

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

MINUTES OF THE AGENDA MEETING

NOVEMBER 9, 2005

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

Freeholder Adrian O. Mapp was absent.

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 upon Vice Chairman Mirabella to give certificates to Alex Cox, Sean Farley, Alan Nunez, Alex Mirabella, Thomas Rose and Timothy Villaluz, the Junior Weeblos Pack 116 of Roselle Park, in recognition of their participation and interest in public service and local government. Vice Chairman Mirabella stated that he gave a presentation on government to the Pack and that they knew a great deal. He stated that scouting is taken seriously in Roselle Park and that it is important to provide positive activities for young people.

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I. DEPARTMENT OF ADMINISTRATIVE SERVICES

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

The Deputy County Manager offered her congratulations to the re-elected Freeholders in yesterday's election. There were no questions.

RESOLUTIONS

1. 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: (CH. PROCTOR)**
 - a. DIVISION OF ENVIRONMENTAL HEALTH AND EMERGENCY MANAGEMENT: Plaza Ford/Motors Fleet, Red Bank, New Jersey, to purchase one (1) 2006 Ford Supercab DRW F-350 Truck in an amount of **\$35,125.**

- b. DEPARTMENT OF PARKS, RECREATION & FACILITIES: Mid-Atlantic Truck Centre, Inc., Linden, New Jersey, to provide one (1) 18 cubic yard 2006 International 7400 Refuse Packer in an amount of **\$120,985**.
 - c. DEPARTMENT OF PARKS, RECREATION & FACILITIES: Mid-Atlantic Truck Centre, Inc., Linden, New Jersey, to purchase one (1) 2006 International 7400 SFA Dump Truck with a crane and snow plow in an amount of **\$159,400**.
 - d. OFFICE OF THE PROSECUTOR: Universal Uniform Sales Co., Newark, New Jersey, to purchase various customize uniforms for various Police equipment in an amount of **\$31,086**.
 - e. DEPARTMENT OF PARKS, RECREATION & FACILITIES: Hertrich Fleet Services Inc., Milford, DE, to purchase one (1) 2006 Chevrolet Cargo Express Van Rear Wheel Drive Regular Base 1SA in an amount of **\$17,920**.
 - f. DEPARTMENT OF PARKS, RECREATION & FACILITIES: Wilfred MacDonald, Inc., S. Hackensack, New Jersey, to purchase two (2) new Jacobsen Model HR-9016 Turbo Mowers in an amount of **\$154,994**.
 - g. DEPARTMENT OF PARKS, RECREATION & FACILITIES: Storr Tractor Company, Somerville, New Jersey, to purchase one (1) Toro Groundmaster 4100D 10.5' wide area rotary mower in an amount of **\$54,420**.
 - h. DIVISION OF PURCHASING; RUNNELLS SPECIALIZED HOSPITAL; AND DIVISION OF SOCIAL SERVICES: Supply Saver Corporation, Neptune, New Jersey, to purchase various printer cartridges, laser and inkjet for a contract period of twenty-four (24) consecutive months for a total contract amount not to exceed **\$280,000**.
 - i. RUNNELLS SPECIALIZED HOSPITAL: Ringwood Software, Inc., Salem, NH, to purchase one (1) policy and procedure software system document in support of an initiative to enhance regulatory compliance, patient care and overall operating efficiency in an amount of **\$48,859**.
 - j. DEPARTMENT OF PARKS, RECREATION & FACILITIES: Paragon Contracting, Inc., Clifton, New Jersey, to perform asbestos abatement activities at two (2) residential facilities, one in Summit, and Springfield in an amount not to exceed **\$14,000**.
2. Amending **Resolution No. 231-2005 (BA# UCCP3-2005)** to the contract with **National Fuel Oil Inc., Newark, New Jersey**, to reflect the amount of **\$100,000** to be moved from the 2006 allotment into the 2005 in order to provide enough

money for gasoline to cover purchases through December, 2005. **(CH. PROCTOR)**

3. Amending **Resolution No. 1065-2005 (BA. #69)** to the contract with **Preventive Maintenance Roofing Inc., Neptune, New Jersey**, to provide aluminum roof coating & roof inspections and maintenance in an additional amount of **\$10,000** for a new total contract amount of **\$83,576.80. (CH. PROCTOR)**
4. Amending **Resolution No. 263-2004** to increase the salary ranges equivalent to the CPI of 3.8% retroactive to January 1, 2005. **(CH. PROCTOR)**
5. Adopting the **2005 and 2006 Exclusionary Wage** increases, the 2005 salary increases shall be retro-active to January 1, 2005 and the 2006 increases shall be effective January 1, 2006 shall be based upon the employee's performance evaluation score pursuant to Resolution No. 2129-2002 and not to exceed an average of 3.75% in the aggregate. **(CH. PROCTOR)**
6. Amending **Resolution No. 803A-2001** to modify the Benefits Package for **Non-Contractual Employees. (CH. PROCTOR)**
7. Amending **Resolution No. 1290-2000**, the **Voluntary Health Benefit Buyout Program** for Non-Contractual Employees to increase the Buyout Program from **\$2,500 to \$3,000. (CH. PROCTOR)**

II. DEPARTMENT OF ECONOMIC DEVELOPMENT

James Daley, Director

Vice Chairman Mirabella asked if the back-up material for these grants could be left at the office instead of sent home in the Freeholder packets in the future. Director Daley stated that he would gladly accommodate individual Freeholder needs in terms of leaving the back-up material at the office or sending it in the packets as requested.

RESOLUTIONS

1. Authorizing the County Manager, through the Division of Cultural & Heritage Affairs to execute any and all agreements for the **2005 HEART Grant Program 2nd Round** in an amount not to exceed **\$41,755. (FR. KOWALSKI)**

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|--|-------------------|
| Hubert Reeder, Plainfield | \$500.00 |
| Catholic Charitable of the Arch. of Newark/Engel Sen. Day Care Center, Cranford | \$800.00 |
| Center for Hope Hospice & Palliative Care, Linden | \$2,000.00 |
| Chinese American Music Ensemble, Westfield | \$1,000.00 |
| Cranford Historical Society | \$1,000.00 |
| Crescent Educational & Cultural Assoc., Inc, Plainfield | \$1,235.00 |
| Elizabethport Presbyterian Center | \$1,270.00 |

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|---|------------|
| Garden State Cultural Association, Scotch Plains | \$1,000.00 |
| George Washington Elementary School, Hillside | \$2,100.00 |
| Jefferson Park Ministries, Inc., Elizabeth | \$1,000.00 |
| Jersey Central Art Studios, Cranford | \$1,500.00 |
| Kenilworth Historical Society | \$750.00 |
| National Council of Jewish Women, UC Section, Elizabeth | \$500.00 |
| NJ Intergenerational Orchestra, Cranford | \$1,500.00 |
| NJ Symphony Orchestra, Newark (for Rahway) | \$2,000.00 |
| Plainfield Symphony Society, Inc., | \$2,000.00 |
| Presbyterian Home at Plainfield | \$1,000.00 |
| Queen City Academy Charter School, Plainfield | \$1,500.00 |
| Restore Ministries, Union | \$2,000.00 |
| Shubanjali School of Performing Arts, Scotch Plains | \$1,000.00 |
| Springfield Free Public Library | \$1,000.00 |
| St. Genevieve School, Elizabeth | \$1,000.00 |
| Starlite Chorale, Clark | 500.00 |
| Suburban Community Music Center, New Providence | \$2,500.00 |
| Summit Chorale | \$1,600.00 |
| Temple Beth Ahn, Springfield | \$1,000.00 |
| Trinitas Health Foundation, Elizabeth | \$1,000.00 |
| UC Educational Services Commission, Westfield | \$2,500.00 |
| Union Public Library | \$500.00 |
| Union Township Historical Society | \$500.00 |
| Westfield Symphony Orchestra | \$2,000.00 |
| Women in Conversation, Inc., Plainfield | \$2,000.00 |

2. Approving the **Union County Comprehensive Economic Development Strategy – 2005 Progress Report Update**, September 21, 2005. (FR. SULLIVAN)

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

There were no questions.

RESOLUTIONS

1. Granting permission to the **Township of Scotch Plains** to hang a banner across Park Avenue, in the Center of Scotch Plains, New Jersey, near the Municipal Building, from November 10, 2005 – December 5, 2005 to publicize a Holiday Celebration to be held on December 4, 2005 from 2:00 p.m. to 5:00 p.m. at Scotch Plains Towne Center. (CH. PROCTOR)
2. Granting permission to the **Borough of Roselle Park** to close East Lincoln Avenue from Sherman Avenue to Chestnut Street, and Chestnut Street from East Lincoln Avenue to Charles Street, Roselle Park, New Jersey, on Saturday,

December 3, 2005 (rain date Sunday, December 4, 2005) from 12:00 p.m. to 4:00 p.m. for an annual Holiday Parade and related activities. **(CH. PROCTOR)**

3. Granting permission to the **Borough of Roselle** to hang banners on West First Avenue at Aldene Road, East First Avenue at Prospect Street, Raritan Road at the Roselle Shopping Center, and Chestnut Street at Second Avenue, from November 15, 2005 – February 15, 2005 to publicize Urban Enterprise Zone 3% Sales Tax. **(CH. PROCTOR)**
4. Approving **Change Order No. 1 (final)** to the contract with **Foggia Supreme of East Hanover, New Jersey**, for as-built items due to field conditions, design modifications and additional items to the intersection improvement of Chestnut Street and Grant Avenue, Roselle Park, New Jersey, in an additional amount of **\$1,152.75** for a new total contract amount of **\$188,278.75**. **(CH. PROCTOR)**

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|------------------------------------|---------------------------|
| Previous Contract Amount: | \$185,126.00 |
| Change Order No. 1 (final): | <u>\$ 1,152.75</u> |
| New Contract Amount: | \$186,278.75 |

IV. DEPARTMENT OF FINANCE
Lawrence Caroselli, Director

Frank Padosniak represented the Department. He stated that there would be an additional resolution from this department that would be discussed in Executive Session.

RESOLUTIONS

1. Modifying the 2005 Union County Adopted Budget in the amount of **\$117,990** as a result of notification received from the New Jersey Division of Law and Public Safety for a program entitled: **“Multi-Jurisdictional Narcotics Task Force Program.”** In addition, appropriating the sum of **\$117,990** from the matching funds grant and entitled: **“Match-Multi-Jurisdictional Narcotics Task Force Program.”** **(FR. SULLIVAN)**
2. Modifying the 2005 Union County Adopted Budget in the amount of **\$14,053** as a result of notification received from the New Jersey Department of Health and Senior Services for a program entitled: **“Older Americans Act – Title III.”** **(FR. SULLIVAN)**
3. Pursuant to the authority of **N.J.S.A. 40A:4-58**, approving transfers of 2005 appropriations. **(FR. SULLIVAN)**

V. DEPARTMENT OF HUMAN SERVICES
Frank Guzzo, Director

RESOLUTIONS

VI. DEPARTMENT OF PARKS, RECREATION & FACILITIES

Charles Sigmund, Director

There were no questions.

RESOLUTIONS

1. Waiving the fees for 250 participants within the ages of 7-14 in **The Golf Channel's 9th Annual Drive, Chip & Putt Junior Skills Golf Competition** at Galloping Hill Golf Course on June 7, 2006 in an amount of **\$2,314**. {Local funding \$814 (loss of revenue) - \$1500 (cash)} **(FR. KOWALSKI)**

2. Amending **Resolution No. 805-2004**, to the contract with **Best Uniform, Westville, New Jersey, (BA. No. 86)** in order to fulfill contractual obligations in providing uniform services for the employees of Parks Maintenance in an amount of **\$33,261.18**. **(FR. KOWALSKI)**

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|----------------------------------|---------------------------|
| Original Contract Amount: | \$65,738.82 |
| Change Order No. 1: | <u>\$33,261.18</u> |
| New Contract Amount: | \$99,000.00 |

VII. DEPARTMENT OF PUBLIC SAFETY

Harold Gibson, Director

RESOLUTIONS

VIII. RUNNELLS SPECIALIZED HOSPITAL

Joseph Sharp, Director

RESOLUTIONS

1. Renewing the contract with **Choice Rehab, Inc., Marlton, New Jersey**, to provide occupational therapy services for the residents/patients at Runnells Specialized Hospital for the contract period of December 1, 2005 – November 30, 2006 in an amount of **\$901,524**. **(FR. KOWALSKI)**

2. Renewing the contract with **Partners Healthcare, Cranford, New Jersey**, to continue to provide enteral nutrition for the residents/patients at Runnells Specialized Hospital who are tube fed and urological/ostomy supplies for the residents/patients who are in need of this service for the contract period of December 1, 2005 – November 30, 2006 in an amount of **\$40,500**. **(FR. KOWALSKI)**

3. Amending **Resolution No. 1134-2004** to the contract with **Penn Jersey Paper Company, Philadelphia, PA**, to continue to provide disposable paper products and kitchen small wares for the dietary department at Runnells Specialized Hospital for the contract period of January 1, 2005 – December 31, 2005 in an additional amount of **\$7,000** for a new total contract amount of **\$78,375. (FR. KOWALSKI)**

Freeholder Scanlon asked about the process of declaring a patient balance uncollectible. Director Sharp explained that the process is outlined in a Policy resolution and that each account is reviewed by County Counsel. The debt is declared uncollectible if there is evidence supporting that conclusion. It is required to have a resolution to this effect in order for the debt to be taken off the books.

4. To approve the dissolving of an outstanding patient balance owed to Runnells Specialized Hospital in an amount of **\$11,700**, as it is uncollectible. **(FR. KOWALSKI)**

Freeholder Ward asked if the amount in item #5 is the price of a lock (referring to the back-up material.) Director Sharp stated that the cost in question refers to a special locking refrigeration unit holding vaccines. It has a special temperature monitor and an alarm system should the power fail or should the vaccines otherwise be in danger from extreme temperature.

5. Amending **Resolution No. 805-2004** to the contract with **Institutional Systems Services (ISS), Waldwick, New Jersey**, for the security system service, repair and preventive maintenance for the contract period of October 5, 2004 – October 4, 2006, in an amount of **\$4,950. (FR. KOWALSKI)**

Freeholder Estrada asked how many students would be involved in item #6. Director Sharp stated he was not sure, but that the hospital is very proud of this program because UMDNJ has chosen Runnells Specialized Hospital over all other nursing home facilities in the state.

6. Entering into an agreement with the **University of Medicine and Dentistry of New Jersey, (UMDNJ)** to offer supervised field experience for students enrolled in the School of Medicine for a rotation in geriatric services for the contract period of November 9, 2005 – November 8, 2006 at no cost to the County. **(FR. KOWALSKI)**

IX. OFFICE OF THE PROSECUTOR**Theodore J. Romankow****Albert Cernadas Jr. represented the Office of the Prosecutor.****RESOLUTIONS**

Freeholder Kowalski asked what "S.A.L.T." stood for. Mr. Cernadas said it stands for Save a Life Today, a community outreach program in Plainfield.

1. Authorizing the County Manager to enter into a lease agreement with **St. Mary's Roman Catholic Church, Plainfield, New Jersey**, for the use of four (4) offices (S.A.L.T. Project) for the contract period of July 1, 2005 – December 31, 2005 at no cost to the County. **(CH. PROCTOR)**

Freeholder Ward asked if this year is the first time for this grant. Mr. Cernadas stated that it is not the first time; it is an ongoing grant and there are units in several other hospitals.

2. Authorizing the County Manager to enter into an agreement with **Overlook Hospital, Summit, New Jersey**, to provide a room with a shower for the operation of the SART/SANE Program in Union County, thereby providing a victim centered approach to the treatment of sexual assault victims for the contract period of September 20, 2005 – September 19, 2006 at no cost to the County. **(CH. PROCTOR)**

X. COUNTY COUNSEL**Robert E. Barry, Esq.****RESOLUTIONS**

1. Amending **Resolution 504-2005** to increase the appropriation to **Allan C. Roth, Esq., Springfield, New Jersey**, special counsel in the matter entitled **Weinstock v. UC, et als.** in an additional amount of **\$5,000** for the final total contract amount not to exceed **\$15,000**. **(CH. PROCTOR)**
2. Appointing **Robert Renaud, Esq., Cranford, New Jersey**, as special counsel to represent Undersheriff Malcolm, replacing Robert Mega, Esq., in the matter entitled **Virginia Fanelli v. County of Union, et als.** in an amount not to exceed **\$20,000**. **(CH. PROCTOR)**

XI. COUNTY MANAGER**George Devanney****RESOLUTIONS****XII. FREEHOLDERS**

RESOLUTIONS

FREEHOLDER ESTRADA

1. Supporting competition in providing cable service to all residents of New Jersey and urging the New Jersey Legislature to pass legislation to make it easier for companies to compete for business.
2. Authorizing the County Manager to enter into an agreement with **Harbor Consultants Inc., Cranford, New Jersey**, to provide professional land surveying services to the property located at 249 Glenside Avenue, Summit, New Jersey. Detailed surveying services which conform to the State “ALTA” and NJDEP Green Acres standards will be provided, along with the survey and lot consideration plan and metes and bounds descriptions of all tracts of lands. Survey work to be done prior to the acquisition of said property through the Union County Office of Open Space, Recreation and Historic Preservation Trust Fund for a total contract amount not to exceed **\$18,890**.
3. Authorizing the County Manager to enter into an agreement with **PMK Group, Cranford, New Jersey**, to provide environmental consulting services for the potential acquisition of property located at 244, 260, 276 Snyder Avenue and 11, 19, 24, 26, 31 and 32 Stanford Drive, Berkeley Heights, New Jersey, through the Open Space, Recreation and Historic Preservation Trust Fund. Services to follow previously completed Phase I Environmental Site Assessment through commencement of cleanup activities, and will include review of remedial cleanup action plans, workplans, bids and other documents and represent the County as a technical consultant at meetings with regulatory agencies for a total contract amount not to exceed **\$25,000**.
4. Authorizing the County Manager to enter into an agreement with **PMK Group, Cranford, New Jersey**, to provide engineering services for construction observation and administration for the reconstruction of Meisel Park, Springfield, New Jersey through the Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed **\$115,500**.
5. Amending **Resolution 64-2005** to the contract 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 additional amount not to exceed **\$25,000** for a new contract amount of **\$55,000**.

FREEHOLDER MAPP

1. Proclaiming November 19, 2005 as “**National Adoption Day**” in Union County.

2. Extending deepest condolences to the family of **Reverend Nellie F. Suratt, Assistant Pastor, Mt. Zion A.M.E. Church, Piscataway, New Jersey**, in this, their time of sorrow.

FREEHOLDER SCANLON

Freeholder Scanlon stated that she would have a resolution for an Eagle Scout for the next meeting.

1. Congratulating **Chris Taylor, Union**, and a senior at Roselle Catholic High School who recently placed first in the 2005 Young Environmentalist of the Year Awards program.

CHAIRMAN PROCTOR

1. Authorization to apply for funds through the **New Jersey Department of State, Division of Archives Records Management Public Archives and Records Infrastructure Support Grants Program (PARIS Grant Program)** for the purpose of improving archiving and records management in Union County in an amount not to exceed **\$1,200,000**.
2. Authorization to apply for funds through the **New Jersey Department of State, Division of Archives Records Management Public Archives and Records Infrastructure Support Shared Services Grants Program (PARIS Grant Program)** for the purposes of providing a shared service to municipalities in the area of records management in an amount not to exceed **\$2,000,000**.

This item will be from the entire Board.

3. Recognizing the following **Union County Law Enforcement** personnel who participated in the **Hurricane Katrina** relief efforts accomplished through three separate Union County deployments:

1st Deployment Union County Law Enforcement – New Jersey

Joseph Vitelli, Captain, UC Prosecutor's Office
Martin Mogensen, Lieutenant, UC Police Department
Donald Tempalsky, Lieutenant, Linden Police Department
George Marmarou, Sergeant, UC Sheriff's Office
Daniel Fay, Detective, UC Prosecutor's Office
Brendan Sullivan, Sheriff's, UC Sheriff's Office
Erik Finne, Sheriff's, UC Sheriff's Office
Robert Bartkus, Patrolman, Westfield Police Department
Matthew Cove, Patrolman, Hillside Police Department
Sean Young, Patrolman, Hillside Police Department
Clint Sporman, Patrolman, Kean University Police Department

2nd Deployment Union County Law Enforcement – New Jersey

**William Hannon, Lieutenant, Kenilworth Police Department
 Donald Amberg, Patrolman, Mountainside Police Department
 Tindaro Caminiti, Detective, Plainfield Police Department
 Jonathan Tilton, Patrolman, Rahway Police Department
 Art Bruschetti, Patrolman, Scotch Plains Police Department
 Oliver Kalebota, Detective, Union County Prosecutor’s Office
 James Weinberg, Detective, Union County Prosecutor’s Office**

3rd Deployment Union County Law Enforcement – New Jersey

**Ernest Schmidt, Patrolman, Berkeley Heights Police Department
 Daniel Sims, Patrolman, Kenilworth Police Department
 Douglas Fortuna, Detective, Linden Police Department
 Jerry Plum, Patrolman, Plainfield Police Department
 Thomas Sarnecki, Patrolman, Scotch Plains Police Department
 Richard Proctor, Patrolman, Summit Police Department
 Dennis Burke, Sergeant, UC Sheriff’s Office
 Richard Cederquist, Lieutenant, UC Sheriff’s Office**

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The Chairman called for a motion to enter into Executive Session. On a motion by Freeholder Scanlon, seconded by Freeholder Holmes, roll call showed eight members of the Board voted in the affirmative with Freeholder Mapp absent.

EXECUTIVE SESSION

Re: Pending Litigation

The Chairman called for a motion to re-enter the Agenda Meeting. On a motion by Freeholder Holmes, seconded by Freeholder Estrada, roll call showed six members of the Board voted in the affirmative with Freeholder Scanlon, Freeholder Sullivan and Freeholder Mapp absent.

The Chairman called for a motion to adjourn the meeting. On a motion by Vice Chairman Mirabella, seconded by Freeholder Estrada, roll call showed six members of the Board voted in the affirmative with Freeholder Scanlon, Freeholder Sullivan and Freeholder Mapp absent.

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The next **Agenda Meeting** of the Union County Board of Chosen Freeholders will be held on **December 1, 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