

BERGEN COUNTY
BOARD OF CHOSEN FREEHOLDERS
HACKENSACK, NEW JERSEY
WORK SESSION
WEDNESDAY, JULY 6, 2016
COMMENCING AT 4:35 P.M.

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FREEHOLDERS PRESENT:

- STEVEN A. TANELLI, CHAIRMAN
- TRACY S. ZUR, VICE CHAIRWOMAN
- JOHN A. FELICE, CHAIRMAN PRO TEMPORE
- DAVID L. GANZ
- DR. JOAN M. VOSS
- MAURA R. DeNICOLA
- THOMAS J. SULLIVAN

FREEHOLDERS ABSENT:

NONE

KIM O. FURBACHER, C.C.R., R.M.R.
P.O. BOX 213
ROCHELLE PARK, NEW JERSEY 07662-0213
201-336-6200

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ALSO PRESENT:

LISA SCIANCALEPORE
DEPUTY CLERK TO THE BOARD

JULIEN X. NEALS, ESQUIRE
DEPUTY COUNTY ADMINISTRATOR

PAUL SAMOUILIDIS, ESQUIRE
COUNSEL TO THE BOARD

JARED LUTZ
DIRECTOR OF COMMUNICATIONS & POLICY

JOHN DANUBIO
DEPUTY DIRECTOR OF COMMUNICATIONS & POLICY
and DIRECTOR OF POLICY RESEARCH

JAMES J. TEDESCO III
BERGEN COUNTY EXECUTIVE

KIM O. FURBACHER, C.C.R., R.M.R.
P.O. BOX 213
ROCHELLE PARK, NEW JERSEY 07662-0213
201-336-6200

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<u>4:42 PM REVIEW OF RESOLUTIONS</u>	11
Thomas Murphy, Director Division of Community Transportation	
Gerald Reiner, Director Division of Purchasing	
Raymond W. Dressler, Director Department of Public Works	
<u>4:47 CLOSED SESSION</u>	16

1 CHAIRMAN TANELLI: I'd like to get
2 started, please.

3 The meeting is called to order.

4 Before we begin our meeting, I'll ask
5 everyone to please take a moment to silence their
6 phones.

7 Thank you.

8 Will the Clerk please read the Sen.
9 Byron Baer Open Public Meetings Act.

10 MS. SCIANCALEPORE: In accordance with
11 Section 5 of the Sen. Byron Baer Open Public Meetings
12 Act, adequate notice of this meeting has been
13 provided in the Annual Notice Schedule, which
14 contained the time, date, and location of this
15 meeting, copies of which Notices were forwarded to
16 the official County newspapers, to wit: The Herald
17 News; The Record; and the Star Ledger, and a copy of
18 which was posted on the bulletin board in the Bergen
19 County Justice Center and Administration Building,
20 One Bergen County Plaza, Hackensack, New Jersey, and
21 filed with the Office of the Bergen County Clerk.

22 CHAIRMAN TANELLI: Please call the
23 roll.

24 (At this point in the proceeding roll
25 call is taken with Freeholders DeNicola, Felice,

1 Ganz, Sullivan, Voss, Vice-Chairwoman Zur, and
2 Chairman Tanelli present.)

3 CHAIRMAN TANELLI: Evidence of a quorum
4 is present.

5 Please rise for the Pledge.

6 (At this point in the proceeding all
7 rise for a recitation of the Pledge of Allegiance.)

8 CHAIRMAN TANELLI: Please remain
9 standing as we observe a Moment of Silence in memory
10 of Eliezer "Elie" Wiesel, a Holocaust survivor, Nobel
11 Laureate, professor, and political activist. He was
12 the author of 57 books, including "Night," a work
13 based on his experience as a prisoner in the
14 Auschwitz and Buchenwald concentration camps.

15 In awarding the Nobel Prize, the
16 committee praised Mr. Wiesel as a *"messenger to
17 mankind"* and *"one of the most important spiritual
18 leaders and guides in an age when violence,
19 repression and racism continue to characterize the
20 world."*

21 We're also going to observe a Moment of
22 Silence for Mary Joyce Doyle, who revolutionized book
23 lending in Bergen County. Ms. Doyle was the chief
24 architect of the Bergen County Cooperative Library
25 System. BCCLS was launched on October 1, 1979, with

1 initial financing from the state and this Board.

2 Today BCCLS has 77 member libraries,
3 and its members circulate over 2.2 million books
4 annually.

5 (Whereupon a Moment of Silence is
6 observed.)

7 CHAIRMAN TANELLI: Thank you.

8 4:38 PM PUBLIC COMMENT

9 CHAIRMAN TANELLI: Can I have a motion
10 to open the meeting to the public?

11 FREEHOLDER GANZ: So moved.

12 VICE-CHAIRWOMAN ZUR: Second.

13 FREEHOLDER DeNICOLA: Second.

14 CHAIRMAN TANELLI: All in favor?

15 (All present Freeholders respond in the
16 affirmative.)

17 CHAIRMAN TANELLI: Opposed?

18 (No response.)

19 CHAIRMAN TANELLI: We'll now have a
20 Hearing of the General Public, with a three-minute
21 time limit in effect.

22 The Board Attorney will keep the time.

23 I am just letting everybody know that
24 we're staying strict to a three-minute time limit.

25 We have a lot of work to do and Executive Session is

1 going to be really long, so I'm not extending beyond
2 three minutes.

3 Would anybody like to speak?

4 Mr. Nix.

5 MR. NIX: Maybe we should just cut out
6 the open public portion, if we have so much to do.

7 CHAIRMAN TANELLI: You have three
8 minutes, I wouldn't waste it.

9 MR. NIX: No, I'm asking. Do you think
10 that would be a good idea to just cut out the open
11 public portion? Mr. Chairman, do you think that
12 would be a good idea?

13 CHAIRMAN TANELLI: Absolutely not.

14 MR. NIX: No? Okay.

15 CHAIRMAN TANELLI: Absolutely not.
16 You're wasting your three minutes.

17 MR. NIX: Well, I've been trying to get
18 ahold of anybody and everybody in Bergen County,
19 because I'm working on a billion dollar project, and
20 I have gotten ahold of nobody. And I'm working on
21 the New York Susquehanna Railroad, which is done,
22 from Hackensack to the Edgewater tunnel to the Hudson
23 River to the New York ferry. Everything is in place,
24 except I have to go down River Road -- down River
25 Road or over River Road -- from Daibes hotel to

1 Daibes Quantum site, where the New York ferry is.

2 As far as I'm concerned, politicians in
3 general, from the President of the United States, to
4 the mayor, to the head of sanitation, in this country
5 is nonfunctional.

6 How do I get ahead and make this county
7 billions and billions of dollars in real estate,
8 railroad and transportation? Who do I call? Who do
9 I talk to? Or am I just stupid? Or should I just be
10 like everybody else and take money from the county?

11 I'm asking a question, Chairman. Who
12 do I call to get this thing going and make money for
13 the county?

14 I can do more than this county's done
15 in the last 30 years. I can get this railroad going
16 tomorrow that they've been jerking around for
17 30 years.

18 Who do I call or you don't know?

19 CHAIRMAN TANELLI: I would think you
20 should --

21 MR. NIX: What?

22 CHAIRMAN TANELLI: I think you should
23 send your information to the administration and let
24 them review it.

25 MR. NIX: Who? I've spoken to them.

1 I'm bringing it to the Board of Freeholders. What
2 else is there to know? You know about this.

3 CHAIRMAN TANELLI: Do you have
4 something you'd like to hand out and distribute to
5 the Freeholders?

6 MR. NIX: No, I just told you, who I do
7 call? What do you want me to hand out?

8 CHAIRMAN TANELLI: If you have
9 something you'd like us to review, then you should --

10 MR. NIX: I just gave it to you. What
11 do you want to review?

12 CHAIRMAN TANELLI: So it's a great
13 idea, you're going to make us --

14 MR. NIX: So let's do it. Let's do it.
15 Are you going to give me rights down River Road or
16 over River Road? It's a question.

17 CHAIRMAN TANELLI: You know the answer
18 to that question.

19 MR. NIX: I don't know the answer.

20 CHAIRMAN TANELLI: Sure, you do.

21 If you want something, you need to
22 submit a plan to be reviewed.

23 MR. NIX: This is the plan. I
24 submitted it.

25 CHAIRMAN TANELLI: Do you have anything

1 to submit?

2 MR. NIX: You just got it. You want it
3 in writing? It's the same thing I just said.

4 CHAIRMAN TANELLI: All right. So what
5 you're submitting is not sufficient.

6 MR. NIX: What?

7 CHAIRMAN TANELLI: What you're
8 submitting to us right now is not sufficient.

9 MR. NIX: I'll go to the federal
10 government.

11 CHAIRMAN TANELLI: Okay. Thank you.

12 MR. NIX: Because you're just plain
13 stupid. Okay?

14 CHAIRMAN TANELLI: Thank you.

15 MR. NIX: You're just plain stupid.

16 Put it in writing!

17 CHAIRMAN TANELLI: Anyone else wishing
18 to speak?

19 (No response.)

20 CHAIRMAN TANELLI: May I have a motion
21 to close the public comment portion?

22 FREEHOLDER GANZ: So moved.

23 MR. NIX: It was open too long today!

24 CHAIRMAN TANELLI: Second?

25 FREEHOLDER VOSS: Second.

1 CHAIRMAN TANELLI: All in favor?
2 (All present Freeholders respond in the
3 affirmative.)
4 CHAIRMAN TANELLI: Opposed?
5 (No response.)
6 CHAIRMAN TANELLI: The ayes have it.
7 We're now closed to the public.
8 MR. NIX: The open portion is closed
9 forever.
10 4:42 PM REVIEW OF RESOLUTIONS
11 CHAIRMAN TANELLI: Would the Clerk
12 please read the Resolutions on the Consent Agenda.
13 MS. SCIANCALEPORE: You want to review
14 first?
15 CHAIRMAN TANELLI: Sure.
16 MS. SCIANCALEPORE: Page 1.
17 FREEHOLDER DeNICOLA: Mr. Chairman, on
18 Page 1, I'd like to sponsor #687, please.
19 FREEHOLDER SULLIVAN: I'd request we do
20 it as a Body of the Whole, Mr. Chairman.
21 CHAIRMAN TANELLI: Anybody opposed to
22 Body of the Whole?
23 VICE-CHAIRWOMAN ZUR: No, that's fine.
24 FREEHOLDER VOSS: No.
25 FREEHOLDER FELICE: No.

1 MS. SCIANCALEPORE: Anything else on
2 Page 1?

3 (No response.)

4 MS. SCIANCALEPORE: Page 2.

5 FREEHOLDER DeNICOLA: I had a question
6 on #692.

7 Hi, Tom.

8 MR. MURPHY: Hi.

9 FREEHOLDER DeNICOLA: My question was
10 about Alliance Bus Group, Inc.

11 I think it's great that they're located
12 here in Bergen County.

13 How do you know you're getting the best
14 price for these vehicles?

15 MS. MURPHY: It's an open bid. It was
16 a competitive bid, and they had the lowest price.

17 FREEHOLDER DeNICOLA: Oh, it was?

18 MR. MURPHY: Yes.

19 FREEHOLDER DeNICOLA: When I saw
20 "co-op," I thought it went through like the state
21 co-op.

22 MR. MURPHY: No.

23 That would be the ideal situation, but
24 they don't have our type of buses on the cooperative
25 purchasing. But this was a bid that we used in the

1 wintertime.

2 FREEHOLDER DeNICOLA: Okay.

3 MR. MURPHY: And what we did was we
4 just carried over that bid for the buses. We took
5 delivery of them in the spring. So it was off of the
6 same bid.

7 MR. REINER: For brief clarification,
8 the co-op that's is reference is actually our co-op.
9 Actually, when we bid it, we put it onto our co-op,
10 so other local units are able to take advantage of
11 our price and get it through local competitive
12 bidding.

13 FREEHOLDER DeNICOLA: Okay. That's
14 great. Thank you for clearing that up.

15 MR. MURPHY: Thank you.

16 FREEHOLDER DeNICOLA: Thank you.

17 MR. MURPHY: That's it?

18 FREEHOLDER VOSS: That's it.

19 MR. MURPHY: Thank you.

20 FREEHOLDER GANZ: Mr. Murphy, a
21 pleasure to see you.

22 CHAIRMAN TANELLI: I just want the
23 Board to know I inquired with the administration
24 about this, because when you see six vehicles, it
25 sends a flag up. I was told these are replacing

1 vehicles that have outlived their usefulness, and we
2 have a very exhausted fleet as it is. And, as we
3 move on, that's what's going to end up happening
4 until we turn these over. This provides a very
5 important component for our residents, so thank you.

6 MR. MURPHY: You're welcome.

7 FREEHOLDER DeNICOLA: And I also had a
8 question on #693, the Automated Waste Services.

9 MR. DRESSLER: Good evening.

10 FREEHOLDER DeNICOLA: Hi there.

11 My question is, it's about twice as
12 much as it was originally. Is that because they'll
13 be providing more service?

14 MR. DRESSLER: No -- well, we will be
15 increasing our building coverage, so we're preparing
16 for the service to increase, the containers to
17 increase.

18 FREEHOLDER DeNICOLA: So it's double --
19 in other words, it was about \$3,500 a year, now it's
20 about \$7,500 a year.

21 MR. DRESSLER: I'd have to check that.
22 Gerald, would you know?

23 MR. REINER: I don't recall that.

24 MR. DRESSLER: Yes, I don't recall that
25 either.

1 MR. REINER: I'll have to look into it.
2 It's a not to exceed.

3 FREEHOLDER DeNICOLA: Right, it is a
4 not to exceed, it's true, but in the original
5 document, in our background material, it's twice as
6 much as the year before.

7 MR. DRESSLER: I can check into that
8 and get back to you, but I'm going to say, it's a not
9 to exceed, then if we don't use it, we don't use it.

10 FREEHOLDER DeNICOLA: Right, and that
11 was why I asked why we were doubling the not to
12 exceed amount. In other words, did we go over last
13 year? Are we picking up more waste? Will there be
14 more Dumpsters?

15 MR. DRESSLER: There will be more
16 Dumpsters and more waste, yes.

17 FREEHOLDER DeNICOLA: Okay.

18 MR. DRESSLER: Thank you.

19 MS. SCIANCALEPORE: Anything else on
20 Page 2?

21 (No response.)

22 MS. SCIANCALEPORE: Page 1 of the
23 additions list.

24 CHAIRMAN TANELLI: I'm going to sponsor
25 #696, please.

1 FREEHOLDER SULLIVAN: I'll co-sponsor
2 that with you, Chairman.

3 FREEHOLDER GANZ: I'll second that.

4 CHAIRMAN TANELLI: Okay. Would the
5 Clerk please read the Resolutions on Consent.

6 MS. SCIANCALEPORE: #686-16 through
7 #696-16.

8 VICE-CHAIRWOMAN ZUR: So moved.

9 FREEHOLDER SULLIVAN: Second.

10 CHAIRMAN TANELLI: May I have a
11 motion -- so moved, second. We're good.

12 Call the roll, please.

13 MS. SCIANCALEPORE: Okay.

14 (At this point in the proceeding roll
15 call is taken and the Resolutions on the Consent
16 Agenda are passed by a unanimous vote.)

17 CHAIRMAN TANELLI: Are there any
18 Resolutions of Nonconsent, pulled or tabled?

19 MS. SCIANCALEPORE: There are none.

20 CHAIRMAN TANELLI: Okay. Thank you.

21 4:47 PM CLOSED SESSION

22 CHAIRMAN TANELLI: We'll now go into
23 Closed Session.

24 FREEHOLDER DeNICOLA: Mr. Chairman, I
25 did have a question under new business or old

1 business.

2 CHAIRMAN TANELLI: Okay.

3 FREEHOLDER DeNICOLA: If I could, on
4 the personnel report that we received at the end of
5 last week, I wanted to ask, just in reviewing, there
6 is a position in administration that received a
7 50 percent, \$30,000 raise. And my question is, is
8 that a typo?

9 COUNTY COUNSEL NEALS: No, it's not.

10 FREEHOLDER DeNICOLA: And there has
11 been no change in job title or job description?

12 ACTING COUNTY ADMINISTRATOR NEALS: Job
13 duties, yes, and also in recognition of job duties to
14 that point.

15 What I would propose is, if we wanted
16 to get into specifics, we have to do it in Closed
17 Session.

18 FREEHOLDER DeNICOLA: Exactly.

19 ACTING COUNTY ADMINISTRATOR NEALS: And
20 issue a Rice notice, but other than just the
21 justification for the increase, we can do that in
22 Closed Session without needing a Rice notice.

23 FREEHOLDER DeNICOLA: I'd appreciate
24 that.

25 Thank you.

1 ACTING COUNTY ADMINISTRATOR NEALS:

2 Okay.

3 CHAIRMAN TANELLI: Okay.

4 FREEHOLDER DeNICOLA: Thank you.

5 FREEHOLDER GANZ: If I may, Chairman.
6 I don't want to leave the record blank at this point.
7 I just want to say that I'm aware of what the
8 situation is that the Freeholder makes reference to,
9 and I think we will all be fully satisfied that the
10 individual who is affected by this is still being
11 undercompensated for all the outstanding work that's
12 being done.

13 Thank you.

14 CHAIRMAN TANELLI: Okay, Freeholder.

15 So we'll now go into Closed Session and
16 return to the Public Session.

17 Will the attorney please briefly state
18 the matter which will be discussed in Closed Session.

19 MR. SAMOUILIDIS: The purpose of the
20 Closed Session is to discuss status update on the
21 BCIA/BRMC/RFI/RFP process.

22 Can I have a motion to go into Closed
23 Session?

24 FREEHOLDER VOSS: So moved.

25 FREEHOLDER FELICE: Second.

1 CHAIRMAN TANELLI: All in favor?

2 (All present Freeholders respond in the
3 affirmative.)

4 CHAIRMAN TANELLI: Any opposed?

5 (No response.)

6 CHAIRMAN TANELLI: We are now in Closed
7 Session.

8 FREEHOLDER GANZ: Chairman, when will
9 the result of the Closed Session be revealed?

10 CHAIRMAN TANELLI: They may be revealed
11 as soon as they are available.

12 (Whereupon, Closed Session now held.)

13 (Open Session resumes at 5:25 p.m.)

14 CHAIRMAN TANELLI: We're back on the
15 record.

16 COUNTY EXECUTIVE TEDESCO: We're back
17 in open?

18 MS. SCIANCALEPORE: Yes.

19 COUNTY EXECUTIVE TEDESCO: Just so that
20 the Board knows, my plan is to have Kaufman Hall come
21 back, as they indicated, to continue to give you
22 updates as to where we are in the process and what's
23 happening, understanding and knowing that all of you
24 eventually will have to make a decision on this, and
25 that's what I've said from the beginning.

1 CHAIRMAN TANELLI: And we appreciate
2 that.

3 COUNTY EXECUTIVE TEDESCO: We're going
4 to keep giving you the information you need and the
5 updates you need, so that you have all the
6 information you need, when the time comes to ask you
7 to make the vote, that you have everything you need
8 to make that vote.

9 FREEHOLDER SULLIVAN: I just want to
10 say thank you. That's it.

11 COUNTY EXECUTIVE TEDESCO: And hope you
12 feel better, Freeholder.

13 FREEHOLDER GANZ: Thank you for being
14 the most open-minded and information sharing County
15 Executive --

16 COUNTY EXECUTIVE TEDESCO: Thank you.

17 FREEHOLDER GANZ: -- in my 15 years
18 here.

19 COUNTY EXECUTIVE TEDESCO: Thank you.

20 CHAIRMAN TANELLI: Okay. So there
21 being nothing further to come before this meeting,
22 may I have a motion to adjourn?

23 FREEHOLDER SULLIVAN: So moved.

24 FREEHOLDER FELICE: Second.

25 CHAIRMAN TANELLI: All in favor?

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(All present Freeholders respond in the affirmative.)

CHAIRMAN TANELLI: Opposed?

(No response.)

CHAIRMAN TANELLI: The ayes have it, we are adjourned at 5:25 p.m.

Thank you.

(Whereupon, the Work Session is adjourned at 5:25 p.m.)

C E R T I F I C A T I O N

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I, KIM O. FURBACHER, License No. XIO1042, a Certified Court Reporter, Registered Merit Reporter, Certified Realtime Court Reporter, and Notary Public of the State of New Jersey, hereby certify that the foregoing is a verbatim record of the testimony provided under oath before any court, referee, board, commission or other body created by statute of the State of New Jersey.

I am not related to the parties involved in this action; I have no financial interest, nor am I related to an agent of or employed by anyone with a financial interest in the outcome of this action.

This transcript complies with Regulation 13:43-5.9 of the New Jersey Administrative Code.

KIM O. FURBACHER, CRCR, CCR, RMR
License #XIO1042, and Notary Public
of New Jersey

My Commission Expires:
7/11/19