

MINUTES OF THE UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

REGULAR MEETING

AUGUST 17, 2006

Chairman Alexander Mirabella presided. Roll called showed Vice Chair Bette Jane Kowalski, Freeholder Angel G. Estrada, Freeholder Chester Holmes, Freeholder Adrian O. Mapp, Freeholder Rick Proctor, Freeholder Daniel P. Sullivan and Freeholder Nancy Ward were present. Freeholder Deborah P. Scanlon was absent.

Prayer and Salute to the Flag were led by the Clerk of the Board.

Compliance with the Open Public Meetings Act was read by the Clerk of the Board

APPROVAL OF MINUTES: July 20, 2006 – Regular and Executive Meetings; August 10, 2006 – Agenda Meeting.

Chairman Mirabella asked for a motion to adopt the Minutes of the July 20, 2006 Regular and Executive Session Meetings and the August 10, 2006 Agenda Meeting. On a motion by Freeholder Estrada and seconded by Vice Chair Kowalski, roll call showed seven votes in the affirmative for the July 20, 2006 Regular and Executive Session Meetings, with Chairman Mirabella abstaining and Freeholder Scanlon absent; and seven votes in the affirmative for the August 10, 2006 Agenda Meeting Minutes with Freeholder Sullivan abstaining and Freeholder Scanlon absent.

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COMMUNICATIONS:

OATHS OF OFFICE: (Notes & file)

Chairman Mirabella asked for a motion to approve the Communications. On a motion by Freeholder Sullivan and seconded by Vice Chair Kowalski, there were eight votes in the affirmative with Freeholder Scanlon absent.

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The first order of business is the Final Reading of Bond Ordinance No. 631-2006.

The Clerk of the Board read the ordinance by title.

BOND ORDINANCE NO. 631-2006

BOND ORDINANCE TO MAKE VARIOUS AMENDMENTS TO THE BOND ORDINANCE (ORD. NO. 501-99) ENTITLED: “BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW

AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$44,351,923 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”, ADOPTED JULY 22, 1999.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 631-2006 ONLY**

PUBLIC COMMENT PORTION CONCLUDED

There were no comments from the public.

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Freeholder Estrada moved Bond Ordinance No. 631-2006 for Final Reading and authorizing the Clerk of the Board to advertise the same in accordance with the law. The motion was seconded by Freeholder Proctor. There were eight votes in the affirmative with Freeholder Scanlon absent.

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The next order of business is the Final Reading of Bond Ordinance No. 632-2006.

The Clerk of the Board read the ordinance by title.

BOND ORDINANCE NO. 632-2006

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$37,506,027 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 632-2006 ONLY**

PUBLIC COMMENT PORTION CONCLUDED

There were no comments by the public.

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Freeholder Estrada moved Bond Ordinance No. 632-2006 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law. The motion was seconded by Freeholder Proctor. There were eight votes in the affirmative with Freeholder Scanlon absent.

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The next order of business is the Final Reading of Bond Ordinance No. 633-2006.

The Clerk of the Board read the ordinance by title.

BOND ORDINANCE NO. 633-2006

GUARANTY ORDINANCE OF THE COUNTY OF UNION, NEW JERSEY REGARDING THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON CERTAIN REVENUE BONDS, SERIES 2006 (CITY OF LINDEN - LINDEN THEATER REDEVELOPMENT PROJECT) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$1,425,000 FOR THE PURPOSE OF PROVIDING ADDITIONAL SECURITY IN CONNECTION WITH THE AUTHORITY'S PROJECT.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 633-2006 ONLY**

PUBLIC COMMENT PORTION CONCLUDED

There were no comments by the public.

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Chairman Mirabella moved Ordinance No. 633-2006 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law. The motion was seconded by Vice Chair Kowalski. There were eight votes in the affirmative with Freeholder Scanlon absent.

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The next order of business is the Final Reading of Bond Ordinance No. 634-2006.

The Clerk of the Board read the ordinance by title.

ORDINANCE NO. 634-2006

ORDINANCE PROVIDING THE CONSENT OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION TO THE ISSUANCE BY THE UNION COUNTY IMPROVEMENT AUTHORITY OF ITS TAX-EXEMPT BONDS IN THE AMOUNT NOT TO EXCEED \$1,425,000 AS SUPPLEMENTAL FINANCING FOR THE LINDEN THEATER REDEVELOPMENT PROJECT TO BE UNDERTAKEN BY THE AUTHORITY AND THE PROJECTS ASSOCIATED THEREWITH.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 634-2006 ONLY**

PUBLIC COMMENT PORTION CONCLUDED

There were no comments by the public.

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Chairman Mirabella moved Ordinance No. 634-2006 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law. The motion was seconded by Freeholder Estrada. There were eight votes in the affirmative with Freeholder Scanlon absent.

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The next order of business is the Final Reading of Bond Ordinance No. 635-2006.

The Clerk of the Board read the ordinance by title.

ORDINANCE NO. 635-2006

ORDINANCE OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION, NEW JERSEY AUTHORIZING THE EXECUTION OR ACKNOWLEDGMENT AND DELIVERY BY THE COUNTY OF UNION OF CERTAIN AGREEMENTS IN CONNECTION WITH THE UNION COUNTY IMPROVEMENT

AUTHORITY'S REVENUE BONDS, SERIES 2006 (CITY OF LINDEN - LINDEN THEATRE REDEVELOPMENT PROJECT)

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 635-2006 ONLY**

PUBLIC COMMENT PORTION CONCLUDED

There were no comments by the public.

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Chairman Mirabella moved Ordinance No. 635-2006 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law. The motion was seconded by Vice Chair Kowalski. There were eight votes in the affirmative with Freeholder Scanlon absent.

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The next order of business is the First Reading of Ordinance No. 636-2006.

The Clerk of the Board read the ordinance by title.

ORDINANCE NO. 636-2006

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE ADOPTING A CODIFICATION OF THE LAW, ORDINANCES, POLICIES AND RESOLUTIONS 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 TO AMEND THE LAWS OF UNION COUNTY.

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

PUBLIC COMMENT PORTION CONCLUDED

There were no comments by the public.

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Chairman Mirabella moved Ordinance No. 636-2006 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law. Final Reading is scheduled for Thursday, September 14, 2006. The motion was seconded by Freeholder Holmes. There were seven votes in the affirmative with Freeholders Proctor and Scanlon absent.

The meeting was opened to the public for the purpose of commenting on any resolution on the agenda only. There were no comments by the public.

The Chairman asked for a motion to move Resolutions 2006-794 through 2006-855. On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

2006-794 **FREEHOLDER ESTRADA**, 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.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-795 **FREEHOLDER ESTRADA**, 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.”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-796 **FREEHOLDER ESTRADA**, 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.”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-797 **FREEHOLDER ESTRADA**, 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.”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-798 **FREEHOLDER ESTRADA**, 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.”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-799 **FREEHOLDER ESTRADA**, 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.”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-800 **FREEHOLDER ESTRADA**, 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).”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-801 **FREEHOLDER ESTRADA**, 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).”**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-802 **FREEHOLDER ESTRADA**, 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 30, 2007 in an amount not to exceed **\$20,000.**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-803 **FREEHOLDER ESTRADA**, authorizing the County Manager to enter into a 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-804 **FREEHOLDER ESTRADA**, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-805 **FREEHOLDER ESTRADA**, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-806 **FREEHOLDERS ESTRADA AND FREEHOLDER WARD**, authorizing the County Manager to make available to the **General Pulaski Day Committee of Linden, New Jersey**, the sum of **\$4,000**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-807 **FREEHOLDER SCANLON**, 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, Recreation and Historic Preservation Trust Fund in an additional amount of **\$43,000** for a new total contract amount not to exceed **\$673,000**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-808 **FREEHOLDER SCANLON**, 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, Recreation and Historic Preservation Trust Fund in an amount not to exceed **\$55,000**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-809 **FREEHOLDER SULLIVAN**, authorizing the County Manager, through the Division of Workforce Investment Board (WIB) to approve **Program Year 2006 NJ Department Of Labor & Workforce Development Program Supplemental Workforce Fund**, for Basic Skills for the operations of the Trilingual GED Test Center at Union County College for the contract period of July 1, 2006 – December 31, 2006 in an amount of **\$56,625**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-810 **FREEHOLDER SULLIVAN**, authorizing the County Manager, through the Division of Workforce Investment Board (WIB) to approve the contract awards for **Program Year 2006 Workforce Investment Act** funds for year round youth services for the contract period of July 1, 2006 – June 30, 2007 in an amount of **\$102,400**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-811 **FREEHOLDER SULLIVAN**, authorizing the County Manager to execute any and all agreements for various Program Year 2006 **NJ Department Of Labor & Workforce Development / Work Force NJ Grant Awards** for mandatory work readiness activities for individuals receiving public assistance for the contract period of August 1, 2006 – June 30, 2007 in an amount of **\$1,766, 910**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-812 **FREEHOLDER SULLIVAN**, appointing **Richard McCutcheon, Clark, New Jersey**, to the Union County Transportation Advisory Board commencing immediately and terminating December 31, 2008.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-813 **VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES**, authorizing the County Manager to enter into a 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.}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-814 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to enter into a 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.}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-815 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to enter into a 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.}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-816 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to enter into a 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.}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-817 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to enter into a 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.}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-818 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, 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.}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-819 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to renew 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}**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-820 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to enter 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-821 VICE CHAIR KOWALSKI AND FREEHOLDER HOLMES, authorizing the County Manager to enter 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-822 VICE CHAIR KOWALSKI, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-823 VICE CHAIR KOWALSKI, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-824 VICE CHAIR KOWALSKI, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-825 VICE CHAIR KOWALSKI, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-826 VICE CHAIR KOWALSKI, authorizing the County Manager to enter into a contract with **Netta Architects, Springfield, New Jersey** for the purpose of providing professional architectural and engineering services for the modernization and replacement of the elevators in the Union County Courthouse and Administration Building in an amount **not to exceed \$138,500**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-827 VICE CHAIR KOWALSKI, authorizing **Change Order No. 1** to Resolution Number 231-2005, increasing the contract award to **Woodruff Energy, Bridgeton, New Jersey**, in the amount of **\$1,700,000** for a **new contract amount of \$3, 400,000** due to the unexpected rise in energy costs and usage during 2005 and 2006.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-828 **CHAIRMAN MIRABELLA**, 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.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-829 **CHAIRMAN MIRABELLA**, 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 OF FACILITIES MANAGEMENT: **Waste Management of New Jersey, Inc., Elizabeth, New Jersey**, to provide waste compactor and dumpster services for various locations in Union County in an amount of **\$150,000.**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

- b. DEPARTMENT OF ENGINEERING AND 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.**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

- c. DEPARTMENT OF ENGINEERING AND 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.**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

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

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

- 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

- f. OFFICE OF THE CLERK OF THE BOARD: American Interior Resources, Union, New Jersey, to furnish, fully assemble, deliver and install steel flat file cabinets – Safco-brand or equal (twenty-eight (28) pieces) in an amount of **\$22,401**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

- g. OFFICE OF THE CLERK OF THE BOARD: The Hollinger Corporation, Fredericksburg, Virginia, to furnish and deliver acid-free, inert, archival, clear, polyester L-sleeve folders in an amount of **\$13,300**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-830 CHAIRMAN MIRABELLA, amending **Resolution No. 2006-650** the Prescription Plan (Self Insured) to include the **Early Retirement Incentive Prescription Drug Component** with **Systemed (Medco)** at no additional cost.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-831 CHAIRMAN MIRABELLA, granting permission to the **Township of Scotch Plains** to hang 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.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-832 CHAIRMAN MIRABELLA, amending **Resolution No. 477-203** to the 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-833 **CHAIRMAN MIRABELLA**, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-834 **CHAIRMAN MIRABELLA**, 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 30, 2007 in an amount not to exceed **\$85,000**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-835 **CHAIRMAN MIRABELLA**, 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 of **\$30,000** for a new total contract amount of **\$60,000**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-836 **CHAIRMAN MIRABELLA**, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-837 **CHAIRMAN MIRABELLA**, authorizing the County Manager to enter into a negotiated contract with **Sigma-Aldrich Inc., Saint Louis, Missouri**, to provide laboratory supplies in an amount of **\$4,703.99**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-838 **CHAIRMAN MIRABELLA**, declaring as **surplus** “old weapons” (hand guns) from the Union County Sheriff’s Office.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-839 **CHAIRMAN MIRABELLA**, donating twenty-five (25) Sig Sauer 40 Caliber Hand Gun model P229 from the Union County Sheriff’s Office to the **City of Linden**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-840 **CHAIRMAN MIRABELLA**, 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.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-841 **CHAIRMAN MIRABELLA**, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-842 **CHAIRMAN MIRABELLA**, approving **West/Thompson** for computer legal library services for calendar year 2006 in compliance with N.J.S.A.19:44A-20.”

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-843 CHAIRMAN MIRABELLA, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-844 CHAIRMAN MIRABELLA, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-845 CHAIRMAN MIRABELLA, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-846 CHAIRMAN MIRABELLA, approving the settlement in the matter of **Union County Correction Officer Frank DiGirolamo**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-847 CHAIRMAN MIRABELLA, approving the settlement of pending litigation entitled **Okoli v. County of Union, et als.**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-848 CHAIRMAN MIRABELLA, 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**.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-849 **CHAIRMAN MIRABELLA**, authorizing the County Manager to enter into an agreement with **Strategic Media Group, Union City, New Jersey**, for the purposes of providing media consulting / marketing services for the County of Union for the contract period September 1, 2006 through August 31, 2007 **in an amount not to exceed \$200,000.**

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

2006-850 **FREEHOLDER HOLMES**, congratulating **Leonard “Bud” Simmons** on having a playground named after him in Roselle, New Jersey.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-851 **FREEHOLDERS MAPP AND ESTRADA AND THE ENTIRE BOARD**, extending deepest condolences to the family of **Ray Blanco, Plainfield, New Jersey**, in this, their time of sorrow.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-852 **CHAIRMAN MIRABELLA**, 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.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-853 **CHAIRMAN MIRABELLA**, congratulating **Rev. Dr. Kelmo Curtis Porter, Jr.**, for 40 years as the pastor of St. John’s Baptist Church, Scotch Plains, New Jersey.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-854 **CHAIRMAN MIRABELLA**, proclaiming September 25, 2006 as **“Family Day”** in Union County.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-855 **CHAIRMAN MIRABELLA**, 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.

On a motion by Freeholder Sullivan and seconded by Freeholder Estrada, there were eight votes in the affirmative with Freeholder Scanlon absent.

The Chairman asked for a motion to suspend the rules. On a motion by Freeholder Sullivan seconded by Freeholder Proctor, there were eight votes in the affirmative with Freeholder Scanlon absent.

The Chairman asked for a motion to move Resolutions 2006-856 through 2006-858 from the floor. On a motion by Freeholder Sullivan and seconded by Freeholder Proctor, there were eight votes in the affirmative with Freeholder Scanlon absent.

THE FOLLOWING RESOLUTION IS BEING OFFERED FROM THE FLOOR:

2006-856 **FREEHOLDER ESTRADA**, proclaiming August 16, 2006 **Dominican Republic Independence Restoration Community Recognition Day** in Union County and recognizing the efforts of **Desfile Y Festival Dominicano Del Condado De Union, Inc.**

On a motion by Freeholder Sullivan and seconded by Freeholder Proctor, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-857 **FREEHOLDER SULLIVAN**, authorizing the county Manager to enter into an emergency contract with **Plainfield Area YMCA, Plainfield, New Jersey**, for an emergency award of contingency Community Development Block Grant Funds made available by unused portions of amount allocated and appropriated under Resolution 913-2005, **for an additional \$65,000 for a total allocation of \$95,000** for air conditioning units, boiler upgrades and electrical system upgrades.

On a motion by Freeholder Sullivan and seconded by Freeholder Proctor, there were eight votes in the affirmative with Freeholder Scanlon absent.

2006-858 **VICE CHAIR KOWALSKI**, congratulating **Gertrude Ellen Spencer Smith, Roselle, NJ** on the occasion of her 100th birthday.

On a motion by Freeholder Sullivan and seconded by Freeholder Proctor, there were eight votes in the affirmative with Freeholder Scanlon absent.

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**MEETING OPEN TO THE PUBLIC FOR
THE PURPOSE OF COMMENTING
ON ANY MATTER**

Juan Fernandez, Nutley, New Jersey. Mr. Fernandez represented the Assistant Prosecutors in the Union County Prosecutor's Office. He submitted a statement to the Clerk of the Board, a copy of which is attached to the minutes. Mr. Fernandez stated that he appreciates Mr. Romankow's support in the contract negotiations between the County and the Assistant Prosecutors, but is disappointed about the amount that is currently allocated for salaries and benefit negotiations. Mr. Fernandez asked the Board to please review the figures he has submitted in reference to salary negotiations, to reconsider the appropriation for the salaries. The Union County Prosecutor's office is the busiest and best run in the State, yet ranks 11th in salary. He thanks the Board in advance for his consideration.

Jerry Goldman, Elizabeth, New Jersey. Mr. Goldman requests that the public be permitted to address the Board at meetings where presentations are made to the Board. Mr. Goldman went on to make comments relative to the Sevell Farm Presentation to the Board of August 10, 2006 including that the County make sure the Mayor Marks' commitment to maintain the Sevell Farm is in writing and that he does not believe the pond should be recreated because it will only invite more visitors from Canada (speaker was referring to Canadian Geese,) which he does not want. Finally, Mr. Goldman commented that the County should ask sellers of property to the county dedicated as open space should take their payment in installments saving them money in taxes, the County money in interest and attorney's fees.

Jim Theodore, Linden, New Jersey. Mr. Theodore is a member of Human Union County and asked the County to work with Geese Peace to develop non-lethal means of goose management. Finally, he is also a member of the Merchants and Drovers Tavern Committee and asked if the County has given money to the Tavern through the Trust Fund grants.

Lorraine Henry, Springfield, New Jersey. Ms. Henry is a member of Human Union County and asked the County to work with Geese Peace to develop non-lethal means of goose management. Ms. Henry also volunteers by handing out brochures to the public at parks and explains to park users why they should not feed the geese and other water fowl. Finally, she suggested the County should do a mailing to educate the residents as to why it is harmful to feed the geese.

Valerie (Inaudible last name), Rahway, New Jersey. Valerie is a member of Human Union County and asked the County to work with Geese Peace to develop non-lethal means of goose management. Valerie recently did a goose population count in several of the Union County Parks. She noted a considerable number of geese and goslings. She commented that there were no goslings born in Essex County this year. Valerie also suggested that ordinances against feeding the geese be more visibly posted and reinforced, and that the County should do a mailing to its residents to educate them as to why it is harmful to feed the geese. Valerie also stated that in certain parks where fishing is restricted, in Veteran's Park in Elizabeth for example, better reinforcement is needed.

PUBLIC COMMENT PORTION CONCLUDED

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FREEHOLDER REPORTS AND COMMENTS

The County Manager responded to Mr. Theodore's question stating that Merchants and Drovers Tavern received \$70,000 in 2003 in grant awards through the Open Space, Recreation and Historic Preservation Trust Fund.

Chairman Mirabella thanked the public for their comments and their polite demeanor at the podium. The Chairman thanked Jerry Goldman for his suggestion to put the upcoming Freeholder meetings on the agenda. It will be done going forward. He also noted that the next mobile meeting will take place on Thursday, September 28, 2006 at Trailside Nature and Science Center. The Chairman went on to say that he took several notes on what the public mentioned and will draft a letter to the editor or a column to be published relative to public education of water fowl at the parks. He mentioned that he has met with Geese Peace and are working on developing a program to move forward. Also, the Chairman stated that the parks Valerie mentioned with respect to the fishing restrictions are not County parks and he suggested she contact the municipality relative to same.

Freeholder Mapp had no comments.

Freeholder Sullivan had no comments.

Freeholder Nancy Ward thanked the public for their comments relative to the goose management program as she supports their cause and Geese Peace's means of management. Freeholder Ward went on to discuss the three-day anti-gang awareness program she has been intimately involved in over the last several months. The events took place in the Shiloh Baptist Church and the Juvenile Detention Center (JDC) wherein several guest speakers, whose lives have been personally affected by gang violence, shared their experiences with the audiences. The seminar that took place at the Shiloh Baptist Church and was organized for children in foster homes and children in the system waiting to be placed in foster homes. Freeholders Holmes and Mapp attended this seminar. The other two seminars held at the JDC were presented for the detainees. At both events, the Freeholder noted the dialogue between the audience and the speakers and that the audience asked a lot of questions and even asked for private conversations with the speakers after the formal event. Freeholder Ward hopes this program will become a permanent one in the JDC and she is dedicated to its continued success. Freeholder Ward than thanked the Families First Committee, the County Manager, Director Guzzo, Bonnie Herman, who worked day in and day out on the program and she thanked DYFS of Plainfield for the help in reaching out to the kids, the volunteers and the speakers.

Freeholder Chester Holmes congratulated Freeholder Ward on a very productive and successful seminar. He thanked Director Guzzo and his staff for their hard work in putting this event together. Freeholder Holmes stated that this was a very beneficial event for the community and hoped that it would help to alleviate the gang problems in our community.

Freeholder Estrada had no comments.

Freeholder Proctor had no comments.

County Counsel had no comments.

County Manager had no comments.

Vice Chair Kowalski had no comments.

Chairman Mirabella had no additional comments.

Chairman Mirabella called for a motion to adjourn the Regular Meeting. On a motion by Freeholder Sullivan and seconded by Freeholder Proctor, there were eight votes in the affirmative with Freeholder Scanlon absent.

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The voucher list through **August 2, 2006** will be available for public perusal in the Office of the Clerk of the Board.

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ADJOURNMENT

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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****

**** The September 28, 2006 Regular Meeting will be mobile at the Trailside Nature and Science Center, Auditorium, 452 New Providence Road, Mountainside, New Jersey at 7:00pm.**

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