

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

REGULAR MEETING

JANUARY 26, 2005

ROLL CALL

PRAYER AND SALUTE TO THE FLAG

OPEN PUBLIC MEETINGS ACT

APPROVAL OF THE FOLLOWING MINUTES: January 6, 2005, Agenda and Executive Meetings; January 13, 2005, Regular and Executive Meetings and January 20, 2005, Executive Meeting.

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

OATHS OF OFFICE: (Note & file)

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The first order of business is the First Reading of Ordinance No. 608-2005.

BOND ORDINANCE NO. 608-2005

AN ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY IN THE TOWNSHIP OF BERKELEY HEIGHTS FOR OPEN SPACE CONSERVATION AND RECREATIONAL PURPOSES IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$13,075,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE A CONTRIBUTION FROM THE TOWNSHIP OF BERKELEY HEIGHTS, TO 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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Chairman Proctor moving Bond Ordinance No. 608-2005 for First Reading and authorizing the Clerk of the Board to advertise the same in accordance with the law. (Final Reading: 2/10/2005)

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON RESOLUTIONS
ON THE AGENDA ONLY**

PUBLIC COMMENT PORTION CONCLUDED

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THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

- 108-2005** **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an agreement with **Harbor Consultants, Cranford, New Jersey**, to provide the general engineering services for the purpose of providing the County of Union with survey services to future acquisitions to the Open Space, Recreation and Historic Preservation Trust Fund in an amount not to exceed **\$30,000**.
- 109-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager, through the Division of Cultural & Heritage Affairs, to apply for private and public funding grants for the purpose of developing and implementing programs and services in the arts, education, history and preservation.
- 110-2005** **FREEHOLDER KOWALSKI**, designating the Division of Cultural & Heritage Affairs as the **Official County Cultural and Heritage Agency**.
- 111-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager, through the Division of Cultural & Heritage Affairs to hire, engage and compensate the providers of such goods and services on a case-by-case basis for services not to exceed **\$5,000 each**.
- 112-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to engage the services of **Goose Control Technology of New Jersey, Metuchen, New Jersey**, for the purpose of managing the Canada goose population which inhabit the Union County Park System in an amount not to exceed **\$115,500**.
- 113-2005** **FREEHOLDER KOWALSKI**, to enable the Department of Parks and Recreation to engage the services of certain non-professional individuals and make purchase of livestock as circumstances dictate, per single performance, act, class or instance in an amount no to exceed **\$5,000 each**.

- 114-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into an agreement with **Union County Utilities Authority (UCUA)** to enable the Department of Parks and Recreation to dispose of refuse at their site for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$50,000**.
- 115-2005** **FREEHOLDER KOWALSKI**, establishing a “**POLICY**” enabling the County Manager to provide up to fifty per cent (50%) of the cost of deer management programs conducted by municipalities on county-owned property in a total amount not to exceed **\$15,000**.
- 116-2005** **FREEHOLDER KOWALSKI**, to certify to the **New Jersey Department of Health, Division of Mental Health Services**, that there have been no changes to the plan previously submitted by Runnells Specialized Hospital for the delivery of mental health services and that the County will continue to operate a psychiatric facility during the calendar year 2005. These certifications allow Runnells to participate in the state’s 90% reimbursement program for mental health services to indigent persons for the calendar year 2005.
- 117-2005** **FREEHOLDER KOWALSKI**, granting Runnells Specialized Hospital permission to write off the outstanding balance in the amount of **\$109.50**, as it has been determined that this balance is uncollectable.
- 118-2005** **FREEHOLDER KOWALSKI**, granting Runnells Specialized Hospital permission to write off the outstanding balance in the amount of **\$328.50**, as it has been determined that this balance is uncollectable.
- 119-2005** **FREEHOLDER KOWALSKI**, granting Runnells Specialized Hospital permission to write off the outstanding balance in the amount **\$840**, as it has been determined that this balance is uncollectable.
- 120-2005** **FREEHOLDER KOWALSKI**, granting Runnells Specialized Hospital permission to write off the outstanding balance in the amount **\$4,073**, as it has been determined that this balance is uncollectable.
- 121-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **McKesson Medical/Surgical Products, Golden Valley, MN**, to provide comprehensive medical/surgical product procurement and inventory management control for Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount of **\$517,500**.

- 122-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **KCI, San Antonio, Texas**, for the rental of the “Vacuum Assisted Closure System” and required supplies for wound therapy patients at Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$70,000**.
- 123-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Hill Rom, Bates, Indiana**, for the rental of therapeutic beds for Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$55,000**.
- 124-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Welco-CGI Gas Technologies, Pine Brook, New Jersey**, for the purchase of portable oxygen and related products for Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$20,000**.
- 125-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Air Products & Chemicals, Inc., Pittsburgh, PA**, for the purchase of liquid oxygen for Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$12,000**.
- 126-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Sammons Preston Rehab Products, Bolingbrook, IL**, for the purchase of occupational and physical therapy supplies for Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$20,500**.
- 127-2005** **FREEHOLDER KOWALSKI**, amending **Resolution No. 1048-2004**, to the contract with **Greenleaf Landscape Systems, Red Bank, New Jersey**, for lawn and landscape maintenance for Runnells Specialized Hospital, to reflect the correct account number for the contract period of January 1, 2005 – December 31, 2005.
- 128-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into an agreement with **Direct Supply, Milwaukee, WI**, for the purchase of hospital/medical supplies and equipment for Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$61,000**.
- 129-2005** **VOID**

- 130-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Donna Templeton, Nurse Practitioner, Center for Acupuncture & Holistic Health, Inc, Chatham, New Jersey**, to provide professional services to the patients/residents of Runnells Specialized Hospital, for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$106,080**.
- 131-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Michele Parker, DPM/Podiatrist, Hillside, New Jersey**, to provide professional podiatric services to the patients/residents of Runnells Specialized Hospital, for the contract period of March 1, 2005 – February 28, 2006. **{This is a Fee For Service Contract}**
- 132-2005** **FREEHOLDER MAPP**, appointing **Ina White, Springfield, New Jersey**, to serve on the Union County Senior Citizen and Disabled Residency Transportation Advisory Board effective January 1, 2005 – December 31, 2007.
- 133-2005** **FREEHOLDER SCANLON**, authorizing the County Manager to donate the sum of **\$4,000**, to the **St. Patrick’s Day Parade Committee** for the year 2005.
- 134-2005** **FREEHOLDER SCANLON**, sets forth a **“POLICY”** that prior to completion of a project partially or completely funded with funds from the County of Union which will likely be dedicated by a commemorative plaque that the department head of the department responsible for the project or public work shall proposed in sufficient time to the standing committee on policy the composition and content of a proposed commemorative plaque for their consideration and approval.
- 135-2005** **FREEHOLDER SULLIVAN**, adopting the **2005 Temporary Capital Budget**.
- 136-2005** **FREEHOLDER SULLIVAN**, appointing **Councilman Victor DeFilippo, Garwood, New Jersey and Thomas Mezzo (Alternate) Garwood, New Jersey**, to serve on the Union County Transportation Advisory Board effective January 1, 2005 – December 31, 2005.
- 137-2005** **FREEHOLDER SULLIVAN**, an amend ment to the 2005 Temporary Capital Budget in an amount of **\$3,100,000**, for a program entitled **“Union County Rail Freight Project”** for a total amount of **\$98,743,553** pursuant to the provisions of **Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20)**.

- 138-2005** **FREEHOLDER WARD**, appointing **Councilman Victor DeFilippo, Garwood, New Jersey, (Delegate)**, effective January 1, 2005 – December 31, 2005, re-appointing **John B. Nicholas, Summit, New Jersey (Delegate) and David Santoriello, Summit, New Jersey, (Alternate)** to serve on the Union County Air Traffic Noise Advisory Board effective January 1, 2005 – December 31, 2006.
- 139-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with **Kean University, Union, New Jersey**, to provide tuition reimbursement at one-half of the tuition costs and fees exclusive of books and materials for participation in **Kean University's Graduate Certificate in Public Administration Program** for the period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$18,000**.
- 140-2005** **CHAIRMAN PROCTOR**, 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:**
- a. **Department of Engineering & Public Works, Trinity Construction, Inc., Jackson, New Jersey, Repairs to the, Walter E. Ulrich Memorial Pool Bathhouse in an amount not to exceed \$120,000.**
 - b. **Division of Building Services and the Division on Aging, Waste Management of New Jersey, Baltimore, MD, to provide Solid Waste Disposal Service for various locations throughout the County (2nd Year Option) in an amount not to exceed \$76,856.28.**
 - c. **Division of Building Services, Positive Attitude Industries, Marlboro, New Jersey, to provide Janitorial Chemicals for use in various county buildings for a period of 24 months in amount not to exceed \$282,924.75.**
 - d. **Division of Police, Morse Watchmans, Oxford, CT, to purchase an Electronic Key Management System in an amount of \$38,505.**
 - e. **Division on Aging, Nutrition Kitchen, Delivery Concepts East, Hamstead, NC, to purchase four (4) Van Ovens in an amount not to exceed \$20,368.**
 - f. **Division on Aging, Nutrition Kitchen, Todd Devin Food Equipment, Yardley, PA, to purchase one (1) Steam Cooker & one (1) Steam Kettle in an amount of \$18,357.**

- g. **Office of the Sheriff, Focus Camera, Inc., Brooklyn, NY, to purchase Photographic Equipment & Supplies in an amount of \$4,720.50.**

- 141-2005** **CHAIRMAN PROCTOR**, authorizing an amendment to the **Union County 2002 Annual Transportation Plan (ATP)** as follows: delete the Intersection of Chestnut Street and Colfax Avenue, Roselle Park; delete the intersection of Mountain Avenue and Glenside Avenue, New Providence; delete the intersection of Terrill Road and North Avenue, Plainfield and Fanwood.
- 142-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 785-2003, (Amendment No. 1)** to the contract with **Dewberry -Goodkind, Inc., Bloomfield, New Jersey**, for Construction Administration Services for the replacement of South Street Bridge over the Salt Brook, New Providence, **reducing** the contract amount by **\$12,654.97**, for a new contract amount of **\$165,395.68**.
- 143-2005** **CHAIRMAN PROCTOR**, authorizing **Change Order No. 1, (Final)** to the contract with **Foggia Supreme Electric, Inc., East Hanover, New Jersey**, for Traffic Signal and Intersection Improvements, Roselle, New Jersey, **reducing** the contract amount by **\$29,894.12**, for a new contract amount of **\$786,716.53**.
- 144-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 1246-2001, (Amendment No. 1, Final)** a professional service contract with **O'Brien & Gere Engineers, Inc., Edison, New Jersey**, for the purpose of providing Operation and Maintenance (O&M) Manuals and Emergency Action Plans (EAP's) for Union County Dams in an additional amount of **\$9,000**, for a new contract amount of **\$64,000**.
- 145-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to endorse the Department of Engineering and Public Works participation in the **Union County Magnet High School Internship Training Program** which will provide a collaborative learning experience for qualified students in both a school and workplace setting. **{At no cost to the County of Union}**
- 146-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into an agreement with the **New Jersey Department of Transportation (NJDOT)** for State Aid 2005. The 2005 allotment of **\$4,014,000** will be applied to the 2005 Resurfacing Project which is budgeted in the 2004 Capital Budget and 2005 Grant Force Accounts in the following manner: **\$3,000,000** for 2005 Resurfacing; two Grant Force Accounts – **\$929,040** for Traffic Signs and Markings and **\$84,960** for Traffic Control Standards.

- 147-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to award a professional service contract to the **PMK Group, Cranford, New Jersey**, for the purpose of providing professional engineering and consulting services to assist Union County in the preparation of a request for bid for the supply and delivery of natural gas to the City Gate for various Union County locations, as well as to Union County Co-Operative Pricing System Member Facilities for the contract period of January 1, 2005 – December 31, 2005, in an amount not to exceed **\$12,500**.
- 148-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to enter into a contract with **ARAMARK Correctional Services, Inc., Oakbrook Terrace, Illinois**, to provide Off-Site Inmate Commissary Services and Inmate Trust Fund Accounting System **pursuant to N.J.S.A. 40A:11-4.1 et seq.** for the contract period of January 1, 2005 – December 31, 2007.
- 149-2005** **CHAIRMAN PROCTOR**, authorizing and directing the County Manager to apply to the **State of NJ, Department of Environmental Protection** for the **County Environmental Health Act (CEHA) Grant**, which will be used to fund the County's Hazardous Materials, Water, Solid Waste, Air and Noise program in the amount of **\$245,000** with a mandatory **\$100,000** in-kind matching funds.
- 150-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 646-2004**, to change the funding source for the payment of the S.A.L.T. rent to **St. Mary's Roman Catholic Church, Plainfield, New Jersey**, from an operating account to the Community Prosecutor Enhancement Grant Account for the contract period of January 1, 2005 – June 30, 2005, in the amount of **\$1,760 per month**, with no additional county funds to be expended.
- 151-2005** **CHAIRMAN PROCTOR**, declaring a certain vehicle (**2000 Chevrolet Impala**) utilized for enforcement activities no longer needed for such purpose and authorizing the County Manager to dispose of the vehicle in accordance with **N.J.S.A. 40A:11-36**.
- 152-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to execute Certificate of Title and such documents as may be necessary to transfer the surplus vehicle to the **City of Elizabeth Police Department**.
- 153-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 1105-2004**, increasing the appropriation to **Edward Kologi, Linden, New Jersey**, special counsel in the matter entitled **Weresow v. County of Union, et al.** in an additional amount of **25,000**, for a new total contract amount not to exceed **\$72,500**.

- 154-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 1103-2004**, increasing the appropriation to **Ruderman & Glickman, Springfield, New Jersey**, special counsel in the matter entitled **Weresow v. County of Union, et al.** in an additional amount of **\$25,000**, for a new total contract amount not to exceed **\$152,000**.
- 155-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 1253-2004**, increasing the appropriation to **Brownstein, Booth & Associates, Union City, New Jersey**, special counsel in the matter entitled **Blanchard v. County of Union, et al.** in an additional amount of **\$10,000**, for a new total contract amount not to exceed **\$25,000**.
- 156-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 896-2004**, increasing the appropriation to **Thomas C. Jardim, Esq., Morristown, New Jersey**, special counsel in the matter entitled **Nazario v. County of Union, et al.** in an additional amount of **\$5,000**, for a new total contract amount not to exceed **\$15,000**.
- 157-2005** **CHAIRMAN PROCTOR**, authorizing the sale of two lots, each approximately one (1) acre , containing approximately three hundred feet of frontage on Horseshoe Road, presently owned by the County of Union in Block 3303, known as Lots 1.02 and 1.03, in the Township of Berkeley Heights and establishing a minimum bid price for each parcel.
- 158-2005** **CHAIRMAN PROCTOR**, appointing **Elia Pelios, Esq, Somerville, New Jersey**, as special counsel to represent Union County Corrections Officer M. Patella in the matter entitled **Orlando Nazario v. County of Union, et al.** in an amount not to exceed **\$5,000**.
- 159-2005** **CHAIRMAN PROCTOR**, appointing **Alan Roth, Esq, Springfield, New Jersey**, as special counsel to represent Daniel Warchol in the matter entitled **Weinstock, Ficacci & Testa v. UC Division of Environmental Health and Emergency Management, et als.** in an amount not to exceed **\$5,000**.
- 160-2005** **CHAIRMAN PROCTOR**, appointing **Batista & Batista, Hillside, New Jersey**, as special counsel to represent William Kane in the matter entitled **Weinstock, Ficacci & Testa v. UC Division of Environmental Health and Emergency Management, et als.** in an amount not to exceed **\$5,000**.
- 161-2005** **CHAIRMAN PROCTOR**, appointing **Alan Roth, Esq, Springfield, New Jersey**, as special counsel in connection with personnel matters for the County of Union, in an amount not to exceed **\$75,000**.

- 162-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 5-2005**, to reflect the Clerk of the Board holding change funds in the amount of **\$50.00** for **OPRA** payments, the total amount for change funds for the year 2005 is now **\$3,435**.
- 163-2005** **CHAIRMAN PROCTOR**, authorizing the **Office of the County Clerk**, to process expenditures for the 2005 Courthouse Centennial Exhibition against the Union County Initiative Account in an amount not to exceed **\$15,000**.
- 164-2005** **CHAIRMAN PROCTOR**, allowing the County to apply for the **New Jersey PARIS Grant**, to implement an imaging and archiving system County-wide as well as make improvements to existing storage and imaging systems in the amount of **\$1.5 million**.

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

- 165-2005** **FREEHOLDERS ESTRADA AND MAPP**, acknowledging the efforts and work of several members of the community who attended and participated in the **Youth Service Bureau's** annual youth conference sponsored by the **New Jersey Training School on November 16, 2004**.
- 166-2005** **FREEHOLDER ESTRADA**, congratulating **Ms. Heather Hays**, as she leaves the position of President/Executive Director of the Children's Museum of Central New Jersey, the emerging, non-profit, hands-on interactive children's museum which she founded.
- 167-2005** **FREEHOLDER ESTRADA**, extending deepest condolences to the family of **Bernard A. Heeney Jr., (Westfield Municipal Clerk)** in this, their time of sorrow.
- 168-2005** **FREEHOLDER HOLMES**, congratulating **Charles Reeseg, of Boy Scout Troop 40, Rahway, New Jersey**, on attaining his Eagle Scout Award.
- 169-2005** **FREEHOLDER SCANLON**, congratulating **Marie Varley**, who is being honored by the Cryan Association at their 45th Anniversary Dance on Sunday, January 29, 2005.
- 170-2005** **FREEHOLDER SCANLON**, congratulating **Jim Cosgrove**, who is being honored by the Cryan Association at their 45th Anniversary Dance on Sunday, January 29, 2005.
- 171-2005** **VICE CHAIRMAN MIRABELLA**, congratulating **Gregory L. Ryan, Jr. Boy Scout Troop 77, Westfield, New Jersey**, on attaining his Eagle Scout Award.

172-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD**, extending deepest condolences to the family of **Joan Olympia Ascione**, in this, their time of sorrow.

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**MEETING OPEN TO THE PUBLIC FOR
THE PURPOSE OF COMMENTING
ON ANY MATTER**

PUBLIC COMMENT PORTION CONCLUDED

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EXECUTIVE SESSION

Re: Insurance Matters and Pending Litigation

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REPORTS: STANDING & SPECIAL COMMITTEES

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The voucher list through **January 12, 2005** will be available for public perusal in the Office of the Clerk of the Board.

The next **Regular Meeting** of the Union County Board of Chosen Freeholders will be held on **February 10, 2005 at 7:00 P.M.** in the Freeholders Meeting Room, Administration Building, 6th Floor, Elizabeth.

ADJOURNMENT