

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

REGULAR MEETING

MAY 12, 2005

ROLL CALL

PRAYER AND SALUTE TO THE FLAG

OPEN PUBLIC MEETINGS ACT

APPROVAL OF THE FOLLOWING MINUTES: March 31, 2005 – Regular Meeting; April 7, 2005 – Agenda Meeting; April 14, 2005 – Regular Meeting; April 21, 2005 – Agenda Meeting; April 28, 2005 – Regular Meeting and May 4, 2005 – Agenda Meeting.

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COMMUNICATIONS:

OATHS OF OFFICE: (Note & file)

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The first order of business is the First Reading of Ordinance No. 612-2005.

ORDINANCE NO. 612-2005

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE ADOPTING A CODIFICATION OF THE LAWS, ORDINANCES, POLICIES AND RESOLUTION 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.

AN ORDINANCE AMENDING THE “ADMINISTRATIVE CODE OF UNION COUNTY”, TO PROHIBIT THE SPILLING, DUMPING, OR DISPOSAL OF MATERIALS OTHER THAN STORMWATER TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) AT COUNTY HIGHWAYS AND PROPERTY.

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Freeholder Scanlon moving Ordinance No. 612-2005 for First Reading and authorizing the Clerk of the Board to advertise the same in accordance with the law. {Final Reading: 5/26/05}

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The next order of business is the First Reading of Ordinance No. 613-2005.

ORDINANCE NO. 613-2005

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE ADOPTING A CODIFICATION OF THE LAWS, ORDINANCES, POLICIES AND RESOLUTION 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.

AN ORDINANCE AMENDING THE “ADMINISTRATIVE CODE OF UNION COUNTY”, TO PROHIBIT ILLICIT CONNECTIONS TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEMS OPERATED BY THE COUNTY OF UNION.

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Freeholder Scanlon moving Ordinance No. 613-2005 for First Reading and authorizing the Clerk of the Board to advertise the same in accordance with the law. {Final Reading: 5/26/05}

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

PUBLIC COMMENT PORTION CONDLUDED

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THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

- 558-2005** **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into an Inter-Local Services Agreement with **Mercer County**, to provide case management services to Union and Middlesex County clients who have exceeded the 60 month lifetime limit for the contract period of October 1, 2004 – September 30, 2005, in an amount not to exceed **\$100,254**.
- 559-2005** **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into a contract with **Xerox Corp., Morris Plains, New Jersey**, to purchase a Xerox CC65 Digital Copier for use by the Union County Division of Social Services in an amount not to exceed **\$31,320**.

- 560-2005** **FREEHOLDER ESTRADA**, re-appointing **Oscar Ocasio, Elizabeth, New Jersey and Hal Hamilton, Plainfield, New Jersey**, to the Open Space, Recreation & Historic Preservation Trust Fund Public Advisory Committee for a term commencing January 1, 2005 – December 31, 2005.
- 561-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a month-to-month lease agreement with **Antonio Lingwood, Plainfield, New Jersey**, for approximately 4,688 rentable square feet for use by the Union County Probation Office. Rental rate for the first floor space consisting of 3,125 square feet shall be **\$17.03** per square feet and the rent for the lower level space consisting of 1,563 square feet shall be **\$3.96** per square feet. Lease shall commence on April 1, 2005 through December 31, 2005 (9 months). Payments shall be made in monthly installments of **\$4,950.68**, in an amount not to exceed **\$44,556.12**. Lease shall also include payment for snow removal in an amount not to exceed **\$10,000** for a total amount of **\$54,556.12** per year.
- 562-2005** **FREEHOLDER KOWALSKI**, amending **Resolution No. 818-2004**, to increase the 2004 rental and utility expenses and restructure the chargeable accounts for Lease Agreement and Utility charges with **Moen Organization, Cranford, New Jersey**.
- 563-2005** **FREEHOLDER KOWALSKI**, to approve the dissolving of an outstanding balance as it is uncollectible in the amount of **\$57,121.04**.
- 564-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Jack & Jill Ice Cream Co., Morristown, New Jersey**, to purchase ice cream products for Runnells Specialized Hospital for the contract period of July 1, 2005 – June 30, 2006, in an amount of **\$15,000**.
- 565-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Pecters Baking Company, Harrison, New Jersey**, for the purchase of bread and related bakery products for the patients/residents of Runnells Specialized Hospital for the contract period of July 1, 2005 – June 30, 2006, in an amount of **\$42,000**.
- 566-2005** **FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Calman Hunter, O.D., Cranford, New Jersey**, to provide professional optometry services to the patients/residents of Runnells Specialized Hospital for the contract period of June 1, 2005 – May 31, 2006. **{This is a Fee For Service Agreement/At No Cost to Union County}**

- 567-2005** **FREEHOLDER KOWALSKI**, amending **Resolution No. 1133-2004**, to the contract with **Penn Jersey Paper Company, Philadelphia, PA**, to purchase additional housekeeping supplies, paper, plastic and linen for Runnells Specialized Hospital for the contract period of January 1, 2005 – December 31, 2005, in an additional amount of **\$56,058**, for a new total contract amount of **\$85,058**.
- 568-2005** **FREEHOLDER KOWALSKI**, appointing **Barbara Krause and William Illaria, Cranford, New Jersey**, to the Union County Air Traffic Noise Advisory Board for a term commencing January 1, 2005 – December 31, 2006.
- 569-2005** **FREEHOLDERS KOWALSKI AND SCANLON**, supporting the passage of **New Jersey Senate Bill No. 2144 and New Jersey State Assembly Bill No. 3526** “Christopher’s Law” in order to protect the residents of New Jersey from unlicensed drivers.
- 570-2005** **FREEHOLDER SULLIVAN**, authorizing the County Manager to enter into a contract with **Automated Data Processing, (ADP) Diamondbar, CA**, to provide Unemployment Compensation services in an amount of **\$4,629**.
- 571-2005** **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: (CH. PROCTOR)**
- a. DEPARTMENT OF PARKS, RECREATION, & FACILITIES: awarding the following contracts for the Department of Parks, Recreation & Facilities, Division of Golf Operations/Horticulture, to supply ground maintenance chemicals for twelve (12) consecutive months. For each of the 55 items the bid was awarded to the lowest possible bidder: **The Terre Co., Clifton, NJ, in an amount of \$18,975; Fert L-Soil Turf Supply, Inc., Scotch Plains, NJ, in an amount of \$47,173.11; Verdicon, New Brunswick, NJ, in an amount of \$43,050; Reed & Perrine Sales, Tennent, NJ, in an amount of \$64,298.43; Seeton Turf Warehouse, LLC, Maple Shade, NJ, in an amount of \$17,500; Koonz Sprinkler Supply, Inc., Springfield, NJ, in an amount of \$7,131.20; Lesco, Inc., Cleveland, OH, in an amount of \$20,115.10; Synatek, LP, Sounderton, PA, in an amount of \$31,511.40; for a total bid amount not to exceed \$249,754.24.**
 - b. DIVISION OF PUBLIC WORKS: **Weldon Materials, Inc., Westfield, New Jersey**, to supply and deliver various items of bituminous concrete, additives and membrane materials for the Division of Public Works. The contract is for twelve (12) consecutive months in an amount not to exceed **\$358,677.50**.

- c. DEPARTMENT OF ENGINEERING & PUBLIC WORKS: M&M Construction Company, Union, New Jersey, for the expansion and renovations of the Union County Clerk's Office and Record Room in an amount of **\$950,000**.

- 572-2005** **CHAIRMAN PROCTOR**, granting permission to the **Township of Berkeley Heights**, to close Springfield Avenue from Snyder Avenue to the Berkeley Heights/Long Hill Township Bridge, Berkeley Heights, New Jersey, from Saturday, July 16, 2005, 6:00 p.m. to Sunday, July 17, 2005, 2:00 a.m., for the Mt. Carmel Society's Annual Festival and Fireworks Display.
- 573-2005** **CHAIRMAN PROCTOR**, granting permission to the **Township of Springfield**, to close Mountain Avenue, Springfield, New Jersey, from the intersection of Shunpike Road to North Trivett Avenue both north bound and south bound between the hours of 10:30 a.m. to 12:30 p.m. and Shunpike Road, Springfield, New Jersey, from the intersection of South Springfield Avenue to the intersection of Mountain Avenue both east bound and west bound between the hours of 11:00 a.m. to 1:00 p.m. to all vehicular traffic except for emergency vehicles, on Monday, May 30, 2005, for the Annual Memorial Day Parade and Ceremony.
- 574-2005** **CHAIRMAN PROCTOR**, concurring with the **Borough of Fanwood**, granting permission to the Fanwood Business and Professional Association to close Martine Avenue between South Avenue and LaGrande Avenue, and South Avenue between Martine Avenue and Second Street, Fanwood, New Jersey, on Sunday, June 26, 2005 between the hours of 11:00 a.m. to 5:00 p.m. for a Street Fair.
- 575-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 843-2004**, increasing the **Local Information Network Communications System (LINCS)** grant, in an amount of **\$33,838**, to cover the costs associated with the startup and operation of a Medical Reserves Corps Unit and for the purchase of video conferencing equipment.
- 576-2005** **CHAIRMAN PROCTOR**, authorizing the County Manager to apply for and accept funding from the **New Jersey Division of Highway Traffic Safety**, to fund a County Investigator position to oversee the investigation of traffic fatalities in Union County in an amount of **\$81,174**.
- 577-2005** **CHAIRMAN PROCTOR**, amending **Resolution No. 458-2005**, to increase the appropriation to **Garrubbo & Capece, Westfield, New Jersey**, special counsel in the matter entitled: **Todaro v. County of Union, et als.**, in an additional amount of **\$10,000**, for a new total contract amount not to exceed **\$45,000**.

578-2005 **CHAIRMAN PROCTOR**, approving the settlement of pending litigation entitled **EEOC (Joseph Freitas) v. County of Union, et als.**, Civil Action No. 03-cv-3963 (DMC), in the amount of **\$150,000**, as recommended by the Department of Law, Office of the County Counsel.

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

579-2005 **FREEHOLDER ESTRADA**, proclaiming May, 2005 as “**Older Americans Month**” with the theme this year being “**Celebrate Long-Term Living**” selected by the Administration on Aging to recognize and honor the valuable contributions of older persons to their communities as they age.

580-2005 **FREEHOLDER HOLMES AND VICE CHAIRMAN MIRABELLA**, congratulating **Stephanie Giameo, Roselle Park, New Jersey**, for her achievements in academics and gymnastics.

581-2005 **FREEHOLDER KOWALSKI**, congratulating **Ryan Berns, Cranford, New Jersey, Boy Scouts of America, Troop 80**, on attaining his Eagle Scout Award.

582-2005 **FREEHOLDER KOWALSKI**, congratulating **Matt Bierman, Cranford, New Jersey, Boy Scouts of America, Troop 80**, on attaining his Eagle Scout Award.

583-2005 **FREEHOLDER KOWALSKI**, congratulating **Thomas Hannen III, Cranford, New Jersey, Boy Scouts of America, Troop 80**, on attaining his Eagle Scout Award.

584-2005 **FREEHOLDER KOWALSKI**, congratulating **Keith Hollerbach, Cranford, New Jersey, Boy Scouts of America, Troop 80**, on attaining his Eagle Scout Award.

585-2005 **FREEHOLDER KOWALSKI**, congratulating **Eric Linger, Cranford, New Jersey, Boy Scouts of America, Troop 80**, on attaining his Eagle Scout Award.

586-2005 **FREEHOLDER KOWALSKI**, congratulating **Michael Strom, Cranford, New Jersey, Boy Scouts of America, Troop 80**, on attaining his Eagle Scout Award.

587-2005 **FREEHOLDER MAPP**, extending deepest condolences to the family of **Jonell “J.R.” Rollins, Plainfield, New Jersey**, in this, their time of sorrow.

588-2005 **FREEHOLDER SULLIVAN**, expressing appreciation and commending the **Elizabethtown Gas Company** for its leadership role in promoting the partnership of the public and private sectors in support of the arts in Union County.

589-2005 **FREEHOLDER SULLIVAN**, congratulating **Daniel J. Ferry, IV, Elizabeth, New Jersey, Boy Scouts of America, Troop 23**, on attaining his Eagle Scout Award.

- 590-2005** FREEHOLDER SULLIVAN, congratulating **Timothy S. Ronco, Linden, New Jersey, Boy Scouts of America, Troop 23**, on attaining his Eagle Scout Award.
- 591-2005** FREEHOLDER SULLIVAN, congratulating **Ryan C. Scott, Linden, New Jersey, Boy Scouts of America, Troop 23**, on attaining his Eagle Scout Award.
- 592-2005** FREEHOLDER WARD, congratulating **Mrs. Margaretta “Margo” Newkirk, Linden, New Jersey**, on receiving the 2005 Outstanding Senior Citizen of the Year Award in Linden, New Jersey.
- 593-2005** VICE CHAIRMAN MIRABELLA AND THE ENTIRE BOARD, congratulating **Pansy G. Mingo, Plainfield, New Jersey**, on the occasion of her retirement after over 20 years of teaching at Maxson Middle School in Plainfield, New Jersey.
- 594-2005** CHAIRMAN PROCTOR AND THE ENTIRE BOARD, congratulating **Nicole L. Tedeschi, Clerk of the Board**, who is being honored by the New Jersey Association of Counties (NJAC) on receiving the County Service Award at their Presidential Awards Luncheon on Thursday, June 16, 2005.

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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 **May 11, 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 26, 2005 at 7:00 P.M.** in the Freeholders Meeting Room, Administration Building, 6th Floor, Elizabeth, New Jersey.

ADJOURNMENT