

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

MINUTES OF THE AGENDA MEETING

AUGUST 10, 2006

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

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: Richard McCutcheon, Union County Planning Board.

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PRESENTATION:

**Sevell Farm Public Advisory Committee
Mayor Martin L. Marks**

Presenting in regards to the Sevell Farm property was: Jeff Bottger and Ed Klump, T&M, William McGloin, Sterling Chase resident and Board Member; Phil Melville, Cooper Road resident; Tom Paterson, Baseball official, Scotch Plains resident; Ed Zazzali, Chairman, Recreation Commission, Scotch Plains resident. Absent from the presentation was Linda Cassidy, Sterling Chase resident who's property abuts the Sevell property and Tom DiGiacomo, Soccer official, Fanwood resident. Letters from Ms. Cassidy and Mr. DiGiacomo were given to the Clerk. Each member of the committee and the two members of T&M spoke to the Board about their ideas and planned use for the Sevell property. Most agreed that it should be a mixed-use recreational area with at least one playing field, and some passive outdoor space. Each member gave a full and detailed discussion for the utilization of the Sevell property.

Mayor Martin Marks of Scotch Plains spoke of his enthusiasm for the use of the Sevell property as a recreational area and thanked the Board of Freeholders for all the work that Scotch Plains and the County have done successfully in the past. Mayor Marks added that he would like to see the Sevell property as a mixed use recreational park area for Scotch Plains and Union County, and added that the main residence currently on the property could be used

for a possible Senior Center or housing of maintenance equipment. The Mayor also expressed his appreciation to the Trust Fund Advisory Board members and Vicky Durbin Drake, Open Space Administrator, and Michael Brennan, Deputy Trust Fund, as well as T&M for their commitment to working out the differences for the use of the property. Mayor Marks remarked that if the former Sevell house was to be used as a senior center that Scotch Plains would be pleased to make a significant financial contribution. Mayor Marks also committed to having Scotch Plains maintain the property.

Chairman Mirabella thanked everyone for coming together on this project meeting and keeping everyone informed. The Chairman thanked Vicky Durbin Drake for her commitment to the Sevell property. Chairman Mirabella stated that he'd like to have further discussions with the Mayor and about the specifics of the project, and asked everyone to keep in mind this is a County Park and while comments from Scotch Plains residents will be considered the final decision will be based on what is best for the County as a whole.

Freeholder Deborah Scanlon thanked the group for presenting the Board with creative fresh ideas for the Sevell property. Freeholder Scanlon thanked Vicky Durbin Drake for her work and dedication.

Freeholder Estrada noted that a park in Scotch Plains would greatly add to the already broad and well used recreation facilities Union County offers.

Freeholder Mapp stated that he felt it was a result of open and good communication that this group was able to achieve so many good ideas. Freeholder Mapp thanked Mayor Marks for his work with the County.

County Manager George Devanney asked T&M for an approximate timeline. Jeff Bottger of T&M believed that it would take approximately seven months to design and then approximately one season to construct. County Manager Devanney asked if it would be possible to have this project go out to bid in the Spring? Mr. Bottger stated that he felt it was possible. The field will possibly be ready for use in 2008.

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I. DEPARTMENT OF ADMINISTRATIVE SERVICES

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

Mike Yuska, Director of Purchasing represented the department.

Mr. Yuska stated that he would like to add two bid awards associated with the PARIS grant for the upcoming meeting.

RESOLUTIONS

1. Amending **Resolution No. 858-2005** to the contract with **PMK Group, Cranford, New Jersey**, to provide Health and Safety Compliance Services for the County of Union for the contract period of June 30, 2006 – July 21, 2006 in an additional amount of **\$3,727.57** for a total contract amount not to exceed **\$118,727.57** which includes the following services: Attendance of Executive Safety & Labor Safety Committee Meetings; Compilation of Safety Meeting Minutes; Training of County employees; and Meetings/Research regarding questions and concerns of County personnel. **(CH. MIRABELLA)**

Freeholder Mapp and what does PMK do for the Safety Committee asked if the dates were accurate on the Resolution and would only apply for a month, County Manager Devanney believed that this was an extension to an already existent contract. PMK attends all monthly safety committee meetings, and works with the County of issues relative to POSHA, workers' compensation, and safety training. This contract was awarded through a fair and open process.

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. MIRABELLA)**
 - a. DIVISION OF FACILITIES MANAGEMENT: **Waste Management of New Jersey, Inc., Elizabeth, New Jersey**, to provide waste compactor and dumpster services for various location in Union County in an amount of **\$150,000**.
 - b. DEPARTMENT OF ENGINEERING & PUBLIC WORKS: **International Salt, Clarks Summit, Pennsylvania**, to provide rock salt for a period of twelve (12) months in an amount not to exceed **\$332,000**.
 - c. DEPARTMENT OF ENGINEERING & PUBLIC WORKS: **Marbro, Montclair, New Jersey**, for the replacement of Farragut Road Bridge over Green Brook, Plainfield, New Jersey, in an amount of **\$1,917,117**.

Freeholder Mapp asked if there was any contribution coming from Somerset County? Mr. Timoth Mettlen, of Engineering, stated that there was an agreement with Somerset County essentially dividing the bridges at Somerset Avenue. Somerset County maintains the bridges West of Somerset Avenue and Union County maintains the bridges East. Freeholder Mapp asked when construction would begin. Mr. Mettlen stated that he believed work would beginning in approximately six weeks.

- d. DEPARTMENT OF ENGINEERING & PUBLIC WORKS: **Longo Inc., Ramsey, New Jersey**, to replace auditorium seating at Trailside Nature & Science Center in an amount of **\$34,719**.

- e. DIVISION OF DATA PROCESSING & TELECOMMUNICATIONS:
Millennium Communications Group Inc., East Hanover, New Jersey, to provide data and voice cabling installation services in an amount of **\$155,000**.
3. Amending **Resolution No. 2006-650** the Prescription Plan (Self Insured) to include the **Early Retirement Incentive Prescription Drug Component with Systemed (Medco)**. This benefit pays 70% out of network but it's not subject to a deductible. The member would pay 30% co-pay at the point of sale and be subject to an out of pocket total limit of **\$1,500** per person. The mail order feature will be zero (0) co-pay. The Net cost to the County is **\$7,029,136. (2.5% increase from last year) (CH. MIRABELLA)**

II. DEPARTMENT OF ECONOMIC DEVELOPMENT Al Faella, Director

RESOLUTIONS

1. Authorizing the County Manager to enter into a contract with **Union County College** to provide a local Official Trilingual GED Test Center that will assist eligible county residents to prepare for and take the General Education Development examination for the contract period of July 1, 2006 – December 31, 2006 in the amount of **\$56,625. (FR. SULLIVAN)**

Freeholder Estrada asked how much less are we receiving this year? Director Faella said that there was approximately 26% less coming in this year from Workforce Investment funding leaving the County approximately one million dollars less than last year. Director Faella worked to minimize the effects of this cut and allocated administrative work among employees so more money would be put into services.

2. Authorizing the County Manager, through the Division of Workforce Investment Board (WIB) to approve **Program Year 2006 Workforce Investment Act (WIA) Youth Grant Awards** to meet its overall strategy to address the special needs of youth in Union County for the contract period of July 1, 2006 – June 30, 2007 in an amount of **\$102,400. (FR. SULLIVAN)**
3. Authorizing the County Manager, through the Division of Workforce Investment Board (WIB) to approve the contract awards for **Work First New Jersey (WFNJ)/New Jersey Department of Labor & Workforce Development (NJDOL&WD) Grant Awards**, to assist the County of Union in its endeavor to meet its overall strategy to address the special needs of welfare recipients to find and retain gainful employment for the contract period of August 1, 2006 – June 30, 2007 in an amount of **\$1,766, 910. (FR. SULLIVAN)**

III. DEPARTMENT OF ENGINEERING & PUBLIC WORKS
Ronald Zuber, Acting Director

RESOLUTIONS

1. Granting permission to the **Township of Scotch Plains** to hanging a banner across Park Avenue, near the corner of Park Avenue and Front Street from September 25, 2006 to October 16, 2006 to publicize **“Scotch Plains Day,”** and to close Park Avenue between Westfield Avenue and Front Street on Sunday, October 15, 2006 from 10:00 a.m. to 6:00 p.m. for Scotch Plains Day activities. **(CH. MIRABELLA)**
2. Approving **Amendment No. 1** to Resolution Number 477-2003, for a professional engineering service contract with **Buchart Horn, Inc., Marlton, New Jersey**, for the purpose of design, construction administration and inspection of the replacement structure for Sandford Avenue Bridge (PL14) over the Green Brook, Plainfield, New Jersey, in the amount of **\$245,529** for a new contract amount of **\$471,370**. **(CH. MIRABELLA)**

• Previous Contract Amount:	\$225,841.00
• <u>Amendment No. 1:</u>	<u>\$245,529.00</u>
• New Contract Amount:	\$471,370.00

Freeholder Mapp asked what the timing of the project would be. Timothy Mettlen of Engineering stated that design has not started and would take about twelve to sixteen months depending on the Department of Environmental Protection.

3. Authorizing the County Manager to enter into a professional engineering service contract with **French & Parrello Associates, Wall, New Jersey**, for the purpose of providing construction administration & inspection services for the replacement of Farragut Road Bridge over the Green Brook, Plainfield and North Plainfield, New Jersey, in an amount not to exceed **\$104,809**. **(CH. MIRABELLA)**

IV. DEPARTMENT OF FINANCE
Lawrence Caroselli, Director

RESOLUTIONS

1. Providing a sponsorship payment in the amount of **\$2,800** to the **Winfield Volunteer Fire Department and Ambulance Squad Annual Carnival** to assist with the cost of the Union County Police Security detail. **(FR. ESTRADA)**
2. Modifying the 2006 Union County adopted Budget in the amount of **\$10,000** as a result of notification received from NJ State Police for a program entitled: **“Countywide Special Needs Registry.”** **(FR. ESTRADA)**

3. Modifying the 2006 Union County adopted Budget in the amount of **\$4,088,605** as a result of notification received from NJ Department of Labor for a program entitled: **“Workfirst New Jersey.” (FR. ESTRADA)**
4. Modifying the 2006 Union County adopted Budget in the amount of **\$6,000** as a result of notification received from NJ Division of Mental Health Services for a program entitled: **“Mental Health Board.” (FR. ESTRADA)**
5. Modifying the 2006 Union County adopted Budget in the amount of **\$11,316** as a result of notification received from the NJ Department of Environmental Protection for a program entitled: **“Supplemental 2006 CEHA Grant Award – Clean Air Act.” (FR. ESTRADA)**

Vice Chair Kowalski asked if this was all grant monies. Director Caroselli stated that it was grant money. Freeholder Estrada stated he was proud the County was awarded so much in grant dollars.

6. Modifying the 2006 Union County adopted Budget in the amount of **\$71,428** as a result of notification received from NJ Division of Criminal Justice for a program entitled: **“Community Justice Program.”** In addition appropriating **\$23,809** from the matching funds for grant account and entitled: **“Match – Community Justice Program.” (FR. ESTRADA)**
7. Modifying the 2006 Union County adopted Budget in the amount of **\$61,134** as a result of notification received from NJ Division of Criminal Justice for a program entitled: **“Sexual Assault Response Team/Sexual Assault Nurse Program – (SANE).”** In addition appropriating **\$15,284** from the matching funds for grant account and entitled: **“Match – Sexual Assault Response Team/Sexual Assault Nurse Program (SANE).” (FR. ESTRADA)**
8. Modifying the 2006 Union County adopted Budget in the amount of **\$53,171** as a result of notification received from the NJ State Department of Human Services for a program entitled: **“Social Services for the Homeless (SSH).” (FR. ESTRADA)**

V. DEPARTMENT OF HUMAN SERVICES
Frank Guzzo, Director

Karen Dinsmore, Assistant Director of Human Services, represented the department.

There were no questions.

RESOLUTIONS

1. Renewing a subcontract with **Community Access Unlimited, Elizabeth, New Jersey,** for the Case Management & Employment Program that provides vocational services to

people with disabilities for the contract period of May 1, 2006 – April 31, 2007 in an amount not to exceed **\$20,000. {Local Funding: \$20,000} (FR. ESTRADA)**

2. Renewing the lease agreement with the **YMCA of Eastern Union County** for the provision of child care services, located on the first floor of the Andrew K. Ruotolo, Jr., Justice Complex, Elizabeth, New Jersey, for the contract period of September 1, 2006 – August 31, 2007 in an amount not to exceed **\$46,740. {The lease payment will be \$3,895 effective September 1, 2006 and is not to exceed \$46,740.} (FR. ESTRADA)**
3. Amending **Resolution No. 2006-57** to the contract with **Connex Transit, Inc. Chicago, Illinois**, to expand the provision of Transportation Services for the contract period of February 1, 2006 – December 31, 2006 in an additional amount of **\$80, 539** for a new total contract amount of **\$2,232,410. {State Funding: \$80,539} (FR. ESTRADA)**
4. Authorizing the County Manager to enter into a contract with **United Way of Greater Union County, Elizabeth, New Jersey**, for the implementation of an Office of Volunteer Services for the contract period of September 1, 2006 – August 31, 2007 in an amount not to exceed **\$102,000. {Local Funding: \$102,000} (FR. ESTRADA)**

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

Director Sigmund stated that he would like to add two Resolutions. One resolution is for upgrades to elevators in the Rotunda, Tower and Administration areas. The second resolution will be to amend the natural gas contract.

Freeholder Estrada asked about the upgrades being made, and how it differs from previous contracts awarded this year. The Director explained previous contract awards are for maintenance. This contract is to prepare bid specifications to upgrade and replace existing elevators.

RESOLUTIONS

1. Authorizing the County Manager to enter into a professional service contract with **Harbor Consultants, Inc., Cranford, New Jersey**, to conduct survey work, prepare a plan and application and attend hearings necessary for the attainment of a subdivision of the property at 65 Stanley Avenue, Summit from the surrounding County parkland of Passaic River Park in an amount not to exceed **\$25,000. (VC. KOWALSKI)**
2. Amending **Resolution No. 928-2005 (BA. #72)** to exercise the extension clause of the contract with **Aggreko, Inc., Linden, New Jersey**, to provide a temporary chiller system for the Warinanco Skating Center for the upcoming September 2006 – April 2007 skating season in an additional amount of **\$88,000. (VC. KOWALSKI)**

3. Authorizing the County Manager to sponsor the **Union County Baseball Association** for its Summer Youth League programs in the amount not to exceed **\$20,000**. (VC. **KOWALSKI**)
4. Approving **Change Order No. 1 (final)** to the contract with **Slavco Construction, Inc. Clifton, New Jersey**, for the purpose of providing asbestos abatement to the Union County Courthouse New Annex, First Floor, North Side & Lobby. This change order decreases the original contract amount by **\$25,000** for a new contract amount of **\$107,000**. (VC. **KOWALSKI**)

- **Original Contract Amount:** \$132,000.00
- **Change Order No. 1 & Final:** \$- 25,000.00
- **Final Contract Amount:** \$107,000.00

VII. DEPARTMENT OF PUBLIC SAFETY

Harold Gibson, Director

RESOLUTION

1. Authorizing the County Manager to enter into a contract with **New Jersey State Toxicology Laboratory, Newark, New Jersey**, to provide laboratory services for the UC Medical Examiner's Office. Toxicology tests include alcohol, illicit and prescription drugs at **\$305 per case**, with an estimated 275 cases for the contract period of July 1, 2006 – June 31, 2007 in an amount not to exceed **\$85,000**. (CH. **MIRABELLA**)

Freeholder Proctor asked if this was a state facility. Director Gibson said that was the name of the laboratory, but it was not a state facility. It is associated with the University of Medicine and Dentistry of New Jersey.

VIII. RUNNELLS SPECIALIZED HOSPITAL

Joseph Sharp, Director

Joan Wheeler, Associate Administrator, represented the Hospital.

There were no questions.

RESOLUTIONS

1. Renewing the contract with **Samir Patel, MD, Hospitalist Associates Inc., Summit, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007. {**This is a fee for service agreement, at no cost to the County.**} (VC. **KOWALSKI & FR. HOLMES**)

2. Renewing the contract with **Vashdeo Harjani, MD, Hospitalist Associates Inc., Summit, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007. **{This is a fee for service agreement, at no cost to the County.}** (VC. **KOWALSKI & FR. HOLMES**)
3. Renewing the contract with **Neha Bhansali, MD, Hospitalist Associates Inc., Summit, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007. **{This is a fee for service agreement, at no cost to the County.}** (VC. **KOWALSKI & FR. HOLMES**)
4. Renewing the contract with **Shilpa Shroff, MD, Hospitalist Associates Inc., Summit, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007. **{This is a fee for service agreement, at no cost to the County.}** (VC. **KOWALSKI & FR. HOLMES**)
5. Renewing the contract with **Erin Pojanowski, PA-C, Hospitalist Associates, Inc., Summit, New Jersey**, to provide professional medical services to the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007. **{This is a fee for service agreement, at no cost to the County.}** (VC. **KOWALSKI & FR. HOLMES**)
6. Amending **Resolution No. 1203-2005**, the list of practitioners who provide professional services for medical psychiatric evening coverage Monday – Friday for the patients/residents of the Cornerstone Units at Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007. **{This is a fee for service agreement, at no cost to the County.}** (VC. **KOWALSKI & FR. HOLMES**)
7. Renewing the clinical affiliation agreement with **Union County Mobile Wellness Center and Trinitas School of Nursing** to cooperate in providing clinical facilities in nursing for students enrolled in the school of nursing for the contract period of September 1, 2006 – August 31, 2007. **{At no cost to the County}** (VC. **KOWALSKI & FR. HOLMES**)
8. Entering into a contract with **Melinda Jacobs, PT, Millburn, New Jersey**, to provide part-time physical therapy services to the patients/residents at Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007 in an amount of **\$39,000**. (VC. **KOWALSKI & FR. HOLMES**)
9. Entering into a contract with **Pharma-Care, Inc., Clark, New Jersey**, to provide pharmacy consultant services to Runnells Specialized Hospital for the contract period of September 1, 2006 – August 31, 2007 in an amount of **\$65,280**. (VC. **KOWALSKI & FR. HOLMES**)

IX. OFFICE OF THE PROSECUTOR
Theodore J. Romankow, Prosecutor

Albert Cernadas, Jr., First Assistant Prosecutor represented the department.

There were no questions.

RESOLUTIONS

1. Amending **Resolution No. 2006-683** to the contract with **Applied Biosystems, Foster City, California**, to provide professional software training to Union County Prosecutor's Office lab personnel in DNA ABI instruments applications for DNA analysis necessary for ASCLD/LAB accreditation in an additional amount **\$30,000** for a new total contract amount of **\$60,000**. **(CH. MIRABELLA)**
2. Authorizing the County Manager to enter into a professional service contract with **Thompson West, Government Sales & Service, St. Paul, Minnesota**, to subscribe to Westlaw Internet to gain access to the law of all fifty states and the federal system for investigations, preparation for court trials, and other legal needs for the contract period of July 1, 2006 – June 30, 2007 in an amount not to exceed **\$35,000**. **(CH. MIRABELLA)**
3. Authorizing the County Manager to execute any and all agreements for the award of a contract with **Sigma-Aldrich Inc., Saint Louis, Missouri**, to provide laboratory supplies in an amount of **\$4,703.99**. **(CH. MIRABELLA)**

X. OFFICE OF THE SHERIFF
Ralph Froehlich

Undersheriff Joseph Cryan represented the department.

RESOLUTIONS

1. Declaring as **surplus** "old weapons" (hand guns) from the Union County Sheriff's Office. **(CH. MIRABELLA)**

Freeholder Estrada asked if the guns were outdated. Undersheriff stated that the weapons were not outdated; some of the guns in use are eight or more years old. He further explained that half the department will receive new weapons through capital dollars.
2. Donating twenty-five (25) Sig Sauer 40 caliber Hand Gun model P229 from the Union County Sheriff's Office to the **City of Linden**. **(CH. MIRABELLA)**
3. Amending **Resolution No. 2006-114** to the contract with **Iselin Veterinary Hospital PA, Iselin, New Jersey**, to provide veterinary services, exams, vaccines and food for

the Sheriff's K-9 Unit in an additional amount of **\$8,000** for a new total contract amount of **\$18,000. (CH. MIRABELLA)**

XI. COUNTY COUNSEL
Robert E. Barry, Esq.

There were no questions.

RESOLUTIONS

1. Approving **West/Thompson** for computer legal library services for calendar year 2006 in compliance with "N.J.S.A.19:44A-20." **(CH. MIRABELLA)**
2. Amending **Resolution No. 2006-664** to increase the appropriation to **Krevsky, Silber, Brown & Bergen, Cranford, New Jersey**, special counsel in the matter entitled **Estate of Edward Sinclair v. UC, et als.** for an additional sum of **\$10,000** for a new total contract amount not to exceed **\$25,000. (CH. MIRABELLA)**
3. Amending **Resolution No. 1235-2005** to increase the appropriation to **Schenck, Price, Smith and King, Morristown, New Jersey**, special counsel in the matter entitled **Scala v. UC, et als.** for an additional sum of **\$5,000** for a new total contract amount not to exceed **\$20,000. (CH. MIRABELLA)**
4. Amending **Resolution 2006-297** to increase the appropriation to **Booker, Rabinowitz, Trenk, West Orange, New Jersey**, special counsel in the matter entitled **Estate of Edward Sinclair v. UC, et als.** for an additional sum of **\$10,000** for a new total contract amount not to exceed **\$30,000. (CH. MIRABELLA)**
5. Approving the settlement in the matter of **Union County Correction Officer Frank DiGirolamo. (CH. MIRABELLA)**
6. Approving the settlement of pending litigation entitled **Okoli v. County of Union, et als.** **(CH. MIRABELLA)**

XII. COUNTY MANAGER
George Devanney

RESOLUTION

1. Authorizing the County Manager to enter into professional services agreements with **PMK Group, Cranford, New Jersey**, for the provision of Workplace Health and Safety Consulting Services in an amount not to exceed **\$136,500. (CH. MIRABELLA)**

Freeholder Mapp asked if this was similar to the other Resolution. County Manager Devanney stated that it was not similar. This Resolution is for fire safety in the Court House and upgrades of an emergent nature.

XIII. FREEHOLDERS

RESOLUTIONS

FREEHOLDER ESTRADA

1. Authorizing the County Manager to make available to the **General Pulaski Day Committee of Linden, New Jersey**, the sum of **\$4,000**.

FREEHOLDERS MAPP AND ESTRADA

1. Extending deepest condolences to the family of **Ray Blanco, Plainfield, New Jersey**, in this, their time of sorrow.

Vice Chair Kowalski asked if she and the entire Board could join Freeholder Mapp and Estrada on the condolences for the family of Ray Blanco.

FREEHOLDER SCANLON

1. Amending **Resolution No. 587-2004** to the contract with **USA Architects, Somerville, New Jersey**, for additional engineering services required due to architectural changes at the property known as the Union County Arts Center, and for the coordination and administration of same; in conjunction with and for the Union County Office of Open Space, Historic Preservation & Trust Fund in an additional amount of **\$43,000** for a new total contract amount not to exceed **\$673,000**.
2. Authorizing the County Manager to enter into an agreement to encumber and allocate funds with the **PMK Group, Cranford, New Jersey**, to provide services relative to the survey, engineering design, construction specifications, and bidding for renovations at the Glenside Avenue Field, Summit, New Jersey; in conjunction with and for the Union County Office of Open Space, Historic Preservation & Trust Fund in an amount not to exceed **\$55,000**.

FREEHOLDER SULLIVAN

1. Appointing **Richard McCutcheon, Clark, New Jersey**, to the Union County Transportation Advisory Board commencing immediately and terminating December 31, 2008.

CHAIRMAN MIRABELLA

1. Supporting the **“You Drink and Drive, You Lose 2006”** Statewide Crackdown from August 18, 2006 – September 4, 2006 and pledges to increase awareness of the dangers of drinking and driving.

2. Amending **Resolution No. 2006-11** to include the Worrall Newspaper and to ensure the Resolution is in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. Congratulating **Rev. Dr. Kelmo Curtis Porter, Jr.**, for 40 years as the pastor of St. Johns, Baptist Church, Scotch Plains, New Jersey.
4. Proclaiming September 25, 2006 as **“Family Day”** in Union County.
5. Declaring the week of October 8, 2006 – October 14, 2006 as **“F.O.P. (Fibrodysplasia Ossificans Progressiva) Awareness and National Action Week”** in Union County.

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County Counsel Robert Barry stated that pursuant to provisions of the Open Public Meetings Act a public body may enter into Executive Session for the purpose of discussing certain enumerated subjects. This Board wishes to enter Executive Session for the purpose of discussing potential litigation in the matter of Frank DiGirolamo, Okoli v. County of Union, et als and potential land acquisitions.

The Minutes of the Executive Session shall be separated from the minutes of the Open Public Session. The minutes of the Executive Session, redacted as appropriate and necessary, shall be available in approximately 30 days. The Clerk of the Board shall retain the original minutes until such time as the confidential limitations have been removed, at which time they shall be made available.

Upon the affirmative vote of a majority of the members present, the Board may retire to Executive Session.

Upon the Board’s return, it will not take formal action on the matters discussed.

The Chairman asked for a motion to go into Executive Session. On a motion made by Freeholder Scanlon and seconded by Freeholder Mapp roll call showed eight in the affirmative. Freeholder Sullivan was absent.

EXECUTIVE SESSION:

To the extent known, the following items will be discussed in Executive Session:

On going litigation: In the matter of Union County Correction Officer Frank DiGirolamo.

On going litigation: Okoli v. County of Union, et als

Potential land acquisition

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Chairman Mirabella asked for a motion to return from Executive Session. On a motion made by Freeholder Scanlon and seconded by Freeholder Holmes, roll call showed six in the affirmative. Freeholder Mapp, Freeholder Sullivan and Freeholder Ward were absent.

County Manager Devanney states that he will have additional Resolutions for the Regular Meeting Agenda including Resolutions relative to fire safety in the Court House Rotunda, a Resolution for Media Consulting and a Resolution regarding the potential acceptance and allocation of a New Jersey Department of Transportation grant.

Chairman Mirabella asked for a motion to adjourn. On a motion made by Freeholder Scanlon and seconded by Freeholder Holmes roll call showed eight in the affirmative. Freeholder Sullivan was absent.

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ADJOURNMENT

The next Agenda Setting Session of the Union County Board of Chosen Freeholders will be held on **Thursday, September 7, 2006 at 7:00 pm** in the Meeting Room, Administration Building, 6th Floor, Elizabeth, New Jersey.

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Listed below is the schedule for upcoming Freeholders meetings. Meetings are generally held on **Thursday at 7:00 pm** in the Meeting Room, Administration Building, 6th Floor, Elizabeth, New Jersey, unless otherwise specified.

AGENDA/WORK SESSIONS

7:00 P.M.

**September 7
September 21**

REGULAR/PUBLIC MEETINGS

7:00 P.M.

**September 14
September 28**

Nicole L. DiRado, RMC, MPA
Clerk of the Board

NLD/je