tax burden by increasing revenues into the County to fund existing and/or new programs and services as consistent with the needs of the County.
- (4) Developing and administering continuing shared service opportunities with other public entities throughout the County and State,
- (5) Facilitating intergovernmental relations on behalf of the County
- (6) Researching and acquiring County grant opportunities programs for maximum effectiveness.

B. Division head. There may be a Director of the Division of Strategic Planning and Intergovernmental Relations who serves as the head of the Division and shall be responsible to the Deputy Director of the Department of Economic Development for its operation.

C. Subdivisions. Within the Division of Strategic Planning and Intergovernmental Relations shall be the following subdivisions:

- (1) Bureau of Transportation Planning.
- (2) Bureau of Planning and Economic Development.

**§ 1-154. Bureau of Transportation Planning.**

A. Under the direction and supervision of the Division of Strategic Planning and Intergovernmental Relations, the Bureau of Transportation Planning functions and responsibilities shall include:

- (1) Providing a balanced transportation system that most efficiently services the County.
- (2) Planning a coordinated intermodal transportation system.
- (3) Encouraging the improvement and extension of commuter rail and rapid transit into the County.
- (4) Providing a highway system of adequate capacity to accommodate present and anticipated traffic volumes safely and efficiently.
- (5) Surveying and analyzing traffic conditions on County and local roads.
- (6) Coordinating County, municipal, state and interstate facility planning.
- (7) Rendering technical assistance and advice to public and private agencies involved in transportation planning.

B. Bureau Chief. The Chief of the Bureau of Transportation Planning shall be the Head of the Bureau and shall be responsible to the Director of the Division of Strategic Planning and Intergovernmental Relations for its operation.

**§ 1-155. Bureau of Planning and Economic Development.**

Under the direction and supervision of the Director of the Division of Strategic Planning and Intergovernmental Relations the Bureau of Planning and Economic Development functions and responsibilities shall include:

- (1) Preparing a Master Plan for the physical development of the County.
- (2) Preparing an Official County Map.

- planning (3) Coordinating, advising and consulting with municipal, state and regional agencies in regard to plans and programs affecting Union County.
- capital improvement programs. (4) Assisting the County Manager in the preparation of County capital budget and capital improvement programs.
- (5) Advising the County Manager and Board on matters of planning and policy evaluation.
- (6) Pursuing special studies when requested.
- development (7) Reviewing and approving, where appropriate, applications for land within the County. Serves as staff to the Union County Planning Board.
- planning (8) Assembling and distributing data on the County as part of the continuing process.
- (9) Being responsible for the development of data on the social planning needs and economic development of Union County.

Bureau Chief. The Chief of the Bureau of Planning and Economic Development shall be the Head of the Bureau and responsible to the Director of the Division of Planning and Community Development for its operation.

**§ 1-156. Bureau of Community Development.**

Under the direction and supervision of the the Deputy Director of the Department of Economic Development, the Bureau of Community Development functions and responsibilities shall include:

(1) Preparing, facilitating, and disseminating all matters relating to the planning and development of the County, including but not limited to those matters pertaining to planning, development, and community development mandated by federal or state government.

(2) Performing all functions related to implementing a housing and community development program, as required by the Housing and Community Development Act of 1974 and any amendments thereto.

(3) Providing technical assistance to the County Community Development Revenue Sharing Committee and other agencies and/or municipalities in preparing applications for the Housing and Community Development Program or other housing programs.

(4) Conducting and annually updating a housing conditions analysis to determine Union County's housing needs as part of the required community development procedure.

(5) Assisting Union County's municipalities, the Community Development Revenue Sharing Committee and housing agencies in identifying areas suitable for rehabilitation and in initiating housing programs in conformance with the Housing Assistance Plan when requested by the local municipalities.

(6) Maintaining close liaison with the New Jersey Department of Community Affairs and the United States Department of Housing and Urban Development.

Bureau Chief. The Bureau Chief of the Bureau of Community Development shall be the Head of the Bureau and shall be responsible to the Deputy Director of the Department of Economic Development for its operation.

**§ 1-157. Bureau of Housing.**

Under the direction and supervision of the Deputy Director of the Department of Economic Development, the Bureau of Housing's functions and responsibilities shall include:

(1) Preparing, facilitating and disseminating matters by federal and state government with reference to housing.

(2) Performing all functions related to implementing a housing program, as required by the Housing and Community Development Act of 1974 and all amendments thereto.

(3) Providing technical assistance to various agencies and municipalities in preparing applications for housing programs.



(4) Conducting and annually updating housing conditions analysis to determine Union County's housing needs.

(5) Maintaining close liaison with the New Jersey Department of Community Affairs (DCA) and the United States Department of Housing and Urban Development (HUD).

. Bureau Chief. The Bureau Chief of the Bureau of Housing shall be the Head of the Bureau and shall be responsible to the Deputy Director of the Department of Economic Development for its operation.

#### **§ 1-158. Division of Engineering.**

A. Under the direction and supervision of the Director of The Department of Economic Development, the Division of Engineering's functions and responsibilities shall include:

(1) Providing engineering advice and assistance to the Board of Chosen Freeholders, the County Manager and County departments/agencies; performing the engineering work and decisions involved with the design, maintenance and construction of roads, intersections, bridges, stormwater facilities, buildings, parks, and other projects and reviewing review and approving plans and specifications, tabulating bids and recommending award of contracts; administering and inspecting for contract performance, certifying satisfactory contract performance for final payment and acceptance of work for County operational services projects. (2) Providing technical information on traffic and transportation matters and maintaining markings and signs on County roads.

(3) Performing its duties and responsibilities in conjunction and cooperation with the State Department of Transportation and municipalities of Union County, as necessary.

(4) Providing technical assistance to the municipalities of Union County, as necessary.

(5) Administering professional service contracts as necessary to implement and develop various County public works projects.

(6) Capital projects. The Division of Engineering shall be responsible for the administration, supervision and oversight of all capital projects within the County of Union.

B. Director of the Division of Engineering.

(1) Division head. The Director of the Division of Engineering shall be the head of the Division and shall be responsible to the Director of The Department of Economic Development for its operation. The Director of the Division of Engineering shall be a duly licensed professional engineer in the State of New Jersey. The Director of the Division of Engineering may be the County Engineer.

(2) The Director of the Division of Engineering will provide for the internal organization of the Division and assign and delegate work of the Division among its employees; install and maintain such administrative and financial controls and procedures as may be required for efficient management of the Division, including budget preparation activities, properties and equipment; prepare and submit such reports and recommendation with respect to the conduct, functioning and work of the Division as may be required.

C. Division organization.

(1) Within the Division, there shall be the following Bureaus:

(a) Bureau of Engineering Services.

(b) Bureau of Geographic Information Systems (GIS)

(c) Bureau of Information Technology

- (2) Bureau Chief. The Chief of each bureau shall be in charge of the bureau and shall be responsible to the Director of the Division of Engineering.

D. The Bureau of Engineering Services functions shall include:

- (1) Conducting investigations, studies, planning and surveys necessary for the preparation of preliminary designs, plans and specifications and making estimates of costs for road, intersection, bridge, culvert, storm drainage and flood control facilities construction, reconstruction, major repair, replacement and improvements.
- (2) Preparing final plans, specifications and proposals for advertising to receive bids upon approval of preliminary plans.
- (3) On receipt of bids, preparing reports and recommendations for contract awards or rejection of bids.
- (4) Providing project construction administration and inspection for contract compliance to said plans, specifications and contracts.
- (5) Complying with state and/or federal requirements and performing liaison work where state and/or federal funds are involved and obtaining state and/or federal approvals where required.
- (6) Providing and maintaining surveys, maps, plans, specifications, operating records and files pertaining to County roads, bridges, sewers and storm drainage facilities; coordinating with the, Bureau of GIS.
- (7) Maintaining County rain charts, stream gage records and geodetic monument records.
- (8) Providing surveyors, developers, municipalities and consultants with records and data maintained concerning the County's infrastructure, including roadways, bridges, stormwater management and flood control, etc.
- (9) Providing material testing procedures relating to construction of County infrastructure.
- (10) Preparing estimates for capital expenditure programs.
- (11) Cooperating with public and private utilities in developing and coordinating County projects.
- (12) Reviewing subdivision and development plans as to impacts on County roads, parks, bridges, stormwater facilities and flood control requirements.
- (13) Maintaining records of the work of the Division of Engineering.
- (14) Soliciting federal and state funding.

F. The Bureau of Geographic Information Systems' functions shall include:

- (1) Preparing County maps, digitized photographs and creating specific information for County departments and municipalities to deal with issues of public safety, economic development, and transportation issues.

G. The Bureau of Information Technology functions shall include:

- (1) Operating and maintaining all computer equipment and supporting devices in the data center to ensure that the computer output is accurate and on a timely basis.
- (2) Maintaining computer software which supports the successful operation of the data processing center.
- (3) Being responsible for the installation of management information systems.
- (4) Maintaining management information system modules and providing application

support to the user departments and agencies.

(5) Developing new management information system applications.

(6) Being responsible for proper configuration and performance of centralized operating systems and local and wide area networks,

(7) Being responsible for technical aspects of intersystem communication, including all levels of data processing protocols.

(8) Being responsible for the continued support of departmental computer applications.

(9) Being responsible for the implementation and maintenance of departmental systems and procedures.

(10) Being responsible for the design and implementation of all new and changed reproducing equipment utilized by the County and handling planning and all related matters concerning the equipment.

## **Chapter 44: DEPARTMENT HEAD QUALIFICATIONS**

### **§ 44-1. Enumeration of qualifications.**

The Board of Chosen Freeholders of the County of Union hereby sets forth below the qualifications for persons to be appointed as department heads in the County of Union:

A. No Change

B. No Change

C. No Change

D. *Administrative Services.* The Director of the Department of Administrative Services shall have attained a degree from an accredited college institution in the field of personnel or public administration or a law degree or, in lieu thereof, shall have at least five years of responsible professional supervisory experience in the area of personnel administration and a thorough knowledge of the content, applications and accepted interpretation of the statutes of the State of New Jersey as may concern public personnel administration and the rules and procedures of the State Department of Civil Service.

## **Chapter 68: INDEMNIFICATION AND DEFENSE**

[HISTORY: Adopted by the Board of Chosen Freeholders of the County of Union as indicated in article histories. Amendments noted where applicable.]

### **ARTICLE I, Fees for Legal Counsel --Omitted**

#### **§ 68-1-THROUGH § 68-(4) omitted**

#### **Reserved**

**RESULT:** ADOPTED [UNANIMOUS]; **MOVER:** Mohamed S. Jalloh, Freeholder; **SECONDER:** Bette Jane Kowalski, Freeholder; **AYES:** Freeholder Granados, Freeholder Bergen, Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Mirabella, Freeholder Wright, Vice Chairman Hudak; **ABSENT:** Chairman Carter;

#### **PUBLIC COMMENT PORTION**

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

Dr. Rob Rubino, Councilman of Summit, thanked the Board for paving that was recently done in Summit and for approving the Deer Management Plan for the Watchung Reservation. He commended the Board on controlling retirement costs.

Councilman Rubino made comments pertaining to Resolutions 2013-1018, 1013 and Resolutions 996 through 1004.

Dr. Rubino's comments are attached.

Director Graziano stated that Resolution 2013-1018, will be available to all municipalities once the truck is built. He said the Department of Public Works will help in them in any way possible.

Director Taylor stated that the dollar amount of \$37,500 is for a 3 month period; they will be transitioning into a new company, effective April 1st. She stated that direct deposit is not required as there are some contracts who do not allow the flexibility of direct deposit. However, they are in the process of working on direct deposit only.

Vice Chairman Hudak said the State of New Jersey requires direct deposit of all employees; he asked if the County has addressed this issue.

Director Taylor stated that negotiations are on the table.

Bruce Paterson, Garwood, had questions regard the group life insurance as mentioned in Resolution 2013-988. He asked if the employees regarding Resolution 2013-988 and 989 are the same.

Mr. Paterson asked if there is a policy in place that would show the need for Resolutions 2013-998, 999, 1000, 1001 and 1002. He asked for an explanation for spending so much on Runnells Hospital, while there is a study being done to determine if it is feasible for the County to keep it.

Mr. Paterson asked why a different firm from the last contract is being used, relative to Resolution 2013-1005. He asked who evaluates the employees as mentioned in Resolution 2013-1011. In reference to Resolution 2013-1014, he asked why Community Access Unlimited is being used for Anger Management, adding they are not involved with mental health and anger management training. He believes that the vendor mentioned in Resolution 2013-1015 could accommodate this type of services.

Mr. Paterson thanked the Director Graziano for Resolution 2013-1017 that will be generating revenue. He asked for the name of the firm that was used last year, and why the increase in the contract amount. He also asked for an explanation of Resolution 2013-1018, stating it is a substantial amount and if there is a separate cost for the retrofitting.

Director Guzzo explained that Resolutions 2013-988 and 989 are paid from the Workforce Investment Act. The 31 employees that are affected are not eligible to be part of the PERS system. He added that these employees have invested many years of service and would result in having no pension when they leave. Finally, stating that they are paid from grant dollars.

County Manager Faella stated that in reference to Resolution 2013-1011, staff evaluations are performed by either the Department Head, Division Head or Bureau Chief of their department.

Director Guzzo stated that Community Access Unlimited as mentioned in Resolution 2013-1014 has a well trained staff for their anger management program, adding that CAU is a multi-service agency.

Director Graziano stated that Resolution 2013-1017 was done by competitive bid, and this is the same vendor as last year. He explained that this is an all inclusive cost; including costs associated with the retrofit.

County Manager Faella asked Director Graziano to provide a public demonstration for towns to participate.

Vice Chairman Hudak thought it was a great idea.

Vice Chairman Hudak said the Board is studying a variety of options for Runnells Hospital. Currently, it is owned and operated by the County. He said the patients are still receiving great care.

Pat Mochetti, New Providence, asked if municipalities are paying their share of firefighters who are attending the training as mentioned in Resolution 2013-1021. In reference to Resolution 2013-1011, he asked if there could be an incentive program for employees. He disagrees with how the salary system works.

Vice Chairman Hudak stated that relative to Resolution 2013-1021, the municipalities and UASI put together their resources, adding it is a Federal Grant, which is spread out proportionally.

Maria Echavarria, Elizabeth, asked about the process regarding Resolution 2013-1012, and who benefits from it. She believes more funding should be put towards this program.

Mr. Isenhour stated that Resolution 2013-1012 reflects the Child Advocacy Center and consists of special trained trauma nurses for children and adults who have been sexually assaulted. He said this program allows it to be less traumatic for the victims. He added that they receive 80 responses to the hospital per year. They are selected and overseen by the Nurse Coordinators.

Vice Chairman Hudak stated it is important to have this program in place.

## **RESOLUTIONS**

---

The following Resolutions are being offered for adoption:

**2013-988 FREEHOLDER KOWALSKI:** Authorizing the County Manager to award a contract to Mutual of America, Parsippany, New Jersey, in an amount not to exceed \$34,000.00 for the period of July 1, 2013 through June 30, 2014 for the provision of Group Life Insurance with Group Accidental Death and Dismemberment Plan for employees not covered under the Public Employee Retirement System (PERS).

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

**2013-989 FREEHOLDER KOWALSKI:** Authorizing the County Manager to award a contract to Mutual of America, Parsippany, New Jersey, in the amount not to exceed \$167,783.31 for the period of July 1, 2013 through June 30, 2014 to implement an employee 401(a) benefits plan for county employees not covered under the Public Employee Retirement System (PERS).

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

**2013-990 FREEHOLDER KOWALSKI:** Authorizing the County Manager to award subcontracts to various agencies for the period of January 1, 2014 through December 31, 2014 to provide services authorized by the Housing Opportunities for People With AIDS (HOPWA) grant in the total amount not to exceed \$557,942.00 and further authorizing the transfer of funds among the agencies during the contract period should service needs change and/or if any of the agencies fails to meet its contractual obligation.

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

**2013-991 FREEHOLDER KOWALSKI:** Authorizing the County Manager to enter into an agreement with the State of New Jersey Department of Human Services, Division of Disability Services, to secure funding for Fiscal Year 2014 in the amount of \$142,524.00 received through Title XX Grant for the purpose of providing curb-to-curb transportation for economically disadvantaged residents of Union County for the period of January 1, 2014 through December 31, 2014.

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

**2013-992 FREEHOLDER KOWALSKI:** Amending Resolution Number 2013-115, extending the grant period an additional three months on the Youth Services Commission subcontracts for a new grant period of January 1, 2013 through March 31, 2014, further authorizing the transfer of funds among the funded agencies/municipalities during the contract period should service needs change and/or if any fails to meet its contractual obligation, upon approval by the Juvenile Justice Commission.

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

**2013-993 FREEHOLDER KOWALSKI:** Amending Resolution Number 2013-113, extending the grant period an additional three months on the Night Watch Supervision Program subcontracts for a new grant period of January 1, 2013 through March 31, 2014, further authorizing the transfer of funds among the funded agencies/municipalities during the contract period should service needs

change and/or of any fails to meet its contractual obligation, upon approval by the Juvenile Justice Commission.

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

**2013-994 FREEHOLDER KOWALSKI:** Authorizing the County Manager to award subcontracts under the FY2014 Social Services for the Homeless (SSH) Spending Plan in the total amount of \$341,793.00 for subcontracted services to be provided during the period of January 1, 2014 through June 30, 2014, further authorizing the transfer of funds among the awarded agencies during the contract period should service needs change and/or if any fails to meet its contractual obligation.

**RESULT: ADOPTED [7 TO 0]; MOVER:** Alexander Mirabella, Freeholder; **SECONDER:** Bette Jane Kowalski, Freeholder; **AYES:** Freeholder Granados, Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Mirabella, Freeholder Wright, Vice Chairman Hudak; **ABSTAIN:** Freeholder Bergen; **ABSENT:** Chairman Carter;

**2013-995 FREEHOLDER KOWALSKI:** Authorizing the County Manager to award subcontracts under the 2014 Community Services Block Grant (CSBG) program, for the period of January 1, 2014 through December 31, 2014, in the total amount of \$450,000.00 and to further authorize the County Manager to transfer funds among awarded agencies during the contract period should service needs change and/or if any of the agencies fails to meet its contractual obligation.

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

**2013-996 FREEHOLDER WRIGHT:** Authorizing the County Manager to enter into a contract with Care Perspectives, Phillipsburg, New Jersey, to provide consultation and continuing education to the staff at Runnells Specialized Hospital for the contract period of January 1, 2014 through December 31, 2014 in an amount not to exceed \$17,250.00.

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

**2013-997 FREEHOLDER WRIGHT:** Authorizing the County Manager to enter into a contract with Monsignor William C. Harms, Church of the Little Flower, Berkeley Heights, New Jersey, to provide Catholic Religious services for the period January 1, 2014 through December 31, 2014 in an amount not to exceed \$13,200.00.

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

**2013-998 FREEHOLDER WRIGHT:** Authorizing the County Manager to enter into a contract with Comcast, Union, New Jersey, for the necessary equipment, wiring and programming for residents and patients of Runnells Specialized Hospital for television and wireless internet service from January 1, 2014 through December 31, 2014, in an amount not to exceed \$45,000.00.

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

**2013-999 FREEHOLDER WRIGHT:** Authorizing the County Manager to enter into a contract with Overlook Hospital, Summit, New Jersey, for the provision of medical services to the residents and patients of Runnells Specialized Hospital, from January 1, 2014 through December 31, 2014, in an amount not to exceed \$25,000.00.

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

**2013-1000 FREEHOLDER WRIGHT:** Authorizing the County Manager to enter into a contract with Hill-Rom, Bates, Indiana, for the rental of specialty beds for residents and patients from January 1, 2014 through December 31, 2014 in an amount not to exceed \$55,000.00.

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

**2013-1001 FREEHOLDER WRIGHT:** Authorizing the County Manager to renew the contract with Roche Diagnostics, Indianapolis, Indiana, for the purchase of ACCU-CHECK Blood Glucose monitoring system for the period of January 1, 2014 through December 31, 2014 in an amount not to exceed \$55,000.00.

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

**2013-1002 FREEHOLDER WRIGHT:** Authorizing County Manager to enter into a contract with KCI, San Antonio, Texas, for the rental of "Vacuum Assisted Closure" machine and supplies from January 1, 2014 through December 31, 2014 in an amount not to exceed \$80,000.00.

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



**2013-1003 FREEHOLDER WRIGHT:** Authorizing the County Manager to enter into a contract with Sanolite, Elizabeth, New Jersey, for the provision of supplies for the laundry department from January 1, 2014 through December 31, 2014 in an amount not to exceed \$32,000.00.

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

**2013-1004 FREEHOLDER WRIGHT:** Amending Resolution Number 2013-782, a contract with MMS, Neptune, New Jersey, to continue to provide enteral nutrition for the residents/patients of Runnells Specialized Hospital who are tube fed and urological/ostomy supplies for the residents/patients for an additional two months and an additional \$5,000.

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

**2013-1005 VICE CHAIRMAN HUDAK:** Authorizing the County Manager to enter into an agreement with PayAll Solutions, LLC, Sewell, New Jersey, (previously Condata, Inc.) to provide Integrated Human Resource and Outsource Payroll System services on a monthly basis commencing on January 1, 2014 and not to exceed March 31, 2014, in the amount of \$12,500.00 per month to allow for the estimated transition period needed for implementing the services of a new provider for Integrated Human Resource and Outsource Payroll services.

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

**2013-1006 VICE CHAIRMAN HUDAK:** Resolution Modifying the 2013 Budget in the amount of \$100,000 as a result of notification received from the State of New Jersey Parole Board for a Program Entitled: Second Chance Reentry Grant.

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

**2013-1007 VICE CHAIRMAN HUDAK:** Resolution Modifying the 2013 Budget in the amount of \$211,632 as a result of notification received from the State of New Jersey, Department of Environmental Protection for a Program Entitled: County Health Environmental Health Act (CEHA).

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

**2013-1008 VICE CHAIRMAN HUDAK:** Resolution Modifying the 2013 Budget in the amount of \$195,000 as a result of notification received from the NJ Transit for a Program Entitled: Job Access and Reverse Commute (JARC).

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

**2013-1009 VICE CHAIRMAN HUDAK:** Resolution Modifying the 2013 Budget in the amount of \$74,765 as a result of notification received from the State of New Jersey, Department of Law and Public Safety for a Program Entitled: Sexual Assault Nurse Examiner - SANE.

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

**2013-1010 VICE CHAIRMAN HUDAK:** Authorizing the County Manager to adjust and/or change internal position controls of the budget.

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

**2013-1011 VICE CHAIRMAN HUDAK:** Authorizing the County Manager to adopt the 2014 exclusionary wage increases as follows: Salary increases for 2014 shall be based upon each employee's performance evaluation score pursuant to Resolution Number 2002-2129 and shall not exceed an average of 2.0% in the aggregate. Said salary increase shall be effective January 1, 2014.

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

**2013-1012 CHAIRMAN CARTER:** Authorizing the County Manager, through the Office of the Prosecutor, to apply for and accept funding from the State of New Jersey Division of Criminal Justice, FY13 Victims of Crime Act, County Sexual Assault Response Team/Sexual Assault Nurse Examiner Program in the amount of \$74,765 with a County Match in the amount of \$18,691.

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

**2013-1013 CHAIRMAN CARTER:** Authorizing the County Manager to award a contract to Cartegraph, Inc., Dubuque, Iowa, to provide the upgrade of software to the web based Operations Management System with Enterprise Licensing for a two year period with the option for an

additional year in the amount of \$222,280 for the contract period of January 1, 2014 through December 31, 2015.

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

**2013-1014 CHAIRMAN CARTER:** Authorizing County Manager to enter into a contract with Community Access Unlimited, Elizabeth, New Jersey, to provide anger management training for the incarcerated male and females of the Union County Jail for the contract period of January 1, 2014 through December 31, 2014 in an amount not to exceed \$30,000.00.

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

**2013-1015 CHAIRMAN CARTER:** Amending Resolution Number 2008-1074, extending an agreement with Corizon Health of N.J., Cedar Grove, New Jersey, to provide medical/health care services for inmates and residents of the Union County Jail and the Juvenile Detention Center for an additional three (3) months for a contract period of January 1, 2014 through March 31, 2014 for a total amount not to exceed \$1,350,584.00.

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

**2013-1016 CHAIRMAN CARTER:** Authorizing the County Manager to enter into a contract with Sports Field Solutions, of Frenchtown, New Jersey, for the purpose of providing Sport Field consulting services for Horseshoe/Sansone Park Project for an amount not to exceed \$16,320.00.

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

**2013-1017 CHAIRMAN CARTER:** Authorizing the County Manager to enter into an Agreement with Newtech Recycling, Inc., Somerset, New Jersey, for the purpose of collecting and recycling computer and electronic equipment that will be collected at e-waste recycling events and municipal collections for a 24 month period commencing January 1, 2014 through December 31, 2015 with an option to renew for 24 months. Newtech Recycling will reimburse the County of Union \$.05/lb. for all CPU equipment collected under this program in the amount of \$10,000 (Revenue Generating). All other materials will be collected at no cost to the County or the municipalities.

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

**2013-1018 CHAIRMAN CARTER:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Laws, NJSA 40A:11-1 et seq: Department of Engineering, Public Works & Facilities: W. E. Timmerman Co., Inc., Whitehouse, New Jersey, for the delivery of a Sewer Inspection Camera System and Accessories in the amount of \$119,995.00.

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

**2013-1019 CHAIRMAN CARTER:** Resolution granting permission to the City of Linden to close North Wood Avenue from Elizabeth Avenue to Elm Street on Friday, December 6, 2013, from 4:00 p.m. to 10:00 p.m., for the City of Linden's Christmas Tree Lighting Ceremony.

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

**2013-1020 CHAIRMAN CARTER:** Authorizing the County Manager to conduct the 2014 Deer Management Program for Union County, relative to the reduction of the white-tailed deer population within the Watchung Reservation, Lenape and Nomahegan Parks, the Summit portion of Passaic River Park, Ash Brook Reservation and the Hawk Rise Sanctuary, during the Permit Season of January 4, 2014 to February 8, 2014, in the manner prescribed by the Fish and Game Code of the State of New Jersey and the 2014 Deer Management Program for Union County Guidelines.

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

**2013-1021 CHAIRMAN CARTER:** Authorizing the County Manager to enter into a contract with National Foam, Exton, Pennsylvania, to provide two specialized fire suppression courses to 76 firefighters in the UASI region, in an amount not to exceed \$304,000.

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

**2013-1022 CHAIRMAN CARTER:** Authorizing the County Manager to accept and expend a New Jersey Department of Environmental Protection, County Environmental Health Act (CEHA) Grant Funds in the amount of \$211,632 for the Fiscal Year 2014.

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

**PUBLIC COMMENT PORTION**

---

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

Dr. Rubino, Councilman of Summit, spoke about the 2% tax cap, and the affect Merck has on the City by relocating. He invited the Freeholders to visit Chris Cotter, the City of Summit's Administrator before year-end to see how their goal settings work. He asked that the Freeholder Meetings be broadcasted live for Freeholder Meetings for the residents of Summit as they have expressed interest. He spoke about Runnells Hospital and merging the County Police and Sheriff Departments.

Dr. Rubino wished the Board a Merry Christmas and a Happy New Year.

Dr. Rubino's comments are attached.

County Manager Faella said they are trying to find an alternative to replace Merck and they will work closely with the City of Summit. He added that it is important to the County in terms of jobs and economic development.

Mr. Getzendanner, Summit Councilman, urged the Board to attend Summit's City meetings to see how they reach their goals regarding the Budgeting process.

John Bury, Kenilworth, was happy to hear that Merck will be moving to Kenilworth and hopes that they are not discouraging them from doing so.

County Manager Faella stated that their intent is not to discourage Merck for moving to Kenilworth.

John Bury, Kenilworth, spoke about the pending litigation involving the Borough of Kenilworth. He asked if the County will appeal the taxes. He said the matter should be discussed by the Board openly and not in closed session. He asked if the Board is aware of any other government paying taxes and questioned the timeline of the appeal. Mr. Bury also asked if the appeal will be represented by Special Counsel, and if the information is available via an OPRA request.

County Counsel Barry responded about the tax appeal. He said an appeal was filed on two issues; entitlement of tax exempt and evaluation. It will be discussed in Executive Session tonight; and there was a discussion with the Board during a previous Executive Session. No formal action is required. The appeal was made post-meeting with the Board. He explained further that the Tax Board is required to complete the added assessment appeals by the end of the month, but he does not think that will occur due. He said the losing party will most likely file an appeal to the Tax Board, which will result in a lengthy process.

Pat Mochetti, New Providence, asked about the process of negotiating pay raises, the value of the Union County assets and inventory, and also asked for the last date they were computed.

County Manager Faella stated that there is no reduction in salary if the performance is less than standard. A less than standard evaluation results in not getting a 2% increase. He said they will continue to reassess the process in 2014.

Director Albert stated that in reference to Resolution 2013-1013, it will help with our asset management of calculating everything and will help with the use of emergencies, which will ultimately help residents. He said he does not have a value of the equipment.

Tina Renna, Cranford, stated that there are 8 new Ford Explorers with no County government license plates. She said if they are misused, there is no way of knowing it is a County vehicle. Mrs. Renna had comments about the Position Control changes for the Director of Public Works & Facilities and questioned timelines, titles and signatures. She added comments relative to the incident involving the former director, Neil Palmieri.

Mr. Paterson stated that Mr. Mandela was an icon for highlighting injustice and that is the reason for the public attending the Freeholder Meetings.

Mr. Paterson urged County Manager Faella to attend the goal setting meetings in Summit. He asked if the tax appeal for the Golf Banquet facility included the taxes for the Board of Education. He spoke about the Asset Management System and the salary increases. He asked for the total amount of the 2% increase.

Director Taylor stated that the 2% increase is estimated for exclusionary employees at a not to exceed amount of \$650,000, as of today.

Maria Echavarria, Elizabeth, said she supports Mrs. Renna and Mr. Paterson's comments.

#### **FREEHOLDER REPORTS AND COMMENTS**

---

Freeholder Granados congratulated the students, staff and teachers of Roosevelt School for being declared the Grand prize winner of a statewide program called Jets Play 60 "Eat Right, Move More."

Freeholder Granados thanked the organizations who helped with providing Thanksgiving dinner.

Freeholder Bergen said that he will be attending the Grand Opening of the newly renovated Senior Wing at the Chisholm Community Center in Springfield next Thursday. He said the Freeholder Board assigned \$70,000 in Community Development funds to help with the renovations, which include new flooring, furniture an ADA compliant restroom, and a new kitchen. He thanked the residents of Springfield who supported the project, with special thanks to the Seidel family for their generous donation of a piano.

Freeholder Jalloh spoke about the passing of Nelson Mandela, adding that he inspired him to attend law school. He read a quote from Mr. Mandela and said he will be missed.

Freeholder Mirabella echoed Freeholder Jalloh's remarks about Nelson Mandela.

Freeholder Mirabella announced that he was a guest of honor at the annual Union County College Foundation gala. The purpose was to raise money for scholarships for students and he was pleased to say that they raised \$200,000.

Freeholder Mirabella urged residents to shop locally in "downtowns" for the holiday.

Freeholder Kowalski spoke about holiday giving in Union County. He said the Sheriff's Office is taking donations for the annual Tree of Hope, there are boxes located on each floor of the Administration Building for non-perishable items for local food kitchens and there is also a toy donation box located on the first floor.

Freeholder Kowalski stated that the Holiday Nature Craft Show at Trilside is suggesting a donation admission of a non-perishable food item or a new, unwrapped toy.

County Manager Faella recognized Newark Field Office Director Diane Johnson who announced her retirement from the U.S. Department of Housing and Development (HUD) for serving communities for more than 40 years. He said she has helped residents of low and moderate income and he wished her well.

Vice Chairman Hudak wished Ms. Johnson well on her retirement. He said she will be a big loss to the County.

#### **EXECUTIVE SESSION**

---

To the extent known, the following items will be discussed in executive session:

- 1) Attorney Client privileged communication relative to Hatton v. County of Union, et al;
- 2) Attorney Client privileged communication relative to pending litigation-Tax Appeal-Block 184, Lot 3.01, Kenilworth;
- 3) Attorney Client privileged communication relative to potential litigation re Workers Comp Lien-Christopher Coon.

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 communication relative to Hatton v. County of Union, et al., attorney-client privileged communication relative to pending litigation-Tax Appeal-Block 184, lot 3.01, Kenilworth and attorney-client privileged communication relative to potential litigation regarding Workers Compensation Lien-Christopher Cook.

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.

Motion to enter Executive Session.

**RESULT: ADOPTED [UNANIMOUS]; MOVER:** Alexander Mirabella, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Granados, Freeholder Bergen, Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Mirabella, Freeholder Wright, Vice Chairman Hudak; **ABSENT:** Chairman Carter;

Motion to return from Executive Session.

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

#### ADJOURNMENT

---

Motion to adjourn the meeting at 9:42 PM.

**RESULT: ADOPTED [UNANIMOUS]; MOVER:** Alexander Mirabella, Freeholder;  
**SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Granados, Freeholder Bergen,  
Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Mirabella, Freeholder  
Wright, Vice Chairman Hudak; **ABSENT:** Chairman Carter;



**UNION COUNTY BOARD OF CHOSEN FREEHOLDERS 2013 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, 6<sup>th</sup> 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 6, 2013 at 12:00pm**  
**Assignment Judge Karen M. Cassidy's Courtroom, 2 Broad Street, Elizabeth, NJ**

**AGENDA SETTING MEETINGS**

January 17, 2013

February 7, 2013  
February 28, 2013March 7, 2013  
March 21, 2013April 4, 2013  
April 18, 2013May 2, 2013  
May 30, 2013June 13, 2013  
June 27, 2013

July 18, 2013

August 8, 2013

September 12, 2013  
September 26, 2013October 3, 2013  
October 17, 2013November 7, 2013  
Tues., November 26, 2013December 5, 2013  
December 19, 2013**REGULAR MEETINGS**

January 24, 2013

February 21, 2013  
February 28, 2013March 14, 2013  
March 28, 2013April 11, 2013  
April 25, 2013May 16, 2013  
May 30, 2013June 13, 2013  
June 27, 2013

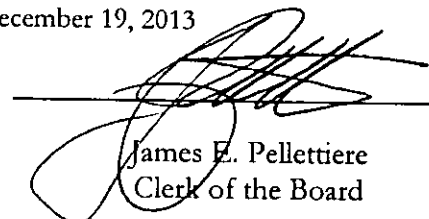
July 25, 2013

August 22, 2013

September 19, 2013  
September 26, 2013October 10, 2013  
October 17, 2013November 14, 2013  
Tues. November 26, 2013December 5, 2013  
December 19, 2013

\* Special Meeting: April 18, 2013 at 6:30pm

JEP:mb



James E. Pellettiere  
Clerk of the Board

UNION COUNTY BOARD  
OF CHOSEN FREEHOLDERS

IN THE MATTER OF: \*

754-2013 - AMENDMENT TO THE \*

UNION COUNTY DISTRICT SOLID \*

WASTE MANAGEMENT PLAN \*

- - - - - \*

COPY

SCHULMAN, WIEGMANN & ASSOCIATES

CERTIFIED COURT REPORTERS

216 STELTON ROAD

SUITE C-1

PISCATAWAY, NEW JERSEY 08854

732-752-7800

RECEIVED  
CLERK OF THE BOARD  
UNION COUNTY, N.J.  
2013 DEC 27 A 10:07

1           T R A N S C R I P T of the stenographic  
2 notes of the proceedings in the above-entitled  
3 matter as taken by and before LATITISA RUSSELL, a  
4 Certified Court Reporter of the State of New  
5 Jersey, held at the Union County Council  
6 Administration Building, 10 Elizabethtown Plaza,  
7 Sixth Floor, Elizabeth, New Jersey, December 5,  
8 2013, commencing at, approximately, 7:30 p.m.

1    A P P E A R A N C E S:

2

3

4

5    BOARD MEMBERS:

6    Christopher Hudak, Chairman

7    Robert E. Barry, County Counsel

8    Alfred J. Faella, County Manager

9    James Pellettiere, Clerk of the Board

10   Betty Jane Kowalski, Freeholder

11   Vernell Wright, Freeholder

12   Angel G. Estrada, Freeholder

13   Mohamed S. Jalloh, Freeholder

14   Bruce H. Bergen, Freeholder

15   Sergio Granados, Freeholder

16

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

- - -  
I N D E X  
- - -

PUBLIC SPEAKER	PAGE
Tom Getzendanner, Summit, New Jersey	9
Bruce Paterson, Garwood, New Jersey	9

- - -  
E X H I B I T S  
- - -

NO.	DESCRIPTION	PAGE
NONE		

1 CHAIRMAN: Mr. Clerk, may I have the  
2 roll call, please?

3 BOARD CLERK: Freeholder Bergen?

4 FREEHOLDER BERGEN: Present.

5 BOARD CLERK: Freeholder Estrada?

6 FREEHOLDER ESTRADA: Present.

7 BOARD CLERK: Freeholder Granados?

8 FREEHOLDER GRANADOS: Here.

9 BOARD CLERK: Freeholder Jalloh?

10 FREEHOLDER JALLOH: Here.

11 BOARD CLERK: Freeholder Kowalski?

12 FREEHOLDER KOWALSKI: Here.

13 BOARD CLERK: Freeholder Mirabella?

14 Freeholder Wright?

15 FREEHOLDER WRIGHT: Here.

16 BOARD CLERK: Chairman Hudak?

17 CHAIRMAN: Here.

18 BOARD CLERK: You have seven

19 freeholders present.

20 CHAIRMAN: May you please lead us in a  
21 prayer and a salute to the flag?

22 - - -

23 (At which time the Board Clerk lead the  
24 Board in prayer and the pledge of allegiance.)

25 - - -

1           CHAIRMAN: If I can just ask for a very  
2 brief moment of silence. Nelson Mandela passed  
3 away. If we can take a moment to honor him. Thank  
4 you. Mr. Clerk, may you please read the statement  
5 of compliance with the Open Public Meetings Act.

6           BOARD CLERK: Chair wishes to announce  
7 that pursuant to requirements of New Jersey  
8 statutes annotated Title 10 Chapter 4 Section 10 of  
9 the Open Public Meetings Act adequate notice of  
10 this meeting of the Board of Chosen Freeholders has  
11 been given by mailing the annual schedule for the  
12 year 2013 along with periodic changes necessitated  
13 by circumstances to the newspapers circulating  
14 within the county who are designated to receive  
15 such notice and by posting the annual meeting  
16 schedule for the year 2013 in the administration  
17 building and further by filing the annual meeting  
18 schedule for the year 2013 to the Office of County  
19 Clerk.

20           MR. HUDAK: Thank you. First, we have  
21 the approval of communications. May I have a  
22 motion to approve communications?

23           FREEHOLDER KOWALSKI: So moved.

24           FREEHOLDER WRIGHT: Second.

25           CHAIRMAN HUDAK: Motion made by

1 Freeholder Kowalski. Seconded by Freeholder  
2 Wright. Clerk of the Board, may I have a roll  
3 call?

4 BOARD CLERK: Freeholder Bergen?

5 MR. BERGEN: Yes.

6 BOARD CLERK: Freeholder Estrada?

7 FREEHOLDER ESTRADA: Yes.

8 BOARD CLERK: Freeholder Granados?

9 FREEHOLDER GRANADOS: Yes.

10 BOARD CLERK: Freeholder Jalloh?

11 FREEHOLDER JALLOH: Aye.

12 BOARD CLERK: Freeholder Kowalski?

13 FREEHOLDER KOWALSKI: Yes.

14 BOARD CLERK: Freeholder Wright?

15 FREEHOLDER WRIGHT: Yes.

16 BOARD CLERK: Chairman Hudak?

17 CHAIRMAN: Aye.

18 BOARD CLERK: Chairman, you have seven  
19 votes in the affirmative.

20 CHAIRMAN: And Mr. Clerk, Freeholder  
21 Mirabella just joined us. So you should get his  
22 vote, as well.

23 BOARD CLERK: Freeholder Mirabella.

24 FREEHOLDER MIRABELLA: Aye.

25 BOARD CLERK: Chairman, you have eight



1 votes in the affirmative.

2 CHAIRMAN: We have next an ordinance  
3 for final reading. Clerk of the Board, please read  
4 Ordinance 754-2013 by title.

5 BOARD CLERK: Ordinance 754-2013  
6 amendment to the Union County District Solid Waste  
7 Management Plan to:

8 One, reaffirm the prior inclusion of  
9 the New Jersey Meadowlands Commission Landfill and  
10 disposal facilities in Kearny, New Jersey as the  
11 county's designated facilities to which solid waste  
12 types 13, 13C, 23 and 27 are directed.

13 Two, include the solid waste disposal  
14 services agreement by and between the Union County  
15 Utilities Authority and the New Jersey Meadowlands  
16 commission for the disposal of solid waste types  
17 13, 13C, 23 and 27 disposal services.

18 And three, to direct all solid waste  
19 types 13, 13C, 23 and 27 to the New Jersey  
20 Meadowlands Commission Landfill and disposal  
21 facilities in Kearny, New Jersey for disposal  
22 pursuant to regulatory waste flow control.

23 MR. HUDAK: Thank you. The meeting is  
24 now open for the public for the purpose of  
25 commenting on Ordinance 754-2013 only. Kindly

1 state your name and town of residence for the  
2 record and adhere to the five-minute limit.

3 MR. GETZENDANNER: Good evening. Mr.  
4 Chairman, it's Tom Getzendanner from Summit. Paul  
5 Cascais, Department of Public Works Superintendant  
6 I believe chairs the Solid Waste Advisory Board for  
7 the UCUA. Do we know that the SWAC is endorsing  
8 what you're doing tonight? Are they in favor of  
9 it?

10 MR. BARRY: Under the law they are  
11 required to be consulted and I know the resolution  
12 from the UCUA reflected they will be consulted.

13 MR. HUDAK: Thank you. Any other  
14 comments?

15 MR. PATERSON: Good evening, Chairman  
16 Hudak. Ladies and Gentlemen of the Freeholder  
17 Board, Bruce Paterson, Garwood. I missed Counsel  
18 Barry's answer whether SWAC was endorsing it or  
19 not. Sounded like yes.

20 MR. BARRY: Yes.

21 MR. PATERSON: Just a couple questions.  
22 I didn't see anybody here from UCUA, whomever they  
23 are. Just could you explain the types for the  
24 public because they see numbers and we don't know  
25 what it means. Just explain the types per number,

1    how this ordinance came about and where in the past  
2    was this going that now it is going to the -- going  
3    to the landfill up in the Meadowlands? If somebody  
4    could explain those questions? Thank you very  
5    much.

6                MR. HUDAK: Thank you. Counsel?

7                MR. BARRY: Yes, Mr. Chairman. I  
8    believe it's been previously was directed to a  
9    facility that transported by rail out of Newark. I  
10   do not know the name. This would allow for these  
11   waste types which primarily is construction  
12   demolition, wood, timber, items like that  
13   consisting of type 13, 13C, 23, 27.

14               This is exactly the same ordinance that  
15   was submitted to the Board some time ago. There  
16   was a defect in the notice in that the date of the  
17   first reading was incorporated into the notice DEP  
18   advised that because it was in the second solid  
19   waste notice. There is actually two separate  
20   notices that have to be published with the solid  
21   waste management amendment and since one of them  
22   was defective, the entire thing had to be redone.  
23   So that's why it's on the agenda.

24               MR. HUDAK: Thank you, County Counsel.  
25   Any other comments? Okay. I'm going to close that

1 portion of this meeting. I will move Ordinance  
2 754-2013 for final reading and authorize the Clerk  
3 of the Board to advertise same in accordance with  
4 the law. May I have a second?

5 FREEHOLDER ESTRADA: Second.

6 CHAIRMAN: Seconded by Freeholder  
7 Estrada. Clerk of the Board may I have a roll  
8 call, please?

9 BOARD CLERK: Freeholder Bergen?

10 FREEHOLDER BERGEN: Yes.

11 BOARD CLERK: Freeholder Estrada?

12 FREEHOLDER ESTRADA: Yes.

13 BOARD CLERK: Freeholder Granados?

14 FREEHOLDER GRANADOS: Yes.

15 BOARD CLERK: Freeholder Jalloh?

16 FREEHOLDER JALLOH: Aye.

17 BOARD CLERK: Freeholder Kowalski?

18 FREEHOLDER KOWALSKI: Yes.

19 BOARD CLERK: Freeholder Mirabella?

20 FREEHOLDER MIRABELLA: Aye.

21 BOARD CLERK: Freeholder Wright?

22 FREEHOLDER WRIGHT: Yes.

23 BOARD CLERK: Chairman Hudak?

24 CHAIRMAN: Aye.

25 BOARD CLERK: Chairman, you have eight

1 votes in the affirmative.

2 CHAIRMAN: Thank you, Board Clerk.

3 - - -

4 (Time noted: 7:40 p.m.)

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

C E R T I F I C A T E

I, LATITISA RUSSELL, a Certified  
Court Reporter and Notary Public of the State of  
New Jersey, certify that the foregoing is a true  
and accurate transcript of the stenographic  
notes of the deposition of said witness who was  
first duly sworn by me, on the date and place  
hereinbefore set forth.

I FURTHER CERTIFY that I am neither  
attorney, nor counsel for, nor related to or  
employed by, any of the parties to the action in  
which this deposition was taken, and further  
that I am not a relative or employee of any  
attorney or counsel in this case, nor am I  
financially interested in this case.

Latitisa Russell  
LATITISA RUSSELL, C.C.R.  
LICENSE NO. 30XI00234100

December 5, 2013

Good evening Madam Chairman,

I'm Rob Rubino from Summit, following up on Councilmen Getzendanner and Bomgaars who are retiring next month. We're biggest taxpayer of 21 towns in county. Fully 28% of Summit's gross Levy gets forwarded to you! Crowding out many valid local services our residents want.

Thanks for approving a Deer Mgt plan tonight that will cull the herd in Watchung Reservation as well as the Passaic River Park in Summit. I also commend your (self-managed) 401(k) plan for non-PERS staff. The only way to control retirement costs is with "defined-contribution" plans.

However 11 of your 35 bundled Resolutions tonight warrant comment:

R# 1018 spends \$120,000 Inspecting aged Sewer lines (hopefully in western end of county too)?

R# 1013 integrates HR "time & attendance" data with your payroll function; we're doing the same in Summit (because we don't have a dedicated Personnel Dept). Do we know yet final price of PayAll Solutions? Must every employee "direct deposit" his pay (no more paper checks)?

R# 996-1004 are ~~8~~ expensive resolutions totaling \$357,000 none of which would be necessary if Runnells Hospital were privatized.

#### Non-Agenda Topics

Summit just set specific Goals for 2014. "Austerity" remains our #1 priority, because Summit's largest taxpayer (Merck) is leaving town. Last year both City Hall and our BOE toed the line (coming in with negligible increases). Yet Summit's all-in Tax Levy nevertheless rose 1.7% because your (equalized) Apportionment on Summit jumped 8½%! That can't happen again.

So please draft a Bud' 14 that requires no more than \$318mm tax revenue. Don't use any CAP waivers (like most constituent Towns voluntarily forego). Treat 2% as if hard (not soft) bogey.

We hope Al and Bibi can visit Chris Cotter our City Administrator before yearend, and see how tops-down Goal Setting discipline works. Sergio Granados would be most welcome too if he wants some "west county" orientation.

Mr. Faella's initial budget recommendation must not seek more than 2% incremental tax revenue. Thus privatizing Runnells Hospital, and merging Sheriff with County Police.

Rob Rubino, Councilman Summit

RRubino@cityofsummit.org cell 908-240-3613