



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

MINUTES OF THE THURSDAY, MARCH 19, 2009 AGENDA SETTING MEETING

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

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

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

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

COMMUNICATIONS

Note and File

Oaths of Office

- . Union County Human Services Advisory Board: Rod Spearman
- . Union County Transportation Advisory Board: Hugh Welsh

RESOLUTIONS

Chairman Mirabella asked Director Guzzo to present his resolution requests first so he can meet with the students from the Union County Vocational-Technical Adult High School.

DEPARTMENT OF HUMAN SERVICES

Frank Guzzo, Director

Director Guzzo stated that in addition to the resolution on the agenda, he would request the Board's indulgence in adding two additional requests. The first request is to accept Ryan White grant funding, and the second is to amend the contract with Veolia Transportation to provide funding for the Route 22 Safety Shuttle. Mr. Guzzo has been in negotiations with the State to keep the Shuttle running through the end of the year. The County must provide \$17,000 and it will run through December 31, 2009.



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Freeholder Estrada asked how the 2009 Ryan White funding compares to 2008. Director Guzzo stated that this award is for \$772,000 and the County received \$1.9 million in 2008. Usually the money is received up front, however, funding will be released throughout the year.

Chairman Mirabella asked Director Guzzo to try to identify some funds to keep the Adult High School open.

Freeholder Van Blake asked the history of the Adult High School funding problem and how much it would cost to keep the school open. In the last two years, the NJ Department of Education has not submitted a budget to fund the Adult High School programs in the State. Assemblyman Joe Roberts, who is an advocate for the Adult High School programs, had \$10 million included in the budget to fund the programs statewide. The County needed to add some money also to sustain the program offered by the Union County Vocational Technical School. The problem is that the New Jersey Department of Education does not recognize the Adult High School programs, only K-12. In Union County, over 300 students will be affected by the closures and over 1,300 students in Hudson County will be affected. Director Guzzo has been looking at some possible funding mechanisms, but the New Jersey Department of Education needs to recognize the program as one that is needed to change lives.

Freeholder Ward thanked the students for coming to the meeting, showing that they care about themselves, each other, and their teacher and that the Board will do what it can to address the problem. She further stated that when you participate in yourself, your education and your future, it makes a difference and they should be proud of what they're doing.

Vice Chairman Sullivan also suggested that the students speak with the Elizabeth Board of Education, which will be receiving \$18 million in additional funding when many school districts either lost funding or remained flat. He noted that the Board of Education has a responsibility to them, especially since the Board of Education previously failed them.

Chairman Mirabella asked that a resolution be added to the agenda to support funding for the Adult High School Program and that it be sent to NJAC and all other counties.

1. Amending Resolution No. 2008-484, to reimburse **Rutgers Cooperative Extension** for the County Senior Nutrition grant in the amount of \$4,854.92 to cover actual expenses for 2008 which exceeded the original contract amount of **\$70,308**. {Federal funding: \$4,854.92} (**FREEHOLDER KOWALSKI**)

OFFICE OF THE COUNTY CLERK



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Joanne Rajoppi, County Clerk

County Clerk Rajoppi explained that this is a back contract because, as the Board recalls, there were problems with the machines in the last Presidential / June primary and the contract had to be negotiated to allow a third party to review the machines and software. County Counsel's office and the software company went back and forth until the end of 2008.

Freeholder Estrada asked if we could use the software in the upcoming elections without a contract. Ms. Rajoppi indicated that the new contract is being reviewed and will be presented at the next agenda meeting, for the same amount.

Freeholder Scanlon asked if the problems have been addressed. Ms. Rajoppi indicated that she just testified against Sequoia and the Courts will determine the fate of the machines. If the machines need to be replaced, it will not be this year, but the County will have to buy new machines. Freeholder Scanlon asked if there were other options. Ms. Rajoppi indicated that there were many options; however there are many flaws in electronic systems. Optical Scanners may be the most secure option, she added.

Freeholder Sullivan asked if the State would consider standardizing the machines. Ms. Rajoppi responded that the software is supposed to be certified every six years, but has not been since it was installed, even though there have been several upgrades. However, there are standards which are supposed to be met. It is unlikely that the machines will be standardized due to home rule. It is possible that the County may have to spend money next year, when it was anticipated that the machines would last 20 years.

1. Authorizing the County Manager to enter into a contract with **Sequoia Voting Systems, Inc., Oakland, California**, to grant license for use of WinEds election management software in the 2008 elections for the period of April 1, 2008 through March 31, 2009 in the amount of **\$20,672.40. (CHAIRMAN MIRABELLA)**

OFFICE OF THE PROSECUTOR

Theodore J. Romankow, Prosecutor

First Assistant Prosecutor Albert Cernadas, Esq., represented the Office.

There were no questions.

1. Amending Resolution No. 2009-214, to change the amount of allocation to the **Multi-Jurisdictional County Gang, Gun and Narcotics Task Force** grant account to purchase special equipment for use in confidential and undercover investigations in the amount of **\$375,000. (CHAIRMAN MIRABELLA)**

DEPARTMENT OF ADMINISTRATIVE SERVICES



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M. Elizabeth Genievich, Deputy County Manager / Director

There were no questions.

1. 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 Administrative Services, Division of Motor Vehicles: **Mall Chevrolet, Inc., Cherry Hills, New Jersey,** to provide and deliver one cargo van and four pick-up trucks variously equipped in an amount not to exceed **\$180,370.**
 - b. Department of Administrative Services, Division of Motor Vehicles: **Samuels Inc., Vauxhall, New Jersey,** in the amount of **\$260,000;** **Garwood Auto Parts, Garwood, New Jersey,** in an amount not to exceed **\$300,000,** to supply auto and light truck parts for 24 consecutive months.
 - c. Department of Administrative Services, Division of Motor Vehicles: **Rachles/Michele's Oil Co., Inc., Clifton, New Jersey,** to furnish and deliver gasoline for a period of twenty-four (24) consecutive months in an amount not to exceed **\$2,610,000.**
 - d. Department of Engineering and Public Works, Division of Facilities Management: **MCA Supply, LLC, Newark, New Jersey,** in an amount not to exceed **\$75,900;** **Positive Attitude Industries, Inc., Marlboro, New Jersey,** in an amount not to exceed **\$464,139.50;** **Supply King, Inc., Neptune, New Jersey,** in an amount not to exceed **\$24,137.50** to provide and deliver janitorial, maintenance chemicals for twenty-four (24) consecutive months.
 - e. Department of Human Services, Division of Social Services: **Amaker & Porterfield, Plainfield, New Jersey,** to provide non-emergency medical transportation services for eligible persons residing in Union County for a period of twenty-four (24) consecutive months in the amount of **\$1,570,000.**
 - f. Runnells Specialized Hospital: **Pennetta Industrial Automation, Jersey City, New Jersey,** to provide and deliver customized, in-wall air conditioning units in the amount of **\$114,000.**



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- g. Department of Public Safety, Division of Police: Mideo Systems, Inc., Huntington Beach, California, to provide and deliver an imaging system for evidence documentation with digital asset management software in the amount of **\$49,823.06.**

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

There were no questions.

1. Amending Resolution No. 757-2005, approving Change Order No. 1 (final) to a contract with **Daidone Electric, Newark, New Jersey,** for the purpose of intersection improvements to the Morris Avenue Corridor, Summit, New Jersey, for an increase in the amount of \$93,371.69 for a new contract amount of **\$3,343,371.69. (CHAIRMAN MIRABELLA)**
2. Concurring with the **City of Summit,** granting permission to Our House Foundation for the closing of Broad Street from Summit Avenue to Maple Street from 12:00 pm to 5:00 pm on Sunday, May 3, 2009 to hold the 5 Miler Event. **(CHAIRMAN MIRABELLA)**
3. Concurring with the **Borough of Roselle Park,** granting permission to the Roselle Park Public School District to hang a banner "Remember the Children, Please Vote" over Chestnut Street from April 1, 2009 through April 21, 2009. **(CHAIRMAN MIRABELLA)**

DEPARTMENT OF FINANCE

Lawrence Caroselli, Director

No requests have been submitted at this time.

DEPARTMENT OF PARKS AND COMMUNITY RENEWAL

Alfred Faella, Director

Director Faella mentioned that he would have an additional resolution for next week's agenda to award a contract to Goose Technology Management in the amount of \$38,000.

1. Authorizing the County Manager to exercise the option to extend the contract with **Great Northern Recycling, Inc., Hazlet, New Jersey,** for the collection and recycling of paper, cardboard and commingled materials generated from County facilities for the



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contract period of January 1, 2009 through December 31, 2009. This is a revenue generating contract and the County will receive \$210 per month for a total contract price of **\$2,520 annually**. {County funding: \$2,520} **(FREEHOLDER KOWALSKI)**

2. Authorizing the County Manager to enter into an agreement with **Radiac Research Corporation, Brooklyn, New York**, for the collection, sorting, packaging, transportation, recycling and disposal of spent batteries in an amount not to exceed **\$20,580**. {State funding: \$41,160} **(FREEHOLDER KOWALSKI)**
3. Authorizing the County Manager to approve a qualified list of **Managed Firewall & Intrusion Detection/Prevention Services**. **(FREEHOLDER KOWALSKI)**
4. Amending Resolution No. 2007-1019, authorizing the expenditure of funds on the **Union County Lead Hazard Reduction Demonstration** grant and per Interlocal Agreements between the County of Union and the City of Plainfield, City of Rahway and the City of Linden for a total amount not to exceed **\$459,990**. **(FREEHOLDER VAN BLAKE)**

DEPARTMENT OF PUBLIC SAFETY

Richard Childs, Acting Director

There were no questions.

1. Authorizing the County Manager to accept and expend **\$45,563.80** from the **FFY08 Urban Area Security Initiative (UASI)** to purchase equipment for the County HazMat standardized detection equipment. **(CHAIRMAN MIRABELLA)**
2. Authorizing the County Manager to accept and expend **\$105,555.56** from the **FFY08 Urban Area Security Initiative (UASI)** to implement a Countywide Responder Identification Card Program. **(CHAIRMAN MIRABELLA)**
3. Authorizing the County Manager to accept and expend **\$163,000** from the **FFY08 Urban Area Security Initiative (UASI)** for two years salary and fringe for the Union County Risk Mitigation Planner within the Prosecutor's Office Counter Terrorism Task Force to support the implementation of the National Infrastructure Protection Plan. **(CHAIRMAN MIRABELLA)**
4. Authorizing the County Manager to accept and expend **\$173,000** from the **FFY08 Urban Area Security Initiative (UASI)** to provide specialized fire fighting training to firefighters through the UASI Region. **(CHAIRMAN MIRABELLA)**



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5. Authorizing the County Manager to accept and expend **\$163,000** from the **FFY08 Urban Area Security Initiative (UASI)** for two years salary and fringe for the County Domestic Preparedness Planner. **(CHAIRMAN MIRABELLA)**

RUNNELLS SPECIALIZED HOSPITAL

Joseph Sharp, Administrator

There were no questions.

1. Authorizing the County Manager to approve the list of pre-qualified staffing companies to provide Supplemental Physical Therapy services to the residents/patients at Runnells Specialized Hospital for the contract period of April 1, 2009 through March 31, 2010. **(FREEHOLDER HOLMES)**
2. Authorizing the County Manager to enter into a contract with **InterStaff, Inc., Owings Mills, Maryland**, to provide Supplemental Physical Therapy services for the residents/patients of Runnells Specialized Hospital for the contract period of April 1, 2009 through March 31, 2010 in the amount of **\$245,500. (FREEHOLDER HOLMES)**
3. Authorizing the County Manager to enter into a 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 April 1, 2009 through March 31, 2010 in the amount of **\$687,440. (FREEHOLDER HOLMES)**
4. Amending Resolution No. 2008-873, a contract with **Silverchair Learning Systems, Charlottesville, Virginia**, to reflect a change in the contract dates from October 1, 2008 through September 30, 2009 to January 21, 2009 through January 20, 2010. **(FREEHOLDER HOLMES)**

OFFICE OF THE COUNTY COUNSEL

Robert E. Barry, Esq., County Counsel

There were no questions.

1. Amending Resolution 2009-234, to increase the appropriation to **Edward Kologi, Esq., Linden, New Jersey**, special counsel in the matter entitled **Robert Travisano v. UC, et als** for an additional sum of \$10,000 for a new total contract amount not to exceed **\$70,000. (CHAIRMAN MIRABELLA)**
2. Amending Resolution 2008-466, consenting to the Agreement for Purchase and Sale of Real Estate between the **UCIA and Berkeley Aquatic Center. (CHAIRMAN MIRABELLA)**



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OFFICE OF THE COUNTY MANAGER
George W. Devanney, County Manager

No requests have been submitted at this time.

FREEHOLDERS

Freeholder Proctor indicated that he would have two additional resolutions. He also asked that he co-sponsor the Resolutions for Mr. Courtney Clarke and Mr. William Wolf.

Freeholder Scanlon mentioned that she would have several laudatory resolutions.

Freeholder Van Blake asked to co-sponsor the Resolution for NAACP week.

Chairman Mirabella asked that Freeholder Estrada and Vice Chairman Sullivan be added as co-sponsors to his resolution for the family of Mr. Larry Lewandowski.

FREEHOLDER ANGEL G. ESTRADA

1. Authorizing the County Manager to make available to the **Elizabeth Portugal Day Committee** the sum of **\$4,000**.
2. Congratulating the **Occupational Center of Union County** on celebrating their 50th Anniversary.
3. Authorizing the County Manager to make available to the **African Heritage Day Parade Committee** the sum of **\$4,000**.

FREEHOLDER CHESTER HOLMES

1. Congratulating **Courtney W. Clarke**, who will be celebrating his 80th Birthday on March 22, 2009.
2. Congratulating **Ms. Minnie Banks-Belton**, on the occasion of her recent retirement after 37 years of dedicated service from the Department of Children Services previously the Division of Youth and Family Services (DYFS).
3. Congratulating the **First Baptist Church Credit Union** on its 65th Anniversary. The First Baptist Church Credit Union is New Jersey's oldest Church Credit Union on record.



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4. Congratulating **Renata Plunkett** on being accepted to attend the National Young Leaders State Conference in Princeton, New Jersey, March 12, 2009 through March 15, 2009.
5. Designating March as **“Professional Social Work Month”** in celebration and support of social workers and the social work profession.
6. Designating March 27, 2009 through April 3, 2009 as **“NAACP Week”** in celebration of the 100th Anniversary.
7. Acknowledging the work of the **National Association for the Advanced of Colored People, (NAACP) Roselle, Branch**, and also congratulating and commending the following recipients for their dedicated services to the community at their Annual Fund Banquet on Friday, April 3, 2009:
 - . William Motley, Role Model Award
 - . Jeffrey Lambert, Role Model Award
 - . Lillie Faulk, Business Achievement Award
 - . Ivan M. Baker, Business Achievement Award
 - . Beverly Balok, Community Service Award
 - . Mary Pershay, Community Service Award
8. Congratulating **William Wolf** on his retirement as Commissioner of the Union County Utilities Authority (UCUA).

FREEHOLDER BETTE JANE KOWALSKI

1. Proclaiming the month of May 2009 as **“Older Americans Month”** in the County of Union. This year’s theme is **“Living Today for a Better Tomorrow.”**
2. Appointing the following to the **Human Services Advisory Council: Janice Lilien** to fill an unexpired term commencing January 1, 2007 through December 31, 2009 and **Rita Veiga** for a term commencing January 1, 2009 through December 31, 2011.
3. Congratulating the **New Jersey Intergenerational Orchestra** for serving its members and for providing quality musical concerts for the community.

FREEHOLDER RAYLAND VAN BLAKE

1. Proclaiming April 13, 2009 through April 19, 2009 as **“National Community Development Week”** throughout Union County and congratulating the following: Diane Johnson, Community Access Unlimited, HomeFirst, Urban League of Union County, Faith, Bricks and Mortar, Brand New Day, Inc., Linden Housing Authority,



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Plainfield YMCA, Elizabeth YMCA, Volunteers of America and Elizabeth Housing Authority.

2. Authorizing the County Manager to congratulate and commend the **New Jersey Intergenerational Orchestra** for serving its members and for providing quality musical concerts for the community.

CHAIRMAN ALEXANDER MIRABELLA

1. Proclaiming the week of April 26, 2009 through May 2, 2009 as **“Crime Victims Right Week”** in Union County.
2. Honoring **Jean V. Marro** for her years of dedicated service to Union County.
3. Proclaiming April, 2009 as **“Landscape Architecture Month”** in Union County.
4. Proclaiming April 4, 2009 as **“Oral Cancer Awareness Day”** in Union County.
5. Extending deepest condolences to the family of **Anthony Casselli, Roselle Park, New Jersey**, in this, their time of sorrow.
6. Extending deepest condolences to the family of **Larry Lewandowski, Elizabeth, New Jersey**, in this, their time of sorrow.

EXECUTIVE SESSION

To the extent known, the following item will be discussed:

1. Contract negotiations with the UCIA and Berkeley Aquatics
2. Potential Real Estate 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 enumerated subjects. This Board will now enter Executive Session for the purpose of discussing contract negotiations with the Union County Improvement Authority and Berkeley Aquatics and potential real estate 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.



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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. A motion was made by Freeholder Van Blake and seconded by Freeholder Estrada. Roll call indicated eight Freeholders voted in the affirmative with Freeholder Kowalski absent.

Chairman Mirabella called for a motion to return to the Agenda Setting Meeting. A motion was made by Freeholder Estrada and seconded by Freeholder Van Blake. Roll call indicated eight Freeholders voted in the affirmative with Freeholder Kowalski absent.

County Counsel Barry indicated that potential contract negotiations with the Adult High School at the Union County Vocation Technical School were also discussed in Executive Session.

Freeholder Estrada indicated that he may have an additional resolution request supporting the Strike Merchants scholarship fund.

ADJOURNMENT

Chairman Mirabella called for a motion to adjourn. A motion was made by Freeholder Proctor and seconded by Freeholder Holmes. Roll call indicated eight Freeholders voted in the affirmative with Freeholder Kowalski absent.



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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

April 2
April 23

May 7
May 28

Double Meeting

June 11

Summer Session

July 9

Summer Session

August 6

Summer Session

September 3
September 17

October 1
October 15

Double Meeting

November 5

REGULAR MEETINGS

*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