

**UNION COUNTY BOARD OF CHOSEN FREEHOLDERS**

**MINUTES OF THE AGENDA MEETING**

**APRIL 21, 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, in attendance. Freeholder Deborah P. Scanlon, Freeholder Daniel P. Sullivan and Freeholder Nancy Ward were absent. Also present were County Manager George Devanney, County Counsel Robert Barry 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.

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**COMMUNICATIONS:**

**OATHS OF OFFICE: Celia Ringer, Union County Advisory Board on the Division on Aging.**

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**I. DEPARTMENT OF ADMINISTRATIVE SERVICES  
M. Elizabeth Genievich, Deputy County Manager/Dir. of Administrative Services**

**RESOLUTIONS**

1. 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. DIVISION ON AGING: Acme American Repair, Brooklyn, NY, to provide kitchen equipment maintenance and service utilized in the Division on Aging/Nutrition Program for the elderly for twenty-four (24) consecutive months, in an amount not to exceed **\$34,300.**
  - b. DIVISION OF ENVIRONMENTAL HEALTH & EMERGENCY MANAGEMENT: Smiths Detection, Danbury, CT, a field ft-ir spectrometer with integrated computer capable of analyzing gases and vapors in an amount not to exceed **\$62,500.**
  - c. DIVISION OF PUBLIC WORKS: W.E. Timmerman Co., Inc., Whitehouse, New Jersey, to furnish and deliver one (1)

street sweeper for the Division of Public Works in an amount of **\$189,035.**

Freeholder Mapp asked why the contract in item #2 was for 10 months instead of a year. The Deputy County Manager stated that there was an issue with a 60 day extension from March 1<sup>st</sup> before the contract renewal.

2. Authorizing the County Manager to renew the following policies as recommended by the **Citizen Insurance Review Committee (CIRC)** dated April 4, 2005: (**CH. PROCTOR**)
  1. Special Excess Liability Policy with **AIG Insurance Company, Pennsylvania, c/o Continental, Marmorstein & Malone, Paramus, New Jersey**, for the period of May 1, 2005 – March 1, 2006, in an amount not to exceed **\$421,550. (No increase)**

## **II. DEPARTMENT OF ECONOMIC DEVELOPMENT**

**James Daley, Director**

The Director stated that another resolution would be coming regarding Four Connections fiber optic work at the Elizabeth Fire House and that a packet of information would go to the Board this week.

### **RESOLUTIONS**

1. Authorizing the County Manager, through the Division of Cultural & Heritage Affairs to apply for and execute all applications and agreements relating to a three (3) year grant from the **New Jersey State Council on the Arts FY06-08 “Local Arts Program (LAP)”** category in the annual amount of **\$32,300** with the following appropriation from the County, no match requirement in the first year; a 1:2 match in the second year; and 1:1 match the third year. (**FR. KOWALSKI**)
2. Authorizing the County Manager, through the Division of Cultural & Heritage Affairs to apply for and execute all applications and agreements relating to a grant from the **New Jersey State Council on the Arts FY06-08 “Local Arts Staffing Initiative (LASI)”** category in the amount of **\$675,440, \$412,720** from the State of New Jersey, with a County appropriation (cash match of **\$65,680**). (**FR. KOWALSKI**)

Freeholder Mapp asked with whom we are trying to establish the international relations mentioned in item #3. Director Daley stated that there has been a relationship established with the city of Wenzhou in China going back several years, and that the County uses Mr. Chu as the liaison between the County Government and the Government of Wenzhou.

Freeholder Mapp then asked what mutual benefits have resulted from the relationship. Director Daley said most of the benefits have involved education and training, involving Kean University and there is an effort to train some teachers from China here and to bring some high school students here. The Director also said there are some efforts to establish trade between the two areas.

Freeholder Estrada asked how much the contract is for. Director Daley stated that it is for \$46,500, and that this resolution is just to establish a finality date.

3. Amending **Resolution No. 771-2004**, to the contract with **Albert L. Chu, t/a ALC Communications, Inc, Randolph, New Jersey**, in order to reflect an expiration date of April 30, 2006, for the provision of specialized planning, program design, advice and consultation on the matters of international relations, global trade development, and local international business development. (**FR. SULLIVAN**)

### **III. DEPARTMENT OF ENGINEERING & PUBLIC WORKS**

**Frank Dann, Director**

#### **RESOLUTION**

Freeholder Kowalski asked why it was unanticipated that there would be a wetlands analysis required for this project. Director Dann responded that it was not unanticipated that an analysis would be required, but that the comment back from the Freshwater Lands Agency, a part of the DEP, stating that they were going to require an archeological investigation on the area surrounding the bridge that we want to replace was unexpected. Director Dann elaborated on how the County wanted to widen the area to create a sidewalk in addition to the bridge – a sidewalk that was not there originally. This part of the plan required the archeological investigation.

1. Amending **Resolution No. 441-2004**, approving Amendment No. 2 to a Professional Service Contract with **T&M Associates (formally JCA Associates), Clark, New Jersey**, for the purpose of providing an unanticipated Cultural Investigation and Alternative Analysis for the Replacement of the Division Avenue Bridge, New Providence and Summit, NJ, for an additional amount of **\$27,000** for a new contract amount of **\$174,458**. (The investigation and analysis are required by NJDEP in order to produce a Freshwater Wetlands Permit for this project). (**CH. PROCTOR**)

<b>Previous Contract Amount:</b>	<b>\$147,458.12</b>
<b>Amendment No. 2:</b>	<b><u>\$ 27,000.00</u></b>
<b>New Contract Amount:</b>	<b>\$174,458.00</b>

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

**RESOLUTIONS**

1. Introduction of the **2005 Operating Capital Budget. (FR. SULLIVAN)**
2. 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)**
3. Authorizing a **3.5% Cap**. We will not be utilizing the full **3.5%** however, this resolution allows for the County to bank the difference for up to two years. **(FR. SULLIVAN)**

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

**RESOLUTIONS**

1. Authorizing the submission of a project proposal to NJ Transit for inclusion in **NJ Transit's Consolidated Job Access and Reverse Commute (JARC) Grant application**, submitted to the Federal Transit Corporation, an operating administration of the US Department of Transportation, for Federal transportation assistance authorized by Section 3037 of the Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21), to provide transportation of low-income individuals for employment purposes. **{Funding: n/a} (FR. ESTRADA)**
2. Renewing the agreement with the **Employment & Training Institute, Inc., Ringwood, New Jersey**, to provide technical assistance for the Workforce Investment Act (WIA) program implemented by the Division of Workforce Development Operations, for compliance with the Federal and State mandated WIA Performance Measures, for the contract period of May 1, 2005 – April 30, 2006, in an amount of **\$4,875. {Federal funding: \$4,875} (FR. ESTRADA)**

**VI. DEPARTMENT OF PARKS, RECREATION & FACILITIES**  
**Charles Sigmund, Director**

The Director stated that there would be one more resolution for next week involving co-sponsoring a fireworks display on the 4<sup>th</sup> of July in the township of Cranford for \$12,000.

Freeholder Holmes asked about banners hanging over a roadway in Plainfield and asked if those requests fell under Director Sigmund's department. Director Sigmund stated that Frank Dann handled those requests. Jeff Sias the County Engineer stated that those requests do come through the Engineering and Public Works Department but only for County Roads. Freeholder Holmes stated that he thought he saw some banners hanging for which the Board had not received any Resolution requests. Mr. Sias stated he would check to see if the roads where the banners were seen were county roads.

## RESOLUTIONS

1. Authorizing the County Manager to accept and execute an agreement for a **\$15,000** grant from the **New Jersey Historical Commission**, to archive the "Historical Photographs of the Union County Park System" and to authorize a County Cash Match of **\$6,000** and a County In-Kind Match of **\$6,300** as specified by the grant requirements. **{State of New Jersey: \$15,000; County In-Kind Match: \$6,300; County Cash Match: \$6,000; Total funding: \$27,300} (FR. KOWALSKI)**
2. Awarding a Professional Services Agreement to **PMK Group, Cranford, New Jersey**, to prepare a restoration design, including bid specifications, of a woodland area disturbed by an adjoining property owner in the Watchung Reservation in an amount not to exceed **\$8,400**. **{County funding: \$8,400} (FR. KOWALSKI)**

## **VII. DEPARTMENT OF PUBLIC SAFETY** **Harold Gibson, Director**

Director Gibson stated that he would be adding a third item declaring the week of May 15, 2005, Police Week.

## RESOLUTIONS

1. Authorizing a waiver of bid under the provision of **N.J.S.A.40A:11-5(1)(g)** for the purchase of special equipment for confidential and undercover investigation to be used by the County Police in an amount of **\$78,965**. **{County funding: \$78,965 (Motor Vehicle 2004 Capital Account); Total funding: \$78,965} (CH. PROCTOR)**

Vice Chairman Mirabella asked the Director to elaborate on item #2. The Director stated that this involves all the homeland and domestic preparedness processes that the County does with all of the municipalities. There is a list prepared by the national Department of Homeland Security stating what can be purchased and the municipalities review this list and then we submit choices to the state. The list includes equipment like vehicles, but other items are not specified. The director stated he would get a list for the Freeholder.

2. Authorizing the County Manager to purchase goods and services related to **Homeland Security & Domestic Preparedness** from a pre-approved federal procurement program list. **{Funding: n/a} (CH. PROCTOR)**

**VIII. DEPARTMENT OF RUNNELLS SPECIALIZED HOSPITAL**  
**Joseph Sharp, Director**

**RESOLUTION**

1. Renewing the contract with **Life Medical Supplies, Inc., Linden, New Jersey**, to provide orthopedic footwear and orthotic services for the residents/patients at Runnells Specialized Hospital for the contract period of May 1, 2005 – April 30, 2006, in an amount not to exceed **\$2,500. (FR. KOWALSKI)**

**IX. OFFICE OF THE PROSECUTOR**  
**Theodore J. Romankow**

Albert Cernadas Jr., represented the Office of the Prosecutor.  
 There were no questions.

**RESOLUTION**

1. To allow the Union County Prosecutor's Office permission to purchase equipment for use in confidential and undercover investigations without disclosing the nature of the equipment or the name of the vendor as per the terms of the bid waiver signed by the **Office of the Attorney General, Director of the Division of Criminal Justice** in an amount of **\$30,900. {Federal funding: \$15,900; Match: \$15,000} (CH. PROCTOR)**

**X. COUNTY COUNSEL**  
**Robert E. Barry, Esq.**

Regarding item #3 the County Counsel noted that the contract will expand the services to include a Phase 1 environmental report. There are no additional funds needed.

**RESOLUTIONS**

1. Amending **Resolution No. 159-2005**, to include the representation of William Kane and to increase the appropriation to **Allan C. Roth, Esq, Springfield, New Jersey**, special counsel in the matter entitled: **Weinstock, et. als. v. County of Union, et als.** for an additional amount of **\$5,000**, for a new total contract amount not to exceed **\$10,000. (CH. PROCTOR)**

2. A resolution for the 2<sup>nd</sup> approval of land swaps with Springfield post **Lustbader Ogden** hearing. (**CH. PROCTOR**)
3. Amending the contract with the **PMK Group, Cranford, New Jersey**, to expand the services to include an additional **\$10,000** for a Phase I Environmental Report on the property to be received from the Township of Springfield. (**CH. PROCTOR**)

**XI. COUNTY MANAGER**  
**George W. Devanney**

The County Manager stated that he may have one resolution in support of a piece of state legislation.

**RESOLUTION**

**XII. FREEHOLDERS**

**RESOLUTIONS**

**FREEHOLDER ESTRADA**

Freeholder Estrada stated that there would be six additional resolutions including the following: an amendment of a PMK contract for Meisel Park; the Union County Arts Center; the renovation of pools in Rahway Park; the Kids Recreation Trust, and a grant opportunity.

1. Declaring the month of May as “**Mental Illness Awareness Month**” in Union County.
2. Congratulating **Huberto Leal** on his twenty (20<sup>th</sup>) year anniversary with the Union County Senior Lunch Program as the Site Coordinator at Union Baptist Church.
3. Authorizing the County Manager to encumber and allocate funds from the **Union County Open Space, Recreation & Historic Preservation Trust Fund** for the following project: Construction of the Mattano Skateboard Park in Elizabeth, New Jersey, funds will be utilized for the purchase/installation of ten (10) skateboard/in-line skating station structures from **Spohn Ranch, City of Industry, California**, in an amount not to exceed **\$150,000**.

### **FREEHOLDER HOLMES**

1. Congratulating the **Correction Officers** that are being recognized for their outstanding services on May 5, 2005.
2. Proclaiming the month of May as “**Older American’s Month**” in Union County. This year’s theme is, “Seniors in Grace, Bringing forth Spiritual Fruit.”
3. Designating the week of April 30 – May 8, 2005 as “**Corrections Week**” in Union County.

### **FREEHOLDERS HOLMES AND KOWALSKI**

1. Celebrating “**Law Day**” The Naturalization Ceremony on May 2, 2005 as part of the Union County Court House Centennial Committee Activities.

### **FREEHOLDER KOWALSKI**

1. Designating May 8 – 13, 2005 as “**National Nurses Week**” and May 6, 2005 as “**National Nurses Day**” in Union County.

### **FREEHOLDER SCANLON**

1. Re-appointing **Fanny Jaramillo, Plainfield, New Jersey and Reverend Shirley B. Cathie, Plainfield, New Jersey**, to serve as members of the Union County Commission on the Status of Women for a term commencing January 1, 2005 – December 31, 2007.

### **FREEHOLDER WARD**

1. Congratulating **Anthony George Baker, Boy Scouts of America, Troop 40**, on attaining his Eagle Scout Award.
2. Designating April, 2005 as “**National Landscape Architecture Month**” in Union County.

### **VICE CHAIRMAN MIRABELLA**

1. Congratulating and commending the honorees of the “**2005 Unity Achievement Awards**” presented by the Union County Human Relations Commission for their outstanding services and contributions to the residents of Union County.



2. Congratulating the following individuals, on their receipt of the Volunteer Recognition Award by the Union County Board of Chosen Freeholders' Office of Volunteer Services: **Dottie Baniewicz, Cranford Civic Organizations, Sister Elaine Maguire, Rainbows Program of Elizabeth, Michael Gallupo, Union County Surrogate's Office Volunteer Coordinator/RSVP/Superior Court Volunteer Program and The Junior ROTC Programs of Rahway and Elizabeth.**
3. Congratulating **Katherine Van Haasteren and Jennifer Bauer**, on earning their Gold Awards, the highest Award in Girl Scouting.

#### CHAIRMAN PROCTOR AND THE ENTIRE BOARD

1. Congratulating **Pamela Zardecki Boright, Westfield, New Jersey**, on her upcoming retirement after 37 years of outstanding and dedicated service in the field of education.
2. Extending deepest condolences to the family of **Joan Ladines, Clark, New Jersey**, in this, their time of sorrow.
3. Congratulating the following on their recognition by the Saint Patrick School Alumni Association at their 14<sup>th</sup> Annual Hall of Fame Dinner/Alumni Reunion on Saturday, April 23, 2005: **Coach Kevin Boyle, Neal McCarthy, Debbie Skrupskis Durand, Angel G. Estrada, and Gerald Imbriacco**

#### CHAIRMAN PROCTOR

Chairman Proctor stated that he would have one additional laudatory resolution.

1. Designating May 1 – 7 2005 as “**Municipal Clerks Week**” in Union County.
2. Congratulating the following who are being honored by the Patriots' Path Council, Boy Scouts of America at their Fifth Annual Tribute to Women Luncheon to be held on Friday, April 29, 2005: **Amparo Aguirre, Ann Marie Kay, Jo HaggertyVargo and Mary Theresa Purves.**
3. Congratulating **Vincent A. Belluscio, Jr, Roselle, New Jersey**, on his retirement after 27 years of public service in municipal government.

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The Chairman called for a motion to enter into Executive Session. On a motion by Vice Chairman Mirabella, seconded by Freeholder Holmes, roll call showed six members of the Board voted in the affirmative with Freeholder Scanlon, Freeholder Sullivan and Freeholder Ward absent.

**EXECUTIVE SESSION:**

**Re: Pending Litigation**

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The Chairman called for a motion to re-enter the Agenda meeting. On a motion by Vice Chairman Mirabella, seconded by Freeholder Holmes, roll call showed six members of the Board voted in the affirmative with Freeholder Scanlon, Freeholder Sullivan and Freeholder Ward absent.

The Chairman called for a motion to adjourn. On a motion by Vice Chairman Mirabella, seconded by Freeholder Estrada, roll call showed six members of the Board voted in the affirmative with Freeholder Scanlon, Freeholder Sullivan and Freeholder Ward absent.

The next **Agenda Meeting** of the Union County Board of Chosen Freeholders will be held on **May 4, 2005 at 7:00 PM** in the Freeholders Meeting Room, Administration Building, 6th Floor, Elizabeth, New Jersey.

**ADJOURNMENT**

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

**NLT/amc**