

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

MINTUES OF THE AGENDA MEETING

OCTOBER 20, 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 Daniel P. Sullivan, and Freeholder Nancy Ward in attendance. Freeholder Deborah P. Scanlon was absent.

Also present were Deputy County Manager M. Elizabeth Genievich, Deputy County Counsel Robert Ascione, and Clerk of the Board Nicole L. Tedeschi.

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

Freeholder Scanlon entered the meeting at this point.

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

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C O M M U N I C A T I O N S :

OATHS OF OFFICE: Kamal Saleh, Union County Human Services Advisory Board and Jeffrey Robinson, Union County Air Traffic Noise Advisory Board.

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I. DEPARTMENT OF ADMINISTRATIVE SERVICES

M. Elizabeth Genievich, Deputy County Manager/Dir. of Administrative Services

Michael Yuska, Director of the Division of Purchasing, represented the Department.

RESOLUTIONS

1. Authorizing the County Manger to award the proposed contracts obtained through advertised public bidding in accordance with **Local Public Contracts Law 40A:11-1 et seq: (CH. PROCTOR)**

a. DEPARTMENT OF ENGINEERING & PUBLIC WORKS: Tiffany Electric, Inc., Fairfield, New Jersey, to provide Intersection Improvements to Raritan Road with Westfield Avenue in Clark and East Broad Street with Central Avenue, Mountain Avenue and Elm Street in Westfield. Work items include, but are not limited to, upgrading existing signalized intersections with new traffic signal equipment, replacing and

upgrading roadway signs, constructing new sidewalks and curbs, and curbs ramps in an amount of **\$676,009.35**.

Freeholder Kowalski asked if the work described in item “b” had been going on for a while. Mr. Yuska deferred to County Engineer Jeff Sias, who explained the project in detail and reviewed the structure of the lakebed and the entire surveying and analysis project for all the County lakes. Freeholders Sullivan and Estrada joined in the discussion asking several questions and receiving answers from Mr. Sias on the subjects of the costs of the project, the start and end dates of this project and upcoming lake projects.

- b. DEPARTMENT OF ENGINEERING & PUBLIC WORKS: J.A. Alexander Inc., Bloomfield, New Jersey, Cedar Brook Park Lake Restoration Project; this project consists of dewatering the lake, salvaging fish and transferring the salvaged fish to Cedar Brook, mobilizing excavation equipment necessary to dredge Cedar Brook Park Lake, mechanically dredging approximately 4,630 cubic yards of unconsolidated sediment from the lake, dispose of the dredged material, and refill the lake with water in an amount of **\$797,630**.

2. Renewing the Bond for **John Voytac** with **Hartford Insurance Company, Hartford, Connecticut**, for the contract period of October 1, 2005 – October 1, 2006 in an amount not to exceed **\$350. (No increase) (CH. PROCTOR)**

II. DEPARTMENT OF ECONOMIC DEVELOPMENT
James Daley, Director

RESOLUTIONS

III. DEPARTMENT OF ENGINEERING & PUBLIC WORKS
Frank Dann, Director

There were no questions.

RESOLUTION

1. Granting permission to the **Township of Clark** to hang a banner across Central Avenue in the vicinity of 152 Central Avenue, Clark, New Jersey, from November 1, 2005 – November 29, 2005 for the purpose of welcoming home the troops from the Westfield National Guard Armory (250th Signal Battalion) upon completing their tour of duty in Iraq. **(CH. PROCTOR)**

IV. DEPARTMENT OF FINANCE
Lawrence Caroselli, Director

Vice Chairman Mirabella asked several questions regarding item # 1 including the amount of the prior year's contract, the total enrollment of employees last year and this year, and why enrollment is not higher. Freeholder Mapp also asked questions about the money employees put into the program but do not use. Director Caroselli discussed the workings of the program in detail and outlined his department's efforts to educate employees on the program.

Freeholder Mapp also asked questions regarding whether the County is working with the municipalities on healthcare costs, and if anything in item #1 was related to that effort. Director Caroselli stated that there was no connection with the municipalities on anything in item #1.

RESOLUTIONS

1. Requesting the continuation of the **Cafeteria 125 Plan** also known as a **Flexible Spending Plan**, administered by **Horizon Healthcare Insurance Agency, Newark, New Jersey**, with the plan year running from January 1, 2006 – December 31, 2006 including a grace period extension to March 15, 2007 in an amount not to exceed **\$17,000. (FR. SULLIVAN)**
2. Modifying the 2005 Union County Adopted Budget in the amount of **\$80,960** as a result of notification received from New Jersey Division of Highway Traffic Safety for a program entitled: "**Comprehensive Traffic Safety Program.**" (FR. SULLIVAN)
3. Modifying the 2005 Union County Adopted Budget in the amount of **\$17,538** as a result of notification received from Mercer County Board of Social Services for additional funding for a program entitled: "**Social Services – Case Management.**" (FR. SULLIVAN)

Freeholder Estrada asked if the amount in item #4 was an increase. Director Caroselli stated that is additional money, and deferred to Director Guzzo of Human Services, who reported that there are more persons in the program.

4. Modifying the 2005 Union County Adopted Budget in the amount of **\$25,000** as a result of notification received from New Jersey Department of Human Services for additional funding for a program entitled: "**Intoxicated Drivers Resource Center (IDRC).**" (FR. SULLIVAN)
5. Modifying the 2005 Union County Adopted Budget in the amount of **\$93,309** as a result of notification received from the US Department of Labor and Workforce

Development for a program entitled: “**Workforce Development Investment Act (WIA).**” (FR. SULLIVAN)

V. DEPARTMENT OF HUMAN SERVICES
Frank Guzzo, Director

Freeholder Mapp asked who managed the three programs in the items below, and if the money went to the municipalities. Director Guzzo stated that the money goes out to the municipalities through various mechanisms and that the County runs very few direct service programs. Director Guzzo then elaborated on each program.

RESOLUTIONS

1. Authorizing the County Manager to do all that is necessary to comply with State requirements, such as resolution and certification, to accept CY2006 Alcohol Grant funding and to execute the **New Jersey Department of Human Services (NJ DHS), Division of Addiction Services (DAS)** for the contract period of January 1, 2006 – December 31, 2006 with a reimbursable ceiling of **\$955,631** with a County match of **\$135,387**. **{State funding: \$955,631; Local funding: \$135,387; Total funding: \$1,091,018}** (FR. ESTRADA)
2. Authorizing the County Manager to do all that is necessary to comply with State requirements to accept CY2006 Municipal Alliance to Prevent Alcoholism & Drug Abuse grant funding and to execute the **State of New Jersey, Governor’s Council on Alcoholism & Drug Abuse (GCADA)** for the contract period of January 1, 2006 – December 31, 2006 with a reimbursable ceiling of **\$617,616.46**. **{State funding: \$617,616.46}** (FR. ESTRADA)
3. Authorizing the County Manager to do all that is necessary to comply with State requirements, such as resolution, to accept FFY2005 Community Services Block Grant (CSBG) funding in the initial amount of **\$399,007**, to be amended as additional award letters are received, and to execute the **State of New Jersey, Department of Community Affairs (NJ DCA)** agreement for the contract period of October 1, 2004 – September 30, 2006. **{State funding: \$399,007}** (FR. ESTRADA)

VI. DEPARTMENT OF PARKS, RECREATION & FACILITIES
Charles Sigmund, Director

Debra Judd, Director of the Division of Recreation and Administrative Support, represented the department. Freeholder Mapp asked several questions regarding the Youth Services Bureau’s location and leasing arrangements. Director Judd deferred to Director Guzzo, who explained in detail about the leasing arrangements over the years, a dispute with the landlord, repairs being made to the building, and new leasing arrangements. He also agreed to provide more detailed information to Freeholder Mapp.

RESOLUTIONS

1. Amending **Resolution No. 746-2005** to the contract with **Morning Star Community Development Corporation, Linden, New Jersey**, for the premises known as the Youth Service Bureau, located at 1130 E. St. Georges Avenue, Linden, New Jersey; from month to month to two (2) years effective October 1, 2005 – September 30, 2007 in an additional amount of **\$86,820** for a new total contract amount not to exceed **\$173,640** for twenty-four (24) months. **(FR. KOWALSKI)**
2. Entering into an agreement with **Cranford Hockey Club, Cranford, New Jersey**, to provide instructors for group ice hockey clinics at Warinanco Skating Center for the 2005-2006 ice skating season in an amount of **\$8,000**. **(FR. KOWALSKI)**
3. Entering into an agreement with **Ice Chalet, Union, New Jersey**, to provide a head instructor and private and/or group ice skating lessons at the Warinanco Skating Center for the 2005-2006 ice skating season in an amount not to exceed **\$13,000**. **(FR. KOWALSKI)**

VII. DEPARTMENT OF PUBLIC SAFETY **Harold Gibson, Director**

Director Gibson stated he would have two things for next week's agenda, both items that will come out of the Homeland Security budget: An Urban Initiative concerning security services for Jersey Gardens Mall, and the purchase of a police and fire vehicle for the County Police. Freeholder Holmes asked for clarification on the security services to be provided to the mall area, and the Director briefly outlined the planned arrangements.

RESOLUTIONS

VIII. RUNNELLS SPECIALIZED HOSPITAL **Joseph Sharp, Director**

RESOLUTIONS

1. Amending **Resolution No. 838-2005**, which amends the list of the **Associate Attending Physicians** who provide on-call medical coverage for nights, weekends, emergencies and holidays for the patients/residents of Runnells Specialized Hospital for the contract period of January 1, 2005 – December 31, 2005. **(FR. KOWALSKI)**

2. Renewing the contract with **Care Perspectives, Inc., Phillipsburg, New Jersey**, to provide consultation and continuing education services to the staff of Runnells Specialized Hospital for the contract period of January 1, 2006 – December 31, 2006 in an amount not to exceed **\$20,000. (FR. KOWALSKI)**
3. Entering into an agreement with **Rutgers University, School of Nursing, New Brunswick, New Jersey**, to establish a clinical affiliation for graduate nursing education for the contract period of October 15, 2005 – October 14, 2006, to renew automatically. **{At No Cost to the County} (FR. KOWALSKI)**

Freeholder Mapp asked several questions regarding the nature and services to be provided over the life of the contract in item #4. Director Sharp elaborated on the problems that the roof has had and on the services that will likely be needed over the next two years. He also stated that the amount of the contract may not even cover all of the possible repairs.

4. Amending **Resolution No. 928-2005 (BA. #69-2005)** to the contract with **Preventive Maintenance Roofing, Inc., Neptune, New Jersey**, to provide aluminum roof coating and perform roof inspections & maintenance; to add a contingency for unseen repairs for the contract period of September 29, 2005 – September 28, 2007 in an additional amount of **\$35,000** for a new total contract amount of **\$73,576.80. {Original Contract Amount: \$38,576.80; Additional Amount: \$35,000; New Contract Amount: \$73,576.80} (FR. KOWALSKI)**

IX. OFFICE OF THE COUNTY CLERK

Joanne Rajoppi

Deputy County Counsel Joseph Ascione represented the County Clerk's department. Vice Chairman Mirabella asked why the contracts were first awarded and then rescinded. Mr. Ascione explained that there had been a lack of communication between the County Counsel's office and the County Clerk's office. Freeholder Mapp asked if these contracts had been presented as Professional Services contracts. Mr. Ascione stated that had been presented as Extraordinary Unspecifiable Services contracts.

RESOLUTIONS

1. Rescinding **Resolution No. 773-2005** to the contract with **County Business Systems, Inc., Pennington, New Jersey**, for back file imaging land records from 1977 – 1991 in an amount of **\$111,840. (CH. PROCTOR)**
2. Rescinding **Resolution No. 774-2005** to the contract with **County Business Systems, Inc., Pennington, New Jersey**, for the restoration of map books in an amount of **\$311,065. (CH. PROCTOR)**

X. OFFICE OF THE PROSECUTOR
Theodore J. Romankow

First Assistant Prosecutor Albert Cernadas Jr. represented the Department.

RESOLUTION

Freeholder Sullivan asked how many cases of fraud the Prosecutor's office investigate. Mr. Cernadas stated that over 500 cases per year were investigated and about 25 cases were prosecuted. Freeholder Sullivan asked if there were any attempts by the office or the State to educate the public about fraud. Mr. Cernadas said that the State does have an outreach and education program including a television commercial featuring the State Attorney General Peter Harvey.

1. To apply for and accept funding from the **New Jersey Division of Criminal Justice, Office of the Insurance Fraud Prosecutor**, to continue current efforts of insurance fraud investigation in Union County in an amount of **\$301,173. {No County Match Required}** (CH. PROCTOR)

XI. COUNTY COUNSEL
Robert E. Barry, Esq.

Deputy County Counsel Joseph Ascione represented the County Counsel's Department. There were no questions.

RESOLUTIONS

1. Amending **Resolution No. 300-2005** to increase the appropriation to **Elnardo Webster, Jr., Esq. of Booker, Rabinowitz, Trenk, Lebetkin, Tully, DiPasquale & Webster, PC, West Orange, New Jersey**, special counsel in the matter entitled **Estate of Edward Sinclair v. UC, et als.** in an additional amount of **\$5,000** for the final total contract amount not to exceed **\$10,000.** (CH. PROCTOR)
2. Amending **Resolution 775-2005** to increase the appropriation to **Schenck, Price, Smith & King, Morristown, New Jersey**, special counsel in the matter entitled **Roberts v. UC, et als.** in an additional amount of **\$5,000** for a new total contract amount not to exceed **\$25,000.** (CH. PROCTOR)
3. Amending **Resolution 784-2005** to increase the appropriation to **Garrubbo & Capece, Westfield, New Jersey**, special counsel in the matter entitled **Todaro v.**

UC, et als. in an additional amount of **\$5,000** for a new total contract amount not to exceed **\$55,000.** (CH. PROCTOR)

4. Amending **Resolution 459-2005** to increase the appropriation to **Ruderman & Glickman, Springfield, New Jersey**, special counsel in the matter entitled **Bulle v. UC, et als.** in an additional amount of **\$5,000** for a new total contract amount not to exceed **\$10,000.** (CH. PROCTOR)
5. Ratifying the transfer of Lots 1.02 and 1.03 of Block 3303 in Berkeley Heights (formally known as 136 Horseshoe Road) to the successful bidder **ER Development Company, Inc.** or its assigns. (CH. PROCTOR)

XII. COUNTY MANAGER

George Devanney

Deputy County Manager M. Elizabeth Genievich represented the Office of the County Manager. There were no questions.

RESOLUTION

1. Approving the Agreement between the County of Union and the **Parks Maintenance Union** for the period of January 1, 2005 – December 31, 2007. (CH. PROCTOR)

XIII. FREEHOLDERS

Freeholder Sullivan stated that he would have an additional laudatory resolution for the next meeting.

Chairman Proctor stated that he would also have at least one laudatory resolution for the next meeting.

Freeholder Holmes stated he would have a resolution on an upcoming NAACP event.

RESOLUTIONS

FREEHOLDER ESTRADA

1. Authorizing the County Manger to allocate funds to the applicants of the 2005 “**Preserve Union County**” matching grant program in an amount not to exceed **\$500,000.00**; in conjunction with and for the Union County Office of Open Space, Recreation and Historic Preservation Trust Fund. (Funds have already been encumbered as per **Resolution No. 482-2005**) Funds to be allocated as follows:

City of Summit: Old Town Hall

\$50,000

Township of Cranford: Cranford Canoe Club	\$75,000
Kean University: James Townley House	\$50,000
YWCA of Central NJ: YWCA of Central NJ Bldg.	\$70,000
1st Presbyterian Church of Elizabeth: “Old First”	\$90,000
Union Township Historical Society: Caldwell Parsonage	\$47,000
Historical Society of Plainfield: Nathaniel Drake House	\$65,000
Cranford Historical Society: Crane Phillips House	\$3,000
Kenilworth Historical Society: Oswald J. Nitschke House	<u>\$50,000</u>
Total Funding	\$500,000

2. Authorizing the County Manager to enter into an agreement with **PMK Group, Cranford, New Jersey**, to provide a Preliminary Environmental Assessment (Phase I) of the property located at 249 Glenside Avenue, Block 4803, Lot 12, Summit, New Jersey, for the purpose of a future acquisition of said property; in conjunction with and for the Union County Office of Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed **\$3,500**.
3. Authorizing the County Manager to enter into an agreement with **Harbor Consultants Inc., Cranford, New Jersey**, to provide professional land surveying services of the property known as the Union County Arts Center, Rahway, New Jersey, which includes two tracks of land. Detailed boundary and location surveys will be performed for Block 159, Lots 4 & 5 and upon completion, also provided shall be a Major Subdivision Map/Lot Consolidation Plan; for and in conjunction with the Union County Office of Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed **\$6,890**.

FREEHOLDERS ESTRADA AND SULLIVAN

1. Congratulating the following who is being honored with the Girl Scouts Gold Award: **Cacilda Livres, Amanda Esteves, Diana Medeiros, Nicole Coelho, Jennifer Castainca, Kimberly Maio, and Susana Coelho**.

FREEHOLDER MAPP

1. Extending deepest condolences to the family of **Donald K. Tucker, Newark, New Jersey**, in this, their time of sorrow.

FREEHOLDER SCANLON

1. Congratulating **Karen Caulfield and Eddie Donnelly** on being honored by the Irish American Society of Union.
2. Adopting the “**HAZMAT Policy**” as approved by the Policy Committee and the Fiscal Committee.

FREEHOLDERS SCANLON, KOWALSKI AND WARD

(The Chairman stated that this item will be from the Entire Board).

1. Declaring the month of October as “**National Breast Cancer Awareness Month**” in Union County.

VICE CHAIRMAN MIRABELLA

1. Congratulating the following on their receipt of the **Community Access Awards: Ann Baran, Humanitarian of the Year Award, Daniel Herzog, Geller Award and CAU Members, Public Leadership Award.**
2. Acknowledging **Jeff Christ, Fire and Rescue Battalion Chief** for conducting a School-Safety Conference informing County officials the successes and failures of the Columbine incident which occurred at Columbine High School on April 20, 1999, Littleton, Colorado.

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The next **Agenda Meeting** of the Union County Board of Chosen Freeholders will be held on **November 3, 2005 at 7:00 PM** in the Freeholders Meeting Room, Administration Building, 6th Floor, Elizabeth, New Jersey.

ADJOURNMENT

Nicole L. Tedeschi
Clerk of the Board

NLT/amc