



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

**THURSDAY, JUNE 25, 2009
REGULAR MEETING AGENDA**

ROLL CALL

PRAYER AND SALUTE TO THE FLAG

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

APPROVAL OF COMMUNICATIONS

Note and File

Oaths of Office

APPROVAL OF MINUTES

1. May 28, 2009 – Agenda Meeting Minutes
2. May 28, 2009 – Regular Meeting Minutes
3. May 28, 2009 – Executive Session Minutes
4. June 11, 2009 – Agenda Meeting Minutes

ORDINANCES FOR FINAL READING

ORDINANCE NUMBER 685-2009

AN ORDINANCE TO UPDATE A SERVICE CHARGE ON CHECKS
RETURNED FOR INSUFFICIENT FUNDS.

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THE MEETING IS OPEN TO THE PUBLIC FOR THE PURPOSE
OF COMMENTING ON ORDINANCE NUMBER 685-2009 ONLY.

THE PUBLIC COMMENT PORTION IS CONCLUDED.

Vice Chairman Sullivan moves Ordinance Number 685-2009 for Final Reading and authorizes the Clerk of the Board to advertise the same in accordance with the law.

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UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

ORDINANCE NUMBER 686-2009

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE ADOPTING A CODIFICATION OF THE LAWS, ORDINANCES, POLICIES AND RESOLUTIONS OF UNION COUNTY, STATE OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE; AND SAVING FROM REPEAL CERTAIN LEGISLATION NOT INCLUDED THEREIN" ADOPTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION ON AUGUST 19, 1993.

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THE MEETING IS OPEN TO THE PUBLIC FOR THE PURPOSE
OF COMMENTING ON ORDINANCE NUMBER 686-2009 ONLY.

THE PUBLIC COMMENT PORTION IS CONCLUDED.

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Freeholder Kowalski moves Ordinance Number 686-2009 for Final Reading and authorizes the Clerk of the Board to advertise the same in accordance with the law.

ORDINANCE FOR FIRST READING

BOND ORDINANCE NUMBER 687-2009

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW, ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS, NEW COMMUNICATION AND SIGNAL SYSTEMS, EQUIPMENT AND NEW INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$43,371,808 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, AUTHORIZE THE ISSUANCE OF BONDS, TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

Vice Chairman Sullivan moves Ordinance Number 687-2009 for First Reading and authorizes the Clerk of the Board to advertise the same in accordance with the law. The public hearing and final reading is scheduled for Thursday, July 30, 2009 at the Union County Performing Arts Center, 1601 Irving Street, Rahway, New Jersey.

EXECUTIVE SESSION

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

1. Potential Contract Negotiations with Kemper Sports Management
2. Potential Real Estate Acquisition
3. Consolidated matters of Aspen Landscaping Contracting, Inc. v. A. Juliano & Sons Contractors, Inc. and County of Union v. Colonial Surety Company, Advanced Plumbing Design, Inc. v. A. Juliano & Sons Contractors, Inc. and Colonial Surety Company v. County of Union
4. County of Union v. FAA

PRESENTATION TO THE BOARD

Presentation by the Blue Ribbon Committee
for the competitive contract for golf management services

Alfred Faella, Director, Department of Parks & Community Renewal

PUBLIC COMMENT PORTION

The meeting is open to the public for the purpose of commenting on Resolutions on the Agenda only.

RESOLUTIONS

THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

- 2009-600** **FREEHOLDER ESTRADA**, authorizing the County Manager to award a contract pursuant to a RFP for Retirement Planning Services to **Economic Planning Group, Edison, New Jersey**, for the contract period July 1, 2009 through June 30, 2010 at no cost to the County.



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- 2009-601** **FREEHOLDER ESTRADA**, modifying the 2009 Union County Adopted Budget in the amount of **\$126,000** as a result of notification received from the **State of New Jersey, Office of the Attorney General, Juvenile Justice Commission** for a program entitled: **“State Facilities Education Act (SFEA) Grant.”**
- 2009-602** **FREEHOLDER ESTRADA**, rescinding Resolution Number 2009-545, cancelling funds provided to the **City of Rahway** for the Fourth of July fireworks, because they have been cancelled.
- 2009-603** **FREEHOLDER ESTRADA**, authorizing the County Manager to make available to the **Township of Cranford** the sum of **\$5,000** for their Fourth of July Celebration at Nomahegan Park.
- 2009-604** **FREEHOLDER HOLMES**, approving an Identity Theft Prevention Program policy for Runnells Specialized Hospital pursuant to the Federal Trade Commission’s Red Flag Rules.
- 2009-605** **FREEHOLDER HOLMES**, approving a **pre-qualified list of medical staff** to provide professional medical services at Runnells Specialized Hospital for the contract period of July 1, 2009 through June 30, 2010.
- 2009-606** **FREEHOLDER HOLMES**, authorizing the County Manager to enter into a contract with the **Law Office of Christina Strong, Esq., Belle Mead, New Jersey**, to provide legal services concerning regulatory and reimbursement matters to Runnells Specialized Hospital for the contract period of September 1, 2009 through August 31, 2010 in an amount not to exceed **\$15,000**.
- 2009-607** **FREEHOLDER KOWALSKI**, authorizing the County Manager to award the **2009-2010 Emergency Shelter Grant** program subcontracts, pursuant to the request for proposal procurement process, to provide activities, programs and services which relate to emergency and transitional shelter, essential services and homeless prevention for the contract period August 1, 2009 through July 31, 2010 in the amount of **\$232,582**, which represents grant funding awarded by the US Department of Housing and Urban Development.
- 2009-608** **FREEHOLDER KOWALSKI**, approving the **2009-2010 Peer Grouping Spending Plan** in the amount of **\$375,000** for subcontracted services to be provided during the contract period June 1, 2009 through May 31, 2010.



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- 2009-609** **FREEHOLDER KOWALSKI** authorizing the County Manager to enter into an agreement for the housing of juvenile detainees with participating public entities to accept, house and detain pre-disposition and adjudicated juveniles from other jurisdictions in the Union County Juvenile Detention Center, on an as needed basis.
- 2009-610** **FREEHOLDER KOWALSKI**, authorizing the County Manager to award contracts to various agencies for the period of July 1, 2009 through June 30, 2010 under the **American Recovery and Reinvestment Act (ARRA) Youth Program** for a total amount of **\$405,000**. This resolution would further authorize the transfer of funds among the various agencies during the contract period should service needs change and/or if any agency fails to meet its contractual obligation.
- 2009-611** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **The Institute of Music for Children, Elizabeth, New Jersey**, to facilitate a series of thirty (30) presentations in visual arts, dance, drama, music and related cultural activities for youth at risk in Union County for the contract period June 15, 2009 through June 30, 2009 in the amount of **\$54,600**. The program is part of the Summer Expansion Initiative for youth in the area of prevention and intervention services.
- 2009-612** **FREEHOLDER KOWALSKI**, amending Resolution No. 2008-527, (BA. No. 11) a bid award to **Aquatic Technologies, Inc., Branchville, New Jersey**, for additional funds in the amount of \$12,000 to continue to provide lake and pond management services for various lakes throughout the Union County Parks System for a new total amount of **\$40,702**.
- 2009-613** **FREEHOLDER KOWALSKI**, amending Resolution 2009-566, a contract with **J.A. Alexander, Inc., Bloomfield, New Jersey**, to agree to the option of constructing an additional 24 parking spots at the Galloping Hill Golf Course for an additional amount of \$108,150 for a new contract amount of **\$1,627,117.20**.
- 2009-614** **FREEHOLDER KOWALSKI**, amending Resolution No. 2009-506, to include mandatory language as required by NJDEP.
- 2009-615** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Kemper Sports Management, Northbrook, Illinois**, for the purpose of providing golf course management services for 60 consecutive months in the amount of **\$421,200**, as this contract has been awarded through a competitive contract process.



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- 2009-616 **FREEHOLDER SCANLON**, authorizing the County Manager to renew the **Runnells Medical Liability Policy**, as recommended by the County's insurance broker, with the **Princeton Insurance Company, Princeton, New Jersey**, for the period of July 1, 2009 through June 30, 2010 in an amount not to exceed **\$19,560.48**. (No increase in premium)
- 2009-617 **CHAIRMAN MIRABELLA**, authorizing the County Manager to apply for and accept funding from the **New Jersey Division of Criminal Justice, Office of the Insurance Fraud Prosecutor**, to continue current efforts to combat automobile theft and related crimes in Union and Essex Counties for the period of January 1, 2009 through December 31, 2009 in the amount of **\$250,000**.
- 2009-618 **CHAIRMAN MIRABELLA**, authorizing the County to apply for and accept grant funding in the amount of **\$196,382** from the **State of New Jersey Office of Victim Witness Advocacy** to continue services to victims of crimes in Union County for the period of July 1, 2009 through June 30, 2010. There is a cash match requirement in the amount of **\$49,096** for a total amount of **\$254,478**.
- 2009-619 **CHAIRMAN MIRABELLA**, 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:**
- a. Department of Engineering, Public Works and Facilities: Drill Construction Company, Inc., West Orange, New Jersey, to construct a new weapons fire range at the existing facility in Springfield in the amount of **\$808,245**.
 - b. Department of Engineering, Public Works and Facilities: Rencor, Inc., Somerville, New Jersey, for the replacement of Bridge Ra23, at Monroe Street over the Rahway River, City of Rahway in the amount of **\$2,969,019.46**.
 - c. Department of Engineering, Public Works and Facilities: Marbro, Inc., Montclair, New Jersey, for the replacement Bridge Cr14, at Springfield Avenue over the Rahway River, in the Township of Cranford in the amount of **\$2,281,117**.
- 2009-620 **CHAIRMAN MIRABELLA**, authorizing the County Manager to comply with regulations of **LFN-2005-14** in order to allow other Counties to use the county contracts and equipment directly related to **Homeland Security needs**: BA. No. 33-2009 – fire rescue vehicles (awarded under Resolution No.



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2009-436) and BA. No. 35-2009 – point distribution kits (awarded under Resolution No. 2009-571).

- 2009-621** **CHAIRMAN MIRABELLA**, authorizing the County Manager to award a contract to **Birdsall Services Group, Cranford, New Jersey**, to provide workplace health and safety consulting services for the period of July 1, 2009 through June 30, 2010 in an amount not to exceed **\$176,500**.
- 2009-622** **CHAIRMAN MIRABELLA**, authorizing the County Manager to award a contract to **BGIA, Woodbridge, New Jersey** and **Brown and Brown Metro, Inc., Florham Park, New Jersey**, to act as the County's insurance consultants and brokers of record for health insurance for the period of July 1, 2009 through June 30, 2012, at no cost to the County.
- 2009-623** **CHAIRMAN MIRABELLA**, authorizing the County Manager to designate the following vehicles as surplus vehicles, no longer needed for County purposes, and authorizes the County Manager to dispose of the vehicles in accordance with N.J.S.A. 40A:11-36: 2001 Crown Victoria, 2000 Chevrolet Impala, 2005 Crown Victoria, 2003 Crown Victoria, 2000 Crown Victoria and a 1998 Crown Victoria.
- 2009-624** **CHAIRMAN MIRABELLA**, authorizing the County Manager to donate the following vehicles: a 2001 Crown Victoria and a 2001 Chevrolet Impala to the Township of Hillside; and a 2005 Crown Victoria, 2003 Crown Victoria, 2000 Crown Victoria and a 1998 Crown Victoria to the City of Plainfield as they are no longer needed for County purposes pursuant to N.J.S.A. 40A:11-36(2).
- 2009-625** **CHAIRMAN MIRABELLA**, authorizing the County Manager to enter into a contract with **Repko Consulting Group, LLC, Princeton, New Jersey**, for the purpose of monitoring the implementation of the catalyst/electronic medical records system at the Union County Jail and the Juvenile Detention Center for the contract period July 1, 2009 through December 31, 2009 in an amount not to exceed **\$15,000**.
- 2009-626** **CHAIRMAN MIRABELLA**, concurring with the **Township of Scotch Plains**, granting permission to St. Bartholomew's Catholic Church to hang a banner across Park Avenue from August 1, 2009 through September 8, 2009 for the advertising of the Annual Labor Day Italian Festival, which is to be held September 4, 5, 6 and 7, 2009.
- 2009-627** **CHAIRMAN MIRABELLA**, concurring with the **Township of Springfield**, granting permission to close Meisel Avenue, between Linden Avenue and Milltown Road between the hours of 3:00 p.m. to 11:00 p.m. on



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Saturday, July 4, 2009, (with a rain date for the next clear night); and also granting permission to hang a banner on Mountain Avenue and on Meisel Avenue from June 5, to July 6, 2009.

- 2009-628** **CHAIRMAN MIRABELLA**, concurring with the **Township of Berkeley Heights**, granting permission to the Berkeley Heights Rotary Club to hang a banner across Springfield Avenue from June 1, 2009 through June 30, 2009 to advertise the “Rubber Ducky Festival.”
- 2009-629** **CHAIRMAN MIRABELLA**, authorizing the County Manager to enter into a Jurisdictional Agreement, No. 4436 (Route 1 & 9 – Section 4T) with the **State of New Jersey, Department of Transportation** which would allocate jurisdictional responsibilities for highway maintenance and control between the County of Union and the State of New Jersey.
- 2009-630** **CHAIRMAN MIRABELLA**, rescinding Resolution No. 2009-511 (BA. No. 36), a bid award to **Falcon Ridge Construction, Watchung, New Jersey**, for the dog park improvements at Echo Lake Park, Mountainside, New Jersey.
- 2009-631** **CHAIRMAN MIRABELLA**, 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:**
- a. Department of Engineering, Public Works & Facilities:
Applied Landscape Technologies, Inc., Montville, New Jersey, for the purpose of developing Stanford Drive, Berkeley Heights, New Jersey, in the amount of **\$3,848,838.85**.
- 2009-632** **CHAIRMAN MIRABELLA**, accepting **Oak Ridge Road**, a city road, from the Township of Clark and making it a county road.
- 2009-633** **CHAIRMAN MIRABELLA**, authorizing the County Manager to accept and expend **\$469,981** from the **United States Centers for Disease Control and Prevention** through the **New Jersey Department of Health and Senior Services**, to continue the Public Health Preparedness and Response program, also known as LINC.S.
- 2009-634** **CHAIRMAN MIRABELLA**, approving the settlement of pending litigation entitled **Tina Renna v. UC**, Appellate Division, Docket No. A-0821-07T2 and UNN-L-1145-06.
- 2009-635** **CHAIRMAN MIRABELLA**, amending Resolution 2009-20, approving additional pre-qualified Certified Short Hand Court Reporters.



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2009-636 **CHAIRMAN MIRABELLA**, amending Resolution No. 2008-593, in order to extend the contract with **Aruspex, LLC, Warren, New Jersey**, for two months at a rate of **\$7,916.66 per month**.

2009-637 **CHAIRMAN MIRABELLA**, amending Resolution 2009-374, a contract with **Cigna**, to distribute the required premium to allow all the tiers to have the same increase, increasing the contract amount by 2%, for a new contract of **\$33,974,513**.

The following Resolutions are laudatory in content:

2009-638 **FREEHOLDER ESTRADA AND FREEHOLDER HOLMES**, offering the Board's deepest sympathies to the family of **Joan Hartsfield**.

2009-639 **FREEHOLDER ESTRADA AND FREEHOLDER HOLMES**, offering the Board's deepest sympathies to **Roger Kilgore**, upon the untimely passing of his son and granddaughter.

2009-640 **FREEHOLDER HOLMES**, honoring **Christine M. Mozes** for her contributions to Child Welfare in New Jersey.

2009-641 **FREEHOLDER HOLMES**, congratulating **Allen Cooley** on his recent graduation from college.

2009-642 **FREEHOLDER KOWALSKI**, congratulating **Gold Medal Fitness** on celebrating their 30th Anniversary.

2009-643 **FREEHOLDER KOWALSKI**, commending **Union County Sheriff's Officer Chris Coon** on his remarkable recovery from the devastating injuries he sustained from a near fatal accident while in the line of duty.

2009-644 **FREEHOLDER KOWALSKI**, commending **Union County Sheriff's Officer James Guerrant** on his recovery from the injuries he sustained from an accident while in the line of duty.

2009-645 **FREEHOLDER SCANLON**, congratulating **Tammy Kopin** on her many years of service to Union Township.

2009-646 **CHAIRMAN MIRABELLA**, proclaiming July 30, 2009 as "**Union County Day**" in the **City of Rahway** and ceremoniously establishing the **City of Rahway** as the County Seat.



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- 2009-647 **CHAIRMAN MIRABELLA**, congratulating the Fall/2008 and Spring/2009 graduates of the Union County Fire Academy.
- 2009-648 **CHAIRMAN MIRABELLA**, congratulating **Brian Fagan, Kenilworth, New Jersey, Troop 178, Boy Scouts of America** on attaining his Eagle Scouts Award.

PUBLIC COMMENT PORTION

The meeting is open to the public for the purpose of commenting on Resolutions from the Floor only.

RESOLUTIONS FROM THE FLOOR

THE FOLLOWING RESOLUTIONS ARE FROM THE FLOOR:

- 2009-649 **CHAIRMAN MIRABELLA**, concurring with the **Borough of Roselle Park**, granting permission to the Roselle Park Band Parents Association to hang a banner over Chestnut Street from June 22, 2009 through July 6, 2009 to advertise their carnival.
- 2009-650 **CHAIRMAN MIRABELLA**, concurring with the **Borough of New Providence**, granting permission to close South Street, from Gales Drive to Springfield Avenue on Friday, July 3, 2009 from 7:00 p.m. to 11:00 p.m. for the “Downtown Fireworks Spectacular.”
- 2009-651 **CHAIRMAN MIRABELLA**, authorizing the County Manager to award a professional engineering service contract to **CCMS, Colts Neck, New Jersey**, for the acquisition of 700 MHz frequencies for the County of Union for an amount not to exceed **\$25,980**.
- 2009-652 **FREEHOLDER ESTRADA**, modifying the 2009 Union County Adopted Budget in the amount **\$927,803** as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a program entitled: **“WIA Adult Program Grant.”**
- 2009-653 **FREEHOLDER ESTRADA**, modifying the 2009 Union County Adopted Budget in the amount **\$867,421** as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a program entitled: **“WIA Youth Program Grant.”**



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- 2009-654 **FREEHOLDER ESTRADA**, modifying the 2009 Union County Adopted Budget in the amount **\$1,331,064** as a result of notification received from the State of New Jersey, Department of Labor and Workforce Development for a program entitled: **“WIA Dislocated Worker Program Grant.”**
- 2009-655 **FREEHOLDER KOWALSKI**, authorizing the County Manager to award contracts to the various agencies for the period July 1, 2009 through June 30, 2010 under the **Workforce Investment Act Youth Program** for a total amount of not to exceed **\$390,339**. This resolution would further authorize the County Manager to transfer funds among the various agencies during the contract year should service needs change and/or if any agency fails to meet its contractual obligation.
- 2009-656 **FREEHOLDER KOWALSKI**, authorizing payment to the **City of Elizabeth-Recreation Department, Elizabeth, New Jersey**, for the purpose of running a summer playground program at Mattano Park from July 1, 2009 to August 31, 2009 **in an amount not to exceed \$5,900**.
- 2009-657 **CHAIRMAN MIRABELLA**, offering the Board’s deepest sympathies to **former Freeholder Frank Lehr**, upon the untimely passing of his wife.
- 2009-658 **CHAIRMAN MIRABELLA**, approving a settlement agreement in the consolidated matters of **Aspen Landscaping Contracting, Inc. v. A. Juliano & Sons Contractors, Inc. and County of Union v. Colonial Surety Company, and Advanced Plumbing Design, Inc. v. A. Juliano & Sons Contractors, Inc. and Colonial Surety Company v. County of Union.**

PUBLIC COMMENT PORTION

The meeting is open to the public for the purpose of commenting on any matter.

FREEHOLDER REPORTS AND COMMENTS

ADJOURNMENT

The voucher list through June 10, 2009 will be available for public perusal in the Office of the Clerk of the Board.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

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

REGULAR MEETINGS

July 9	Summer Session	July 30 – Mobile Meeting Union County Performing Arts Center 1601 Irving Street, Rahway
August 6	Summer Session	August 20
September 3		September 10
September 17		September 24
October 1		October 8
October 15	Double Meeting	October 15
November 5		November 12
December 3	Double Meeting	December 3
December 17	Double Meeting	December 17