

**MINUTES OF THE
UNION COUNTY BOARD OF CHOSEN FREEHOLDERS
REGULAR MEETING**

JUNE 21, 2007

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

Also present were Deputy County Counsel Norman W. Albert, Esq., County Manager George W. Devanney and Clerk of the Board Nicole L. DiRado.

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

Freeholder Adrian O. Mapp entered the meeting at this point.

The statement of compliance with the Open Public Meetings Act was read by the Clerk of the Board.

The Chairwoman announced that Freeholder Holmes would be making two presentations.

Freeholder Holmes presented a Resolution to Andrienie Harris of Rahway for being the recipient of NJAC Foundation's Annual Vocational & Technical Partners Scholarship. Freeholder Holmes read the Resolution aloud. Ms. Harris stated that she would like to open a bakery in the area and would like to employ other residences of Union County. Freeholder Holmes urged Ms. Harris to apply to the Herman Holmes Foundation. She thanked the Board for the recognition. Ms. Harris also received a \$500 scholarship from NJAC & Verizon to be applied to Union County College.

Freeholder Holmes called upon Officer Ernest Olrech of Rahway. He presented him with a Resolution for his 32 years of outstanding and dedicated service on the Rahway Police Department. Freeholder Holmes read the Resolution aloud and stated that he was with the Auxiliary Police in Rahway for 29 years. Mr. Olrech thanked the Board for the recognition and also thanked his friend John Conway.

Chairwoman Kowalski called for a motion to approve the minutes of **May 17, 2007 – Executive Minutes; May 24, 2007 – Regular and Executive Minutes; June 7, 2007, Special, Agenda and Executive Minutes.**

On a motion made by Vice Chairman Estrada and seconded by Freeholder Sullivan, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent for the Executive Session of May 17, 2007; seven members of the Board voted in the affirmative and Freeholder Scanlon abstaining with Freeholder Proctor absent for the Regular Meeting Minutes of

May 24, 2007; six members of the Board voted in the affirmative with Freeholder Holmes and Freeholder Scanlon abstaining with Freeholder Proctor absent for the Executive Session of May 24, 2007; six members of the Board voted in the affirmative with Freeholder Mirabella and Freeholder Ward abstaining for the Special Meeting Minutes and the Executive Session Minutes of June 7, 2007; six members voted in the affirmative and Freeholder Mirabella and Freeholder Ward abstaining with Freeholder Proctor absent for the Agenda Meeting on June 7, 2007; five members of the Board voted in the affirmative and Freeholder Mirabella, Freeholder Scanlon and Freeholder Ward abstaining with Freeholder Proctor absent for the Agenda Meeting Executive Session of June 7, 2007.

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COMMUNICATIONS:

OATHS OF OFFICE: (Note & file)

Chairwoman Kowalski called for a motion to approve the Communications. On a motion made by Freeholder Mirabella and seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

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The next order of business was the Final Reading of Bond Ordinance No. 650-2007. The Clerk of the Board read the ordinance by title.

BOND ORDINANCE 650-2007

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY IN THE TOWNSHIP OF CLARK FOR OPEN SPACE CONSERVATION AND RECREATION PURPOSES IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$8,300,000 TO PAY THE COST THEREOF, 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.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union, State of New Jersey, as follows:

Section 1. The County of Union, State of New Jersey (the "County") is hereby authorized to acquire real property located at 332 Madison Hill Road in the Township of Clark, New Jersey (the "Township"), for open space conservation and recreation purposes. Said property to be acquired is designated as Block 52, Lot 11 on the Tax Assessment Map of the Township. Said improvement shall include real estate transaction expenses and all work, materials and appurtenances necessary and suitable therefore

Section 2. The sum of \$8,300,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said County, and (2) it is necessary to finance said purpose by the issuance of obligations of said County pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$8,300,000, and (4) \$415,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$7,885,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$300,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the sum of county of Union Open Space, Recreation and Historic Preservation Trust Fund is now available to serve as the down payment on said purpose. The sum of \$415,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said County of an aggregate principal amount not exceeding \$7,885,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said County of an aggregate principal amount not exceeding \$7,885,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Chairperson of the Board of Chosen Freeholders, by the County Manager and by the County Treasurer and shall be under the seal of said County and attested by the Clerk or Deputy Clerk of the Board of Chosen Freeholders. Said officers are hereby authorized to execute said notes in such form as they may

adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the County Treasurer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of forty years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Clerk of the Board of Chosen Freeholders of said County, and that such statement so filed shows that the gross debt of said County, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$7,885,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

Section 12. The County intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the County incurs such costs prior to the issuance of the bonds or notes, the County hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the County, and the County shall levy ad valorem taxes upon all the taxable real property within the County for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 650-2007 ONLY**

There were no comments.

PUBLIC COMMENT PORTION CONCLUDED

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Freeholder Mirabella moved Bond Ordinance No. 650-2007 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 Scanlon. Roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

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The next order of business was the Final Reading of Bond Ordinance 651-2007. The Clerk of the Board read the Ordinance by title.

BOND ORDINANCE 651-2007

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY LOCATED PARTLY IN THE TOWNSHIP OF CLARK AND PARTLY IN THE TOWN OF WESTFIELD FOR OPEN SPACE CONSERVATION AND RECREATION PURPOSES IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,700,000 TO PAY THE COST THEREOF, 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.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union, State of New Jersey, as follows:

Section 1. The County of Union, State of New Jersey (the "County") is hereby authorized to acquire real property located off of Old Raritan Road, partly in the Township of Clark, New Jersey ("Clark") and partly in the Town of Westfield, New Jersey ("Westfield"), for open space conservation and recreation purposes. Said property to be acquired is known as the "Schwartz Farm" and is designated as (A) Block 57, Lot 1 on the Tax Assessment Map of Clark and (B) Block 5405, Lots 2 and 3 on the Tax Assessment Map of Westfield. Said improvement shall include real estate transaction expenses and all work, materials and appurtenances necessary and suitable therefore.

Section 2. The sum of \$3,700,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said County, and (2) it is necessary to finance said purpose by the issuance of obligations of said County pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$3,700,000, and (4) \$185,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$3,515,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$100,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the sum of \$185,000 in the County of Union Open Space, Recreation and Historic Preservation Trust Fund is now available to serve as the down payment on said purpose. The sum of \$185,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said County of an aggregate principal amount not exceeding \$3,515,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said County of an aggregate principal amount not exceeding \$3,515,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Chairperson of the Board of Chosen Freeholders, by the County Manager and by the County Treasurer and shall be under the seal of said County and attested by the Clerk or Deputy Clerk of the Board of Chosen Freeholders. Said officers are hereby authorized to execute said notes in such form as they may

adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the County Treasurer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of forty years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Clerk of the Board of Chosen Freeholders of said County, and that such statement so filed shows that the gross debt of said County, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$3,515,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

Section 12. The County intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the County incurs such costs prior to the issuance of the bonds or notes, the County hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the County, and the County shall levy ad valorem taxes upon all the taxable real property within the County for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE NO. 651-2007 ONLY**

There were no comments.

PUBLIC COMMENT PORTION CONCLUDED

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Freeholder Mirabella moved Bond Ordinance No. 651-2007 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 Scanlon. Roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

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The last order of business was the Final Reading of Ordinance 652-2007. The Clerk of the Board read the Ordinance by title.

ORDINANCE NO. 652-2007

**AN ORDINANCE AMENDING THE UNION COUNTY DISTRICT
SOLID WASTE MANAGEMENT PLAN.**

1) REAFFIRM THE PRIOR INCLUSION OF THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY, AS THE COUNTY'S DESIGNATED FACILITIES TO WHICH SOLID WASTE TYPES 13, 13C, 23 AND 27 ARE DIRECTED, 2) INCLUDE THE INTERLOCAL SOLID WASTE SERVICES AGREEMENT BY AND BETWEEN THE UNION COUNTY UTILITIES AUTHORITY AND THE NEW JERSEY MEADOWLANDS COMMISSION FOR THE DISPOSAL OF SOLID WASTE TYPES 13, 13C, 23 AND 27 DISPOSAL SERVICES, AND 3) TO DIRECT ALL SOLID WASTE TYPES 13, 13C, 23 AND 27 TO THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY, FOR DISPOSAL, PURSUANT TO REGULATORY WASTE FLOW CONTROL AS RECOMMENDED BY THE UNION COUNTY UTILITIES AUTHORITY.

WHEREAS, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq., the County of Union is designated as a Solid Waste Management District and by law did develop and prepare a District Solid Waste Management Plan ("County Plan") that was adopted by the Union County Board of Chosen Freeholders on June 7, 1979, pursuant to and in accordance with the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq.; and

WHEREAS, the County Plan was approved, with modifications, by the Department of Environmental Protection ("NJDEP") on August 13, 1980, and has since been amended and modified from time to time; and

WHEREAS, on December 11, 1986, the Union County Board of Chosen Freeholders designated the Union County Utilities Authority ("UCUA") as the agency responsible for the implementation of the County Plan, as amended from time to time, and the UCUA is empowered to plan, acquire, construct, maintain and operate facilities for the processing, disposal and/or recycling of solid waste generated in the County; and

WHEREAS, the UCUA has formulated a Plan Amendment, and recommends that this Board set a public hearing for the purpose of taking public testimony on the proposed plan amendment, and review and enact said amendment that is now on file with the Clerk of this Board and available for public inspection and is made a part hereof by reference; and

WHEREAS, the subject amendment is summarized as follows:

This Plan Amendment is prepared as a result of a determination of the Superior Court of New Jersey, Law Division, Union County, permanently enjoining the UCUA from implementing a contract awarded after a public, non-discriminatory procurement of solid waste services undertaken by the UCUA for the disposal of solid waste types 13, 13C, 23, and 27 generated in Union County ("Non-Processible Waste"). To provide for the uninterrupted disposal of Non-Processible Waste, the UCUA authorized the execution of an Interlocal Solid Waste Services Agreement, in accordance with the Local Public Contracts Law, with the New Jersey Meadowlands Commission at a price of \$60.00 per ton for disposal services, which price is lower than the best price obtained through the prior public, non-discriminatory procurement.

The purpose of this Plan Amendment is to reaffirm the prior inclusion in the County Plan of the New Jersey Meadowlands Commission landfill and disposal facilities in Kearny, New Jersey, as the County's Designated facilities to which Non-Processible Waste is directed, to incorporate into the County Plan the Interlocal Solid Waste Services Agreement by and between the Union County Utilities Authority and the New Jersey Meadowlands Commission for the disposal of Non-Processible Waste, and to direct all Non-Processible Waste to the New Jersey Meadowlands Commission landfill and disposal facilities in Kearny, New Jersey for disposal, pursuant to regulatory waste flow control.

WHEREAS, pursuant to the Solid Waste Management Act, the County's Solid Waste Advisory Committee (“SWAC”) must be consulted with respect to amendment to the County Plan; and

WHEREAS, by Resolution No. 36-2007, duly adopted May 31, 2007, the UCUA approved the Plan Amendment and recommended that the Plan Amendment be approved by the Board of Chosen Freeholders of the County, after public hearing in accordance with the Solid Waste Management Act; and

WHEREAS, pursuant to and in accordance with the provisions of the Solid Waste Management Act, the Plan Amendment was presented to SWAC at a meeting on June 7, 2007; and

NOW, THEREFORE, BE IT ORDAINED, by the Board of Chosen Freeholders of the County of Union, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Plan Amendment, as prepared and recommended by the Union County Utilities Authority, is hereby adopted as an Amendment to the Union County District Solid Waste Management Plan.
3. Any provision of the County Plan that is inconsistent with the Plan Amendment is hereby repealed to the extent of said inconsistency and the provisions of the Plan Amendment shall be fully effective and shall control.
4. A certified copy of this Ordinance, as finally adopted, together with the Plan Amendment, shall be forwarded to the New Jersey Department of Environmental Protection, the County Clerk of the County of Union, and the Union County Utilities Authority.
5. The Clerk of this Board shall publish and disseminate notice of this Ordinance as provided by law.
6. The aforesaid Plan Amendment and a copy of the transcript of the public hearing to be held at such time as may be scheduled by said Board of Chosen Freeholders, and the necessary deliberations shall be submitted to the Commissioner of the New Jersey Department of Environmental Protection.
7. This Ordinance shall take effect in the manner prescribed by law.

It is hereby certified that at a Regular meeting of the Board of Freeholders of the County of Union held on the 21st day of June 2007, the foregoing ordinance was finally adopted with seven members voting in the affirmative and Freeholder Mapp voting in the negative with Freeholder Proctor absent.

The foregoing ordinance having been duly presented to me, I hereby attest to and execute the same.

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**MEETING OPEN TO THE PUBLIC FOR THE
PURPOSE OF COMMENTING ON
ORDINANCE 652-2007 ONLY**

Sunil Garg, Executive Director of the Union County Utilities Authority, Rahway commented that the UCUA is in support of the Ordinance. See statement attached.

William Gay, Executive Director of Bridgewater Resources, Inc. a NJ operating subsidiary of Waste Solutions Group, stated that they are opposed to the Ordinance. Their statement regarding the newest proposed modification to Union County Solid Waste Management Plan is attached.

PUBLIC COMMENT PORTION CONCLUDED

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Freeholder Holmes moved Ordinance 652-2007 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The motion was seconded by Freeholder Sullivan. Roll call showed seven members of the Board voted in the affirmative, Freeholder Mapp voted in the negative, Freeholder Proctor was absent.

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EXECUTIVE SESSION:

To the extent known, the following matters will be discussed in Executive Session:
Contract Negotiations with Trinitas Hospital

Chairwoman Kowalski called upon the Deputy County Counsel Albert to make a statement regarding the Executive Session.

Deputy County Counsel Albert stated 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 will now enter Executive Session for the purpose of discussing Contract Negotiations with Trinitas Hospital.

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 Board's return, it may take formal action on the matters discussed.

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

The Chairwoman called for a motion to enter Executive Session. On a motion made by Freeholder Holmes and seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

The Chairwoman called for a motion to re-enter the Regular Meeting. On a motion made by Freeholder Mapp and seconded by Freeholder Holmes, roll call showed seven members of the Board voted in the affirmative with Freeholder Proctor and Freeholder Scanlon absent.

The Clerk of the Board announced a change relative to Resolution 2007-578. This item was listed on the Agenda setting agenda wherein the County would be amending the 2007 adopted budget in the amount of \$10,000 pursuant to notification of a grant award from the State. Since the Agenda Setting Agenda Meeting, the County received notification of an additional \$3,520,884 in grant funding. Resolution 2007-578 reflects the total grant award of \$3,530,884.

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

Tina Renna, Cranford, in regard to Item 2007-604 on the Agenda, she commented on the elimination of the Economic Development Advisory Board and on item 2007-635, she commented on employee lawsuits and other matters not in the Agenda. Chairwoman Kowalski asked Mrs. Renna to reserve her comments for the appropriate part of the meeting.

PUBLIC COMMENT PORTION CONCLUDED

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THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

2007-565 **FREEHOLDER HOLMES**, authorizing the County Manager to enter into a contract with **Vani Andavolu, MD, Edison, New Jersey**, to provide professional physiatrist services for the patients/residents of Runnells Specialized Hospital for the contract period of July 1, 2007 through June 30, 2008. **{This is a Fee for Service agreement at no cost to the County.}**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-566 **FREEHOLDER HOLMES**, authorizing the County Manager to enter into a contract with **Jacqueline Napper, Psy.D. PsyPharm, Plainfield, New Jersey**, to provide psychological services to the patients/residents of Runnells Specialized

Hospital for the contract period of August 1, 2007 through July 31, 2008 in an amount not to exceed **\$3,600.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-567 **FREEHOLDER HOLMES**, authorizing the County Manager to enter into a contract with **Joann Duffy, BS, RRT, CCRC, Springfield, New Jersey**, to provide respiratory therapy services to the patients/residents of Runnells Specialized Hospital for the contract period of August 1, 2007 through July 31, 2008 in an amount not to exceed **\$13,200.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-568 **FREEHOLDER HOLMES**, authorizing the County Manager to enter into a contract with **Young Hahn, MD, Ringoes, New Jersey**, to provide psychiatric services to the patients/residents of the Cornerstone Units at Runnells Specialized Hospital for the contract period of July 1, 2007 through June 30, 2008 in an amount not to exceed **\$132,600.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-569 **FREEHOLDER HOLMES**, authorizing the County Manager to enter into a contract with **Denise DeAngelis, APN, Clifton, New Jersey**, to provide professional medical services for the patients/residents of Runnells Specialized Hospital for the contract period of July 1, 2007 through June 30, 2008 in an amount not to exceed **\$65,000.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-570 **FREEHOLDER HOLMES**, authorizing the County Manager to renew the list of **pre-qualified Medical Practitioners** to provide professional medical services for the patients/residents of Runnells Specialized Hospital for the contract period of July 1, 2007 through June 30, 2008.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-571 **FREEHOLDER HOLMES**, amending **Resolution No. 2006-739** a contract with **Speech & Hearing Associates, Westfield, New Jersey**, to provide speech/language pathology services to the residents/patients of Runnells Specialized Hospital for the contract period of August 1, 2006 through July 31,

2007 in an additional amount of **\$30,000** for a new total contract amount not to exceed **\$107,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-572 **FREEHOLDER MAPP**, appointing **Frank Silletti, Westfield, New Jersey**, to the Local Advisory Committee on Alcoholism and Drug Abuse (LACADA) for a term to commence immediately and terminate on December 30, 2009.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-573 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$3,000** as a result of notification received from the New Jersey Department of Health and Senior Services for a program entitled: **“Senior Farmers Market.”**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-574 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$674,291** as a result of notification received from the New Jersey Department of Human Services for a program entitled: **“Special Initiative and Transportation.”**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-575 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$10,000** as a result of notification received from the National Association of County and City Health Officials (NACCHO) for a program entitled: **“UC Medical Reserves Corp. (LINCS) Grant.”**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-576 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$18,000** as a result of notification received from the New Jersey Department of Health and Senior Services for a program entitled: **“Office on Aging – State Grant – Special Project Support Grant.”**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-577 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$10,000** as a result of notification received from the New

Jersey Department of Children and Families for a program entitled: “**Safe Haven Infant Protection.**”

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-578 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$3,530,884** as a result of notification received from the New Jersey Department of Labor for a program entitled: “**Workforce Investment Act.**”

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-579 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$148,500** as a result of notification received from the New Jersey Department of Law & Public Safety – Juvenile Justice Commission for a program entitled: “**State Facilities Education Act (SFEA).**”

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-580 **FREEHOLDER MIRABELLA**, modifying the 2007 Union County Adopted Budget in the amount of **\$4,022** as a result of additional funding received from the New Jersey Department of Health and Senior Services – Division of Aging and Community Services for a program entitled: “**Respite Care Program.**”

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-581 **FREEHOLDER MIRABELLA**, amending the **2007 Capital Budget** for the purpose of adding the following projects not included in the adopted budget:

- a. Acquisition of 13+ acres located at **332 Madison Hill Road, Clark, New Jersey**, designated as Lot 11, Block 52 on the tax map in Clark, New Jersey, for open space purposes for a total cost of **\$8,300,000.**
- b. Acquisition of 4.25 acres of land off of **Old Raritan Road in the Township of Clark and Westfield, New Jersey**, designated as Lot 1, Block 57 on the tax map in Clark and Lots 2 and 3, Block 5405 on the tax map in Westfield, New Jersey, for open space purposes for a total cost of **\$3,700,000.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-582 FREEHOLDER MIRABELLA, authorizing the County Manager to enter into a contract with **Automated Data Processing, (ADP) Parsippany, New Jersey**, to provide unemployment compensation services for the contract period of May 1, 2007 through April 30, 2008 in the amount of **\$3,466.94**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-583 FREEHOLDER MIRABELLA, approving the list of **pre-qualified Underwriters** for the provision of issuing refunding bonds.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-584 FREEHOLDER MIRABELLA, authorizing the County Manager to enter into a contract for the provision of Retirement Planning Specialist Services to the **Economic Planning Group, Edison, New Jersey**, for the contract period of July 1, 2007 through June 30, 2008 at no cost to the County of Union.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-585 FREEHOLDER MIRABELLA, authorizing the County Manager to make available to the **Morris Midtown Business Association's 3rd Annual Colombian Festival** the sum of **\$2,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-586 FREEHOLDER MIRABELLA, authorizing the County Manager to make available to the **Elizabeth Waterfront Festival** the sum of **\$10,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-587 FREEHOLDER MIRABELLA, authorizing the County Manager to make available to the **General Pulaski Memorial Parade** the sum of **\$4,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-588 FREEHOLDER MIRABELLA, authorizing the County Manager to make available to **Mt. Carmel Society's Annual Feast** the sum of **\$4,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-589 **FREEHOLDER PROCTOR**, authorizing an agreement and any and all other documents as may be necessary to authenticate the in-kind contribution of **\$300,000** and to secure the receipt of **\$365,000** by the **Union County Food Stamp Nutrition Education Project** from October 1, 2007 through September 30, 2008.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-590 **FREEHOLDER PROCTOR**, authorizing the County Manager to enter into a Memorandum of Understanding and salary reimbursement agreement with **Rutgers Cooperative Extension, c/o Cook College, New Brunswick, New Jersey**, for the contract period of January 1, 2007 through December 31, 2007 in an amount not to exceed **\$81,283**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-591 **FREEHOLDER SCANLON**, adopting the revision to the **Union County Policy Against Workplace Discrimination and Harassment**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-592 **FREEHOLDER SULLIVAN**, appointing **Arlene Murphy (Delegate) and Richard Lenihan (Alternate) Roselle, New Jersey**, to the Union County Transportation Advisory Board for a term to commence immediately and terminate on December 31, 2008.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-593 **FREEHOLDER SULLIVAN**, amending **Resolution No. 2007-379** awarded to **Marturano Recreation Co., Spring Lake, New Jersey**, for playground and skatepark components for the Peter J. Esposito Park, Clark, New Jersey, reducing the contract amount by **\$106,835.16** for a new contract amount of **\$246,964.94**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-594 **FREEHOLDER SULLIVAN**, authorizing the County Manager to award a contract to **Custom Skateparks, Spohn Ranch, Inc., City of Industry, California**, to acquire playground and skateboard park components for the Esposito property in Clark, New Jersey, in an amount not to exceed **\$80,648.85**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-595 **FREEHOLDER WARD**, appointing **Zenon Moriak, Mountainside, New Jersey**, to the Union County Air Traffic & Noise Advisory Board for a term to commence immediately and terminate on December 31, 2007.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-596 **VICE CHAIRMAN ESTRADA**, authorizing the County Manager, through the Division of Information Technologies, to enter into an agreement with **Vital Communications, Inc., Trenton, New Jersey**, to provide maintenance and technical support for MODIV front end application software for the contract period of July 1, 2007 through June 30, 2008 in an amount not to exceed **\$38,430**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-597 **VICE CHAIRMAN ESTRADA**, authorizing the County Manager, through the Division of Information Technologies, to enter into an agreement with **ESRI, Inc., Redlands, California**, to provide maintenance and technical support for GIS software for the contract period of March 21, 2007 through March 20, 2008 in an amount not to exceed **\$28,400**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-598 **VICE CHAIRMAN ESTRADA**, authorizing the County Manager, through the Division of Information Technologies, to enter into an agreement with **Eplus Technology, Inc., Hamilton, New Jersey**, to provide Managed/Monitoring Firewall and Intrusion Detection/Prevention for the contract period of July 1, 2007 through June 30, 2009 in an amount not to exceed **\$93,506.82**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-599 **VICE CHAIRMAN ESTRADA**, amending **Resolution No. 2006-1183** extending the contract period for the program at the **Children's Shelter** for one month from March 31, 2007 through May 2, 2007 in an additional amount of **\$2,435** for a new total contract amount of **\$212,905**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-600 **VICE CHAIRMAN ESTRADA**, authorizing the County Manager to award contracts to various agencies under the **Workforce Investment Act (WIA)** to meet its overall strategy to address the special needs of youth in Union County for the contract period of July 1, 2007 through June 30, 2008 in an amount not to exceed **\$628,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-601 **VICE CHAIRMAN ESTRADA**, amending **Resolution No. 2007-539** to award additional grant funding to agencies to continue offering work readiness activities for welfare recipients to prepare them for employment under the **Union County Work First New Jersey Program Grant Awards** in an additional amount of **\$278,118** for a total contract amount of **\$2,175,028**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-602 **VICE CHAIRMAN ESTRADA**, authorizing the County Manager to enter into a contract with **Mutual of America, Parsippany, New Jersey**, to provide pension coverage for employees not covered under PERS for the period of July 1, 2006 through June 30, 2007 under the Workforce Investment Act in an amount not to exceed **\$168,678.54**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-603 **VICE CHAIRMAN ESTRADA**, amending **Resolution No. 894-2005** with **Trinitas Hospital, Elizabeth, New Jersey**, to increase funding to cover outstanding medical bills resulting from the care and treatment of inmates housed in the Union County Jail for the contract period of October 1, 2005 through December 31, 2007 in an additional amount not to exceed **\$701,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-604 **VICE CHAIRMAN ESTRADA**, hereby discontinuing the **Economic Development Advisory Board** as its purpose has been fulfilled and it is no longer active.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-605 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to enter into a professional service agreement with **Complete Care, Scotch Plains, New Jersey**, to provide medical examinations to Alternate Route Candidates of the John H.

Stamler Police Academy for the contract period of June 1, 2007 through May 31, 2008 in an amount not to exceed **\$12,250**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-606 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to enter into a professional service contract to **Scientific Equipment Product Service, Westbury, New York**, to provide maintenance to the fume hoods and bio-safety cabinets at the Prosecutor's Forensic Laboratory to insure their proper and safe functioning, and to secure the necessary annual and semi-annual Certifications for accreditation of the Lab for the contract period of June 1, 2007 through May 31, 2009 in an amount not to exceed **\$21,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-607 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to enter into a professional service agreement with **The Institute for Forensic Psychology, Oakland, New Jersey**, to provide psychological examinations to police officer candidates of the John H. Stamler Police Academy for the contract period of June 1, 2007 through May 31, 2008 in an amount not to exceed **\$16,250**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-608 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to apply for and accept grant funding in the amount of **\$445,418** from the **New Jersey Office of Victim Witness Advocacy** to continue to enhance services to victims of sexual assault in Union County for the contract period of July 1, 2007 through June 30, 2008. A County in-kind match of **\$96,295** and a cash match in the amount of **\$15,060** are required.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-609 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with **Local Public Contracts Law N.J.S.A. 40A:11-1 et seq:**

- a. Department of Engineering & Public Works: The Sherwin-Williams Company, Cleveland, Ohio, to provide and deliver traffic paint for a contract period of twenty-four (24) consecutive months in an amount not to exceed **\$44,649**.

- b. Division of Engineering: **Caro Corporation, Florham Park, New Jersey**, for the replacement of Blackburn Road & Ashland Culverts over the Salt Brook, City of Summit, New Jersey in the amount of **\$609,504**.
- c. Division of Engineering: **Alpine Trading Company, Englewood, New Jersey**, to exercise the first twelve (12) month extension option for uniform services in the amount of **\$3,458.95**.
- d. Division of Engineering: **Empco Contracting, Inc., Dumont, New Jersey**, for the replacement of two (2) culverts over stream 9-1-7 in the Borough of Roselle Park, New Jersey in the amount of **\$323,450**.
- e. Division of Motor Vehicles: **Chas S. Winner, Inc., Cherry Hill, New Jersey**, to provide one (1) 2008 Ford E350 Van with Prisoner Transport Insert in an amount not to exceed **\$32,037**.
- f. Runnells Specialized Hospital: **Positive Attitude, Marlboro, New Jersey**, to provide janitorial supplies for a contract period of twenty-four (24) consecutive months in an amount not to exceed **\$144,576**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-610 **CHAIRWOMAN KOWALSKI**, amending **Resolution No. 2006-1274** to increase the appropriation to **Ruderman & Glickman, P.C. Springfield, New Jersey**, as special counsel for personnel affairs in an additional amount of **\$100,000** for a new total contract amount not to exceed **\$150,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-611 **CHAIRWOMAN KOWALSKI**, amending **Resolution No. 2006-1273** to increase the appropriation to **Schenck, Smith, Price & King, LLP, Morristown, New Jersey**, as special counsel for personnel affairs in an additional amount of **\$75,000** for a new total contract amount not to exceed **\$150,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-612 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to renew the following policies as recommended by the **Citizens Insurance Review Committee (CIRC) dated May 24, 2007**:

- Renewing the **Horizon Benefits Package which includes Traditional, PPO, Direct Access, POS and HMO Plans** from July 1, 2007 through June 30, 2008 in an amount not to exceed **\$26,640,172** (This is a 5% increase over last year).

- Renewing the **HealthNet Open Access POS Plan** from July 1, 2007 through June 30, 2008 in an amount not to exceed **\$6,020,423** (This is a 18% increase over last year).
- Renewing the **Aetna New Jersey HMO Plan** from July 1, 2007 through June 30, 2008 in an amount not to exceed **\$175,200** (This is a 32% increase over last year).
- Renewing the **Systemed/Medco Prescription Drug Program** from July 1, 2007 through June 30, 2008 in an amount not to exceed **\$7,939,618**. (The County is self insured and a 10% increase has been projected due to a 17% increase in prescriptions.)
- Renewing the **Runnells Specialized Hospital Staff Professional Malpractice Liability Insurance Policy with Princeton Insurance Company, Princeton, New Jersey**, from July 1, 2007 through June 30, 2008 in an amount not to exceed **\$61,362.38**. (No Increase)
- Renewing the **Accident & Health Insurance for Watchung Stables with Cigna Group, Philadelphia, Pennsylvania**, from July 1, 2007 through June 30, 2008 in an amount not to exceed **\$10,877**. (No Increase)
- Renewing the Public Official Bond for **Arlene Verniero, Special Deputy Surrogate with the Hartford Bond Center, Rockaway, New Jersey**, from July 20, 2007 through July 19, 2008 in an amount not to exceed **\$100**. (No Increase)

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-613 **CHAIRWOMAN KOWALSKI**, declaring a certain vehicle (**1999 GMC Jimmy**) utilized for enforcement activities no longer needed for such purpose and authorizing the County Manager to dispose of the vehicle in accordance with **N.J.S.A. 40A:11-36**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-614 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to execute a **Certificate of Title** and such documents as may be necessary to transfer the surplus vehicle to the Borough of Roselle Park.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-615 **CHAIRWOMAN KOWALSKI**, awarding an RFP for the provision of Workplace Health and Safety Consulting Services to **The PMK Group, Cranford, New Jersey**, for the period of July 1, 2007 through June 30, 2008 in the amount of **\$136,500**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-616 **CHAIRWOMAN KOWALSKI**, concurring with the Mayor and Borough Council Members of the **Borough of Fanwood, New Jersey**, to grant permission to the Business and Professional Association in conjunction with the Cougar Club of New Jersey to close Martine Avenue from South Avenue to LaGrande Avenue on Tuesday, July 17, 2007, (rain date July 18, 2007), and Tuesday, August 14, 2007, (rain date August 15, 2007), from 5:00 p.m. to 9:00 p.m. to hold the Cruise Nights Event.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-617 **CHAIRWOMAN KOWALSKI**, concurring with the Mayor and Borough Council Members of the **Borough of Fanwood, New Jersey**, to grant permission to the 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 24, 2007 from 11:00 a.m. to 5:00 p.m. to hold their annual Street Fair.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-618 **CHAIRWOMAN KOWALSKI**, concurring with the Mayor and Borough Council Members and the Police Chief of the **Borough of New Providence, New Jersey**, to grant permission to the Special Events Committee to hang banners for the 2007 Summer Concert Series from July 9, 2007 through August 24, 2007 and for the Street Fair from September 3, 2007 and September 24, 2007 on Springfield Avenue, nearest cross streets South Street and Ridgeview Avenue.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-619 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to apply for and enter into an agreement with the **New Jersey Department of Transportation, Division of Local Aid**, for the purpose of providing funding for the Lenape Park Trail and Bicycle Path in the amount of **\$550,000** which includes trail construction and paving a bicycle/foot bridge.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-620 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to enter into an inter local services agreement with the **City of Summit and the Borough of New Providence, New Jersey**, for the purpose of sharing costs for the replacement of the Division Avenue Bridge (Ne/Su55) on the Summit/New Providence border. The estimated cost for each municipality is: City of **Summit - \$12,000**; Borough of New Providence - **\$36,500**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-621 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to apply for and enter into an agreement with the **New Jersey Department of Transportation, Division of Local Aid**, for the purpose of providing funding for the repair of the steel grid deck on South Front Street Bridge, Elizabeth, New Jersey, under the recently announced historic bridge rehabilitation program in the amount of **\$330,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-622 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to award a professional engineering service contract with the **Alaimo Group, Mt. Holly, New Jersey**, for the purpose of providing construction administration and inspection services for the replacement of the Central Avenue Bridge (Ne62) over Passaic River, in the Borough of New Providence, New Jersey, a bi-county bridge (Morris County Bridge #523, Chatham Township, New Jersey) in the amount of **\$132,975**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-623 **CHAIRWOMAN KOWALSKI**, granting permission to the **Borough of Roselle, New Jersey**, to close Chestnut Street between First and Third Avenues on Saturday, June 16, 2007 from 10:00 a.m. to 5:00 p.m. to hold the Roselle Ethnic Fair.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-624 **CHAIRWOMAN KOWALSKI**, amending **Resolution No. 978-2005** to reduce a professional engineering services contract with **T&M Associates, Middletown, New Jersey**, in the amount of **\$28,195.94** for Warinanco Ice Rink Refrigeration System Renovations, Design for a new total contract amount of **\$70,404.06**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-625 CHAIRWOMAN KOWALSKI, authorizing the County Manager to enter into an agreement with **“Ed Palermo Big Band with Rob Pappozzi,” West Orange, New Jersey**, to perform a live concert at the Union County Summer Arts Festival, Echo Lake Park, Westfield/Mountainside, New Jersey, on August 22, 2007 in the amount of **\$5,700**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-626 CHAIRWOMAN KOWALSKI, authorizing the County Manager to retain the services of **Resurfix, Inc., Flanders, New Jersey**, to provide technical consultation, inspection and preventive maintenance of the two (2) Zamboni Ice Resurfacers at the Warinanco Skate Center in an amount not to exceed **\$5,300**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-627 CHAIRWOMAN KOWALSKI, authorizing the County Manager to award a professional architectural service contract to **Netta Architects, Springfield, New Jersey**, for the purpose of providing design services, drafting bid specifications and providing construction administration services related to the main stairway and existing means of egress providing occupant discharge of the Courthouse Buildings located at the Union County Courthouse Complex, Elizabeth, New Jersey, to include but not be limited to the Tower Building, Courthouse, Rotunda Building, Old Annex and the Old Jail in an amount not to exceed **\$1,280,530**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-628 CHAIRWOMAN KOWALSKI, authorizing the County Manager to enter into a professional architectural service contract with **The Musial Group, Mountainside, New Jersey**, for the purpose of design services for the interior alterations of the existing 5,400 square feet westerly portion of the first floor of the New Chancery Court, Annex Building, Elizabeth, New Jersey in the amount of **\$54,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-629 CHAIRWOMAN KOWALSKI, authorizing **Change Order No. 2 (BA. #33)** to extend the Natural Gas term during the new bid process from May 11, 2007 to September 10, 2007 in an amount not to exceed **\$355,000** for a new total contract amount of **\$3,755,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-630 CHAIRWOMAN KOWALSKI, amending **Resolution No. 675-2005 (BA. #33)** to the contract with **AA Electrical Applications, Howell, New Jersey**, for the purpose of increasing the bid amount by **\$127,518 (20%)**, for a new total contract amount of **\$765,108**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-631 CHAIRWOMAN KOWALSKI, authorizing the County Manager to enter into a professional services agreement with **Simplex Grinnell, Rockaway, New Jersey**, for the 2120 Fire Alarm System maintenance and repair services for the Oriscello Correctional Facility for the contract period of April 10, 2007 through April 9, 2008 in an amount not to exceed **\$37,619.50**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-632 CHAIRWOMAN KOWALSKI, authorizing **Change Order No. 1, (BA. #40)** to the contract with **Maffey's Lock & Safe Co., Inc. Elizabeth, New Jersey**, for a total amount of **\$48,726.85** as follows:

- a. Department of Public Safety, County Police: to add a 42" pro series HD Plasma Display, mounting, hardware and electrical capabilities to enhance the visual capability of the dispatch computer services of the County Police. The amount of **\$5,737.20** is to be charges to the 2006 Union County 9-1-1 Coordinator Grant.
- b. Department of Human Services, Elizabeth Social Service: to provide card readers, electronic door hardware, CCTV cameras and digital recorders. These items will allow the County Police to monitor the Elizabeth Social Service facility from its Westfield location in the amount of **\$32,572.30**.
- c. Runnells Specialized Hospital: to add card readers for the Cornerstone Unit at Runnells Specialized Hospital and an entry only card reader to the maintenance shop and all hardware and wiring necessary to make the system operational in the amount of **\$10,417.35**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-633 CHAIRWOMAN KOWALSKI, authorizing the County Manager to apply, accept and expend a County 9-1-1 Grant from the **State of New Jersey, Office of**

Information Technology in the amount of **\$25,000** and to name **Chief Daniel Vaniska as the Union County 9-1-1 Coordinator.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-634 CHAIRWOMAN KOWALSKI, authorizing the County Manager to purchase the necessary software and licenses for the Emergency Medical Services Patient Tracking System with **Tritech Software Systems, San Diego, California**, in the amount of **\$90,040** as permitted by N.J.S.A. 40A11-5:1(dd).

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-635 CHAIRWOMAN KOWALSKI, authorizing the County Manager to appoint **Schenck, Price, Smith & King, Morristown, New Jersey**, as Special Counsel for the County of Union to represent County Manager George W. Devaney in the matter entitled **Robert J. Travisano v. UC Freeholders, et als**, in a sum not to exceed **\$10,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-636 CHAIRWOMAN KOWALSKI, appointing **Palumbo & Renaud, Cranford, New Jersey**, as Special Counsel for the County of Union to represent Deputy County Manager M. Elizabeth Genievich in the matter entitled **Robert J. Travisano v. UC Freeholders, et als**, in a sum not to exceed **\$10,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-637 CHAIRWOMAN KOWALSKI, authorizing the County Manager to appoint **LaCorte, Bundy, Varady & Kinsella, Union, New Jersey**, as Special Counsel for the County of Union to represent Director Alfred Faella in the matter entitled **Robert J. Travisano v. UC Freeholders, et als**, in a sum not to exceed **\$10,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-638 CHAIRWOMAN KOWALSKI, authorizing the County Manager to appoint **Edward Kologi, Esq. Linden, New Jersey**, as Special Counsel for the County of Union to represent the Board of Chosen Freeholders in the matter entitled **Robert J. Travisano v. UC Freeholders, et als**, in a sum not to exceed **\$10,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-639 CHAIRWOMAN KOWALSKI, amending **Resolution No. 2006-1095** to increase the appropriation to **Schenck, Price, Smith & King, Morristown, New Jersey**, special counsel in the matter entitled **Estate of Donald Davis 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 made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-640 CHAIRWOMAN KOWALSKI, amending **Resolution No. 2007-117** to increase the appropriation to **LaCorte, Bundy, Varady & Kinsella, Union, New Jersey**, special counsel in the matter entitled **Golda Harris v. UC, et als**, for an additional sum of **\$5,000** for a new total contract amount not to exceed **\$15,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-641 CHAIRWOMAN KOWALSKI, amending **Resolution No. 2007-398** to increase the appropriation to **Schenck, Price, Smith & King, Morristown, New Jersey**, special counsel in the matter entitled **Edgardo Ortiz v. UC, et als**, for an additional sum of **\$5,000** for a new total contract amount not to exceed **\$15,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-642 CHAIRWOMAN KOWALSKI, amending **Resolution No. 2006-1150** to increase the appropriation to **Edward Kologi, Esq. Linden, New Jersey**, special counsel in the matter entitled **Eduardo C. Tapari v. UC, et als**, for an additional sum of **\$5,000** for a new total contract amount not to exceed **\$15,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-643 CHAIRWOMAN KOWALSKI, amending **Resolution No. 2006-666** to increase the appropriation to **Schenck, Price, Smith & King, Morristown, New Jersey**, special counsel in the matter entitled **Mary Butler v. UC Prosecutors Office, et als**, for an additional sum of **\$5,000** for a new total contract amount not to exceed **\$40,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-644 CHAIRWOMAN KOWALSKI, appointing **John G. Hudak, Esq. Linden, New Jersey**, to provide representation as Special Counsel to the County of Union in a matter involving potential litigation in a sum not to exceed **\$5,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-645 **CHAIRMAN KOWALSKI**, appointing **Michael D. Fitzgerald, Esq., Brielle, New Jersey**, to provide representation as Special Counsel to the County of Union in a matter involving potential litigation in a sum not to exceed **\$5,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-646 **CHAIRWOMAN KOWALSKI**, authorizing the County Manager to enter into a contract with the **Union County Alliance, Rahway, New Jersey**, to continue to implement and execute the priorities of its Long Range Strategic Plan for the contract period of July 1, 2007 through June 20, 2008 in the amount of **\$265,125**.

On a motion made by Freeholder Sullivan and seconded by Freeholder Scanlon, roll call showed seven members of the Board voted in the affirmative with Freeholder Sullivan abstaining and Freeholder Proctor absent.

2007-647 **CHAIRWOMAN KOWALSKI**, amending **Resolution No. 2007-502** a contract with **Continuum Voice and Data Systems, Syracuse, New York**, to reflect **a change in account numbers only**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-648 **CHAIRWOMAN KOWALSKI**, amending **Resolution No. 2007-322** to a contract with **Full Service Mailers, Inc., Garfield, New Jersey**, due to the requirement of overtime work to ensure sample ballots were mailed in a timely manner as required by law in an additional amount of **\$4,500** for a new total amount of **\$17,000**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-649 **CHAIRWOMAN KOWALSKI**, hereby discontinuing the **Environmental Health Advisory Board** as its purposes has been fulfilled and it no longer needs to be active.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-650 **CHAIRMAN KOWALSKI**, announcing the **prequalification of bidders** pursuant to the “Local Unit Technology Pilot Program and Study Act (PL 2001, C30).” The following bidders will be permitted to participate in the **online bid for Rock Salt** on June 27, 2007:

- **International Salt Company, LLC, Clarks Summit, Pennsylvania**
- **Cargill, Incorporation-Deicing Technology, North Olmsted, Ohio**
- **Atlantic Salt, Lowell, Massachusetts**

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

2007-651 FREEHOLDER MIRABELLA, congratulating the 2006/2007 **Graduates of the Union County Fire Academy**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-652 FREEHOLDER WARD, congratulating **Larry Lukenda, Linden, New Jersey**, for being named the 2007 Grand Marshal of the General Pulaski Memorial Parade.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-653 VICE CHAIRMAN ESTRADA, congratulating **Carole Cascio** on her recognition by the Salvation Army of Elizabeth for the 2007 “Woman of the Year” Award in the Woman’s Achievement category.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-654 VICE CHAIRMAN ESTRADA, congratulating **Schering-Plough** on their recognition by the Salvation Army of Elizabeth for the 2007 “Company of the Year” Award.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-655 VICE CHAIRMAN ESTRADA, congratulating **Sasha Lipton, Mountainside, New Jersey**, for all her hard work and dedication to those in need.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-656 CHAIRWOMAN KOWALSKI, congratulating **Robert B. Martin, Plainfield, New Jersey**, Boy Scouts of America, Troop 5, on attaining his Eagle Scout Award.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-657 CHAIRWOMAN KOWALSKI, congratulating **JoAnn Gemenden, Environmental Specialist and Chief, Bureau of Planning and Environmental**

Conservation, Department of Parks, Recreation and Facilities, for receiving two awards at the 4th Annual Clean Communities Seminar and Awards Banquet which was held May 2, 2007 at Liberty House, Liberty State Park; and also for her dedication and devotion as well as being an outstanding representative for the County of Union.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-658 CHAIRWOMAN KOWALSKI, expressing sincerest gratitude to the talent that performed at the 2007 Rhythm & Blues in the Brook.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-659 CHAIRWOMAN KOWALSKI, acknowledging the **Cranford Historical Society and Mary Beth Lisnock** for their work with the 150th Anniversary Event and the antique costume display.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-660 CHAIRWOMAN KOWALSKI AND THE ENTIRE BOARD, acknowledging the following Berkeley Heights Military personnel for their services: **Marine Lance Corporal Mark P. Neri, Marine Lance Corporal Michael R. Coletta, Marine William Fettes, Marine Lieutenant J. Dotto, Jesse Nelson, John Hawkins, Army Captain James Soule and Matt Herlman.**

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

Chairwoman Kowalski called for a motion to suspend the rules. A motion made by Freeholder Scanlon and seconded by Freeholder Mirabella, eight members of the Board voted in the affirmative with Freeholder Proctor absent.

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

Councilman Perone, Berkeley Heights, apologized for the absence of Mayor David Cohen. Mr. Perone stated that they are opposed of all alternative plans regarding the proposed Route I-78 Interchange at Diamond Hill Road in Berkeley Heights.

Margaret Ellis, Berkeley Heights, thanked Freeholder Sullivan and the Board for considering the needs of the community regarding the proposed Route I-78 Interchange/Diamond Hill Road plan in Berkeley Heights. She stated it is a residential road, not open space and that frontage of residential sites would be taken for the plan. She is asking the Board to modify the wording in the Resolution.

Vice Chairman Estrada interjected asked for a clarification as to which wording of the proposed Resolution Ms. Ellis would like to see changed.

Joseph Bruno, Councilman of Berkeley Heights, asked who made the proposal. He stated that the alternate plan at Exit 41 – Drift Road is a narrow road that runs into Plainfield Avenue, which has two lanes. There are houses on both sides. He stated that an alternate plan at Exit 41(if the road is made wider) it would be more convenient for the residents of Berkeley Heights and Scotch Plains.

Alexander Trinas, Berkeley Heights, stated that he lives on Diamond Hill Road, Berkeley Heights and thanked the Board for their support and urges the Board to consider the alternate plan at Exit 41.

Janie Barbassa, Berkeley Heights, recounted a recent accident along Diamond Hill Road in Berkeley Heights and she also stated that adding more cars to the road would be a detriment to homes and lives.

Chairwoman Kowalsi asked Freeholder Sullivan to comment.

Freeholder Sullivan stated that Resolution 2007-662 opposes the proposed project regarding Route I-78 Interchange/Diamond Hill Road in Berkeley Heights and he joins the Township of Berkeley Heights in their disapproval. He stated that he agrees that the proposed plan would be hazardous. And that the Union County Resolution will support the Resolution of the Township of Berkeley Heights. He also added that the Union County Resolution will be amended as requested by Ms. Ellis, to simply oppose the plan.

County Manager Devanney stated that he received a letter from The Connell Company, Berkeley Heights, a Risk Specialist company. The letter states that they have concluded that the proposed interchange would be more detrimental than beneficial and is opposed to the interchange as they are a party with an interest in easy access to and from the Interstate being located in Berkeley Heights. County Manager Devanney also stated that the plan was proposed 15-20 years ago and the plans are no longer applicable and he also added that he, too is opposed to the plan and stated it is not beneficial to Union County and he will go to the NJ Department of Transportation to carry the message. See attached letter from The Connell Company. County Manager Devanney, who is a member of the Berkeley Heights Planning Board, said the Planning Board also passed a Resolution in opposition to the plan.

PUBLIC COMMENT PORTION CONCLUDED

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The Chairwoman called for a motion to move the Resolutions from the floor. On a motion made by Vice Chairman Estrada and seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

THE FOLLOWING RESOLUTIONS ARE FROM THE FLOOR:

2007-661 FREEHOLDER HOLMES, congratulating **Andrianie Harris**, of the Union County Vocational Technical School for receiving the 2007 NJAC Foundation and Verizon Foundation Partners for Education Excellence Scholarship.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-662 FREEHOLDER SULLIVAN, supporting the **Township of Berkeley Heights, New Jersey, Resolution No. 214-2007** in their opposition to the Route 78/Diamond Hill Interchange Project.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-663 CHAIRWOMAN KOWALSKI, approving an individual deferral for the **Early Retirement Incentive Program** in the Office of the Prosecutor.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

2007-664 CHAIRWOMAN KOWALSKI, commending the **New Jersey State Assembly** on their recent endorsement of Assembly Bill A-3186 to approve a ballot question to fund stem cell research in the amount of **\$450 million**.

On a motion made by Freeholder Sullivan and Seconded by Freeholder Scanlon, roll call showed eight members of the Board voted in the affirmative with Freeholder Proctor absent.

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

Joe Bruno, Berkeley Heights thanked the Board for their support regarding the Route I-78 Interchange/Diamond Hill project.

Dave Eurell, Cranford, stated that he has an issue with Union County College. He stated that he lives right behind the College and in April of this year, representatives of the College removed a fence that separates the properties. He stated the maintenance area was converted into a parking lot. He noted that they are exempt from local zoning. Mr. Eurell stated that there is a foot path between the residence and parking lot, resulting in foot traffic and he would like the 32 foot fence restored and to add a 14 foot fence along the path to obstruct visibility of the foot and car traffic. He commented that it was agreed upon, but now they have rescinded due to the cost. Mr. Eurell stated that the cost would be nominal. He also stated that he does not want to sue the County, he said he wants this resolved in an amicable manner. See letter attached.

Elaine Perna, Berkeley Heights Committeewoman thanked the Board for their concern, swiftness of action and for collaborating with Berkeley Heights.

Tina Renna, Cranford, commented on County vehicles for use of campaigning, subpoenas served to the Union County Election Board, the Finelli lawsuit and County funded commercials.

Chairwoman Kowalski asked that the record reflect that Tina Renna returned to the microphone several times.

PUBLIC COMMENT PORTION CONCLUDED

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FREEHOLDER REPORTS AND COMMENTS

Freeholder Mapp commented on the Rhythm & Blues by the Brook Concert that was held on June 9, 2007. He thanked the staff under Carolyn Sullivan, Coordinator, Community Relations & Special Events. He stated that it was enjoyed by all, however, it was balanced by some negativity. He stated that it was a family event with hundreds of kids, and there was disappointment in lack of understanding on behalf of the talent due to the lyrics. He said that based on the comments it was tremendously enjoyed, but it was less than wholesome and discussions are needed with organizers. He stated that he respects freedom of expression, however, we need to respect the needs of the children.

Chairwoman Kowalski stated that the County did receive some complaints and agreed with Freeholder Mapp regarding the lyrics. She stated that we don't have control over what is said by artists at the microphone.

Freeholder Sullivan stated that the Summer Concert Series will begin on June 27, 2007 at Echo Lake Park, which starts at 7:30PM and urges everyone to attend.

Freeholder Mirabella stated that he wanted to add to Freeholder Sullivan's comments regarding the upcoming events. He commented that the Family Flix will be held in Warinanco and Unami Parks this summer starting in July. He said that it reminds him of the days of the drive-in movies. He stated that Kids Kingdom will be held this summer in Warinanco Park and to check the website for the events and dates.

Freeholder Holmes stated that he shares the sentiments of Freeholder Mapp regarding the Rhythm and Blues Concert. He also stated that the crowd gets bigger and bigger every year. Freeholder Ward had no comments.

Vice Chairman Estrada commented on June being graduation month. He congratulated the students on this milestone in their lives. He stated that the Union County Magnet High School students received \$80,000 in scholarships and the Firemen's Academy will have 11 Firefighters who will graduate next week and who will work in Elizabeth.

County Manager Devanney commented on the Rhythm & Blues Concert. He stated that our promoter did remind them it was a family event. He commented that no one condones artistic license and that we did take efforts to let them know what we expect. The concert continues to grow and people are free to come and go, he added. He stated that the Rhythm and Blues Concert is one of the most widely attended and grown to over 10,000 attendees at one time and MusicFest in 2006 has grown to over 25,000 throughout the day. He commented that Carolyn Sullivan works hard on these events, which have grown to year long projects.

Chairwoman Kowalski congratulated the graduates of 2007. She also brought attention to Resolutions 2007-664, stating that the County supports funding for more stem cell research. She also thanked the Parks and Recreational staff, volunteers and the scientists for all the efforts in making Bio Blitz at Trailside a success. She stated that there were a large number of species found. She also commented on the first Shredding Event, which will continue to take place in different areas of Union County. She thanked the Senior Art Show participants, which is held at Elizabethtown Gas.

County Manager George Devanney interjected and congratulated Chairwoman Kowalski on her appearance on Channel 4 News.

Vice Chairman Estrada stated that the Rahway Pool will open on Saturday, June 23, 2007 and Linden Pool would be opening on Monday, June 25, 2007.

Freeholder Holmes congratulated the Borough of Kenilworth on its 100th Birthday.

The Chairwoman called for a motion to adjourn the meeting. On a motion made by Freeholder Sullivan and seconded by Freeholder Mirabella, roll call showed seven members of the Board voted in the affirmative with Freeholder Proctor and Freeholder Scanlon absent.

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The voucher list through June 7, 2007 will be available for public perusal in the Office of the Clerk of the Board.

ADJOURNMENT

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.

July 19 Summer Session

August 9 Summer Session

**September 6*
September 20**

**October 4
October 18**

**November 8*
November 29***

**December 6
December 20***

REGULAR/PUBLIC MEETINGS

7:00 P.M.

July 26

August 23

**September 6*
September 27**

**October 11
October 25**

**November 8*
November 29***

**December 13
December 20***

***COMBINED AGENDA SESSION AND REGULAR MEETING**

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

NLD:mb