

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, MARCH 8, 2012
REGULAR MEETING MINUTES

CALL TO ORDER

Chairman Alexander Mirabella called the meeting to order at 7:00 PM.

Attendee Name	Title	Status	Arrived
Angel G. Estrada	Freeholder	Present	
Christopher Hudak	Freeholder	Present	
Mohamed S. Jalloh	Freeholder	Present	
Bette Jane Kowalski	Freeholder	Present	
Deborah P. Scanlon	Freeholder	Present	
Daniel P. Sullivan	Freeholder	Present	
Vernell Wright	Freeholder	Present	
Linda Carter	Vice Chairman	Present	
Alexander Mirabella	Chairman	Present	

Also present were County Manager Alfred J. Faella, County Counsel Robert E. Barry, Esq. and Clerk of the Board James E. Pelletiere.

PRAYER AND SALUTE TO THE FLAG

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

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

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

PRESENTATIONS FROM THE BOARD

1. A resolution presentation will be made to the Union County Saint Patrick's Day Parade Committee Grand Marshal William Dugan, Chairman Michael Panella and Adjutant Kerry Schardin-Ricci.

Chairman Mirabella called upon Freeholder Sullivan and Freeholder Scanlon to join him in making a presentation to the Union County Saint Patrick's Day Parade Committee Grand Marshal William Dugan, Chairman Michael Panella and Adjutant Kerry Schardin-Ricci.

Freeholder Scanlon addressed the Parade Committee and commended them for their hard work. She congratulated Bill Dugan for being the Grand Marshal of the Parade.

Bill Dugan thanked the Freeholders and County Manager Faella, an old-time friend, for the recognition. He also thanked the Board for their continued support to the Parade. He stated that this is 16th year having the Parade, which begins at Morris Avenue and Commerce Place in Union. He thanked his family for attending the meeting along with his

good friend, Bill, and his son.

Freeholder Scanlon presented the Committee with a Resolution and read Bill's aloud.

Deborah Scanlon also recognized Bagpiper, Matty Glacken.

2. A resolution presentation will be made to Barbara Brady for being named Outstanding Dance Teacher of the Year by the New Jersey Association for Health, Physical Education, Recreation and Dance.

Freeholder Jalloh and Freeholder Hudak presented a Resolution to Barbara (Barbie) Brady for being named Outstanding Dance Teacher of the Year by the New Jersey Association for Health, Physical Education, Recreation and Dance. Freeholder Jalloh stated that he knows Barbie very well and was proud to present her with the Resolution. He stated that sports teaches teamwork, commitment and responsibility, which is also true for the arts. He said Barbie is an amazing teacher, instills confidence and is also an amazing dancer. Freeholder Jalloh read the Resolution aloud.

Mrs. Brady thanked the Freeholders for the honor and for their consistent support of the Arts in Union County. She said she is very proud of Freeholder Jalloh and Freeholder Hudak, as she was their high school teacher. She thanked her parents, in-laws and her husband, Kevin for his constant support. She said she does not teach for the Awards, she loves kids and loves to teach dance.

APPROVAL OF COMMUNICATIONS

Note and File

1. Oath of Office: Advisory Board on the Status of Minorities: - Felicie Desroches, Sylvia Fonesca and Hazel Walker.
2. Oath of Office: Commission on the Status of Women - Jennifer Erdos, Diane Murray and Carolyn Vollero.
3. Oath of Office: Cultural and Heritage Advisory Board - Conrad Person.
4. Oath of Office: Local Advisory Committee on Alcoholism & Drug Abuse - Carol Berger.
5. Oath of Office: Motion Picture & TV Advisory Board - George Castro.
6. Oath of Office: Shade Tree Advisory Board - Richard Hagopian.
7. Oath of Office: Union County Air Traffic & Noise Advisory Board – John B. Nicholas.

8. Oath of Office: Union County Emergency Management Council - Michael Prasad and Christopher Scaturro.
9. Oath of Office: Union County Fire Services Advisory Board - Joseph Houck, Paul Malool, Joseph Moschello and Christopher Scaturro.
10. Oath of Office: Clerk of the Board of Chosen Freeholders - James Pellettiere.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Linda Carter, Vice Chairman; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

ORDINANCE FOR FINAL READING

The title of the Ordinance was read by the Clerk of the Board.

728-2012

Ordinance authorizing the execution and acknowledgment and delivery by the County of Union of certain agreements in relation to guaranteed lease revenue bonds, series 2012 (Union County Family Court Building Project - Elizabeth) of the Union County Improvement Authority.

WHEREAS, the Union County Improvement Authority (the “Authority”) has been duly created by an ordinance of the Board of Chosen Freeholders (the “Board of Chosen Freeholders”) of the County of Union, New Jersey (the “County”), as a public body corporate and politic of the State of New Jersey (the “State”) pursuant to and in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the “Act”); and

WHEREAS, the County has requested that the Authority undertake and provide financing for the design and construction of a Union County Family Court Building and Office Facility to be located, in part, at 10 Cherry Street, Elizabeth, New Jersey, which is a facility owned and operated by the Authority, and on adjoining lands currently owned by the County (the “Project”); and

WHEREAS, the Project is expected to provide new Family Court facilities for the Union County Superior Court, and office facilities for the Authority and the County, and will include a parking structure; and

WHEREAS, the Authority is desirous of assisting in the financing of such Project, to the extent permitted by law; and

WHEREAS, the Authority expects to obtain funds to assist the financing of the Project through the issuance of its bonds in an amount not to exceed \$45,000,000 GUARANTEED LEASE REVENUE BONDS, SERIES 2012 (UNION COUNTY FAMILY COURT BUILDING PROJECT-ELIZABETH) (the “Bonds”) issued pursuant to a Bond Resolution to be adopted by the Authority entitled “**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF COUNTY GUARANTEED LEASE REVENUE BONDS, SERIES 2012 (UNION COUNTY FAMILY COURT BUILDING PROJECT-ELIZABETH) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$45,000,000 IN CONNECTION WITH THE AUTHORITY’S FINANCING OF THE PROJECT AND AUTHORIZING AND**

APPROVING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT AND RELATED INSTRUMENTS ANNEXED THERETO, A PURCHASE AGREEMENT ANNEXED THERETO, AND SUCH RELATED INSTRUMENTS AS NECESSARY AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH” (the “Bond Resolution”); and

WHEREAS, pursuant to the Act, specifically Section 35 thereof (N.J.S.A. 40:37A-78), the Authority is authorized to enter into and perform any lease or other agreement with the County for the lease to or use by the County of all or any part of any public facility or facilities as determined in Section 11 of the Act (N.J.S.A. 40:37A-54); and

WHEREAS, the Authority intends to lease the Project to the County pursuant to the terms of a “Property and Infrastructure Lease Agreement (Union County Family Court Building Project-Elizabeth)” to be dated as of the first day of the month of issuance of the Bonds between the Authority, as lessor, and the County (together with any amendments thereof or supplements thereto in accordance with its terms, the “Lease Agreement”); and

WHEREAS, during the term of this Lease, title to the Project will reside with the Authority; and

WHEREAS, in accordance with the terms of the Lease, (i) the County will manage and operate the Project, collect and disburse the revenues realized and pay the expenses incurred in connection therewith; and

WHEREAS, in order to induce the prospective purchasers of the Bonds to purchase same, and to provide additional security, the Bonds shall otherwise be secured by a guarantee ordinance adopted by the County unconditionally and irrevocably guaranteeing a portion of the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds, all pursuant to Section 37 of the Act (N.J.S.A. 40:37A-80); and

WHEREAS, in accordance with Section 13 (“Section 13”) of the Act (N.J.S.A. 40:37A-56), prior to the issuance of the Bonds, the Authority shall make a detailed report with respect to such financing to the Board of Chosen Freeholders of the County, which report shall include copies or a description of, without limitation, the various financing documents; and

WHEREAS, in accordance with N.J.S.A 40A:5A-6 and N.J.S.A. 40:37A-80 the Authority shall make application, on behalf of the Authority and the County to the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State (the “Local Finance Board”) for the Local Finance Board’s review of the financing, including, *inter alia*, the Bond Resolution, the Lease Agreement, the County Guaranty, and Continuing Disclosure Agreement (the “Financing Documents”); and

WHEREAS, in accordance with the terms of Section 37 of the Act (N.J.S.A. 40:37A-80) and the County Guaranty, the County shall be obligated, if necessary, to levy *ad valorem* taxes upon all the taxable property within the County without limitation as to rate or amount to make the timely payment of the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds; and

WHEREAS, the Authority believes: (i) it is in the public interest to accomplish such purpose; (ii) said purpose is for the health, wealth, convenience or betterment of the inhabitants of

the County of Union; (iii) the amounts to be expended for said purpose are not unreasonable or exorbitant; and (iv) the proposal is an efficient and feasible means of providing for the needs of the inhabitants of the County of Union and will not create an undue financial burden to be placed upon the County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION, NEW JERSEY, as follows:

Section 1. The County Manager, Director of Finance, County Treasurer, Assistant Treasurer or such other authorized officer of the County (each an "Authorized Officer") are hereby each severally authorized and directed, upon the satisfaction of all the legal conditions precedent to the execution or acknowledgment and delivery by the County, of the Financing Documents to be so executed or acknowledged by the County.

Section 2. The Clerk of the Board of Chosen Freeholders is hereby authorized and directed, upon the execution or acknowledgment of the Financing Documents in accordance with the terms of Section 1 hereof, to attest to the Authorized Officer's execution or acknowledgment of such documents and is hereby further authorized and directed to thereupon affix the seal of the County to such documents.

Section 3. Upon the execution or acknowledgment and attestation of and if required, the placing of the seal on the Financing Documents as contemplated by Sections 1 and 2 hereof, the Authorized Officer is hereby authorized and directed to (i) deliver the fully executed or acknowledged, attested and sealed documents to the other parties thereto and (ii) perform such other actions as the Authorized Officer deems necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 4. The Board of Chosen Freeholders of the County of Union hereby authorize the performance of any act, the execution or acknowledgment and delivery of any other document, instrument or closing certificates, which the Authorized Officer, deems necessary, desirable or convenient in connection with this contemplated transaction, and the Board hereby directs the Authorized Officer to execute or acknowledge, and cause the Clerk of the Board to attest and affix the seal to any such documents, instruments or closing certificates, the authorization of which actions shall be conclusively evidenced by the execution or acknowledgment, attestation, affixation and delivery, as the case may be, thereof by such persons. Such closing certificates shall include, without limitation, (a) a determination that any information provided by the County in connection with the preparation and distribution of the (i) any preliminary official statement or supplement with relation to the Bonds is "deemed final" for the purposes and within the meaning of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended ("Rule 15c2-12") and (ii) any official statement or supplement with relation to the Bonds constitutes a final Official Statement for the purposes and within the meaning of Rule 15c2-12, (b) a determination that the Continuing Disclosure Agreement complies with Rule 15c2-12, (c) a determination that any information provided by or on behalf of the County or relating to the County, the Project, the Financing Documents or the transactions contemplated thereby in connection with the preparation and distribution of any such Preliminary Official Statement or the Official Statement complies with Section 10 and Rule 10b-5 of the Securities Exchange Act, and (d) any representations, warranties, covenants, certificates or instruments required by any issuer of a

municipal bond insurance policy or any other form of credit enhancement securing all or a portion of the Bonds or the issuer of a rating on all or a portion thereof.

Section 5. A public hearing shall be held on this ordinance on March 8, 2012 at the meeting room of the Board of Chosen Freeholders, Administration Building, Elizabeth, New Jersey.

Section 6. The Clerk of the Board is hereby directed to publish and post notice of this ordinance as required by law.

Section 7. Upon the adoption hereof, the Clerk of the Board shall forward certified copies of this ordinance to the County Manager, Director of Finance, County Counsel, Bond Counsel to the County, the Authority, and Bond Counsel to the Authority.

Section 8. This ordinance shall take effect at the time and in the manner prescribed by law.

Bruce Paterson, Garwood, asked for an explanation of the word "delivery" as mentioned in the title of Ordinance 2012-728. County Counsel replied that it means the delivery of the documents.

John Bury, Kenilworth, asked if the \$45 million for the new family courthouse will be part of the \$555+ million County debt. He also asked what would the repayment schedule be for the bond.

Mr. Enwright, Esq. Special Bond Council stated that the repayment schedule is for thirty years for interest only as the County already has the bonds. It is not part of the County debt and it will not be added to the County debt.

RESULT: ADOPTED [8 TO 0]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Bette Jane Kowalski, Freeholder; **AYES:** Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **ABSTAIN:** Freeholder Hudak;

FINAL READING STATEMENT

This meeting is open to the public for the purposes of commenting on Ordinance 728-2012 only.

This concludes the Public Hearing on Ordinance 728-2012.

Freeholder Sullivan, Fiscal Subcommittee Chairman, moved Ordinance 728-2012 to be carried for Final Reading on Thursday, March 22, 2012 pending approval from the Local Finance Board.

729-2012 Guaranty ordinance of the County of Union, New Jersey, regarding the payment of the principal of and interest on certain guaranteed lease revenue bonds, series 2012 (Union County Family Court Building Project - Elizabeth) of the Union County Improvement Authority in an aggregate principal amount not exceeding \$45,000,000 for the purpose of providing additional security in connection with the Authority's issuance of bonds.

WHEREAS, the Union County Improvement Authority (the "Authority") has been duly created by an ordinance of the Board of Chosen Freeholders (the "Board of Chosen Freeholders") of the County of Union, New Jersey (the "County"), as a public body corporate and politic of the State of New Jersey (the "State") pursuant to and in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the "Act"); and

WHEREAS, the County has requested that the Authority undertake and provide financing for the design and construction of a Union County Family Court Building and Office Facility to be located, in part, at 10 Cherry Street, Elizabeth, New Jersey, which is a facility owned and operated by the Authority, and on adjoining lands currently owned by the County (the "Project"); and

WHEREAS, the Project is expected to provide new Family Court facilities for the Union County Superior Court, and office facilities for the Authority and the County, and will include a parking structure; and

WHEREAS, the Authority is desirous of assisting in the financing of such Project, to the extent permitted by law; and

WHEREAS, the Authority expects to obtain funds to assist the financing of the Project through the issuance of its bonds in an amount not to exceed \$45,000,000 GUARANTEED LEASE REVENUE BONDS, SERIES 2012 (UNION COUNTY FAMILY COURT BUILDING PROJECT-ELIZABETH) (the "Bonds") issued pursuant to a Bond Resolution to be adopted by the Authority entitled "**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF COUNTY GUARANTEED LEASE REVENUE BONDS, SERIES 2012 (UNION COUNTY FAMILY COURT BUILDING PROJECT-ELIZABETH) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$45,000,000 IN CONNECTION WITH THE AUTHORITY'S FINANCING OF THE PROJECT AND AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT AND RELATED INSTRUMENTS ANNEXED THERETO, A PURCHASE AGREEMENT ANNEXED THERETO, AND SUCH RELATED INSTRUMENTS AS NECESSARY AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH**" (the "Bond Resolution"); and

WHEREAS, in order to induce the prospective purchasers of the Bonds to purchase same, the Bonds shall otherwise be secured by a guarantee ordinance adopted by the County unconditionally and irrevocably guaranteeing a portion of the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds, all pursuant to Section 37 of the Act (N.J.S.A. 40:37A-80); and

WHEREAS, in accordance with Section 13 ("Section 13") of the Act (N.J.S.A. 40:37A-56), prior to the issuance of the Bonds, the Authority shall make a detailed report with respect to such financing to the Board of Chosen Freeholders of the County, which report shall include copies or a description of, without limitation, the various financing documents; and

WHEREAS, in accordance with N.J.S.A 40A:5A-6 and N.J.S.A. 40:37A-80 the Authority shall make application, on behalf of the Authority and the County to the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State (the "Local Finance Board") for the Local Finance Board's review of the financing, including, *inter alia*, the Bond Resolution, the Lease Agreement, the County Guaranty, and Continuing Disclosure Agreement (the "Financing Documents"); and

WHEREAS, in accordance with the terms of Section 37 of the Act (N.J.S.A. 40:37A-80) and the County Guaranty, the County shall be obligated, if necessary, to levy *ad valorem* taxes upon all the taxable property within the County without limitation as to rate or amount to make the timely payment of the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds; and

WHEREAS, the Authority believes: (i) it is in the public interest to accomplish such purpose; (ii) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the County of Union; (iii) the amounts to be expended for said purpose are not unreasonable or exorbitant; and (iv) the proposal is an efficient and feasible means of providing for the needs of the inhabitants of the County of Union and will not create an undue financial burden to be placed upon the County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring) as follows:

Section 1. This guaranty ordinance shall be adopted by the governing body of the County in the manner provided for adoption of a bond ordinance as provided in the Local Bond Law, constituting Chapter 169 of the Pamphlet Laws of 1960 of the State, as amended (the "Local Bond Law"), codified as N.J.S.A. 40A:2-1, et seq.

Section 2. Pursuant to and in accordance with the terms of the Act, specifically Section 37 of the Act (N.J.S.A. 40:37A-80), the County is hereby authorized to and hereby shall unconditionally and irrevocably guarantee the punctual payment of the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds in an aggregate principal amount not exceeding \$45,000,000, which Bonds are to be issued to fund the Project as described in the preamble hereof, on such terms and conditions as may be agreed to by and between the County and the Authority. Upon the endorsement of the Bonds referred to in Section 3 below, the County shall be unconditionally and irrevocably obligated to pay the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds, when due, in the same manner and to the same extent as in the case of bonds issued by the County and, accordingly, the County shall be unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law.

Section 3. The Chairman of the Board of Chosen Freeholders, the County Manager, the Director of Finance of the County, the County Treasurer, or the Deputy County Treasurer (each an "Authorized Officer") shall, by manual or facsimile signature, execute an endorsement on each of the Bond evidencing this guaranty by the County as to the punctual payment of the principal of (including mandatory sinking fund installments, if any) and interest thereon. The endorsement on each Bonds shall be in substantially the following form, and absent the fully executed endorsement in such following form on any such Bond, such Bond shall not be entitled to the benefits of this guaranty ordinance:

GUARANTY OF THE COUNTY OF UNION.

The payment of the principal of (including mandatory sinking fund installments, if any) and interest on the within Bond is hereby fully, unconditionally and irrevocably guaranteed by the County of Union, New Jersey (the "County"), and the County shall be unconditionally and irrevocably obligated to pay the principal of (including mandatory sinking fund installments, if any) and interest on this Bond, when due, in the same manner and to the same extent as in the case of bonds issued by the County and, accordingly, the County shall be unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment hereof without limitation as to rate or amount when required under the provisions of applicable law.

IN WITNESS WHEREOF, the County has caused this Guaranty to be executed by the manual or facsimile signature of an Authorized Officer.

COUNTY OF UNION,
NEW JERSEY

By:

Name:

Title:

Section 4. The Authorized Officers are each hereby authorized to enter into, execute and deliver in the name of the County and on its behalf, a guaranty agreement or similar instrument (the "Guaranty Agreement") setting forth such matters with respect to the guaranty authorized by this guaranty ordinance as the County or the Authorized Officer (after consultation with counsel to the County) deems appropriate, and the Clerk of the Board of Chosen Freeholders is hereby

authorized, if necessary, to attest to the signature of the Authorized Officer and to affix the seal of the County to the Guaranty Agreement.

Section 5. It is hereby found, determined and declared that:

(a) This guaranty ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Bonds which shall be entitled to the benefits of this guaranty ordinance, being an amount not to exceed \$45,000,000, shall, after their issuance, be included in the gross debt of the County for the purpose of determining the indebtedness of the County under or pursuant to the Local Bond Law.

(b) The principal amount of the Bonds entitled to the benefits of this guaranty ordinance and included in the gross debt of the County shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of the Local Bond Law (i) from and after the time of issuance of the Bonds until the end of the fiscal year beginning next after the completion of the Project, and (ii) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal of (including mandatory sinking fund installments, if any) and interest on all such guaranteed Bonds, all bonds of the County issued as provided in Section 36 of the Act (N.J.S.A. 40:37A-79) and all bonds of the Authority issued under the Act.

Section 6. The following matters are hereby determined, declared, recited and stated:

(a) The maximum principal amount of Bonds which are hereby and hereunder guaranteed as to the punctual payment of the principal thereof (including mandatory sinking fund installments, if any) and interest thereon is and the maximum estimated cost of the Project to be financed in accordance with the transaction contemplated hereby is \$45,000,000.

(b) The purpose described in this guaranty ordinance is not a current expense of the County and no part of the cost thereof has been or shall be assessed on property specially benefitted thereby.

(c) A supplemental debt statement of the County has been duly made and filed in the office of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the County, as defined in the Local Bond Law, is increased by this guaranty ordinance by \$45,000,000 in accordance with the provisions of the Act, the net debt of the County is not increased, and the obligation of the County authorized by or incurred pursuant to the terms of this guaranty ordinance will, be within all debt limitations prescribed by the Local Bond Law.

(d) All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to the County's guaranty of the Bonds hereby.

Section 7. The Authorized Officers are hereby further authorized to execute such other certificates or agreements relating to this guaranty ordinance that may be required by the Authority to comply with the terms of the financing documents relating to the Bonds, including, without limitation, (i) any agreements or certificates detailing the time and method that payment under this guaranty ordinance shall be made by the County, (ii) any letters of representations or similar undertakings to be executed in connection with the sale of the Bonds, setting forth certain representations, warranties and covenants of the County as an inducement to the purchaser of the Bonds, (iii) any certificates deeming "final" (for the purposes of Rule 15c2-12 of the United States Securities and Exchange Commission) any preliminary or final Official Statements of the Authority relating to the Bonds, (iv) any continuing disclosure agreement or other instrument undertaking the secondary market disclosure obligations of the County required by said Rule 15c2-12. Such further agreements, instruments or certificates shall not abrogate the County's responsibilities hereunder.

Section 8. The Authorized Officers are hereby further authorized to (i) manually execute and deliver and the Clerk of the Board of Chosen Freeholders is hereby further authorized to attest by manual signature to such execution and to affix, imprint, engrave or reproduce the corporate seal of the County to any agreement (including any agreement providing for the replenishment by the County of the bond reserve fund relating to the Bonds or any deficiency agreement, support agreement or other agreement providing for the payment by the County of any shortfall of revenues necessary to pay debt service on the Bonds), document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers, in their respective sole discretion, after consultation with counsel to the County, to be executed in connection with the execution and delivery of this guaranty ordinance and the consummation of the transactions contemplated hereby, which determination shall be conclusively evidenced by the execution of each such agreement, document, instrument or closing certificate by the party authorized under this guaranty ordinance to execute such agreement, document, instrument or closing certificate and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 9. The provisions of this guaranty ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this guaranty ordinance shall be declared invalid, illegal or unconstitutional, the remaining provisions shall continue to be in full force and effect.

Section 10. All capitalized words and terms used but not defined in this guaranty ordinance shall have the meanings ascribed to such words and terms, respectively, in the preambles hereto.

Section 11. This guaranty ordinance shall take effect at the time and in the manner provided by law.

Section 12. Upon the adoption hereof, the Clerk of the Board of Chosen Freeholders shall forward certified copies of this ordinance to the County Manager, County Counsel, County Bond Counsel, the Executive Director of the Authority, and the Law Office of John G. Hudak, Esq., LLC, Bond Counsel to the Authority.

RESULT: ADOPTED [8 TO 0]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Linda Carter, Vice Chairman; **AYES:** Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **ABSTAIN:** Freeholder Hudak;

FINAL READING STATEMENT

This meeting is open to the public for the purposes of commenting on Ordinance 729-2012 only.

Mr. John Hudak, Esq., Special Bond Council for the Union County Utilities Authority gave the Board an overview of the Bond Ordinance.

Bruce Paterson, Garwood, urged the Board to vote no for Ordinance 729-2012. He claims it is an extravagant cost for the building. He asked who will be paying the \$1.8 million debt.

John Bury, Kenilworth, regarding Section 5A, he said he is confused by the verbiage. He asked: What is it, if it is not debt.

Mr. Hudak, Esq. stated that through the Improvement Authority Law and Local Bond Laws, any Ordinance adopted, the County has to adopt a supplementary debt statement. He said the listed gross debt is then deducted and is not part of the overall net debt. The Lease payments are

payments made from the County to the Improvement Authority, and are not part of the County's debt structure.

Chairman Mirabella asked if the revenue sources to pay off the debt will come from the courts. Mr. Hudak, Esq. stated that it is based on the Agreement with the County in supporting the court system.

Dave Bomgaars, Council Member, Summit, stated that the initial cost of the building was stated as \$36 million, and now it is \$45 million. He asked why the difference in amount. He agrees that six family court chambers are needed, but asked why Union County offices are needed. He also asked why it is critical to have this building versus the current location.

Freeholder Sullivan stated that the \$36 million is for the cost of construction and the difference is the demolition costs, acquisition costs and financing costs which total \$45 million.

Freeholder Sullivan explained that 70 to 75% will be courtroom space and the remaining will be various County offices.

County Manager Faella stated that State law requires officers to be located near the courts.

Dr. Rob Rubino, Councilman of Summit, asked for an explanation of the debt for the building as he was still confused. Mr. Hudak, Esq. explained that the bonds are going to be bonds of the Improvement Authority. The Improvement Authority will have a lease arrangement with the County. The lease payments will be covering most of the debt on the building, and the County has a guarantee to support it for marketing purposes for the bonds.

Chairman Mirabella stated that the debt, is the debt of the Improvement Authority and will be paid over 30 years.

This concludes the Public Hearing on Ordinance 729-2012.

Freeholder Sullivan, Fiscal Subcommittee Chairman, moved Ordinance 729-2012 to be carried for Final Reading on Thursday, March 22, 2012 pending approval from the Local Finance Board.

ORDINANCE FOR INTRODUCTION

730-2012 Bond Ordinance to amend the following Bond Ordinances previously adopted by the Board of Chosen Freeholders of the County of Union, State of New Jersey (1) Bond Ordinance Number 671-2008 (2) Bond Ordinance Number 708-2010 and (3) Bond Ordinance Number 601-2004.

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

Section 1. Section 4.D of Ordinance No. 601-2004 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$49,032,044 TO PAY THE COST THEREOF, TO

APPROPRIATE STATE AND FEDERAL GRANTS AND FUNDS FROM THE CITY OF LINDEN, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

adopted by the County on August 19, 2004, as previously amended by Ordinance No. 708-2010 adopted on June 10, 2010, is hereby amended to add the undertaking of various improvements at Runnells Specialized Hospital, including the upgrading of fire alarm systems and control systems and electrical improvements, to the purposes authorized; and shall hereafter read as follows:

"[Section 4.JD. Runnells Specialized Hospital - (i) Undertaking of various improvements, including renovation of long-term care units and dining rooms, redesign and improvement of the occupational and physical therapy department, upgrading of fire alarm systems and control systems and electrical improvements, and (ii) acquisition of new additional or replacement equipment and machinery and new communication and signal systems equipment consisting of food preparation equipment, patient lift equipment, hospital beds, specialty chairs and nurse communication system.

Appropriation and Estimated Cost	\$ 1,336,165
Down Payment Appropriated	\$ 66,810
Bonds and Notes Authorized	\$ 1,269,355
Period of Usefulness	10 years."

Section 2. Section 4.G of Ordinance No. 601-2004 (as previously amended by Ordinance No. 708-2010) is hereby amended to add professional services in connection with the authorized projects to the purposes authorized; and shall hereafter read as follows:

"[Section 4.JG. Department of Engineering and Public Works, Division of Engineering - Professional and construction services for the repair or replacement of various bridges and culverts, traffic signal rehabilitation and road resurfacing projects, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 4,679,336
State Grant Appropriated	\$ 1,500,000
Down Payment Appropriated	\$ 158,967
Bonds and Notes Authorized	\$ 3,020,369
Period of Usefulness	10 years."

Section 3. Section 4.F of Ordinance No. 616-2005 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$21,576,863 TO PAY THE COST THEREOF, TO APPROPRIATE STATE AND FEDERAL GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

adopted by the County on August 18, 2005, as previously amended by Ordinance No. 708-2010 adopted on June 10, 2010, is hereby amended to add professional services in connection with the authorized projects to the purposes authorized; and shall hereafter read as follows:

"[Section 4.]F. Department of Engineering and Public Works, Division of Engineering - Professional and construction services for the repair or replacement of various bridges and culverts, traffic signal rehabilitation and road resurfacing projects, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 1,236,000
Federal Grant Appropriated	\$ 600,000
Down Payment Appropriated	\$ 31,800
Bonds and Notes Authorized	\$ 604,200
Period of Usefulness	10 years."

Section 4. Section 4.D of Ordinance No. 632-2006 entitled:

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

adopted by the County on August 17, 2006, as previously amended by Ordinance No. 673-2008 adopted on December 4, 2008 and Ordinance No. 708-2010 adopted on June 10, 2010, is hereby amended to add professional services in connection with the authorized projects to the purposes authorized; and shall hereafter read as follows:

"[Section 4.]D. Department of Engineering and Public Works, Division of Engineering - Professional and construction services for the repair or replacement of various bridges and culverts, traffic signal rehabilitation and road resurfacing projects, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 1,905,500
Down Payment Appropriated	\$ 95,275
Bonds and Notes Authorized	\$ 1,810,225
Period of Usefulness	10 years."

Section 5. Section 4.D of Ordinance No. 653-2007 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES,

INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$29,204,825 TO PAY THE COST THEREOF, TO APPROPRIATE A FEDERAL GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

adopted by the County on September 6, 2007, as previously amended by Ordinance No. 708-2010 adopted on June 10, 2010 and Ordinance No. 714-2010 adopted on December 8, 2010, is hereby amended to add professional services in connection with the authorized projects to the purposes authorized; and shall hereafter read as follows:

"[Section 4.]D. Department of Engineering and Public Works, Division of Engineering - Professional and construction services for the repair or replacement of various bridges and culverts, traffic signal rehabilitation and road resurfacing projects, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 6,400,000
Federal Grant Appropriated	\$ 4,000,000
Down Payment Appropriated	\$ 120,000
Bonds and Notes Authorized	\$ 2,280,000
Period of Usefulness	10 years."

Section 6. Section 4.D of Ordinance No. 671-2008 entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS EQUIPMENT IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$33,441,260 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

adopted by the County on October 9, 2008, as previously amended by Ordinance No. 714-2010 adopted on December 8, 2010, is hereby amended to change the improvement authorized from undertaking of the County Traffic Signal Rehabilitation Program at various locations to professional and construction services for the repair or replacement of various bridges and culverts, traffic signal rehabilitation and road resurfacing projects; and shall hereafter read as follows:

"[Section 4.]D. Department of Engineering, Public Works and Facilities, Division of Engineering - Professional and construction services for the repair or replacement of various bridges and culverts, traffic signal rehabilitation and road resurfacing projects, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 2,639,890
State Grant Appropriated	\$ 250,000
Down Payment Appropriated	\$ 119,495
Bonds and Notes Authorized	\$ 2,270,395
Period of Usefulness	10 years."

Section 7. 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 8. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The title of the Ordinance was read by the Clerk of the Board.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Bette Jane Kowalski, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

FIRST READING STATEMENT

Freeholder Sullivan, Fiscal Subcommittee Chairman, moved Ordinance 730-2012 for First Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The Public Hearing and Final Reading are scheduled for Thursday, March 22, 2012.

PUBLIC COMMENT PORTION

The meeting is open to the public for the purpose of commenting on Resolutions being offered for adoption only.

Bruce Paterson, Garwood, 2012-267 and 2012- 268, rescinding 2012-165 and 2012-166, both to the Housing and Community Development in South Orange. He said while he appreciates the reduction of the appropriation to Resolution 2012-120 as mentioned in Resolution 2012-283, he asked for an explanation, along with an explanation for Resolution 2012-284.

County Counsel Barry explained the reason for Resolutions 2012- 267 and 2012-268. He said the Board did pass Resolutions awarding contracts but once they were submitted, the vendor could not perform the duties and asked to be released from the contract. Therefore, they were awarded to another vendor. He said that Resolutions 2012-283 and 2012-284 are related specifically for internet services for the Law Debt. This is a fee paid to Thompson West law service. We are currently switching from Thompson West to LexisNexis law service and there is a total overall savings of approximately \$11,500. LexisNexis (Resolution 2012-122) adding \$7,500 and reducing Resolution 2012-120 by \$18,000.

RESOLUTIONS

The following Resolutions are being offered for adoption:

- 2012-257 FREEHOLDER BETTE JANE KOWALSKI:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Human Services: Metro Flag Co., for the purpose of providing 60,480 American Flags for Veterans Graves in Union County, for a 24 month period in the total amount not to exceed \$49,593.60.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Daniel P. Sullivan;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-258 FREEHOLDER BETTE JANE KOWALSKI:** Authorizing the County Manager to enter into contract with the U.S. Department of Housing & Urban Development (HUD) and accept 2011 McKinney-Vento Act Homeless Assistance competitive grant award funds in the total amount of \$3,386,103 for a one (1) year period.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Daniel P. Sullivan;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-259 FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution Number 2011-1104 to distinguish the subaccounts of grants funding the Supportive Housing Program (SUP) contract under the Department of Housing and Urban Development.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Daniel P. Sullivan;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-260 FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution 2011-847 to reallocate unspent PY 2011 NJ DOL & Workforce Development / WorkFirst New Jersey (WFNJ) Temporary Assistance for Needy Families (TANF) funding and authorizing the County Manager to award the additional PY 2011 WFNJ TANF funding to Workforce Advantage in the amount not to exceed \$100,000.00 for the period ending June 30, 2012.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Daniel P. Sullivan;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-261 FREEHOLDER BETTE JANE KOWALSKI:** Supporting in concept the Sustainable Raritan River Initiative to promote efforts to restore and protect the river in accordance with the Sustainable Raritan River Action Plan.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Daniel P. Sullivan;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-262 FREEHOLDER DANIEL P. SULLIVAN:** Amendment to the 2012 Temporary Budget per CH. 96 P.L. 1951 (N.J.S.A. 40A:4-20).
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak,

Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-263 FREEHOLDER DANIEL P. SULLIVAN: Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Parks and Community Renewal: Aquatic Technologies, Inc., Branchville, New Jersey, for the purpose of providing a Lake Management Program, for a period of 24 months from the date of signing of the contract, with an option for one 24 month period, in the amount of \$47,594.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-264 FREEHOLDER DANIEL P. SULLIVAN: Authorizing the County Manager through the Office of Cultural and Heritage Affairs to execute any and all agreements for the FY 2012 Union County Arts Grant Program in the amount of \$57,320.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-265 FREEHOLDER DANIEL P. SULLIVAN: Amending Resolution Number 2012-255 to reflect a change in account number only.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-266 FREEHOLDER DANIEL P. SULLIVAN: Amending Resolution Number 2012-256 to include an additional account number.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-267 FREEHOLDER DANIEL P. SULLIVAN: Rescinding Resolution Number 2012-165.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-268 FREEHOLDER DANIEL P. SULLIVAN: Rescinding Resolution Number 2012-166.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-269 FREEHOLDER DANIEL P. SULLIVAN: Appointing Tony Hall to the Union County Transportation Advisory Board to represent the City of Rahway; Renee Banks to represent the City of Linden, Hugh Welsh to represent the Township of Cranford, Robert W. Messler (Delegate) and Michael

Disko, Jr. (Alternate) to represent the Borough of Mountainside and Rosemary Bariexca (Delegate) and Ludwig Anton Evers (Alternate) to represent the City of Summit/ Each term commencing on January 1, 2012 and end on December 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-270 FREEHOLDER VERNELL WRIGHT: Authorizing the County Manager to enter into a contract with Freedom Home Healthcare, Hackensack, New Jersey to provide Social Work consultation and continuing education programs to be presented at Runnells Hospital in 2012 in an amount not to exceed \$2,400.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Vernell Wright; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-271 FREEHOLDER VERNELL WRIGHT: Authorizing the County Manager to extend the contract with Always Caring Medical Transport, Dunellen, New Jersey for essential ambulance services at Runnells Specialized Hospital for a contract commencing on April 15, 2012 and not to exceed six (6) months in the amount not to exceed \$60,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Vernell Wright; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-272 FREEHOLDER VERNELL WRIGHT: Amending Resolution Number 2011-42 to reflect a change in name from Christopher's Program to the Advisory Board for the Prevention of Youth Violence.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Vernell Wright; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-273 FREEHOLDER VERNELL WRIGHT: Appointing Marissa Mansueto and Marlyse Benson to the Advisory Board for the Prevention of Youth Violence for a term commencing June 1, 2011 through May 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Vernell Wright; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-274 CHAIRMAN ALEXANDER MIRABELLA: Amending Resolution Number 2012-92 to reflect a name change to Union County's Dental Insurance policy with Delta Dental and Flagship Health Systems.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-275 CHAIRMAN ALEXANDER MIRABELLA: Amending Resolution Number 2011-982 to reflect the 2012 account number only.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-276 CHAIRMAN ALEXANDER MIRABELLA:** Approving the qualified list of property holders that have met the standards of evaluation necessary to lease commercial space for the operation of the County of Union Division of Motor Vehicles.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-277 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to designate the following vehicle as a surplus vehicle, no longer needed for County purposes, and authorizes the County Manager to dispose of the vehicle in accordance with N.J.S.A. 40A:11-36: 2006 Dodge Durango

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-278 CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to donate the following vehicle: a 2006 Dodge Durango to the Borough of Fanwood as it is no longer needed for County purposes pursuant to N.J.S.A.40A:11-36(2)

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-279 CHAIRMAN ALEXANDER MIRABELLA:** Renewing the Third Party Administrators plan with Insurance Design Administrators (IDA) for 167 contractual employees at \$5.00 per employee and \$8,030.00 for claims reimbursement for a total contract amount not to exceed \$18,050 from January 1, 2012 through December 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-280 CHAIRMAN ALEXANDER MIRABELLA:** Concurring with the Township of Scotch Plains and authorizing the County Manager to enter into an Agreement between the New Jersey Transit Corporation and the Township of Scotch Plains (Municipal Sponsor) and the County of Union (County Co-Sponsor) to install a bus shelter in the Township of Scotch Plains on North Avenue, eastbound, (a County Road) at Promenade Avenue, far side.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-281 CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution Numbers 2009-619 and 2010-89, a contract (through public bidding process) with Rencor, Inc., Somerville, New Jersey approving

Change Order No. 1 (final) for the Replacement of Monroe Street Bridge, Rahway, New Jersey. This Change Order will reduce the original contract amount by \$352,000.75.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-282 CHAIRMAN ALEXANDER MIRABELLA: Amending Resolution Number 2012-116 to reflect a law firm name and address change to Antonelli Minchello, P.C., 1000 Stuyvesant Avenue, Suite 1, Union, New Jersey, 07083.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-283 CHAIRMAN ALEXANDER MIRABELLA: Amending Resolution Number 2012-120 reducing the appropriation from \$37,000.00 to \$18,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-284 CHAIRMAN ALEXANDER MIRABELLA: Amending Resolution Number 2012-122 to reflect an additional appropriation of \$7,500.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-285 CHAIRMAN MIRABELLA, FREEHOLDER SULLIVAN: Supporting the Preserving American Homeownership Act of 2012, sponsored by United States Senator Robert Menendez, establishing pilot programs through the Federal Housing Finance Agency and the Federal Housing Commissioner to encourage the use of shared appreciation mortgage modifications designed to assist homeowners.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

FREEHOLDER SPONSORED RESOLUTIONS

2012-286 FREEHOLDER BETTE JANE KOWALSKI: Proclaiming March 2012 as "Problem Gambling Awareness Month" in Union County to encourage all residents to help spread the message that there is help for problem gamblers through treatment as well as support for those who are in treatment or recovery and their families.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Bette Jane Kowalski, Daniel P. Sullivan; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

- 2012-287 KOWALSKI, SCANLON, CARTER, WRIGHT:** Proclaiming March 2012 as “Women’s History Month” in the County of Union.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Bette Jane Kowalski, Daniel P. Sullivan;
SECONDER: Christopher Hudak, Deborah P. Scanlon; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-288 VICE CHAIRMAN LINDA CARTER:** Congratulating Soroptimist International of the Greater Westfield Area as they celebrate their 30th Anniversary and host their Annual Awards Dinner on Wednesday, March 7, 2012.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Linda Carter;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-289 CHAIRMAN ALEXANDER MIRABELLA:** Proclaiming the week of April 22, 2012 through April 28, 2012 “Crime Victims’ Rights Week” in Union County and that Union County honor crime victims and those who serve them during this week and throughout the year.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Alexander Mirabella;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-290 CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Expressing the Board’s deepest sympathy to the family of Shirley N. Green Porter, in this their time of sorrow.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-291 CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Congratulating William Dugan on being named the 2012 Union County St. Patrick’s Day Parade Grand Marshal.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-292 CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Congratulating Michael J. Panella on being named the 2012 Union County St. Patrick’s Day Parade Chairman.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;
- 2012-293 CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Congratulating Kerry Schardien-Ricci on being named the 2012 Union County St. Patrick’s Day Parade Adjutant.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder;
SECONDER: Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-294 CHAIRMAN ALEXANDER MIRABELLA: Congratulating the Elizabeth, New Jersey Firemen's Federal Credit Union for sponsoring the Play Ball For Miracles Charity Softball Tournament to be held at Warinanco Park in an effort to raise money for children with special needs.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Alexander Mirabella; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-295 CHAIRMAN MIRABELLA AND THE ENTIRE BOARD: Extending the Board's most sincere condolences to the family of United States Congressman Donald Payne during their time of sorrow, and honoring Representative Payne's many years of dedicated service.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012-296 CHAIRMAN MIRABELLA AND THE ENTIRE BOARD: Extending the Board's most sincere condolences to the family of Union County Correctional Officer Vin Delouisa during their time of sorrow.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

PUBLIC COMMENT PORTION

This meeting is open to the public for the purpose of commenting on any matter.

Pat Hurley, Summit Council Member, stated that he had concerns pertaining to the growing and unbalanced county tax burden to the residences to the City of Summit. He read a statement and asked Chairman Mirabella to interrupt him if he disagreed with his numbers and comments.

Chairman Mirabella interjected, stating that he disagreed.

Mr. Hurley continued, stating that Summit is taxed more than double the average rate. He urged the Board to assist in decreasing County taxes.

Dr. Robert Rubino, Council Member of the City of Summit, stated that the City of Summit's 2012 budget process is complete. He said they held an open meeting for the public in the form of a goal-setting meeting. He suggested the County have the same type of meeting for transparency and participation. He said the City's Administrator will assist the County in planning a goal-setting meeting for the upcoming budget, if desired, and he welcomed the County to have a meeting in Summit and/or suggested meetings to be held in various communities.

Dave Bomgaars, Council Member, Summit, thanked the Board for accepting their nomination of Anton Evers to the Union County Transportation Advisory Board. Mr. Bomgaars stated that he is Chairman of the Personnel Staff Committee and he urged the Board to look at Personnel staffing, job sharing, and the elimination of some positions. He spoke about the City of Summit's tax levy, their school tax levy and their Aaa bond rating.

George Karakaritis, Elizabeth, stated that March 25th is Greek Independence Day. He asked the Board if he could prepare a short presentation for the next Freeholder Meeting in honor of Greek Independence Day, and asked if the Board would consider adopting a Resolution acknowledging March 25th as Greek Independence Day in Union County.

Chairman Mirabella asked the Clerk to prepare a Resolution acknowledging March 25th as Greek Independence Day in Union County.

Adina Dreskenkulesku, Clark, extended her appreciation and gratitude to Chairman Mirabella and the entire Board for approving Director Graziano to allow for a new evaluation of the crosswalk light that was installed mid-block on Central Avenue in Westfield. She said she is grateful for the concerns and considerations. She gave a scenario of what happened earlier that day. She said the configuration is confusing. She made mention of the Council Meeting that was held on February 14, 2012. She claims the presentation was flawed with false information, and the diagram provided was not accurate. She stated that the Mayor of Westfield held back information regarding this issue at the Council Meeting. She urged the Board to vote for a reallocation of the light. She gave the Clerk of the Board the diagram.

Greg Casco, Westfield, spoke about the Hawk Light that was installed mid-block on Central Avenue in Westfield, and made comments regarding the statistics of the light that was installed. He said the accidents have increased from Cambridge and Clover Street leading up to the Hawk Light where the location of the pedestrian crossing is located. He faulted the Mayor and the City of Westfield having no data or studies and said they tried to blame the County. He made remarks about the lack of the Town's help. Mr. Casco said that he has four reports from 2005, 2007, 2008 and 2011 that supports a safer location. He said the original location was to be at the intersection of Central Avenue and Clover Street. He urged the Board to have the light moved to its original location.

Chairman Mirabella stated that for every light that is designed on a County road, the municipality is part of the joint construction. The municipality maintains the light. The Hawk Light was a joint project and the County agreed with the location. He said he supports the Resolution and is not in favor of the light being moved to the corner. He said he agrees with the Town of Westfield.

Bruce Paterson, Garwood, made remarks about the City of Summit's taxes. He spoke about the County's debt and the Union County Utilities Authority.

Mr. Paterson wrote a letter in which he believes is a conflict of interest with Freeholder Sullivan being the Interim Executive Director of the Union County Utilities Authority and being the Chairman of the Union County Fiscal Committee in association with crafting the budget process. He said he referred to the Administrative Code of Ethics.

Mr. Paterson suggested that Freeholder Scanlon be the Chairman of the Fiscal Committee once she retires from the Board.

Mr. Paterson also mentioned a letter that he submitted to County Manager Faella reflecting cost savings totaling \$800,000. He said he will resubmit the letter.

Chairman Mirabella said he will get figures together for the Union County from the Utilities Authority.

Chairman Mirabella stated that he saw the letter in the newspaper and said that Freeholder Sullivan

was appointed to the Fiscal Committee with great care and consideration, adding there is no conflict of interest.

John Bury, Kenilworth, asked when the Executive Budget will be released. County Manager Faella stated that it is tentatively scheduled for April 4th. He asked if there is a deadline for submission. County Manager Faella said that there is a deadline and they have been in contact with the Local Finance Board and the Department of Consumer Affairs (DCA), and they are aware of our concerns and our plans.

Mr. Bury did not agree with the residences of Summit's concerns about their County's tax increase. He said Berkeley Heights and Elizabeth had larger tax increases, but he did agree with their comments about the Open Space, Recreation and Historic Preservation Trust Fund's intended purpose.

FREEHOLDER REPORTS AND COMMENTS

Freeholder Kowalski reminded the Council Members of Summit of all the services provided to the municipalities by the County and the Open Space, Recreation and Historic Preservation Trust Fund.

Freeholder Kowalski Teen Arts Festival is March 15th and March 16th at the Union County College, Cranford Campus.

Freeholder Jalloh spoke about some of the events that he attended. He attended an event with Freeholder Estrada at Union County College for Haiti relief. The purpose is to let the public know that the people of Haiti are still in need of help.

Freeholder Jalloh stated that he and Freeholder Wright attended an event about African American History Month Last week. He said he was pleased to celebrate African American History Month with a special event at Union County College, where we heard from a great speaker who is the director of the famed Schomburg Center in New York. The individual, Dr. Khalil Gibran Muhammad, presented a talk on "The Challenge of Historical Literacy in the Age of Obama." It is important to sponsor such programs that are informative about the tremendous contributions that African Americans continue to make to American culture. We live in a day and age where stereotypes and negative portrayals are unfortunately given far more attention in mass media than the news of the positive accomplishments. So it is important to set the record straight and have intelligent, unbiased discussion. As a Freeholder, he said he is proud of the Board's and the College's efforts to sponsor these type of forums.

Freeholder Jalloh stated said he was happy to present a Resolution to Hattie Banister of Linden for her 107th Birthday. He mentioned that he was at the Dr. Seuss Day event with Freeholder Wright and Freeholder Carter at Barnes and Noble book store and said it is important to read to kids.

Freeholder Jalloh stated that the County received good news from the State Attorney General's Office about our award-winning Juvenile Detention Center, which recently evaluated the facility as part of its mandated regulatory review. Not only did the Union County Juvenile Detention Center pass all 14 areas of evaluation, but it received glowing praise from Gloria Hancock, the Acting Executive Director of the State Attorney General's Office.

Ms. Hancock wrote: "The Union County Juvenile Detention Center is a very good operation that has a number of positive features that should be mentioned. The administration is sound; the

building is well maintained; admission/intake procedures and medical coverage and procedures are good." Furthermore, Ms. Hancock noted: "The facility's positive culture is also a very noteworthy feature of the detention center." She concluded by thanking facility Superintendent Greg Lyons, Assistant Superintendent Tina Matlock, Chief Alberto Rodriguez, Supervising Juvenile Detention Officers Carl Cunningham and Bryant Koon, "and the detention center staff for the excellent job they do."

I would like to add our congratulations to all, including Director Guzzo, for a job well-done!

Finally, Freeholder Jalloh mentioned sadly, that Congressman Donald Payne passed away. He extended his condolences to his family.

Freeholder Scanlon thanked the Council Members of Summit for attending and explaining their budget process. In referenced to the Open Space, Recreation and Historic Preservation Trust Fund, the purpose was to acquire land, preserve historic buildings, and to provide recreation services to kids. It involves all three of those items. She made mention of the improvements made to the City of Summit. She stated that they paid less than what they received. She said there are tangible and intangible benefits the City of Summit has received from the County. She spoke about the inmates from Union County and all over that are inmates in the Union County jail, the use of the courthouse, and officers, and said we all need to pay as a County.

Freeholder Scanlon thanked Mr. Paterson for his recommendation for her to be Chairman of the Fiscal Committee, but she politely declined as it is not her strength.

Freeholder Scanlon spoke about the upcoming St. Patrick's Day Parade and urged the public to attend. It is located in Union at 1:00. There will be Irish dancers and amusement rides for kids. She thanked the Parade Committee and congratulated Bill Dugan again.

Freeholder Sullivan thanked the Councilman of the City of Summit for coming out. He pointed out some of the many valuable County services provided to the City of Summit, some of which are not always apparent. He focused on Public Safety and said:

Union County provides both a jail and correctional services, including a Juvenile Detention Center, while not located in Summit, which are a shared service. (In fact, we can tell you directly there have been 47 prisoners taken in from Summit housed in the jail for some periods during the past year.)

Additionally, the County's Prosecutor's Office provides a wide range of services, including a Child Abuse Unit, A Homicide Unit (In July of 2010, There was a homicide in Summit that attracted the attention of the media), and a Forensic Laboratory, and a High Tech Unit that provides forensic computer examinations and video extractions from crime scenes. As per County Police, during the past year, more than 200 after-hour notifications to various Union County agencies were made at the need and request of the City of Summit and its police department.

Also, our policing responsibilities at county-owned/managed properties in Summit have generated approximately 400 documented incidents in the past year. Our field patrol officers support, assist and provide on-scene backup at various routine & emergent law enforcement field activities. Our weights and measures division also did more than 160 inspections. Our Sheriff's canine unit provided 15 responses to Summit in 2011, and our municipal transport service, keeping summit officers in summit, provided 27 transports in 2011. Public safety is an overarching responsibility of

County Government. This includes our Homeland Security services through the County Police, the Office of Emergency Management and pooled police departments.

It is good to keep in mind that when we talk about government services there is a greater good outside of one municipality that must be kept in mind.

Freeholder Sullivan stated that County government, through our public safety operations “insures domestic tranquility, provides for the common defense, and promotes the general welfare,” of Union County as a whole.

Freeholder Sullivan stated that he was not appointed by the Freeholder Board as the Interim Executive Director to the UCUA position. He said he was appointed by the UCUA Board, which is a separate entity. He said he does not have any control of their money. The UCUA Board has control.

Freeholder Sullivan stated that this is the first time since the parade began 16 years ago, that he will be missing it. He said he will be on vacation with his son. He wished everyone a great time and feels bad for missing it.

Freeholder Hudak spoke about Read across America. He thanked the two schools in Linden. He thanked schools #4 and #9, in Linden as he read to them. He was pleased to report that last Friday, March 2nd, he took part in the Red across America program at Barnes and Noble in Clark.

Read across America is a way to celebrate the work of the famed Dr. Seuss, and more broadly to ignite a passion for reading in our younger generations. We had an enthusiastic crowd, and seeing so many children engaged in something as simple as a book was inspiring to say the least. Freeholder Hudak said that he is proud to have had the opportunity to get involved with the children of our community and share in such a special time with them. He thanked Barnes and Noble for making their store available for this event.

Freeholder Hudak spoke about the Route 1 and 9 Corridor study was made stating the greatest deadliest highway from Elizabeth through Rahway and Route 28 which runs North Avenue Front Street, Westfield Avenue, the Route 1 and 9, the County has been proactive in dealing with the situation. The road was designed for trails for wagons and horses and now has become a State highway. Even though it is industrial in nature, there are residential homes along this Corridor with residences crossing. The County will look at ways to make them safer. The Route 1 and 9 Corridor study is addressing pedestrian crossings. The report is important for recommendations to make roads safer.

Freeholder Hudak thanked the Council Members of the City of Summit for attending the meeting. He stated in regards to the City of Summit’s Council Members comments about the 4% of the City’s population and 10% of tax burden. He said it is a balancing act that is based on ratable, not on population. This is not a formula that the County has created, but is implemented by the State. All services provided by the County are used by each municipality, which includes, jails, bridges, schools, parks, among others.

Freeholder Hudak said the he appreciates all the work of the Fiscal Committee and the entire Board working on the budget.

Freeholder Estrada recognized March 8th as International Women's Day. He said women have

struggled for many centuries while they continue to striving for equalization.

Freeholder Estrada made comments pertaining to the City of Summit's remarks. He stated that the City of Summit has one of the highest property values in the County of Union, so when the numbers are applied to the ratable, it may adversely affect taxes. The County as a whole needs to provide services. He made mention of some services that are required in order to run government. He wanted to assure the public that the Board and Directors are trying to keep costs down.

Freeholder Estrada extended his condolences to the Payne Family. He said it is a pleasure to join the Board in recognizing Greek Independence Day. He said he will be in attendance at the St. Patrick's Day Parade.

Freeholder Wright said the last 8 weeks on the Board has been an exciting time for her. She said she attended Dr. Seuss' birthday party at Barnes and Noble. In addition, she spoke about Womens' History Month and congratulated the three award recipients. Freeholder Wright said she attended the Runnells Specialized Hospital staff appreciation day. She spoke about the Senior Art Show which will be held in June.

Freeholder Wright gave her condolences to the Payne Family.

County Counsel Barry made comments regarding an alleged conflict of interest comment made by a previous speaker. He explained that there is no conflict of interest with Freeholder Sullivan as Chairman of the Fiscal Committee. He said he did his research and found that there is a provision in the Union County Utilities Authority (UCUA) laws that states public officials, including Freeholders can serve as employees to the UCUA. He said he sees no conflict as Chairman of the Fiscal Committee. He agrees with Freeholder Sullivan's statement that he was not appointed by the Board of Chosen Freeholders, nor, as Interim Executive Director of the UCUA does he have the capacity to have control of the UCUA funds.

County Counsel Barry stated that Mr. Paterson also addressed in his letter about comments he made during the Freeholder meeting regarding the circumstances surrounding the new courthouse construction. During the meeting, Freeholder Sullivan referenced a conference they had stating that there was a conflict of interest issue. Mr. Barry said that he and Freehold Sullivan had a discussion, and Mr. Barry determined that there was no conflict. Mr. Barry said that Mr. Paterson's letter implied that he lied about a conflict discussion that he had with Freeholder Sullivan. Mr. Barry said he was addressing the new courthouse issue. There is no conflict of interest and Freeholder Sullivan may serve as the Chairman of the Fiscal Committee. He added that he continues to address case by case basis of any conflicts that may arise.

County Manager Faella corrected the target date as the introduction of the budget is April 5th. He congratulated Bill Dugan as this year's Grand Marshal of the St. Patrick's Day Parade, and said that the Dugan Family is a great asset to Union County.

County Manager Faella spoke about the Efficiency Task Force, stating that they will continue to make cuts, like fuel usage, ink toners, E-Z Pass, etc. He said significant reductions have already been made and will continue throughout the year.

Chairman Mirabella extended his condolences to the Payne Family and to Pastor Kamel Porter on the recent passing of his wife.

Chairman Mirabella said that he appreciates the dialogue from the City of Summit. He commented on shared services and said that Freeholder Estrada as Chairman of Shared Services and Local Intergovernmental Committee is making sure that municipalities are educated and they take advantage of what is available via the Mayor's Offices. He thanked Deputy Director of Parks and Community Renewal Cherron Rountree and Bureau Chief of the Bureau of Government Relations and Community Outreach Amy Wagner, and said they are available for questions.

Chairman Mirabella stated that he was happy to participate in Read across America at Barnes and Noble.

Chairman Mirabella made comments regarding the second Union County Means Business Seminar at Merck. He said it was very well attended by more than 250 people, including business leaders and elected officials. He thanked Assemblyman Cryan and Assemblyman Bramnick and Senators Senator Kean and Lesniak. Chairman Mirabella also thanked Freeholder Hudak and Wright for their attendance, along with several mayors who addressed the group and many council members. He stated that the next session will be held on April 4th. He urged the public to check the County website for further information. Again, he thanked Cherron Rountree and Amy Wagner for all their hard work.

Chairman Mirabella announced the launch this past week of his initiative to honor Union County's active duty military personnel. The new Complimentary Parks Program provides service members and their immediate family members with the opportunity to register for a card providing a number of complimentary passes to eight of the County's recreation programs and facilities. All those eligible for the program can sign up at County facilities in Elizabeth and Westfield. This is a way of offering our heartfelt appreciation for the sacrifices that these Union County residents have made, and continue to make, in order to protect and defend us all. To register for the program and obtain a punch-card, active duty military personnel or a family member can visit Union County offices at the Elizabeth and Westfield locations. County.

Vice Chairman Carter made remarks in honor of Women's History Month. She said there is an exhibit in honor of Women's History Month, and the new exhibit in the Freeholders Gallery right outside the hallway. It is based on the book, "New Jersey Women's Heritage Trail," and it depicts historic sites that demonstrate the contributions of women to life in Union County before the 1960's. Since my home town is Plainfield, I'd like to mention particularly the historic Shakespeare Garden in Cedar Brook Park, which to this day is cared for by the Plainfield Garden Club. The exhibit also features sites in Westfield, Elizabeth, Summit, and Scotch Plains. Freeholder Carter is very proud that Union County is well represented in this statewide heritage project. She urged the public to take a few minutes to view the exhibit.

Vice Chairman Carter extended her condolences to the Payne Family, and said he was a great advocate to Union County and for women.

EXECUTIVE SESSION

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

1. Attorney-Client privilege relative to contract negotiations with various collective bargaining units.

County Counsel Barry stated that pursuant to provisions of the Open Public Meetings Act a public body may enter into Executive Session for the purpose of discussing certain enumerated subjects.

This Board will now enter Executive Session for the purpose of discussing attorney-client privilege relative to contract negotiations with various collective bargaining units.

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 not take any formal action on the matters discussed.

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

Motion to enter Executive Session.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Mohamed S. Jalloh, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **ABSENT:** Freeholder Scanlon;

Motion to return from Executive Session.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Linda Carter, Vice Chairman; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **ABSENT:** Freeholder Scanlon;

ADJOURNMENT

Motion to adjourn the meeting at 10:18 PM.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, Freeholder; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella;

2012 UNION COUNTY BOARD OF CHOSEN FREEHOLDERS' MEETING SCHEDULE

Please note that meetings are regularly held on Thursday evenings. Agenda Setting Sessions and Regular Meetings are held at 7:00pm in the Freeholders' Meeting Room, Administration Building, 10 Elizabethtown Plaza, 6th Floor, Elizabeth, New Jersey, unless otherwise specified. In the event an Agenda Setting Session and Regular Meeting are held on the same night, the Agenda Setting Session will commence at 7:00pm and the Regular Meeting will commence as soon as possible after the Agenda Setting Session.

Persons requiring a sign language interpreter should contact the Office of the Clerk of the Board at 908-527-4140.

REORGANIZATION MEETING - SUNDAY, JANUARY 8, 2012 at 12:00pm

Assignment Judge Karen M. Cassidy's Courtroom, 2 Broad Street, Elizabeth, NJ

AGENDA SETTING MEETINGS

January 19, 2012

February 2, 2012
February 16, 2012

March 1, 2012
March 15, 2012

April 5, 2012
April 26, 2012

May 3, 2012
May 17, 2012

June 14, 2012
June 28, 2012

July 12, 2012

August 9, 2012

September 6, 2012
September 20, 2012

October 4, 2012
October 18, 2012

November 8, 2012
Tues., November 20, 2012

December 6, 2012
December 20, 2012

REGULAR MEETINGS

January 26, 2012

February 9, 2012
February 23, 2012

March 8, 2012
March 22, 2012

April 19, 2012
April 26, 2012

May 3, 2012
May 31, 2012

June 14, 2012
June 28, 2012

July 19, 2012

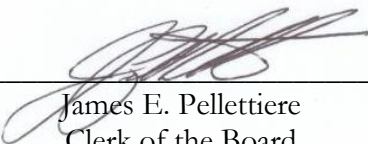
August 16, 2012

September 13, 2012
September 27, 2012

October 11, 2012
October 18, 2012

November 8, 2012
November 29, 2012

December 6, 2012
December 20, 2012



James E. Pellettiere
Clerk of the Board

JEP:mb

