UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

REGULAR MEETING

APRIL 28, 2005

ROLL CALL

PRAYER AND SALUTE TO THE FLAG

OPEN PUBLIC MEETINGS ACT

APPROVAL OF THE FOLLOWING MINUTES: March 17 and 31, 2005 – Executive Meeting; April 7 and 14, 2005 – Executive Meeting.

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COMMUNICATIONS:

OATHS OF OFFICE: (Note & file)

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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:

477-2005 **FREEHOLDER ESTRADA,** 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 21st Century (TEA-21), to provide transportation of low-income individuals for employment purposes.

478-2005 **FREEHOLDER ESTRADA,** authorizing the County Manager to enter into an 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.**

479-2005 **FREEHOLDER ESTRADA,** authorizing the County Manager to enter into a contract with **Spohn Ranch, City of Industry, California,** to repave the old tennis courts and to purchase/install new exterior fencing and ten (10) skateboard /in-line skating station structures (Mattano Park) in an amount not to exceed **$150,000.**

480-2005 **FREEHOLDER ESTRADA,** authorizing the County Manager to enter into an agreement with **Art Selections & Investment, Ltd., Union, New Jersey,** for the purpose of implementing an environmental enhancement to the pool areas in the Rahway and Linden parks in conjunction with and for the Union County Office of Open Space, Recreation & Historic Preservation Trust Fund, in an amount not to exceed **$18,500.**

481-2005 **FREEHOLDER ESTRADA,** amending **Resolution No. 173-2005,** authorizing the County Manager to enter into an agreement(s) to encumber and allocate funds from the Union County Open Space, Recreation & Historic Preservation Trust Fund for the **Kids Recreation Trust Grant Program** in an additional amount of **$900,000,** for a new amount not to exceed **$1,892,600.**

482-2005 **FREEHOLDER ESTRADA,** amending **Resolution No. 1062-2003,** authorizing the County Manager to encumber an additional **$500,000** of the Union County Open Space, Recreation & Historical Preservation Trust Fund to be allocated towards the Board of Chosen Freeholders Grant Initiative **"Preserving Union County"** for a new amount not to exceed **$1,000,000.**

483-2005 **FREEHOLDER ESTRADA,** amending **Resolution No. 174-2005,** authorizing the County Manager to enter into agreement(s) with municipalities for reimbursement in accordance with the Freeholder Initiative **"Greening Union County"** Matching Grant Program, to be allocated from funds encumbered from the Union County Open Space, Recreation & Historic Preservation Trust Fund in an amount of **$50,000,** for a new amount not to exceed **$350,000.**

484-2005 **FREEHOLDER ESTRADA,** amending **Resolution No. 284-2004,** to the contract with **PMK Group, Cranford, New Jersey,** for engineering and environmental services and construction documents related to the redesign of Meisel Park in an additional amount of **$12,975,** for a new total contract amount not to exceed **$222,975.**

485-2005 **FREEHOLDER ESTRADA,** amending **Resolution No. 1088-2004,** to the contract with **Joseph A. Mancuso, Piscataway, New Jersey,** to provide technical theater expertise in the form of consulting services related to the renovation and additions of the UC Arts Center, in an additional amount of **$5,000 ($75 per hour)** for a new contract amount not to exceed **$10,000.**

486-2005 **FREEHOLDER KOWALSKI,** 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.

487-2005 **FREEHOLDER KOWALSKI,** authorizing the County Manager to award 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.**

488-2005 **FREEHOLDER KOWALSKI,** authorizing the County Manager to enter into a 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.**

489-2005 **FREEHOLDER KOWALSKI,** authorizing the County Manager to enter into an agreement with the **Township of Cranford,** to co-sponsor a **4th of July fireworks** presentation in Nomahegan Park in an amount not to exceed **$7,500.**

490-2005 **FREEHOLDER KOWALSKI,** 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.

491-2005 **FREEHOLDER KOWALSKI,** 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.**

492-2005 **FREEHOLDER SCANLON,** 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.

493-2005 **FREEHOLDER SULLIVAN,** amending **Resolution No. 771-2004,** to the contract with **Albert L. Chu, t/a ALC Communications, Inc. Randolph, New Jersey,** 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, to extend the contract period to April 30, 2006.

494-2005 **FREEHOLDER SULLIVAN,** authorizing the establishment of a **Cap Bank** within the Calendar Year 2005 County Budget pursuant to **N.J.S.§ 40A:4-45.15b.**

495-2005 **FREEHOLDER SULLIVAN,** an amendment to the **2005 Temporary Budget** pursuant to the provisions of CH.96, P.L. 1951 (N.J.S.A. 40A:4-20)

496-2005 **FREEHOLDER SULLIVAN,** introducing the **2005 Operating Capital Budget.**

497-2005 **FREEHOLDER SULLIVAN,** amending **Resolution No. 2162-2002**, to the contract with **4Connections, LLC, Elizabeth, New Jersey,** to include the relocation of four additional fiber optic strands to the new Elizabeth firehouse, together with the necessary installation and testing of these fiber strands in an additional amount of **$21,400,** for a new contract amount of **320,760.**

498-2005 **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. 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 in an amount of **$189,035.**

499-2005 **CHAIRMAN PROCTOR,** authorizing the County Manager to renew the following policies as recommended by the **Citizen Insurance Review Committee (CIRC):**

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)**

500-2005 **CHAIRMAN PROCTOR,** amending **Resolution 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, New Jersey, for an additional amount of **$27,000** for a new contract amount of **$174,458.**

501-2005 **CHAIRMAN PROCTOR,** 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.**

502-2005 **CHAIRMAN PROCTOR,** 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}**

503-2005 **CHAIRMAN PROCTOR,** allowing the Union County Prosecutor's Office permission to purchase equipment for use in confidential and undercover investigations 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.**

504-2005 **CHAIRMAN PROCTOR,** 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.**

505-2005 **CHAIRMAN PROCTOR,** resolution for the 2nd approval of land swaps with Springfield post **Lustbader Ogden** hearing.

506-2005 **CHAIRMAN PROCTOR,** amending the contract with the **PMK Group, Cranford, New Jersey,** to expand the services to include a Phase I Environmental Report on the property to be received from the Township of Springfield.

507-2005 **508-2005** **CHAIRMAN PROCTOR,** authorizing the County Manager to adjust and/or change the **Internal Position Controls** of the Budget.

508-2005 **CHAIRMAN PROCTOR,** supporting **Senate Bill S-263, New Jersey State Property Tax Convention,** and imploring the legislature to put the public approval of the convention on the ballot next November.

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

509-2005 **FREEHOLDER ESTRADA,** declaring the month of May as **"Mental Illness Awareness Month"** in Union County.

510-2005 **FREEHOLDER ESTRADA,** congratulating **Huberto Leal** on his twenty (20th) year anniversary with the Union County Senior Lunch Program as the Site Coordinator at Union Baptist Church.

511-2005 **FREEHOLDER HOLMES,** congratulating the **Correction Officers** that are being recognized for their outstanding services on May 5, 2005.

512-2005 **FREEHOLDER HOLMES,** 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."

513-2005 **FREEHOLDER HOLMES,** designating the week of April 30 – May 8, 2005 as **"Corrections Week"** in Union County.

514-2005 **FREEHOLDER HOLMES,** designating the week of May 15 – 21, 2005 as **"National Police Week"** in Union County.

515-2005 **FREEHOLDERS HOLMES AND KOWALSKI,** celebrating **"Law Day U.S.A."** and the Naturalization Ceremony on May 2, 2005 as part of the Union County Court House Centennial Committee Activities.

516-2005 **FREEHOLDER KOWALSKI,** designating May 8 – 13, 2005 as **"Nurses Week"** and May 6, 2005 as **"National Nurses Day"** in Union County.

517-2005 **FREEHOLDER WARD,** congratulating **Anthony George Baker, Boy Scouts of America, Troop 40,** on attaining his Eagle Scout Award.

518-2005 **FREEHOLDER WARD,** designating April, 2005 as **"National Landscape Architecture Month"** in Union County.

519-2005 **VICE CHAIRMAN MIRABELLA,** 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.

520-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **Dottie Baniewicz, Cranford Civic Organizations,** on her receipt of the Volunteer Recognition Award by the Union County Board of Chosen Freeholders' Office of Volunteer Services.

521-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **Sister Elaine Maguire, Rainbows Program of Elizabeth,** on her receipt of the Volunteer Recognition Award by the Union County Board of Chosen Freeholders' Office of Volunteer Services.

522-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **Michael Gallupo, Union County Surrogate's Office Volunteer Coordinator/RSVP/Superior Court Volunteer Program,** on his receipt of the Volunteer Recognition Award by the Union County Board of Chosen Freeholders' Office of Volunteer Services.

523-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **The Junior ROTC Programs of Rahway and Linden,** on their receipt of the Volunteer Recognition Award by the Union County Board of Chosen Freeholders' Office of Volunteer Services.

524-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **Walter Pommnitz, Rahway, New Jersey,** on his receipt of the Volunteer Recognition Award by the Union County Board of Chosen Freeholders' Office of Volunteer Services.

525-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **Katherine Van Haasteren,** on earning the Girl Scouts Gold Award.

526-2005 **VICE CHAIRMAN MIRABELLA,** congratulating **Jennifer Leslie Bauer,** on earning the Girl Scouts Gold Award.

527-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** congratulating **Pamela Zardecki Boright, Westfield, New Jersey,** on her upcoming retirement after 37 years of outstanding and dedicated service in the field of education.

528-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** extending deepest condolences to the family of **Joan Ladines, Clark, New Jersey,** in this, their time of sorrow.

529-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** congratulating **Kevin Boyle, Coach,** who was honored by Saint Patrick's High School Alumni Association on Saturday, April 23, 2005 at their 14th Annual Hall of Fame Dinner/Alumni Reunion.

530-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** congratulating **Neal McCarthy,** who was honored by Saint Patrick's High School Alumni Association and on Saturday, April 23, 2005 at their 14th Annual Hall of Fame Dinner/Alumni Reunion.

531-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** congratulating **Debbie Skrupskis Durand,** who was honored by Saint's Patrick High School Alumni Association on Saturday, April 23, 2005 at their 14th Annual Hall of Fame Dinner/Alumni Reunion.

532-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** congratulating **Angel G. Estrada,** who was honored by Saint Patrick's High School Alumni Association on Saturday, April 23, 2005 at their 14th Annual Hall of Fame Dinner/Alumni Reunion.

533-2005 **CHAIRMAN PROCTOR AND THE ENTIRE BOARD,** congratulating **Gerald Imbriacco,** who is being honored by Saint Patrick's High School Alumni Association on Saturday, April 23, 2005 at their 14th Annual Hall of Fame Dinner/Alumni Reunion.

534-2005 **CHAIRMAN PROCTOR,** designating May 1 – 7, 2005 as **"Municipal Clerks' Week"** in Union County.

535-2005 **CHAIRMAN PROCTOR,** congratulating **Amparo Aguirre,** who is 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.

536-2005 **CHAIRMAN PROCTOR,** congratulating **Ann Marie Kay,** who is 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.

537-2005 **CHAIRMAN PROCTOR,** congratulating **Jo Haggerty Vargo,** who is 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.

538-2005 **CHAIRMAN PROCTOR,** congratulating **Mary Theresa Purves,** who is 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.

539-2005 **CHAIRMAN PROCTOR,** congratulating **Vincent A. Belluscio, Jr, Roselle, New Jersey,** on his retirement after 27 years of public service in municipal government.

540-2005 **CHAIRMAN PROCTOR,** congratulating **David Deredita, Arthur L. Johnson, High School,** being honored by UNICO's Thirteenth Annual "Brian Piccolo Award."

541-2005 **CHAIRMAN PROCTOR,** congratulating **Jody Tropeano, Arthur L. Johnson High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

542-2005 **CHAIRMAN PROCTOR,** congratulating **Vincent J. Russo, David Brearley High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

543-2005 **CHAIRMAN PROCTOR,** congratulating **Daniel Sullivan, Elizabeth High School, Elizabeth,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

544-2005 **CHAIRMAN PROCTOR,** congratulating **William Lawler, David Brearley High School, Hillside,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

545-2005 **CHAIRMAN PROCTOR,** congratulating **Candice Balsamo, Bernardsville High School, Plainfield,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

546-2005 **CHAIRMAN PROCTOR,** congratulating **Christopher D'Agostino, Seton Hall Prep, Plainfield,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

547-2005 **CHAIRMAN PROCTOR,** congratulating **Taylor Cianciotta, Scotch Plains/Fanwood High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

548-2005 **CHAIRMAN PROCTOR,** congratulating **Elizabeth Elko, Scotch Plains/Fanwood High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

549-2005 **CHAIRMAN PROCTOR,** congratulating **Marc Fabiano, Scotch Plains/Fanwood High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

550-2005 **CHAIRMAN PROCTOR,** congratulating **Joanna Galante, Union High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

551-2005 **CHAIRMAN PROCTOR,** congratulating **Stephen Blumett, Union High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

552-2005 **CHAIRMAN PROCTOR,** congratulating **Anthony Abitante, Governor Livingston High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

553-2005 **CHAIRMAN PROCTOR,** congratulating **Corey Cattano, New Providence High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

554-2005 **CHAIRMAN PROCTOR,** congratulating **Thomas James DelDuca, Westfield High School,** for being honored by UNICO's 30th Annual "Brian Piccolo Award."

555-2005 **CHAIRMAN PROCTOR,** honoring **UNICO** for their philanthropy/civic mindedness in awarding various scholarships.

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MEETING OPEN TO THE PUBLIC FOR THE PURPOSE OF COMMENTING ON RESOLUTIONS FROM THE FLOOR ONLY

PUBLIC COMMENT PORTION CONCLUDED

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THE FOLLOWING RESOLUTIONS ARE FROM THE FLOOR:

556-2005 **CHAIRMAN PROCTOR,** authorizing the County Manager to enter into a contract with **Ard Appraisal Company, Clark, New Jersey,** to prepare an appraisal survey for two properties, 65 Stanley Avenue, Summit, New Jersey and 836 Chestnut Street, Union, New Jersey, for purposes of seeking a diversion from the New Jersey State Department of Environmental Protection Green Acres Program for an eventual sale of the properties in an amount not to exceed **$4,000.**

557-2005 **CHAIRMAN PROCTOR,** extending deepest condolences to the family of **Warren Brody, Roselle, New Jersey,** former Judge of the Appellate Division of the Superior Court of New Jersey, 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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REPORTS: STANDING & SPECIAL COMMITTEES

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The voucher list through **April 20, 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 **May 12, 2005 at 7:00 P.M.** in the Freeholders Meeting Room, Administration Building, 6th Floor, Elizabeth.

ADJOURNMENT