

**UNION COUNTY BOARD OF CHOSEN FREEHOLDERS**

**MINUTES OF THE AGENDA MEETING**

**MARCH 17, 2005**

Chairman Rick Proctor presided. Roll call showed Vice Chairman Alexander Mirabella, Freeholder Angel G. Estrada, Freeholder Chester Holmes, Freeholder Bette Jane Kowalski, Freeholder Adrian O. Mapp, Freeholder Deborah P. Scanlon, Freeholder Daniel P. Sullivan and Freeholder Nancy Ward in attendance. Also present were County Manager George Devanney and Clerk of the Board Nicole L. Tedeschi.

**PRAYER AND SALUTE TO THE FLAG** were led by the Clerk of the Board.

**OPEN PUBLIC MEETINGS ACT** was read by the Clerk of the Board. The County Counsel, Robert Barry, entered the meeting at this point.

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

**OATHS OF OFFICE: Diane E. Kelly, Union County Advisory Board on the Division on Aging; David A. Cohen, Union County Vocational Technical School Board of Education; Jim Harrington, Union County Human Services Advisory Board and Karen McCoy Oliver, Commission on the Status of Women in Union County.**

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**I. DEPARTMENT OF ADMINISTRATIVE SERVICES**

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

**RESOLUTIONS**

Freeholder Mapp asked why the vendor in item one did not sign the contract. The County Counsel responded that the vendor was unable to deliver the item within the specified 90 days.

1. Amending **Resolution No. 1183-2004**, to the contract with **Tri-Lift New Jersey, Inc., Edison, New Jersey**, vendor refused to sign into contract with the County of Union. **{To be re-bid at a later time/one (1) forklift truck} (CH. PROCTOR)**

2. Authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with **Local Public Contracts Law 40A:11-1 et seq: (CH. PROCTOR)**
  - a. Department of Engineering, **J.H. Reid General Construction, South Plainfield, New Jersey**, to provide improvement to Milton Lake Dam in the City of Rahway, County of Union, for a total amount of **\$882,300.**
  - b. Department of Engineering, **Foggia-Supreme Electric, Inc., East Hanover, New Jersey**, to provide intersection improvements at Chestnut Street (CR627) and East West Grant Avenue, Roselle Park. Work to be done, but are not limited to, installation of new traffic signal equipment, replacing and upgrading roadway signs and pavement striping, sidewalk, curb ramps with a detectable warning surface, milling and resurfacing within the project limits (curb to curb) portions of the roadway, for a total amount of **\$185,126.**
  - c. Bureau of Motor Vehicles, **Polsky's Inc., Woodbury, New Jersey**, to provide uniforms for the Bureau of Motor Vehicles for twenty four (24) months upon the signing of the contract with the provisions for two (2) twelve (12) month extensions, for a total amount of **\$25,500.**

**II. DEPARTMENT OF ECONOMIC DEVELOPMENT**  
**James Daley**

**RESOLUTIONS**

**III. DEPARTMENT OF ENGINEERING & PUBLIC WORKS**  
**Frank Dann**  
**Jeff Sias, County Engineer, represented the Department.**

**RESOLUTIONS**

1. Granting permission to the **City of Summit**, to close Broad Street from Summit Avenue to Maple Street, Summit, New Jersey, from 12:00 p.m. to 5:00 p.m. on Sunday, May 1, 2005 for the **"Our House Foundations 5-Mile Run."** (CH. PROCTOR)

Freeholder Sullivan asked which specific road was referenced in item #2. Mr. Sias stated that the paving covered several locations including Burnett Road in Union, which was the bulk of the work. He also explained that milling uncovered problems in the roadbed, necessitating increased costs. Freeholder Mapp asked if this is the last change order for this work. Mr. Sias said that this is the second and final change order.

2. Approving **Change Order No. 2, (final)** to the contract with **Della Pello Paving, Inc., Union, New Jersey**, for the 2003 Milling, Resurfacing, and Handicap Ramp

Construction Project in the amount of **\$279,743.23**, for an amended contract of **\$2,938,061.62. (CH. PROCTOR)**

<b>Previous Contract Amount:</b>	<b>\$2,658,318.39</b>
<b>Change Order No. 2:</b>	<b><u>\$ 279,743.23</u></b>
<b>New Contract Amount:</b>	<b>\$2,938,061.62</b>

**IV. DEPARTMENT OF FINANCE**  
**Lawrence M. Caroselli**

Director Caroselli stated that he would have one additional item for the next meeting, concerning the awarding of “Ryan White” grant funding to various organizations.

**RESOLUTIONS**

Freeholder Scanlon asked how often the survey in item #1 is done. The Director responded that it is done annually, required by the State of New Jersey Division of Local Government Services. The Director then elaborated on what is included in the survey, any asset over \$1500.

1. Authorizing the County Manager to enter into a professional service contract with **CBIZ Valuation Group, LLC, Chicago, IL**, for updates to the Asset Valuation Report for the County of Union at a cost of **\$4,900. {No change in cost from prior years}** (FR. SULLIVAN)
2. An amendment to the 2005 Temporary Budget in the amount of **\$8,500**, as a result of notification received from the New Jersey Department of Community Affairs, Division of Women for a grant entitled: "**Rape Care Program.**" (FR. SULLIVAN)

Freeholder Mapp asked what is the amendment mentioned in item #3. The Director responded that it was adding funds to various departments. He then elaborated on the budget and budget amendment process. Freeholder Estrada also commented on the budget process.

3. An amendment to the 2005 Temporary Budget, pursuant to the provisions of **CH. 96, P.L. 1951 (N.J.S.A. 40A:4-20).** (FR. SULLIVAN)
4. Transfer Resolution for the 2004 Appropriations, pursuant to the **N.J.S.A. 40A:4-59.** (FR. SULLIVAN)

**V. DEPARTMENT OF HUMAN SERVICES**  
**Frank Guzzo**

Director Guzzo stated that he would have two more items for the next meeting, one concerning a purchasing authorization for a file system for the Park Madison building, and another concerning a lease extension for a property in Plainfield until such time as offices are transferred from that property to the Park Madison building.

**RESOLUTIONS**

Freeholder Mapp asked about the costs of the assessment in item #1. Director Guzzo stated that the assessment was done in house and that the Populations Plan expands upon the assessment and that the state mandates that counties to complete such a plan for human services.

1. To endorse the **Priority Populations Plan** as required by **New Jersey Department of Human Services, (NJ DHS)** that is designed to enable the County of Union to assess the human service needs of priority populations, and the adequacy of existing services and resources, particularly during these times of fiscal constraints. **{Funding: N/A} (FR. ESTRADA)**

Freeholder Estrada stated that he was glad to see item two on the agenda.

2. Authorizing the County Manager to extend the lease agreement with the **YMCA of Eastern Union County, Elizabeth, New Jersey**, for the rental of the first floor of the Andrew K. Ruotolo Jr., Justice Complex, for the provision of child care services for the period of September 1, 2005 – August 31, 2006, in an amount of **\$3,745** per month or **\$44,940** per year. **(FR. ESTRADA)**

**VI. DEPARTMENT OF OPERATIONS & FACILITIES**  
**Ron Zuber, Acting Director**

**RESOLUTIONS**

Freeholder Mapp asked if the amount in the item below was listed in the bid specifications, and he asked about how the amount was determined if the bids were not yet in hand. Acting Director Guzzo stated that the amount is an estimate based upon last year's consumption, plus a bit more which a consultant suggested be included, due to fluctuations in price. He stated the bids would be in on March 30<sup>th</sup>. Chairman Proctor also commented on the process of bidding for and buying natural gas,

1. Authorizing a contract for the supply of Commercial Natural Gas to service various sites in Union County for a contract period of May 1, 2005 – April 31, 2007, in an amount not to exceed **\$1,700,000**. **{Due to the fluctuation in the market place a Bid Opening is scheduled for Wednesday, March 30, 2005, at**

**which time the Bid will be awarded to the lowest responsible bidder, the Third Party supplier will be identified on March 31, 2005} (CH. PROCTOR)**

**VII. DEPARTMENT OF PARKS & RECREATION  
Charles Sigmund**

Director Sigmund suggested that two resolutions be added to the agenda for two Rahway wrestlers who were successful in a state championship.

**RESOLUTIONS**

1. Waiving the fees for the **Township of Union Annual Senior Golf Tournament** to be held at Galloping Hill Golf Course on Thursday, June 9, 2005. (rain date June 10) **(FR. KOWALSKI)**

Freeholder Ward and Vice Chairman Mirabella asked several questions regarding the method of using dogs to control geese. Director Sigmund explained that the dogs harass the geese so that they fly elsewhere, and that they patrol daily at some times and less frequently at others. Freeholder Scanlon asked how private golf clubs control geese, and the director responded that many have dogs that they own and that are kept on the premises by the groundskeepers.

2. Retaining the services of **Geese Police, Inc., Howell, New Jersey**, for the purpose of border collie patrolling of the County's three golf courses for a period of eighteen (18) weeks for a total cost of **\$5,850. (FR. KOWALSKI)**

**VIII. DEPARTMENT OF PUBLIC SAFETY  
Harold Gibson**

**RESOLUTION**

Freeholder Sullivan asked if there was any follow up on the effectiveness of the program in item #1. The Director said he would find out the details and inform the Board. Freeholder Ward asked questions about the qualifications of the vendor providing the service. The Director said he would get her further information and Freeholder Sullivan interjected some information about the County's work with this vendor in the past. Freeholder Mapp asked if this were funded by a grant, and also asked about the contract dates. The director said it was not, and elaborated on the dates of the contracts.

1. Entering into a contract with **Community Access Unlimited, Elizabeth, New Jersey**, to provide Anger Management Training for the incarcerated males and females of the Union County Jail for the contract period of April 1, 2005 – December 31, 2005, in an amount not to exceed **\$22,500**; and for the contract period of January 1, 2006 – March 31, 2006, in an amount not to exceed **\$7,500**, for a total contract amount not to exceed **\$30,000. (CH. PROCTOR)**

**IX. DEPARTMENT OF RUNNELLS SPECIALIZED HOSPITAL  
Joseph Sharp**

The Director stated that he would have one more item for the next meeting concerning a contract with Berkeley Heights for public health services to that township.

**RESOLUTIONS**

Freeholder Kowalski asked if Physiatry was the correct term. The Director explained that Physiatry is physical and occupational therapy.

1. Renewing the contract with **Vani Andavolu, MD, Edison, New Jersey**, to provide professional Physiatry services for the patients/residents of Runnells Specialized Hospital for a contract period of May 1, 2005 – April 30, 2006. **{This is a Fee for Service Agreement/At No Cost to Union County} (FR. KOWALSKI)**
2. Renewing the contract with **David Schoenberg, DDS, Glen Rock, New Jersey**, to provide professional dental services for the patients/residents of Runnells Specialized Hospital for the contract period of May 1, 2005 – April 30, 2006. **{This is a Fee for Service Agreement/At No Cost to Union County} (FR. KOWALSKI)**
3. Entering into a contract with **Posey Company, Arcadia, CA**, to purchase therapy and nursing supplies for Runnells Specialized Hospital (through NJHA Group Purchasing pursuant to N.J.S.A. 30:9-87 and 88) for the contract period of March 15, 2005 – March 14, 2006, in an amount of **12,000. (FR. KOWALSKI)**
4. Entering into a contract with **Erin Pojanowski, PA-C, Summit, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the contract period of April 1, 2005 – August 31, 2005. **{This is a Fee for Service Agreement/At No Cost to the County} (FR. KOWALSKI)**
5. To approve the dissolving of an outstanding patient balance owed to Runnells Specialized Hospital in an amount of **\$985.50**, as it is uncollectible. **(FR. KOWALSKI)**

- X. OFFICE OF THE PROSECUTOR**  
**Theodore J. Romankow**  
**Albert Cernadas Jr. represented the department.**

**RESOLUTION**

Freeholder Estrada asked if this program is the same as another program that had been going on previously. Mr. Cernadas stated that this program is funded by a new grant.

1. To apply for and accept funding from the **New Jersey Division of Criminal Justice**, in an amount of **\$94,420** to be dedicated to the Project Safe Neighborhoods Program. The mission of this program is to reduce gun violence by forging partnerships among federal, state, local law enforcement agencies and the community. **(CH. PROCTOR)**

- XI. COUNTY COUNSEL**  
**Robert E. Barry, Esq.**

**RESOLUTIONS**

1. Appointing **Kathy Hatfield, Esq., Schenck, Price, Smith & King, Morristown, New Jersey**, as special counsel to represent the UC Prosecutor's Office, Ted Romankow and Al Cernadas in the matter entitled **Mary Jean Butler v. County of Union, et als**, in an amount not to exceed **\$10,000**. **(CH. PROCTOR)**
2. Amending **Resolution No. 891-2004**, to increase the appropriation to **Robert Varady, Esq., Union, New Jersey**, as special counsel in the matter entitled **Fanelli v. County of Union, et als**, for an additional sum of **\$10,000**, for a new total contract amount not to exceed **\$70,000**. **(CH. PROCTOR)**
3. Amending **Resolution No. 895-2004**, to increase the appropriation to **Garrubbo & Capece, Westfield, New Jersey**, as special counsel in the matter entitled **Renna v. County of Union, et als**, for an additional sum of **\$5,000**, for a new total contract amount not to exceed **\$32,500**. **(CH. PROCTOR)**
4. Amending **Resolution No. 1186-2004**, to increase the appropriation to **Garrubbo & Capece, Westfield, New Jersey**, as special counsel in the matter entitled **Freitas, III (Federal) v. County of Union, et als**, for an additional sum of **\$5,000**, for a new total contract amount not to exceed **\$15,000**. **(CH. PROCTOR)**
5. Amending **Resolution No. 154-2005**, to increase the appropriation to **Ruderman & Glickman, Springfield, New Jersey**, as special counsel in the matter entitled **Weresow v. County of Union, et als**, for an additional sum of **\$36,000**, for a new total contract amount not to exceed **\$188,000**. **(CH. PROCTOR)**

Freeholder Mapp asked why there is so great a difference in the amounts mentioned in item #6. The County Counsel explained that this item came from the County Adjuster's office and was in regard to an involuntary commitment patient who could not pay the balance. He added that the state pays 90% of the unpaid balance back to the County.

6. Approving the settlement of an outstanding patient's balance (patient #358580) in the amount of **\$24,605.07** owed to Runnells Specialized Hospital in an amount of **\$12,303. (CH. PROCTOR)**
7. Approving the settlement of pending litigation entitled **Jason Cruz v. County of Union, et al.** (CH. PROCTOR)

**XII. COUNTY MANAGER**  
**George Devanney**

**RESOLUTION**

1. Entering into an agreement with the **Union County Alliance, Union, New Jersey**, for FY 2005 to continue to implement and execute the priorities of its long range plan and initiatives for Union County in an amount not to exceed **\$120,000. (CH. PROCTOR)**

**XIII. FREEHOLDERS**

**RESOLUTIONS**

**FREEHOLDER ESTRADA**

Freeholder Mapp will join Freeholder Estrada on item #1. Freeholder Estrada stated he would have two additional items, one adding new members to the Human Services Advisory Board and the other concerning fees for attorneys used by the Open Space, Recreation and Historic Preservation Trust Fund.

1. Congratulating the following who are being honored by **Jack & Jill of America, Greater Union County Chapter, Inc.**, for their many years of community service to the people of Union County:

**Pastor Tracy Shider, Plainfield, New Jersey**  
**Darlene Crow-McWilliams, Plainfield, New Jersey**  
**Marguerite L. Brown Chambers**  
**Reverend Tracey L. Brown, Plainfield, New Jersey**  
**Karen Callaway Williams**  
**Linda Susan Carter, Plainfield, New Jersey**

2. Proclaiming the month of April 3, 2005 – April 9, 2005 as “**The Week of the Young Child.**”

#### **FREEHOLDER HOLMES**

This resolution will be from the entire Board. Freeholder Holmes stated that he would also like to add another resolution recognizing the two wrestlers from Rahway who participated in the state championships.

1. Extending deepest condolences to the family of **Reverend Ollie C. Johnson, Plainfield, New Jersey**, in this, their time of sorrow.

#### **FREEHOLDER KOWALSKI**

1. Urging Congress to increase **Veteran’s** benefits in the 2006 Budget.
2. Proclaiming the month of March, 2005 as “**National Professional Social Workers Month**” in Union County. This year’s theme is: **Social Workers, Help Starts Here.**

#### **FREEHOLDERS SCANLON, KOWALSKI AND WARD**

1. Proclaiming the month of March, 2005 as “**Women’s History Month**” in Union County.

#### **FREEHOLDER SCANLON**

1. Appointing **Robert Bresenhan Jr.**, to the Union County Motion Picture Advisory Board for a term commencing January 1, 2005 – December 31, 2007.
2. Adopting the Union County “**Policy**” Against Workplace Discrimination and Harassment.

#### **FREEHOLDER SULLIVAN**

1. Authorizing the County Manager to adjust and/or change the **Internal Position Controls** of the budget.
2. Appointing **Pamela A. Eagan, Roselle, New Jersey**, to the Union County Mental Health Advisory Board for a term commencing January 1, 2005 – December 31, 2007.

3. Extending best wishes to **Steven Kosinski, Elizabeth, New Jersey**, for his dedicated and outstanding services during his six (6) years of services as an intern in the Union County Board of Chosen Freeholders Office, as he starts employment with the **ADP Company, Roseland, New Jersey**.

### **VICE CHAIRMAN MIRABELLA**

This resolution will be from the entire Board. Vice Chairman Mirabella stated that he would have two more resolutions recognizing two volunteers from Fanwood.

1. Extending deepest condolences to the family of **Glenn Tillou, South Plainfield, New Jersey**, in this, their time of sorrow.

### **CHAIRMAN PROCTOR**

1. Congratulating **John Cottage, Emergency Management Coordinator**, upon the occasion of his retirement after 30 years of dedicated service from the Department of Public Safety, Division of Environmental Health and Emergency Management.
2. Amending **Resolution No. 287-2005**, in order to correct the termination date appointing **David A. Cohen, Berkeley Heights, New Jersey**, to serve on the Union County Vocational Technical School Board of Education for a term commencing January 1, 2005 – October 31, 2008.
3. Appointing **Jane Larber, Scotch Plains, New Jersey**, to serve on the Union County Vocational Technical School Board of Education for a term commencing January 1, 2005 – October 31, 2005. (replacing Gail Iammatteo, Scotch Plains, New Jersey)

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The Chairman stated that the Board would now enter into Executive Session and called for a motion. On a motion by Vice Chairman Mirabella, seconded by Freeholder Scanlon, roll call showed nine members of the Board voted in the affirmative. The Chairman stated that items would be added to the agenda but that no formal action would be taken.

### **EXECUTIVE SESSION:**

#### **Re: Pending Litigation and Land Negotiation**

The Chairman called for a motion to return to the Regular Meeting. On a motion by Freeholder Mapp, seconded by Freeholder Holmes, roll call showed nine members of the Board voted in the affirmative. County Counsel Robert Barry then discussed a potential land acquisition. Chairman Proctor then mentioned that there would be an additional resolution regarding the Ralph G. Froehlich Public Safety Building.

The Chairman called for a motion to adjourn the meeting. On a motion by Freeholder Scanlon, second by Freeholder Estrada, roll call showed nine members of the Board voted in the affirmative.

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The next **Agenda Meeting** of the Union County Board of Chosen Freeholders will be held on **April 7, 2005 at 7:00 P.M.** in the Freeholders Meeting Room, Administration Building, 6<sup>th</sup> Floor, Elizabeth.

**ADJOURNMENT**

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**Nicole L. Tedeschi**  
**Clerk of the Board**

**NLT/amc**