



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, MARCH 5, 2009

MINUTES OF THE AGENDA SETTING MEETING

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

Also present were County Counsel Robert E. Barry, Esq., County Manager George W. Devanney and Clerk of the Board Nicole L. DiRado.

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

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

Freeholder Proctor entered the meeting at this point.

APPROVAL OF COMMUNICATIONS

Note and File

Oaths of Office

1. Union County Advisory Council on Aging: Yves Aubourg
2. Union County Air Traffic & Noise Advisory Board: Robert Beiner
3. Union County Public Health/Weapons of Mass Destruction Advisory Board: Boniface Udentia
4. Union County Transportation Advisory Board: Ludwig Anton Evers, Tony Hall and Robert W. Messler
5. Union County Utilities Authority: Clifton People



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RESOLUTIONS

OFFICE OF THE COUNTY CLERK

Joanne Rajoppi, County Clerk

Deputy County Clerk Alan Falcone represented the Department.

There were no questions.

1. Authorizing the County Manager to enter into a contract with **Full Service Mailers, Garfield, New Jersey**, for the purpose of mailing Union County sample ballots for the 2009 School Board, Primary and General Elections in an amount not to exceed **\$50,750**.
(CHAIRMAN MIRABELLA)
2. Authorizing the County Manager to enter into a contract with **Royal Printing Service, West New York, New Jersey**, for the purpose of printing Union County ballots for the 2009 School Board, Primary and General Elections in an amount not to exceed **\$498,190**.
(CHAIRMAN MIRABELLA)
3. Authorizing the County Manager to enter into a contract with **B&B Press, Inc., Somerville, New Jersey**, for the purpose of printing absentee and provisional ballots for the 2009 Primary and General Elections in an amount not to exceed **\$126,400**.
(CHAIRMAN MIRABELLA)

Freeholder Scanlon entered the meeting at this point.

OFFICE OF THE PROSECUTOR

Theodore J. Romankow, Prosecutor

Chairman Mirabella stated that neither Prosecutor Romankow nor his staff were able to attend the Freeholder meeting, however, County Counsel Barry and County Manager Devanney are prepared to answer questions.

There were no questions.

1. Authorizing the County Manager to enter into a contract with **Porter Lee Corporation, Schaumburg, Illinois**, to provide annual support for the Barcoded Evidence Analysis, Statistics and Tracking (BEAST) evidence logging system for the contract period of January 1, 2009 through December 31, 2009 in an amount not to exceed **\$45,000**.
(CHAIRMAN MIRABELLA)



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OFFICE OF THE SHERIFF

Ralph Froehlich, Sheriff

There were no questions.

1. Approving the **Union County Sheriff's Five Year Written Spending Plan** for the use of the Document Trust Fund. **(CHAIRMAN MIRABELLA)**

DEPARTMENT OF ADMINISTRATIVE SERVICES

M. Elizabeth Genievich, Deputy County Manager / Director

1. Designating two vehicles, a 1999 Ford Explorer and a 1976 T5 Ford Tractor as **surplus vehicles** so they may be donated to the Roselle Park fire department. **(CHAIRMAN MIRABELLA)**

Freeholder Van Blake asked if there are more vehicles available for donation as mentioned in item #1. He stated that the City of Plainfield is in dire need of them. Deputy County Manager/Director of Administrative Services stated that there are approximately ten vehicles consisting of marked and unmarked cars, however, the average mileage is 110,000. She stated that they are in good condition and good working order. She said that she would advise Freeholder Van Blake of what exactly is available.

2. Authorizing the County Manager to **donate two vehicles**, to the Borough of Roselle Park Fire Department pursuant to N.J.S.A. 40A:11-36(2). The fire department has expressed an urgent need to acquire the vehicles. **(CHAIRMAN MIRABELLA)**
3. Amending Resolution Number 2009-223 awarding insurance policies, to reflect a change in insurance company and premium amount to replace AIG with **Everest National Insurance Company** for the contract period of March 1, 2009 through February 28, 2010 in an amount not to exceed **\$721,140 plus NJPLIGA surcharge of \$6,490, for a total amount of \$727,630.**

Vice Chairman Sullivan asked if the reason for replacing AIG Insurance Company in item #3 is because of the six billion dollar debt that they have incurred. Deputy County Manager/Director of Administrative Services M. Elizabeth Genievich replied yes, as it was recommended by the County's insurance broker.

Chairman Mirabella asked if the policy is being cancelled mid-term. Deputy County Manager/Director of Department of Administrative Services stated no, the policy commences on March 1, 2009.



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4. Authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with the **Local Public Contracts Law N.J.S.A. 40A:11-1 et seq: (CHAIRMAN MIRABELLA)**
 - a. Department of Engineering and Public Works: Tiffany Electric Inc., Fairfield, New Jersey, to provide intersection improvement in the Township of Cranford at East Lincoln Avenue with Walnut Avenue at E. Lincoln Avenue with Centennial Avenue in the amount of **\$354,863.65**.

Freeholder Kowalski asked for an explanation of the work that will be performed at the intersection in item 4“a.” County Engineer Thomas Mineo responded by stating that funding by the State will be used to replace the equipment, such as the markers, arms and poles and will also take care of minor road repair.

5. Authorizing the County Manager to allow for a contract to be awarded through competitive quotations: **(CHAIRMAN MIRABELLA)**
 - a. Department of Human Services Office of Veterans’ Affairs: Metro Flag, Dover, New Jersey, Tiffany Electric Inc., Fairfield, New Jersey, to provide imprinted grave flags to be placed on veterans graves throughout Union County to honor their service on Memorial Day in the amount of **\$24,480**.

DEPARTMENT OF CORRECTIONAL SERVICES

Brian Riordan, Director

No requests have been submitted at this time.

DEPARTMENT OF ENGINEERING, PUBLIC WORKS AND FACILITIES

Joseph Graziano, Director

Director Graziano stated that he will have an additional Resolution for next week’s meeting awarding a contract to a construction manager for the stairwell project in the Union County Courthouse.

Chairman Mirabella asked about the anticipated start date. Director Graziano stated July 1st.

1. Amending Resolution No. 2008-572, authorizing Change Order No. 1 (final) to a contract (through public bid process) with **Star of the Sea Concrete Corporation, Old Bridge, New Jersey**, in the amount of \$382,311.70 for 2008 resurfacing project for a new total amount of **\$4,079,813.96**. {Federal Funding} **(CHAIRMAN MIRABELLA)**



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2. Concurring with the **City of Linden**, granting permission to Morning Star Community Christian Center to hang a banner at Wood and Elizabeth Avenue beginning February 25, 2009 to April 13, 2009 to advertise Easter Sunday service. **(CHAIRMAN MIRABELLA)**
3. Amending Resolution No. 2007-542, authorizing Change Order No. 1 (final) to a contract (through public bidding process) with **Schifano Construction Corporation, Middlesex, New Jersey**, for the 2007 milling, resurfacing and handicap ramp construction project. This Change Order will decrease the original contract amount by \$358,233.59 for a new contract amount of **\$3,107,563.46**. {Federal Funding} **(CHAIRMAN MIRABELLA)**
4. Amending Resolution No. 845-99, a professional engineering service contract with **Kupper, LLC, Trenton, New Jersey**, for the reconstruction of the East Inman Avenue Bridge (Ra13) over the South Branch of Rahway River, Rahway, New Jersey in an amount of \$19,400.00 for a new contract amount of **\$242,297**. **(CHAIRMAN MIRABELLA)**

DEPARTMENT OF FINANCE

Lawrence Caroselli, Director

Director of the Division of the Comptroller Frank W. Padusniak represented the Department.

There were no questions.

1. An amendment to the **Temporary 2009 Budget** pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) as a result of notification received from the following agencies in the aggregate amount of **153,412,129: (FREEHOLDER ESTRADA)**
 - . New Jersey Department of Law and Public Safety in the amount of **\$79,969** for a program entitled: **“Comprehensive Traffic Safety Grant.”**
2. An amendment to the **2009 Temporary Budget**, pursuant to the provisions of CH.96, P.L. 1951 (N.J.S.A. 40A:4-20). **(FREEHOLDER ESTRADA)**



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DEPARTMENT OF HUMAN SERVICES

Frank Guzzo, Director

Director Guzzo explained that item #1 was discussed during his department's budget presentation, where he stated that the County was awarded \$530,000 for the Juvenile Detention Alternatives Initiative (JDAI). This award can be used over a two year period for direct education purposes in the Juvenile Detention Center. Director Guzzo stated that since grant funds will be used, the funds can be put back into the County's budget.

There were no questions.

1. Amending Resolution No. 2008-1120, to change the funding source from 9-01-27-794-090-389 as a result of funding received from the **New Jersey Department of Law and Public Safety, Juvenile Justice Commission.**{State Funding: \$146,171}
(FREEHOLDER KOWALSKI)
2. Authorizing the County Manager to enter into a lease agreement with **Immaculate Conception Church, Elizabeth, New Jersey**, for the rental of 75 parking spaces located at 425 Union Street, Elizabeth, New Jersey, for the Division of Social Services employee parking, for the contract period of February 1, 2009 through December 31, 2009 in the amount of \$50 per space or \$3,750 per month, in an amount not to exceed **\$45,000 per year.** {State funding: \$22,500; Local funding: \$22,500}**(FREEHOLDER KOWALSKI)**
3. Amending Resolution No. 2009-70, extending the lease agreement between the County of Union and the **Hersh Towers Corporation, c/o ACHS Management Corporation, New York, New York**, for leased office space and real estate taxes for the Eastern Center Office of the Division of Workforce Development Operations located on 125 Broad Street, Elizabeth, New Jersey on a month-to-month basis, for the time frame no later than March 31, 2009 and for a sum not to exceed **\$6,207.** {State funding: \$6,207}**(FREEHOLDER KOWALSKI)**

DEPARTMENT OF PARKS AND COMMUNITY RENEWAL

Alfred Faella, Director

There were no questions.

1. Authorizing the County Manager to enter into an agreement with **Union County Economic Development Corporation, Union, New Jersey**, to provide procurement training/technical assistance to private businesses within Union County and associated general economic development services to the County for the period of January 1, 2009 through December 31, 2009 in an amount not to exceed **\$80,000.** **(FREEHOLDER VAN BLAKE)**



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2. Authorizing the County Manager to enter into an agreement with **Union County Economic Development Corporation, Union, New Jersey**, to provide general economic development services within Union County for the period of January 1, 2009 through December 31, 2009 in an amount not to exceed **\$80,000. (FREEHOLDER VAN BLAKE)**

DEPARTMENT OF PUBLIC SAFETY

Richard Childs, Acting Director

1. Establishing a Memorandum of Understanding between the County of Union and the **New Jersey Office of Homeland Security and Preparedness** for the use of the Field Analysis Unit at no cost to the County. **(FREEHOLDER PROCTOR)**

Freeholder Scanlon asked for an explanation of the Analysis Unit in item #1. Director Childs stated that it is a very large vehicle that does field work carrying all outside equipment to events. Freeholder Scanlon asked what type of events would need the equipment. Director Childs stated it is for any fire catastrophe or spills. He stated that they received \$275,000 in State grant funds to purchase the vehicle.

2. Authorizing the County Manager to enter into a contract with **Forensic Pathology Services, Ltd., Titusville, New Jersey**, to perform autopsies and external examinations on weekends and/or while the medical examiner is on vacation or on sick leave for the period of March 1, 2009 through February 28, 2010 in an amount not to exceed **\$25,000. (CHAIRMAN MIRABELLA)**

RUNNELLS SPECIALIZED HOSPITAL

Joseph Sharp, Administrator

There were no questions.

1. Amending Resolution No. 2008-1107, a contract with **Sammons Preston Rehabilitation Products, Bolingbrook, Illinois**, to purchase occupational and physical therapy supplies, adaptive utensils and nursing supplies by adding an additional account and dollars for hospital supplies for the contract period of January 1, 2009 through December 31, 2009 in an additional amount of \$6,000 for a total amount of **\$37,000. (FREEHOLDER HOLMES)**
2. Authorizing the County Manager to enter into a contract with **Partners Healthcare, LLC, Cranford, New Jersey**, to provide pharmaceutical services to the residents/patients at Runnells Specialized Hospital for the contract period of April 1, 2009 through February 28, 2010 in the amount of **\$1,200,000. (FREEHOLDER HOLMES)**



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OFFICE OF THE COUNTY COUNSEL

Robert E. Barry, Esq., County Counsel

1. Amending Resolution No. 2009-106, authorizing the County Manager to enter into an agreement with **Thompson West, Stamford, Connecticut**, for the purchase of such law books and materials as is necessary for various departments, constitutional officers and agencies within the County of Union for and additional amount of **\$1,800**. **(CHAIRMAN MIRABELLA)**
2. Amending Resolution No. 2009-108, authorizing the County Manager to enter contract with **various vendors** for the purchase of such law books and materials as is necessary for various departments, constitutional officers and agencies for an additional amount of **\$600**. **(CHAIRMAN MIRABELLA)**
3. Amending Resolution No. 2008-997, to increase the appropriation to **Palumbo & Renaud, Cranford, New Jersey**, special counsel in the matter entitled **Eduardo Tapari v. UC, et als**, for an additional sum of \$5,000 for a new total contract amount not to exceed **\$60,000**. **(CHAIRMAN MIRABELLA)**
4. Amending Resolution 2008-999, to increase the appropriation to **DeCotiis, Fitzpatrick, Cole & Wisler, LLP, Teaneck, New Jersey**, special counsel in the matter entitled **County of Union v. FAA** for an additional sum of \$10,000 for a new total contract amount not to exceed **\$120,000**. **(CHAIRMAN MIRABELLA)**

Freeholder Estrada asked if the litigation in item #4 is still ongoing or if the case is moot. County Counsel Barry stated that all the briefs have been filed and the Board can expect more activity.

OFFICE OF THE COUNTY MANAGER

George W. Devanney, County Manager

No requests have been submitted at this time.

FREEHOLDERS

Freeholder Kowalski stated that she will have an additional Resolution from the Policy Committee for next week's meeting that will pertain to the policy governing compensatory time for Union County employees.

Freeholder Kowalski, Freeholder Scanlon and the entire Board asked to join Freeholder Ward in congratulating the women that are being honored as the 2009 Women of Excellence.



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FREEHOLDER BETTE JANE KOWALSKI

1. Appointing **Desiree Ramos, Government & Community Relations, Port Authority of NY & NJ**, to the Workforce Investment Board for a term to commence July 1, 2008 and to expire June 30, 2011.

FREEHOLDER NANCY WARD

1. Appointing **Lorraine Seidel** as an alternate member for the Township of Springfield to the **Union County Air Traffic and Noise Advisory Board** for a term to commence January 1, 2009 and expire December 31, 2010.
2. Congratulating the following awardees who are the recipients of the **Union County Commission on the Status of Women “2009 Women of Excellence” Awards**:
 - . Baldeep Dua – Entrepreneur
 - . Ina Golub – Fine Arts
 - . Kim Nesbit-Good – Business
 - . Mildred Lewis – Civic Leadership
 - . Janet Malko – Lifetime Achievement Secondary Education
 - . Denise Miles – Volunteerism
 - . Patricia Murphy – Lifetime Achievement Healthcare
 - . Heather G. Suarez – Law
 - . Kristina Sylvestry – Women’s Advocacy

CHAIRMAN ALEXANDER MIRABELLA

1. Declaring Wednesday, March 25, 2009 as **“Union County Day”** in New Providence.

CHAIRMAN ALEXANDER MIRABELLA AND THE ENTIRE BOARD

1. Congratulating **Benedict “Ben” Laganga, Director, Union County Division of Emergency Management** on his upcoming retirement.

PRESENTATION TO THE BOARD

Tri-County Red Cross
Mr. Nathan Rudy, Executive Director

Chairman Mirabella called upon Nathan Rudy, Executive Director of the Tri-County American Red Cross Association. Mr. Rudy apologized for being late. He introduced the



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Director of Colonial Crossroads and stated that the Director of the Westfield/Mountainside areas was not able to attend. Mr. Rudy presented the Board with a Powerpoint demonstration.

Mr. Rudy stated that Freeholder Proctor is a volunteer for their Chapter and he has met everyone who sits on the Board at various events. Mr. Rudy also thanked the Board for the grant award. He announced two events, their gala on April 25th and a free breakfast on May 13th in Florham Park. He urged the Board to attend these events.

Mr. Rudy's presentation is attached.

Freeholder Scanlon thanked Mr. Rudy for the presentation and asked about the training. He stated that there are many levels of training that can start from forty-five minutes to a total of three hundred hours depending on the route one would like to take. He stated that the American Red Cross will pay for travel for Homeland Security training. He also stated that there are three basic courses one can start with that will consist of three hours for each class.

Chairman Mirabella and Freeholder Proctor presented Mr. Rudy with a Resolution for the Tri-County American Red Cross Association declaring March as Red Cross Month and presented him with the executed grant agreement of \$56,700 from the State Homeland Security program that funds these organizations. Chairman Mirabella read the Resolution aloud declaring March, American Red Cross Month. He stated that during these economic times, monetary donations could be difficult however, volunteering and donating blood would help immensely.

Freeholder Proctor stated that his mother was an American Red Cross volunteer since before WWII to the day that she passed away and stated that the American Red Cross has always been a part of his family and he is aware of all the work that the American Red Cross provides.

Chairman Mirabella and Freeholder Proctor thanked Mr. Rudy for all his efforts and for the powerpoint presentation. Mr. Rudy thanked the Board for all their support.

Freeholder Holmes entered the meeting at this point.

EXECUTIVE SESSION

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

1. Potential Land Acquisition

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



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enumerated subjects. This Board will now enter Executive Session for the purpose of discussing potential land acquisition.

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.

Chairman Mirabella called for a motion to enter Executive Session. On a motion made by Freeholder Estrada and seconded by Freeholder Van Blake, roll call showed nine members of the Board voted in the affirmative.

Chairman Mirabella called for a motion to re-enter the Agenda Setting meeting. On a motion made by Freeholder Proctor and seconded by Freeholder Scanlon, roll call showed nine members of the Board voted in the affirmative.

ADJOURNMENT

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



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UNION COUNTY BOARD OF CHOSEN FREEHOLDERS' 2009 MEETING SCHEDULE

Please note that meetings are regularly held on Thursday evenings. Agenda Setting Sessions and Regular Meetings are held at 7:00pm in the Freeholders' Meeting Room, Administration Building, 10 Elizabethtown Plaza, 6th Floor, Elizabeth, New Jersey, unless otherwise specified. In the event an Agenda Setting Session and Regular Meeting are held on the same night, the Agenda Setting Session will commence at 7:00pm and the Regular Meeting will commence as soon as possible after the Agenda Setting Session. Persons requiring a sign language interpreter should contact the Office of the Clerk of the Board at 908-527-4140.

AGENDA SETTING SESSIONS

March 19

April 2
April 23

May 7
May 28

June 11

July 9

August 6

September 3
September 17

October 1
October 15

November 5

Double Meeting

Summer Session

Summer Session

Summer Session

Double Meeting

REGULAR MEETINGS

March 12

*Wednesday, March 25
New Providence Council
Chambers, 360 Elkwood Ave.

April 16
April 30

May 14
May 28

June 25

July 30

August 20

September 10
September 24

October 8
October 15

November 12



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December 3
December 17

Double Meeting
Double Meeting

December 3
December 17

Nicole L. DiRado, RMC,MPA
Clerk of the Board

NLD:mb