

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

MINUTES OF THE REGULAR MEETING

JANUARY 13, 2005

Chairman Rick Proctor presided. Roll call showed Vice Chairman Alexander Mirabella, Freeholder Angel G. Estrada, Freeholder Chester Holmes, Freeholder Bette Jane Kowalski, Freeholder Adrian O. Mapp, Freeholder Deborah P. Scanlon, Freeholder Daniel P. Sullivan, and Freeholder Nancy Ward in attendance.

Also present were County Manager George Devanney, County Counsel Robert Barry and Clerk of the Board Nicole L. Tedeschi.

PRAYER AND SALUTE TO THE FLAG were led by the Clerk of the Board.

OPEN PUBLIC MEETINGS ACT was read by the Clerk of the Board.

The Chairman called for a motion to approve the minutes. On a motion by Vice Chairman Mirabella, seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative on the minutes of December 16, 2004 Regular and Executive, with Freeholder Mapp, Freeholder Scanlon and Freeholder Ward abstaining; and nine members of the Board voting in the affirmative on the minutes of January 2, 2005.

APPROVAL OF MINUTES: December 16, 2004 – Regular Meeting, December 16, 2004 – Executive Meeting and January 2, 2005 – Re-Organization Meeting.

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The Chairman called for a motion to approve the Communications. On a motion by Vice Chairman Mirabella, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

Chairman Proctor stated there would be several presentations at this time. Chairman Proctor and the entire Board presented a resolution to Nicole Tedeschi, Clerk of the Board, commending her and thanking her for her dedicated and outstanding services as Director of Intergovernmental Affairs and congratulating her on her new position as Clerk of the Board. Chairman Proctor cited several events and projects that Ms. Tedeschi had been in charge of including the Senior Prom for Union County World War II veterans who had missed the opportunity to have a prom due to being drafted, and her work on the Union County September 11 Memorial Monument and commended her for her work. Ms. Tedeschi thanked the Board for the recognition.

Chairman Proctor and Freeholder Holmes presented two resolutions presenting to two Boy Scouts from Rahway who have attained the rank of Eagle Scout, Anthony Baker and Charles Reese of Troop 40. Scout Master Reese of Troop 40 was also in attendance. The young men thanked the Board for the recognition and outlined their projects for which they earned the rank of Eagle Scout. Mr. Baker's project was re-landscaping of the front of his former elementary school and Mr. Reese's project was organizing a blood drive of 30 to 40 people.

The Chairman called for a motion to approve the Communications. On a motion by Vice Chairman Mirabella, seconded by Freeholder Estrada, roll call showed nine members of the board voted in the affirmative.

COMMUNICATIONS:

OATHS OF OFFICE: (Note & file)

The Chairman stated that the Executive Session would be held at the end of the meeting.

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EXECUTIVE SESSION:

Re: Land Negotiation/Personnel Matter

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MEETING OPEN TO THE PUBLIC FOR THE PURPOSE OF COMMENTING ON RESOLUTIONS ON THE AGENDA ONLY

Bruce Patterson, Garwood, commented in opposition to Resolution 68-05 regarding the use of cameras in certain areas of County parks.

Vincent Lehotsky, Rahway, asked a question on Resolution 75-05 asking if there are vendors from Union County that could be used for fuel oil. The Deputy County Manager responded by explaining how the on-line bidding service works and its cost saving benefits.

PUBLIC COMMENT PORTION CONCLUDED

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The Chairman called for a motion to move the Resolutions. On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

THE FOLLOWING RESOLUTIONS WERE BEING OFFERED FOR ADOPTION:

51-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to do all things necessary to enter an agreement and accept funding from the **New Jersey Department of Human Services, Division of Youth and Family Services**, for the 2005 Human Services Advisory Council (HSAC) to provide operating support to the Human Services Advisory Council and the Commission on Missing & Abused Children for the contract period of January 1, 2005 to December 31, 2005, in the amount of **\$65,646**, with a County match of **\$15,900**, for a total amount of **\$81,546**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

52-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an agreement with **Unitronix Data Systems, Raritan, New Jersey**, to provide services and maintenance of the Division of Social Services' GUMP Software Program for the contract period of January 1, 2005 – December 31, 2005, in an amount of **\$55,217.48**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

53-2005 **FREEHOLDER ESTRADA** authorizing the County Manager to enter into an agreement with **Unitronix Data Systems, Raritan, New Jersey**, to provide fifteen (15) ABACUS Web Licenses as an extension to the General Assistance (GA) "Abacus Plus" Program at the Division of Social Services in an amount of **\$19,500**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

54-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **E'Port Health Center**, for one (1) part-time Division of Social Services' employee to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

55-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **Muhlenberg Regional Medical Center**, for one (1) part-time Division of Social Services' employee to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

56-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **Plainfield Health Center**, for two (2) full-time Division of Social Services' employees to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

57-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **Rahway Hospital**, for one (1) part-time Division of Social Services' employee to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

58-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **Overlook Hospital**, for one (1) part-time Division of Social Services' employee to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

59-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **Trinitas Medical Center**, for three (3) full-time Division of Social Services' employees to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

60-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to renew the Medicaid Out-Stationing agreement with **Union Hospital**, for one (1) part-time Division of Social Services' employee to process Medicaid and TANF applications for the contract period of January 1, 2005 – December 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

61-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an agreement with **Schwartz, Simon, Edelstein, Celso & Kessler, LLP, Florham Park, New Jersey**, to provide the County of Union with general law services related to legal negotiations for work done in conjunction with and for the Open Space, Recreation & Historic Preservation Trust Fund in an amount not to exceed **\$50,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

62-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an agreement with **ARD Appraisal Company, Clark, New Jersey**, for the purpose of providing appraisal services related to the Open Space, Recreation & Historic Preservation Trust Fund in an amount not to exceed **\$30,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

63-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an agreement with **Appraisal Associates, Inc., Cranford, New Jersey**, for the purpose of providing general appraisal services to the Open Space, Recreation & Historic Preservation Trust Fund in an amount not to exceed **\$30,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

64-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an agreement with **PMK Group, Cranford, New Jersey**, for the purpose of providing general engineering and consulting services to the Open Space, Recreation & Historic Preservation Trust Fund in an amount not to exceed **\$30,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

65-2005 **FREEHOLDER ESTRADA**, authorizing the County Manager to encumber and allocate funds from the Union County Open Space, Recreation & Historic Preservation Trust Fund for repairs of the **Walter E. Ulrich Memorial Pool Bathhouse** in an amount of **\$35,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

66-2005 **FREEHOLDER KOWALSKI**, approving **Change Order No. 1, (final)** to contract with **Suburban Building Company, Basking Ridge, New Jersey**, for the construction of an addition to the Oak Ridge Golf Course Maintenance Garage, Clark, New Jersey, **reducing** the contract amount by **\$15,610**, for a new total contract amount of **\$217,790**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

67-2005 **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Michael Aromando, DVM, Chester, New Jersey**, to provide routine and emergency veterinary services to the horses at the Watchung Stables for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$9,500**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

68-2005 **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a professional engineering service contract with **Consolidated Construction Management Services Corporation, (CCMS) Colts Neck, New Jersey**, for the purpose of designing a Closed Circuit Television/Video Distribution Security System for various facilities within the Union County Park System in an amount not to exceed **\$92,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

69-2005 **FREEHOLDER KOWALSKI**, approving **Change Order No. 4 (final)** with **Marsellis Warner Corporation, Montclair, New Jersey**, for the Phil Rizzuto Park Construction in an amount of **\$31,943.43**, for a new total contract amount of **\$1,919,728.66**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

70-2005 **FREEHOLDER SULLIVAN**, authorizing the County Manager to enter into an agreement with **Planners Diversified, Summit, New Jersey**, to provide the 2005 annual updated Comprehensive Economic Development Strategy for Union County for the period of January 1, 2005 to December 31, 2005, in an amount not to exceed **\$15,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

71-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with **Kean University, Union, New Jersey**, authorizing the continuation of the employee tuition reimbursement program for the **Undergraduate Certificate Program in Public Administration** for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$7,500**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

72-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with **Kean University, Union, New Jersey**, authorizing the continuation of the employee tuition reimbursement program for candidates pursuing the **Graduate Enhancement Program in Public Administration** for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$18,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

73-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to renew the following policies as recommended by the **Citizen Insurance Review Committee (CIRC)** dated December 16, 2004: (**CH. PROCTOR**)

?? Equipment Maintenance Contract through **Specialty Underwriters, LLC, Oak Creek, Wisconsin**, from January 1, 2005 – December 31, 2005, in an amount not to exceed **\$499,818**. (**No increase**)

?? Public Official Bond for **Joann Schwab** with the **Hartford Fidelity & Bonding Insurance Company, Hartford, Connecticut**, from December 31, 2004 – December 31, 2005, in an amount not to exceed **\$200**. (**No increase**)

?? **Blanket Employee Crime Bond** with **Hartford Fidelity & Bonding Insurance Company, Rockaway, New Jersey**, from January 1, 2005 – January 1, 2006, in an amount not to exceed **\$7,676**. (**No increase**)

?? Public Official Bond for **Joseph Bowe** with **Hartford Fidelity & Bonding Insurance Company, Rockaway, New Jersey**, from January 1, 2005 – January 1, 2006, in an amount not to exceed **\$740**. (**No increase**)

?? Public Official Bond for **James S. LaCorte** with **Hartford Fidelity & Bonding Insurance Company, Rockaway, New Jersey**, from January 1, 2005 – December 31, 2008, in an amount not to exceed **\$680**. (**No increase - 3 year policy**)

?? Public Official Bond for **Joanne Rajoppi** with **Hartford Fidelity & Bonding Insurance Company, Rockaway, New Jersey**, from January 1, 2005 – December 31, 2008, in an amount not to exceed **\$680**. (**No increase – 3 year policy**)

?? Public Official Bond for **Frank Padusniak, Jr.** with **Hartford Fidelity & Bonding Insurance Company, Rockaway, New Jersey**, from January 1, 2005 – January 1, 2006, in an amount not to exceed **\$350. (No increase)**

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

74-2005

CHAIRMAN PROCTOR, authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with **Local Public Contracts Law 40A:11-1 et seq.**

- a. **IDJ Construction & Electric Inc., West New York, New Jersey**, to provide fire alarm system for Union County Courthouse Tower Building, Department of Engineering & Public Works, in an amount of **\$330,000**. (This amount includes a **\$25,000** bid contingency)
- b. **Kyle Conti Construction, LLC, Hillsborough, New Jersey**, to replace Cooper Road Bridge (Sc25) over the Robinsons Branch of the Rahway River in the Township of Scotch Plains, Department of Engineering & Public Works, in an amount of **\$655,555**. (This amount includes **\$100,000** bid contingency to be used if and when directed by the County of Union)
- c. **Beyer Brothers Corp, Fairview, New Jersey**, 2005 GMC Crew Cab Pickup Truck W/8-1/2 Ft. Plow and Lift Gate, Department of Engineering & Public Works, in an amount of **\$36,800**.
- d. **American Bus & Coach, Trenton, New Jersey**, to provide Four (4) Ford E350 Wheelchair Lift Vans for the Department of Human Services, Division of Paratransit, in an amount of **\$40,789 ea**, for a total amount of **\$163,156**.
- e. **Metro Flag Company, Dover, New Jersey**, to provide Flags for Veteran's Graves, Department of Administrative Services, Office of Citizen Services, in an amount not to exceed **\$51,264**. (American Flags – Memorial Day of 2005 and 2006 – approximately 28,800 flags)

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

75-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to award the proposed professional services contracts obtained which are **exempt** from **bidding under N.J.S.A. 40A 11-5 (1) (A) (I)**, the following bidders will subsequently be allowed to participate in an online public bid for “Gasoline” on January 15, 2005:

?? **National Fuel Oil**
Newark, New Jersey

?? **Petroleum Traders Corp.**
Fort Wayne, IN

?? **Rachies/Michele’s Oil Co., Inc.**
Clifton, New Jersey

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

76-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to retain the services of **Arbitrators** through the **New Jersey State Board of Mediators, New Jersey Public Employee Relation Commission Staff, Certified Panel of Interest Arbitrators, or Certificate Panel of Grievance Arbitration** in connection with collective negotiations and employment litigation and to pay them the appropriate compensation for the period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$20,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

77-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to retain the services of certified **Medical Doctors** and certified psychologist in connection with **Fit for Duty Examinations** as necessary in connection with employee litigation and to pay them the appropriate compensation for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$15,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

78-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to award a professional engineering service contract with **Matrix Environmental & Geotechnical Services, East Hanover, New Jersey**, for the purpose of quarterly groundwater monitoring of the Division of Public Works Underground Storage Tank site, Scotch Plains, New Jersey, as required by the NJDEP for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$23,700**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

79-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to award a professional engineering service contract with **Matrix Environmental & Geotechnical Services, East Hanover, New Jersey**, for the purpose of quarterly groundwater monitoring of the Cherry Street Garage Underground Storage Tank site, Elizabeth, New Jersey, as required by the NJDEP for the contract period of December 1, 2004 to November 30, 2005, in an amount not to exceed **\$22,380**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

80-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to award a professional engineering service contract with **Matrix Environmental & Geotechnical Services, East Hanover, New Jersey**, for the purpose of conducting a groundwater investigation at the Echo Lake Boat House, Mountainside, New Jersey, in an amount not to exceed **\$2,710**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

81-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 722-2004**, for the professional engineering service contract with **Matrix Environmental & Geotechnical Services, East Hanover, New Jersey**, for the purpose of performing underground storage tank decommissioning and environmental investigation and remediation at the Houdaille Quarry, Springfield, New Jersey, in an additional amount not to exceed **\$1,508**, for a new total contract amount not to exceed of **\$30,048.50**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

82-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to award a professional engineering service contract with **Dewberry-Goodkind Inc., Bloomfield, New Jersey**, for design services for the replacement of the Monroe Street Bridge (Ra24) over the Rahway River, Rahway, New Jersey, in an amount not to exceed **\$319,200**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

83-2005 **CHAIRMAN PROCTOR**, authorizing **Change Order No. 1, (final)** to contract with **Fai Gon Electric Inc., Piscataway, New Jersey**, for the purpose of constructing Traffic Signal Improvements at Four Intersections along Kenilworth Boulevard, Kenilworth, New Jersey, **reducing** the original contract amount by **\$10,230.89**, for a new total contract amount of **\$781,693.36**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

84-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 256-2004**, a professional mechanical engineering service contract with **PMK Group, Cranford, New Jersey**, to extend the time of the contract for a period of 12 months from January 1, 2005 through December 31, 2005. **{No additional funds required}**

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

85-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to award a contract with **Joseph Jingoli & Son, Inc., Lawrenceville, New Jersey**, for the purpose of preparing a Space Analysis Program for the Union County Vehicle Storage Building in an amount not to exceed **\$100,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

86-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 1053-2004**, increasing the County Match from **\$2,840 to \$6,098**, from the New Jersey Division of Criminal Justice, FY03 Local Law Enforcement Block Grant Program, in order to completely fund the salary of the legal assistant assigned to this program for the contract period of October 3, 2004 – October 2, 2005, in an amount of **\$31,660**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

87-2005 **CHAIRMAN PROCTOR**, granting the Union County Prosecutor's Office permission to purchase vehicles for use in confidential and undercover investigations. A request for a waiver of public bid has been granted by the Office of the Attorney General in an amount not to exceed **\$345,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

88-2005 **CHAIRMAN PROCTOR**, authorizing the Office of the County Counsel to engage and compensate experts such as court reporters, expert witnesses, examining physicians and other litigation support services as well as deductible costs of Prosecutors liability insurance and other specialists which are essential to the defense of the County of Union in an amount not to exceed **\$60,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

89-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into agreements for the purchase of such law books and materials as is necessary for various departments, constitutional officers and agencies and for the maintenance of law libraries within the County of Union, in an amount not to exceed **\$229,405**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

90-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into a contract with **Donald Smith, Esq., Elizabeth, New Jersey**, for the legal for professional legal services to provide representation Union County mental health patients in their commitment hearings for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$40,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

91-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 737-2004**, increasing the appropriation with **Robert Varady, Esq., of LaCorte, Bundy, Varady & Kinsella, Union, New Jersey**, special counsel in the matter entitled **Weresow v. County of Union, et al.** in an additional amount of **\$5,000**, for a new total contract amount not to exceed **\$25,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

92-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 2199-2003**, increasing the appropriation with **Robert Renaud, Esq., of Palumbo & Renaud, Cranford, New Jersey**, special counsel in the matter entitled **Nazario v. County of Union, et al.** in an additional amount of **\$5,000**, for a new total contract amount not to exceed **\$10,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

93-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 2192-2003**, to increase the appropriation with **Edward Kologi, Esq., Linden, New Jersey**, special counsel in the matter entitled **Brunson v. County of Union, et al.** in an additional amount of **\$5,000**, for a new total contract amount not to exceed **\$15,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

94-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 740-2004**, increasing the appropriation with **Brownstein, Booth & Associates, Union City, New Jersey**, special counsel in on-call matters in an additional amount of **\$10,000**, for a new total contract amount not to exceed **\$80,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

95-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 1109-2004**, increasing the appropriation with **Garrubbo, Romankow, & Capece, Westfield, New Jersey**, special counsel in the matter entitled **Ewanus v. County of Union, et al.** in an additional amount of **\$10,000**, for a new total contract amount not to exceed **\$40,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

96-2005 **CHAIRMAN PROCTOR**, amending **Resolution No. 829-2004**, increasing the appropriation with **Warren & Tosi, Little Falls, New Jersey**, special counsel in the matter entitled **Francis Roberts v. County of Union, et al.** in an additional amount of **\$5,000**, for a new total contract amount not to exceed **\$10,000**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

97-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with **Allen & Partners, Inc., Plainfield, New Jersey**, to plan, produce and promote the Sixth Annual Rhythm and Blues by the Brook Musicfest on June 11, 2005, at Cedar Brook Park, Plainfield, New Jersey, in an amount of **\$93,700**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

98-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with **This Is It! Concept and Event Production, Hoboken, New Jersey**, to plan, produce and promote the 2005 Musicfest at Echo Lake Park, Cranford, New Jersey, Saturday, September 17, 2005, in an amount of **\$99,300**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

99-2005 **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with **This Is It! Concept and Event Production, Hoboken, New Jersey**, to plan, produce and manage the 2005 Kids Kingdom Traveling Jubilee Tour on June 11, July 10, August 7, and September 17, 2005, in an amount of **\$76,940**.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

100-2005 **CHAIRMAN PROCTOR**, designating **Nicole Tedeschi, Clerk of the Board of Freeholders**, as Project Manager to Oversee the Fulfillment of the New Jersey Public Archives and Records Infrastructure Support (PARIS) Grant Program.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

THE FOLLOWING RESOLUTIONS WERE LAUDATORY IN CONTENT:

101-2005 FREEHOLDER ESTRADA, congratulating **Benedictine Academy, Elizabeth, New Jersey**, on celebrating their 90th Anniversary on January 31, 2005.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

102-2005 FREEHOLDER ESTRADA, congratulating **David Morrison, General Manager**, upon his retirement from **ATC VanCom**, the contracted agency that provides the County of Union with drivers, schedulers and intake workers who arrange the curb-to-curb transportation for the elderly, disabled and financially disadvantaged residents of the County.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

103-2005 FREEHOLDERS HOLMES AND MAPP, extending deepest condolences to the family of former **Congresswoman Shirley Chisholm**, in this, their time of sorrow.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

104-2005 FREEHOLDER KOWALSKI, honoring the following employees of the **Activities Therapy Staffing Department, Runnells Specialized Hospital**:

- ?? **Patricia B. Scott, ADC, Director - Union**
- ?? **Jaimee Hanstein, MHA, Assistant Director - Berkeley Heights**
- ?? **Vincenzia Beaty, Senior Recreation Therapist - Cliffwood**
- ?? **Kara Schuhmacher, Recreation Therapist - Union**
- ?? **Susan Forsberg, MA, Recreation Therapist - Mendham**
- ?? **Carmelita Manning, Recreation Therapist - Linden**
- ?? **Amanda Wall, CTRS, Recreation Therapist - Roselle Park**
- ?? **Jessica Wolen, CTRS, Recreation Therapist - Somerville**
- ?? **Amy Merriman, Recreation Therapist - Cranford**
- ?? **Edythe Toussaint, MT-BC, Music Therapist - Flanders**
- ?? **Kathleen Curialle, Recreation Therapist - Westfield**
- ?? **Cecilia Brown, Recreation Therapy Aide - Plainfield**
- ?? **Ana Gonzalez, Recreation Therapy Aide - Elizabeth**
- ?? **Albert Hendricks, Recreation Therapy Aide - Plainfield**

- ?? **Alice Jackson, Recreation Therapy Aide - Plainfield**
- ?? **Bridgette Jordan, Recreation Therapy Aide - Scotch Plains**
- ?? **Nadirah Keith, Recreation Therapy Aide - Union**
- ?? **Julie O'Connell, Principal/Clerk - Typist - North Plainfield**

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

- 105-2005 FREEHOLDER SCANLON**, extending deepest condolences to the family of **Douglas Michael Krueger, Union, New Jersey**, in this, their time of sorrow.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

- 106-2005 FREEHOLDER SULLIVAN AND THE ENTIRE BOARD**, extending deepest condolences to the family of **Dolores Arias, Elizabeth, New Jersey**, in this, their time of sorrow.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

- 107-2005 CHAIRMAN PROCTOR AND THE ENTIRE BOARD**, acknowledging January 17, 2005 as **Reverend Martin Luther King Jr., Day** in Union County. This is in memory of **Martin Luther King Jr.**, and in recognition of his outstanding contributions to the welfare of all mankind.

On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

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**MEETING OPEN TO THE PUBLIC FOR
THE PURPOSE OF COMMENTING
ON ANY MATTER**

Dan Nozza, Elizabeth, commented on Freeholder pay raises and read from an article in the Star Ledger. The Freeholders responded that they did not receive pay raises in the past couple of years.

Vincent Lehotsky, Rahway, commented on Cooper Road in Scotch Plains, in particular, an "island" area that he encouraged the Open Space Trust Fund to buy.

He also commented on the death of Bernard Heeney, who was the Township Clerk of Westfield.

Bruce Patterson, Garwood, commented on an article in the Cranford Eagle on pay-to-play measures. He also commented on the Board's Safety, Services and Results theme of 2005 giving negative opinion of the theme citing problems with the Easton Street Bridge and possible flooding due to a problem with the building of the bridge. He also commented on salaries for County employees and on the economics of the Elizabeth ferry.

Jerry Goldman, Elizabeth, welcomed Chairman Proctor to the Chairmanship and also welcomed Freeholder Ward. He commended Freeholder Estrada on this work as Chairman in 2004 and welcomed Nicole Tedeschi to her position as Clerk of the Board.

PUBLIC COMMENT PORTION CONCLUDED

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The Chairman stated that the Board would now enter into Executive Session and called for a motion. On a motion by Freeholder Scanlon, seconded by Freeholder Estrada, roll call showed eight members of the Board voted in the affirmative with Freeholder Holmes absent.

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EXECUTIVE SESSION:

Re: Land Negotiation/Personnel Matter

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The Chairman called for a motion to return to the Regular Meeting. On a motion by Freeholder Holmes, seconded by Vice Chairman Mirabella, roll call showed nine members of the Board voted in the affirmative.

REPORTS

STANDING & SPECIAL COMMITTEES

COUNTY MANAGER

COUNTY COUNSEL

FREEHOLDERS COMMENTS

Freeholder Estrada had no comments.

Freeholder Holmes had no comments.

Freeholder Sullivan responded to some comments made earlier in the meeting regarding the proposed Elizabeth NJ Ferry project. He reiterated the plans so far, stating that discussions on the ferry project began before September 11, 2001 (and the terrorist attacks) and there was a business plan prior to that date, but that grant money for the project has become available as a result of the September 11 attacks, and the subsequent discovery after the attacks of a need for an alternate way to get from New York City to New Jersey, since the PATH trains were disabled, he said.

He said that no operator has been selected yet, no negotiation has been held as of yet with New York Waterway and they have not been selected, contrary to assumptions. He added that the projected population that would use the ferry would be people from Union County and western parts of the County and those even further west, who currently drive into the city. Such people would drive to Elizabeth and then take the ferry into the city. He stated that many people have worked on the proposals, including the Department of Economic Development and he himself and that the amount of money available - \$9.5 million is significant. He stated that it is a very worthwhile project, which may eliminate up to 1000 cars going through the County and into the city.

Freeholder Scanlon made remarks about a 10-year old Germain Buris, of Union Township, who has been diagnosed with Leukemia. His classmates and friends will be holding a Pasta Night fund raiser for him at 7:00 p.m. on January 14, 2005, at the Knights of Columbus Hall in the Vauxhall section of Union. The donation is \$12 for adults and \$8 for children.

Vice Chairman Freeholder Mirabella stated that the Homeland Security Committee meetings would be starting in February, which he will be chairing this year.

There were no comments from the County Manager.

Chairman Proctor thanked the Board and called for a motion to adjourn the meeting. On a motion made by Vice Chairman Mirabella, seconded by Freeholder Scanlon, roll call showed nine members of the Board voted in the affirmative.

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ADJOURNMENT

The voucher list through **December 29, 2004** will be available for public perusal in the Office of the Clerk of the Board.

The next **Regular Meeting** of the Union County Board of Chosen Freeholders will be held on **Wednesday, January 26, 2005 at 7:00 P.M.** in the Freeholders Meeting Room, Administration Building, 6th Floor, Elizabeth.

Nicole L. Tedeschi
Clerk of the Board

NLT/amc