

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, FEBRUARY 23, 2012
REGULAR MEETING MINUTES

CALL TO ORDER

Chairman Alexander Mirabella called the meeting to order at 7:08 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	Late	7:10 PM
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. Pellettieri.

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 was made to the Union County Vocational Technical School in honor of National Career and Technical Education Month and Future Farmers of America Week in the County of Union.

Chairman Mirabella called upon Freeholder Scanlon and Freeholder Sullivan to join him in presenting a Resolution to Dr. Bistocchi, the Superintendent of Vocational-Technical Schools in honor of National Career and a Resolution Technical Education Month and Freeholder Jalloh to join him in presenting a Resolution for Future Farmers of America Week in Union County.

Chairman Mirabella stated that it was nice to see the students and the Administration in attendance. The Board is proud of the work being done at the Union County Vocational School District. He thanked Dr. Bistocchi for his leadership and thanked them for the flowers and the baked cookies.

Dr. Bistocchi introduced the Administration and the students and gave an update on the high school proficiency scores.

Dr. Bistocchi stated that he appreciates the Board's continued support.

APPROVAL OF COMMUNICATIONS

Note and File

Oaths of Office

Motion to Approve the Communications

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

MINUTES APPROVAL

1. January 19, 2012 - Executive Session Minutes

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

2. January 26, 2012 - Executive Session Minutes

RESULT: ADOPTED [6 TO 0]; MOVER: Deborah P. Scanlon, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Kowalski, Freeholder Scanlon, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **ABSTAIN:** Freeholder Hudak, Freeholder Jalloh, Freeholder Sullivan;

ORDINANCES FOR INTRODUCTION

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 _____, 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.

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

RESULT: INTRODUCED [8 TO 0] Next: 3/22/2012 7:00 PM; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Christopher Hudak, Linda Carter; **AYES:** Freeholder Estrada, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **ABSTAIN:** Freeholder Hudak;

First Reading Statement

Freeholder Sullivan, Fiscal Subcommittee Chairman, moved Ordinance 728-2012 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 8, 2012.

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.

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

RESULT: INTRODUCED [8 TO 0] Next: 3/22/2012 7:00 PM; 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;

First Reading Statement

Freeholder Sullivan, Fiscal Subcommittee Chairman, moved Ordinance 729-2012 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 8, 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, asked which Freeholder abstained from Ordinances 728-2012 and 729-2012. Chairman Mirabella stated that it was Freeholder Hudak.

Mr. Paterson had questions and remarks on the following Resolutions:

Resolution 2012-209, he asked what the \$61,000 per month includes; in reference to Resolution 2012-213, he made remarks about the amount of the bonding; on Resolution 2012-215, he commended Director Taylor on the savings; on Resolution 2012-216, he asked if there will be a cost to the tax payers; on Resolution 2012-217, he asked why is the City of Elizabeth receiving the funds; on Resolution 2012-224, he asked if they are ARRA funds; on Resolution 2012-226, he made comments referring to the cost of the Solar Panel project.

Chairman Mirabella stated that Resolution 2012-209 is a State mandated program that helps kids ages 13-17 to help them get back on their feet, and it includes meals.

Freeholder Sullivan explained the cost break-down for Resolution 2012-213 is as follows: \$36 million for hard construction costs, \$5.2 million in demolition and construction management, architect and legal fees, and \$3.7 million for issuing the bond and debt service.

Chairman Mirabella stated that there is no cost to the taxpayers in reference to Resolution 2012-216. On Resolution 2012-217, he explained that it is a parks program in Mattano Park in Elizabeth, which is a County park.

Director Zuber explained that approximately 10 years ago, the County ran the program for \$11,000 for the season. At that time, there was concern of having the program eliminated. Today, the program is being run more efficiently at a lesser cost. He said \$6,100 is the County's portion of the cost. It is an 8 week summer program with four County employees.

County Engineer Thomas Mineo explained that Resolution 2012-224 is County money that is being saved. They are not ARRA funds. On Resolution 2012-226, he said it is an Energy CBG Project, and is fully funded by a Federal Government grant. This is a different from the Improvement Authority project.

Salam Ismial, Elizabeth, thanked the Board for supporting Resolution 2012-211. He stated that Union County is the first County in the State to recognize that youth violence is a health crisis. He introduced other members of the Advisory Board on Youth Violence who were also in attendance. He said it will be an active Board and stated that in the future the Freeholder Board will be asking for assistance.

Mr. Ismial asked to pause for a Moment of Silence for the children that were recently lost in a house fire in South Plainfield.

Chairman Mirabella stated that the Board appreciates Mr. Ismial's advocacy, and is pleased with their partnership. He thanked him for all his efforts on the Youth Violence Advisory Board.

Tina Renna, Cranford, asked for a detailed explanation of Resolution 2012-241, and asked why Freeholder Hudak abstained from voting on the Ordinances.

County Manager Faella explained that Resolution 2012-241 is based on ongoing budget discussions and negotiations that all options need to be explored relative to providing services in the most

efficient way by various forms of County government.

County Counsel Barry said that he advised Freeholder Hudak to abstain from voting on Ordinances 2012-728 and 2012-729, as there may be a possible conflict of interest. His father is Counsel for the project.

John Bury, Kenilworth, asked if the amount mentioned in Resolution 2012-213 is an added debt, and asked what the debt service is for the year 2012.

Director Taylor responded to Resolution 2012-213, stating that the net debt, as of tonight is \$556,196,324. She added that the amount mentioned in Resolution 2012-213 does not affect the net debt of the County. The annual net debt service is projected as of May 1, 2013 to be \$1.8 million and will be level through 2024.

Freeholder Scanlon asked if it will remain this way for the next 11 years. Director Taylor stated yes, but it will increase after additional principal is added.

RESOLUTIONS

The following Resolutions are being offered for adoption:

- 2012-204 **FREEHOLDER ANGEL G. ESTRADA:** Supporting and co-sponsoring The Haitian League's Town Hall Meeting on Diaspora Engagement in the recovery and Sustained Economic Development of Haiti.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-205 **FREEHOLDER CHRISTOPHER HUDAK:** Appointing Joyce Haberer as a member to the Mental Health Advisory Board for a term commencing January 1, 2012 through December 31, 2014.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-206 **FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution 2010-714 to authorize valid Work First New Jersey (WFNJ) Individual Training PY 2010 contracts to be re-set to a new account using New Jersey Department of Labor & Workforce Development (NJDOL&WD) WFNJ PY 2011 grant dollars in the amount of \$22,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-207 **FREEHOLDER BETTE JANE KOWALSKI:** Authorizing the County Manager to award contracts, under the Workforce Investment Act Youth Program, to various agencies to provide comprehensive youth programs that may include paid internships, occupational, and/or entrepreneurial training

components to serve both in-school and out-of-school youth aged 14 - 21 in the total amount, not to exceed, \$300,000 for a four (4) month period commencing on of March 1, 2012 through June 30, 2012. This resolution is further authorizing the County Manager to transfer funds among the listed agencies during the contract period should service needs change and/or if any of the listed agencies fails to meet its contractual obligations.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-208 **FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution 2011-956, entering into contract with the Children's Specialized Hospital in the amount of \$39,200 for the period of January 1, 2012 through December 31, 2012, to accurately reflect the appropriate Account Number.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-209 **FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution 2011-1027 to further extend the contract with Community Access Unlimited on a month-to-month basis in an amount not to exceed \$61,000 to allow sufficient time for the completion of the competitive contracting process to select a state mandated Shelter Home provider.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-210 **FREEHOLDER BETTE JANE KOWALSKI:** Authorizing the County Manager to exercise Option Year 3 of the Agreement with the U.S. Department of Health and Human Services, Office of Refugee Resettlement (ORR), Division of Unaccompanied Children's Service (DUCS) to provide secure care and placement services to unaccompanied alien children in the Union County Juvenile Detention Center by guaranteeing ten (10) secure beds at the rate of \$216.32 per bed per day with access to five (5) additional beds on an as needed space available basis at the rate of \$216.32 per bed per day for the period effective October 1, 2011 through September 30, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-211 **FREEHOLDER BETTE JANE KOWALSKI:** Supporting the Center for Disease Control's acknowledgment that youth violence is a public health problem in the United States and declaring youth violence as a public health issue and acknowledging the need for youth violence prevention programs/policies in Union County.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-212 **FREEHOLDER BETTE JANE KOWALSKI:** Appointing the following members to the Human Services Advisory Council for a term commencing January 1, 2012 through December 31, 2014: Tom Beck,

Sid Blanchard, Clare Elton, Richard Hlavacek, Ellen McGovern, Donna Morris, Rita Veiga, Frank Caragher, Teresa Soto-Vega, Heather Mills-Pevonis, Susan Grinkevich and Ravenell Williams.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-213 **FREEHOLDER DANIEL P. SULLIVAN:** Resolution providing the consent of the Board of Chosen Freeholders of the County of Union to the issuance by the Union County Improvement Authority of its Guaranteed Lease Revenue Bonds, Series 2012 (Union County Family Court Building Project - Elizabeth) in an aggregate principal amount not exceeding \$45,000,000 for the Union County Family Court Building Project, Elizabeth ("The Project").

RESULT: ADOPTED [8 TO 0]; MOVER: Deborah P. Scanlon, 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;

- 2012-214 **FREEHOLDER DANIEL P. SULLIVAN:** Resolution of the County of Union declaring its official intent to reimburse expenditures for project costs from the proceeds of debt obligations to be issued by the Union County Improvement Authority in connection with the Authority's connection with the Union County Family Court Building Project, Elizabeth, New Jersey.

RESULT: ADOPTED [8 TO 0]; MOVER: Deborah P. Scanlon, 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;

- 2012-215 **FREEHOLDER DANIEL P. SULLIVAN:** Cancellation of capital ordinance 610-2005 adopted on March 10, 2005 pursuant to N.J.S.A. 40A:4-60.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-216 **FREEHOLDER DANIEL P. SULLIVAN:** Authorizing the County Manager to adjust and/or change Internal Position Control Schedules of the Budget.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-217 **FREEHOLDER DANIEL P. SULLIVAN:** Authorizing payment to the City of Elizabeth Recreation Department, Elizabeth, New Jersey for the purpose of running a summer playground program at Mattano Park for eight (8) weeks in an amount not to exceed \$6,100.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-218 **FREEHOLDER DANIEL P. SULLIVAN:** Appointing the following members to the Union County Transportation Advisory Board for a term commencing January 1, 2012 through December 31,

2012: James Mathieu representing the Borough of Garwood as a Delegate member; Carol Westervelt representing the Borough of Kenilworth as a Delegate member; Vincent Cahill representing the Borough of Roselle Park as a Delegate member and Marc Caswell as an Alternate member; William Cook representing the Township of Springfield as a Delegate member and David Amlen as an Alternate member; and John Morgan representing the Town of Westfield as a Delegate member and George Lanzano as an Alternate member.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-219 **FREEHOLDER VERNELL WRIGHT:** Appointing James Mathieu to the Union County Air Traffic and Noise Advisory Board for a term commencing January 1, 2012 to December 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-220 **VICE CHAIRMAN LINDA CARTER:** Appointing Karen Weingarten as a member to the Local Advisory Committee on Alcoholism and Drug Abuse to fill an unexpired term ending December 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-221 **CHAIRMAN ALEXANDER MIRABELLA:** Renewing Runnells Specialized Hospital-General and Professional Liability Umbrella and Excess Umbrella Liability with Princeton Insurance Company, Princeton, New Jersey, for the policy period of March 1, 2012 through February 28, 2013 for a contract amount not to exceed \$469,005.28 [Renewal reflects a cost savings of \$91,857.00]

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-222 **CHAIRMAN ALEXANDER MIRABELLA:** Renewing Third Party Claim Administration Contract for Workers' Compensation, Auto and Property with PMA Insurance Company, Mt. Laurel, New Jersey, for the policy period of March 1, 2012 to February 28, 2013 for a contract amount not to exceed \$295,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-223 **CHAIRMAN ALEXANDER MIRABELLA:** Renewing Horse Accidental Death Policy with Great American Insurance Company, Cincinnati, Ohio, for the policy period of January 16, 2012 through January 15, 2013 for a contract amount not to exceed \$1,480.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-224 **CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution No. 528-2011, a contract with Foggia Trinity Electric, LLC of Scotch Plains, New Jersey approving Change Order No. 1 (final) for the Intersection Improvements, Springfield Avenue and Union Avenue, Borough of New Providence. This Change Order will reduce the original contract amount by \$49,822.34.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-225 **CHAIRMAN ALEXANDER MIRABELLA:** Resolution concurring with the Township of Springfield granting permission to St. James the Apostle Roman Catholic Church to close South Springfield Avenue between Mountain Avenue and Shunpike Road for the following dates and hours: May 1st through May 4th, 2012 between 6:00 p.m. to 10:00 p.m. and May 5th from 2:00 p.m. to 10:00 p.m. for their Annual Festival.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-226 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a contract to EMSA Solar LLC, of Parlin, New Jersey for the design and installation of solar photovoltaic (PV) systems at Runnells Specialized Hospital, totaling 103.68 kW for an amount not to exceed \$1,474,000.00. This project is funded by a Federal Efficiency and Conservation Block Grant (EECBG).

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-227 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Engineering Service Contract to Matrix New World, Florham Park, New Jersey, for the purpose of performing Licensed Site Remediation Professional (LSRP) Environmental Services for various County sites for an amount not to exceed \$16,875.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-228 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Engineering Service contract to Birdsall Services Group, Cranford, New Jersey for the purpose of providing UST Environmental Compliance Services commencing March 1, 2012 through February 28, 2013 for an amount not to exceed \$37,425.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-229 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Engineering Service contract to Birdsall Services Group, Cranford, New Jersey for the purpose of providing Stormwater Compliance Services commencing March 1, 2012 through February 28, 2013 for an amount not to exceed \$17,750.00.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;
- 2012-230 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Engineering Service contract to Birdsall Services Group, Cranford, New Jersey for the purpose of providing Environmental Compliance Services for the Lenape Park - Trap and Skeet Range, Township of Cranford, New Jersey for an amount not to exceed \$3,500.00.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;
- 2012-231 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a Professional Engineering Service Contract to Birdsall Services Group, Cranford, New Jersey for the purpose of performing Licensed Site Remediation Professional (LSRP) Environmental Services for Meisel Avenue Park, Springfield, New Jersey for an amount not to exceed \$6,500.00.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;
- 2012-232 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter into a Shared Service Agreement between the County of Union and the Township of Hillside to install a traffic signal at the intersection of North Broad Street and Central Avenue, Township of Hillside.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;
- 2012-233 **CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Authorizing the County Manager to enter into a professional service contract with Lawrence A. Dobrin, DDS, of Roselle Park, New Jersey, for the purpose of comparing dental records and x-rays for the identification of deceased for the contract period of February 1, 2012 through December 31, 2012 in an amount not to exceed \$3,000.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;
- 2012-234 **CHAIRMAN ALEXANDER MIRABELLA:** Amending resolution 2011-1078 to add an additional vendor, as a professional service, to assist the Medical Examiner during autopsies commencing on February 1, 2012 through December 31, 2012 for a contract not to exceed \$15,000.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;

- 2012-235 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to re-appoint Christopher Scaturo as Coordinator of Emergency Management for the Union County Department of Public Safety effective March 1, 2012 through February 29, 2015.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-236 **CHAIRMAN ALEXANDER MIRABELLA:** Appointing Bauch, Zucker, Hatfield, LLC of Springfield, New Jersey to represent the Union County Sheriff's Department and Sheriff Ralph G. Froehlich in the matter entitled Beverly Figueroa v. UC, et als., in an amount not to exceed \$10,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-237 **CHAIRMAN ALEXANDER MIRABELLA:** Appointing Weber Dowd Law of Woodland Park, New Jersey to represent Undersheriff Joseph Cryan in the matter entitled Beverly Figueroa v. UC, et als., in an amount not to exceed \$10,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-238 **CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution 2011-1000 dated November 10, 2011 to increase the appropriation to Weber Dowd Law of Woodland Park, New Jersey Special Counsel in the matter entitled Aspen Landscaping Contracting, Inc. v. County of Union, et als. in an amount not to exceed \$20,000.00 for a sum not to exceed \$80,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-239 **CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution 2011-999 dated November 10, 2011 to increase the appropriation to LaCorte, Bundy, Varady & Kinsella of Union, New Jersey, Special Counsel in the matter entitled Richmond Lapolla v. County of Union, et als. in a sum not to exceed \$10,000.00 for a sum total not to exceed \$20,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-240 **CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution 2012-123 to increase the appropriation to Bauch, Zucker, Hatfield, LLC of Springfield, New Jersey, Special Counsel in the matter entitled Stephen McGuire v. County of Union, et als. in an amount not to exceed \$10,000.00 for a sum not to exceed \$55,000.00.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-241 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to explore privatization options for County Government.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-242 **CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution Number 2012-133, a list of prequalified vendors to provide election printing services, to include B&B Press, Lebanon, New Jersey.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-243 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to award a contract utilizing the exception to bidding for conducting an election pursuant to NJSA 40A:11-5(1)(I) to B&B Press, Lebanon, New Jersey for the purpose of training and printing Vote By Mail Ballots and Provisional Ballots for the 2012 Primary and General Election in the amount not to exceed \$216,310.13.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-244 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to enter into a contract with Applied Biosystems by Life Technologies, Foster City, California to broaden our DNA analytical services in the amount of \$72,000.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-245 **CHAIRMAN ALEXANDER MIRABELLA:** Authorizing the County Manager to apply for and accept funding from the State of New Jersey Office of Victim Witness Advocacy for the Victims of Crime Act (VOCA) Grant in the amount of \$296,531 with a county match of \$74,133 for the period November 1, 2011 through October 31, 2012.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

FREEHOLDER SPONSORED RESOLUTIONS

- 2012-246 **FREEHOLDER MOHAMED S. JALLOH:** Congratulating Reverend Alfred E. Brown, Jr, Alexis Osterhoudt, Paster Manuel K. Donelson, Zola Dunn, Paster Jide Lawore, Patricia Earley, and Ernest Pershay who are all honorees at the 2012 Roselle Branch NAACP Freedom Fund Awards Banquet.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Mohamed S. Jalloh, Deborah P. Scanlon;
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;
- 2012-247 **FREEHOLDER BETTE JANE KOWALSKI:** Congratulating the Cranford First Aid Squad for the outstanding services they provide to Cranford residents and wishing them well on the re-opening of the Cranford Frist Aid Squad Building.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, 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;
- 2012-248 **FREEHOLDER SULLIVAN, FREEHOLDER KOWALSKI:** Honoring Ned O'Connell of Cranford for volunteering his time in helping to maintaining the parks in Union County.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, Daniel P. Sullivan;
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;
- 2012-249 **CHAIRMAN ALEXANDER MIRABELLA:** Congratulating Nick Stawicki of Scotch Plains on being named the Star Ledger Top Performer of the Week in Boys High School Bowling on February 2, 2012.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, Alexander Mirabella;
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;
- 2012-250 **CHAIRMAN ALEXANDER MIRABELLA:** Congratulating the Clark Pop Warner Cheerleading Squad for their fourth place finish in the National Pop Warner Cheer Championships in Orlando, Florida.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, Alexander Mirabella;
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;
- 2012-251 **CHAIRMAN ALEXANDER MIRABELLA:** Congratulating Russell "Rusty" Harris on his retirement from Union County and thanking him for his many years of service.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Deborah P. Scanlon, Alexander Mirabella;
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;
- 2012-252 **CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Designating February 18, 2011 through February 25, 2012 as "Future Farmers of America" Week in the County of Union.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-253 **CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Designating the Month of February National Career and Technical Education Month in the County of Union.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

- 2012-254 **CHAIRMAN MIRABELLA AND THE ENTIRE BOARD:** Expressing this Board's most sincere condolences to the family of Gerson M. "Jerry" Goldman in their time of sorrow.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Deborah P. Scanlon, 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;

PUBLIC COMMENT PORTION FOR RESOLUTIONS FROM THE FLOOR

This meeting is open to the public for the purpose of commenting on resolutions from the floor only.

Bruce Paterson, Garwood, asked where the funds will come from for Resolutions 2012-255 and 2012-256. Director Zuber replied the funds are from federal grant dollars, not County tax dollars.

RESOLUTIONS FROM THE FLOOR

- 2012-255 **FREEHOLDER DANIEL P. SULLIVAN:** Authorizing the County Manager to award a contract with Development Directions, LLC, Rahway, New Jersey, for the purpose of administering the Union County Home Improvement Program (UCHIP) for a contract period commencing on March 1, 2012 and ending on August 31, 2013 in an amount not to exceed \$222,400.

RESULT: ADOPTED [8 TO 1]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Deborah P. Scanlon, Freeholder; **AYES:** Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **NAYS:** Freeholder Estrada;

- 2012-256 **FREEHOLDER DANIEL P. SULLIVAN:** Authorizing the County Manager to award a contract with Development Directions, LLC, Rahway, New Jersey, for the purpose of administering the Housing Assistance Payments Program (HAPP), also known as Section 8 Program, for a contract period commencing on March 1, 2012 and ending on December 31, 2013. The vendor will be reimbursed monthly based on a HUD formula in an amount not to exceed \$600,000.

RESULT: ADOPTED [8 TO 1]; MOVER: Daniel P. Sullivan, Freeholder; **SECONDER:** Deborah P. Scanlon, Freeholder; **AYES:** Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Scanlon, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter, Chairman Mirabella; **NAYS:** Freeholder Estrada;

PUBLIC COMMENT PORTION

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

Karen Bonicordan, Springfield, made comments about the lack of maintenance in Meisel Park and the Rahway River in Springfield.

(Photos and comments are attached)

Chairman Mirabella asked County Engineer Thomas Mineo to respond.

County Engineer Mineo stated that their office received a complaint about the maintenance of the dyke and the Park. He said they are working with the Township of Springfield to determine if it is a County portion of the river or the Township's portion. He said if it is the Township's, they will work with them as a shared service with any assistance needed. He explained the process of dredging the section of the River. He said they are also waiting for approval and oversight from the New Jersey Department of Environmental Protection (NJDEP).

Chairman Mirabella asked how long they have been working on this issue. Mr. Mineo said he was notified about a week ago. However, Director Graziano knows more about it. Chairman Mirabella said he was pleased to hear that the County will be working with the Township of Springfield.

David Weeks, Elizabeth, a 25 year employee of Union County, spoke about possible layoffs, furloughs, salary increases and privatization of Runnells Specialized Hospital. He asked if everything is on the table for review.

Chairman Mirabella stated that they are currently working on the budget, and yes, everything is on the table.

Tom Garvey, Summit, read the definition of County Freeholders and made comments regarding Summit's taxes.

Mr. Garvey's remarks are attached.

Bruce Paterson, Garwood, asked if there was a report from the Freeholders who attended the Train Ride to Washington.

Mr. Paterson believes that there may be a conflict of interest with Freeholder Sullivan being the Chairman of the Fiscal Committee.

Mr. Paterson agreed that a new family court building is needed, but not to the caliber of the one being proposed.

John Bury, Kenilworth, asked if the Budget is available.

Chairman Mirabella replied, no.

Mr. Bury asked for some clarification regarding the temporary budget and debt service.

Tina Renna, Cranford, commented on Resolution 2012-231. She thanked the Board for answering

the public's questions. She said she appreciates the residents of Summit for attending the last few Freeholder meetings. She also made comments regarding the financial support given to the Union County Vocational-Technical School district. She asked if the individual school districts pay for the students' transportation.

County Engineer Mineo made more remarks regarding the clean-up of Meisel Park and dredging of the River. He read a letter for site remediation from the NJDEP stating that as of May 7 2012, they will no longer conduct oversights of the project, as they are overstressed. He said we need to hire our own LSRP to conduct a remediation and an outcome. Another part of the project requires a Receptory Evaluation Form to be completed as of March 2012 to identify potential receptors. There could be penalties up to \$20,000 per day, if not done. This is not only for Union County, but for private firms as well, that have site remediation.

FREEHOLDER REPORTS AND COMMENTS

Freeholder Kowalski thanked Mr. Ismial and the Youth Violence Advisory Board members for coming to the meeting and for their involvement. She read some of the Resolution aloud.

Freeholder Kowalski made comments about the EPA Grant. She stated that we recently notified Union County municipalities of a new U.S. EPA grant program. The grants, which can go up to \$100,000, and are available to help design local projects that use natural landscapes to help prevent flooding and improve water quality. This "green infrastructure" approach has proven to be effective, while saving money. The Union County parks system was developed with natural storm water management in mind, so we have a great degree of experience in this area. Anyone interested in learning more about this program, she urged the public to visit the EPA online at "Green Infrastructure," or call the Union County Bureau of Land Use and Transportation Planning at 908-558-2275.

Freeholder Jalloh stated that he is always pleased to see the young individuals from the Union County Vocational-Technical Schools attend the meeting. He is proud of their accomplishments and is proud to support them.

Freeholder Jalloh stated that he is happy to report the success of a recent shared service initiative lead by Union County. The Purchasing Division headed up a buying cooperative consisting of Union County and five other counties, along with the City of Elizabeth and the Township of Winfield. With this buying power, we were able to negotiate a price for natural gas that will save Union County approximately \$330,000 for delivery over the three-year life of the contract. The other members will gain similar savings, and further savings are also expected. He thanked our partners, and all those involved, who worked to make this new process run smoothly. We are looking forward to more savings later this spring, when we will lead a similar bidding process for our next electricity contract.

Freeholder Jalloh spoke of the recent shooting that took place in Roselle, which was the second incident on the same street. He thanked Mr. Ismial for allowing the Board to sponsor his Resolution regarding youth violence.

Freeholder Scanlon thanked Mr. Ismial and the Youth Violence Board members for their involvement and hard work. She also thanked Dr. Bistocchi and the students, and said she is proud to support the Union County Vocational-Technical schools and added that they turn away three students for every one student that is accepted, which displays how competitive the schools are and

noting the speakers remarks that the Vocational-Technical Schools take all of the best and brightest students from the school districts.

Freeholder Scanlon urged students, teachers, and anyone with an interest in Union County history to avail themselves of a new wall calendar produced by Union County Clerk Joanne Rajoppi. She said the calendar traces the impact of women throughout Union County's history, who pioneered careers in government and in the judiciary. It also includes all the important dates for the 2012 elections, so it is useful as well as informative. The calendar is free, and you can order one online from the Clerk's office through the Union County website, www.ucnj.org <<http://www.ucnj.org>>, and of course, for any information related to elections and voting you can call the Clerk's office at 908-527-4996.

Freeholder Scanlon said that she understands the concerns of the residents of the City of Summit who came to speak about the high taxes in Summit. She said she is opposed to the comments made earlier about urging the Board to reduce the Open Space, Recreation and Historic Preservation Trust Fund tax by 50%. She said the City of Summit has received more funds than they contributed.

Freeholder Sullivan stated that the Union County Vocational-Technical school district is a great accomplishment made by the Board. He said competition has made other schools even better.

Freeholder Sullivan stated that there is no conflict with him being on the Fiscal Committee as per County Counsel, but if there was, he would have stepped aside.

Freeholder Sullivan made remarks about the design of the new family courthouse building. He commented on the passing of Jerry Goldman and extended his condolences to his family.

Freeholder Hudak thanked Mr. Ismial for his work with youth violence and the Resolution he put forth. He extended his condolences to the family of the Roselle victim.

Freeholder Hudak stated that he is proud to support the Union County Vocational-Technical Schools and he thanked the students. He believes that competition is not a bad thing among students. He congratulated Dr. Bistocchi for his leadership.

Freeholder Hudak thanked the residents of Summit for attending the meeting and being respectful, but he disagrees with them regarding the Open Space, Recreation and Historic Preservation Trust Fund tax.

Freeholder Estrada congratulated the Youth Violence Advisory Board members and commended Mr. Ismial. He believes these issues need to be addressed.

Freeholder Estrada made comments about the students of the Union County Vocational-Technical Schools. He extended his condolences to the Goldman Family and spoke about the Haitian League and the funds collected for the hurricane victims.

Freeholder Wright said that she was pleased to see the members of the Youth Violence Advisory Board in attendance, and the students of the Union County Vocational-Technical Schools.

Freeholder Wright stated that she attended the Consumer Bowl and was proud to say that three schools in Union County finished in the top three.

County Manager Faella echoed the Freeholders comments regarding Mr. Ismial and the Board

members. He mentioned the Union County programs that are available to kids.

County Counsel Barry explained the reason they decided to build a new family courthouse building instead of building an exterior or interior staircase to the Courthouse tower.

Freeholder Carter thanked Mr. Ismial and the Youth Violence Board members to advocate for youth in a positive manner. She congratulated the Union County Vocational-Technical School District students.

Freeholder Carter said she is very pleased to announce that the Union County Commission on the Status of Women will hold the 20th annual Women of Excellence dinner on Friday, March 23, 2012 at the Westwood in Garwood. This event serves to remind us of the impact that women have on all aspects of life in Union County.

This year, the Commission is honoring the following women:

- ☐ Amy Carow of Scotch Plains for Youth Leadership
- ☐ Helen Genova of Union for Health Sciences
- ☐ Elizabeth Gloegler of Plainfield for Volunteerism
- ☐ Ruth Maloney of Westfield for Community Service
- ☐ Dr. Margaret McMenamin of Springfield for Education
- ☐ Eleanor McGovern of Fanwood for Government
- ☐ Deborah Palacio of Cranford for Entrepreneurship
- ☐ Julie Pinho of Warren for Business
- ☐ Rosalind Straus of Union for Lifetime Achievement
- ☐ Captain Cynthia Weber of East Windsor for Law Enforcement

Tickets for the dinner are available at \$45.00 per person by contacting Carol Lombardo, 908-789-0508.

Chairman Mirabella stated that he is looking forward to the re-opening of the Cranford First Aid Squad since the flood from the past storm.

Chairman Mirabella commented on the passing of Jerry Goldman and said that he plans to leave his name plate on the chair in the Freeholder Meeting room.

Chairman Mirabella commended the Fiscal Committee that is lead by Freeholder Sullivan. He appreciates the continued dialogue.

Chairman Mirabella reminded Union County business owners and managers, and anyone who is planning to start a business in Union County that the second session of our Union County Means Business networking series is scheduled for Wednesday morning, March 7, at the Merck campus in Summit. He said there was a full house for the first session and we hope to get the same level of

participation again. This is a free service designed to connect you with resources and information that can help your business grow. He said we are featuring experts from the Edward J. Bloustein School of Planning and Public Policy and the John J. Heldrich Center for Workforce Development, at Rutgers University, and Assemblymen Joseph Cryan and Jon Bramnick will be our special guests. He urged the public to attend and for more information to go on the County website at www.ucnj.org <<http://www.ucnj.org>>, or call the County Manager's office, 908-527-4200.

Freeholder Kowalski stated that she forgot to mention the Teen Arts Festival that will be held on March 15th and March 16th at Union County College, Cranford Campus, which showcases the talents and creativity of schools throughout Union County.

ADJOURNMENT

Motion to adjourn the meeting at 9:06 PM.

RESULT: ADOPTED [UNANIMOUS]; MOVER: Daniel P. Sullivan, Freeholder;
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;

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

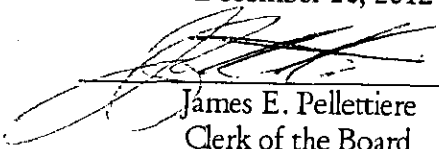
November 8, 2012

November 29, 2012

December 6, 2012

December 20, 2012

JEP:mb



James E. Pelletiere
Clerk of the Board





2/22/2012

SMALL STREAM JUST OFF THE
RAILWAY RIVER
BETWEEN SPRINGFIELD + MORRIS AVENUES
TOWN OF SPRINGFIELD
SHOWING OLD FLOOD GARBAGE
ON RIVER BANK.



KAREN BONACORDA, 27 MARION AVE, SPRINGFIELD



2/22/2012

RAILWAY RIVER
SPRINGFIELD
NEAR LAUREL DRIVE
SHOWING 2 TREES + OLD FLOOD GARBAGE
BLOCKING THE RIVER.



KAREN BONACORDA, 27 MARION AVE, SPRINGFIELD



2/22/2012

RAILWAY RIVER
BETWEEN SPRINGFIELD + MORRIS AVENUES
IN SPRINGFIELD
SHOWING THE ACCUMULATED SILT
DEPOSITED ON THE BANK OF THE
INNER CURVE.



KAREN BONACORDA, 27 MARION DR, SPRINGFIELD



1/30/2012

FLOOD GARBAGE ON COUNTY
PARKLAND, BANK OF THE
RAILWAY RIVER. LOCATED UPSTREAM
OF MORRIS AVENUE IN SPRINGFIELD



KAREN BONACORDA, 27 MARION AVE, SPRINGFIELD

Madeline Brigantino

2/23 Mtg.

From: James Pelletiere
Sent: Monday, February 27, 2012 2:26 PM
To: Madeline Brigantino
Subject: FW: Illustrations for Freeholders
Attachments: Silt@LeveeDSCF0535 (Medium) JPG, Garbage@MarionDSCF0498 (Medium) JPG, Rahway @bend upstream of Morris AveDSCF0539 (Medium) JPG, RahwayRiver@LaurelDr (Medium) JPG

FYI, These are the pictures provided by Karen Bonacorda from last week's meeting re the Rahway River silt and flood garbage (I don't know if you attach them to the minutes)

From: Karen Bonacorda [<mailto:karenbonacorda@comcast.net>]
Sent: Monday, February 27, 2012 2:02 PM
To: James Pelletiere
Subject: Illustrations for Freeholders

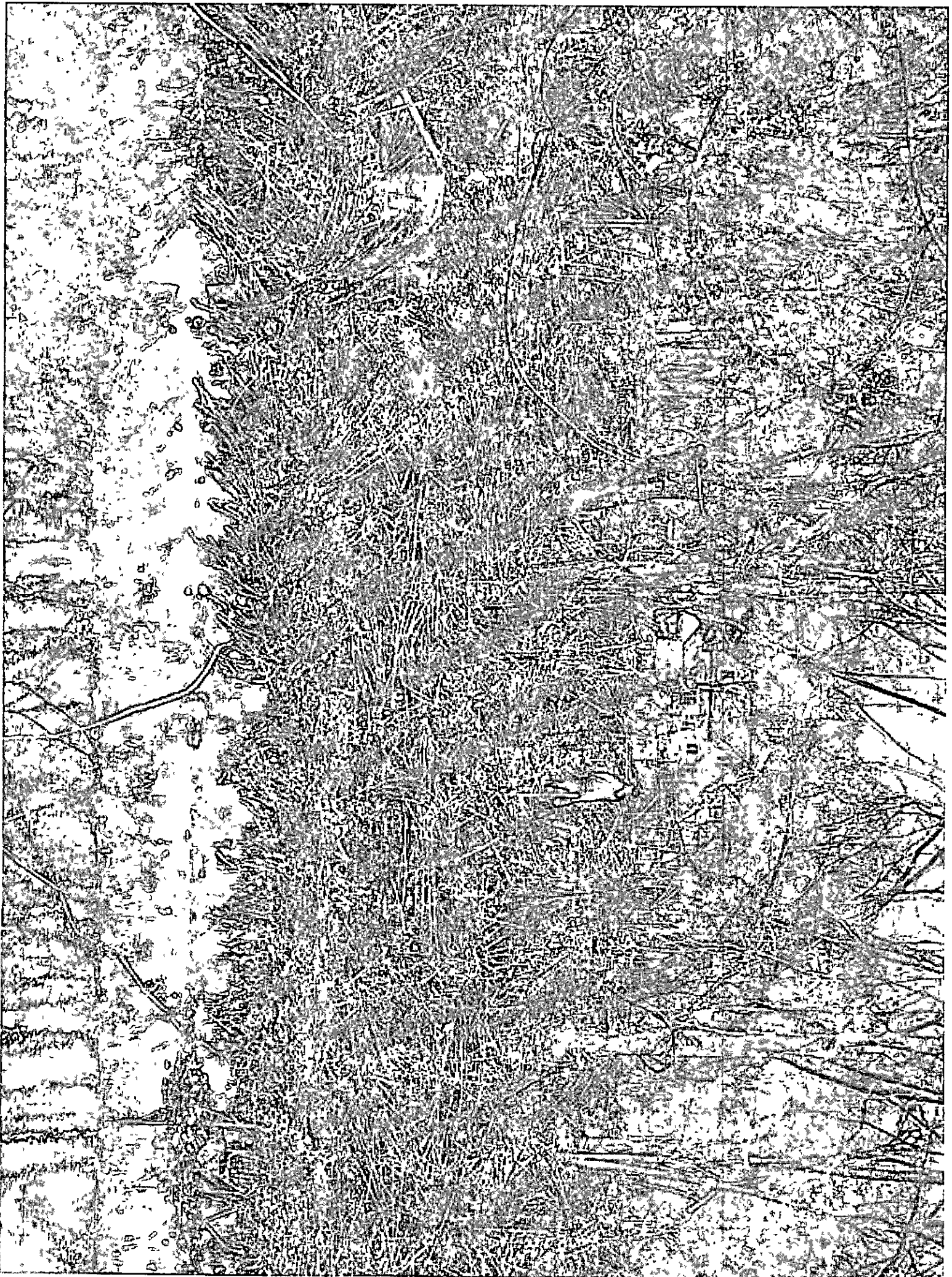
Dear Mr. Pelletiere,
Here are pictures that I promised to send you electronically. They were presented in print form at the Union County Freeholder meeting on February 23rd.
They were all taken in Springfield on land owned by Union County.

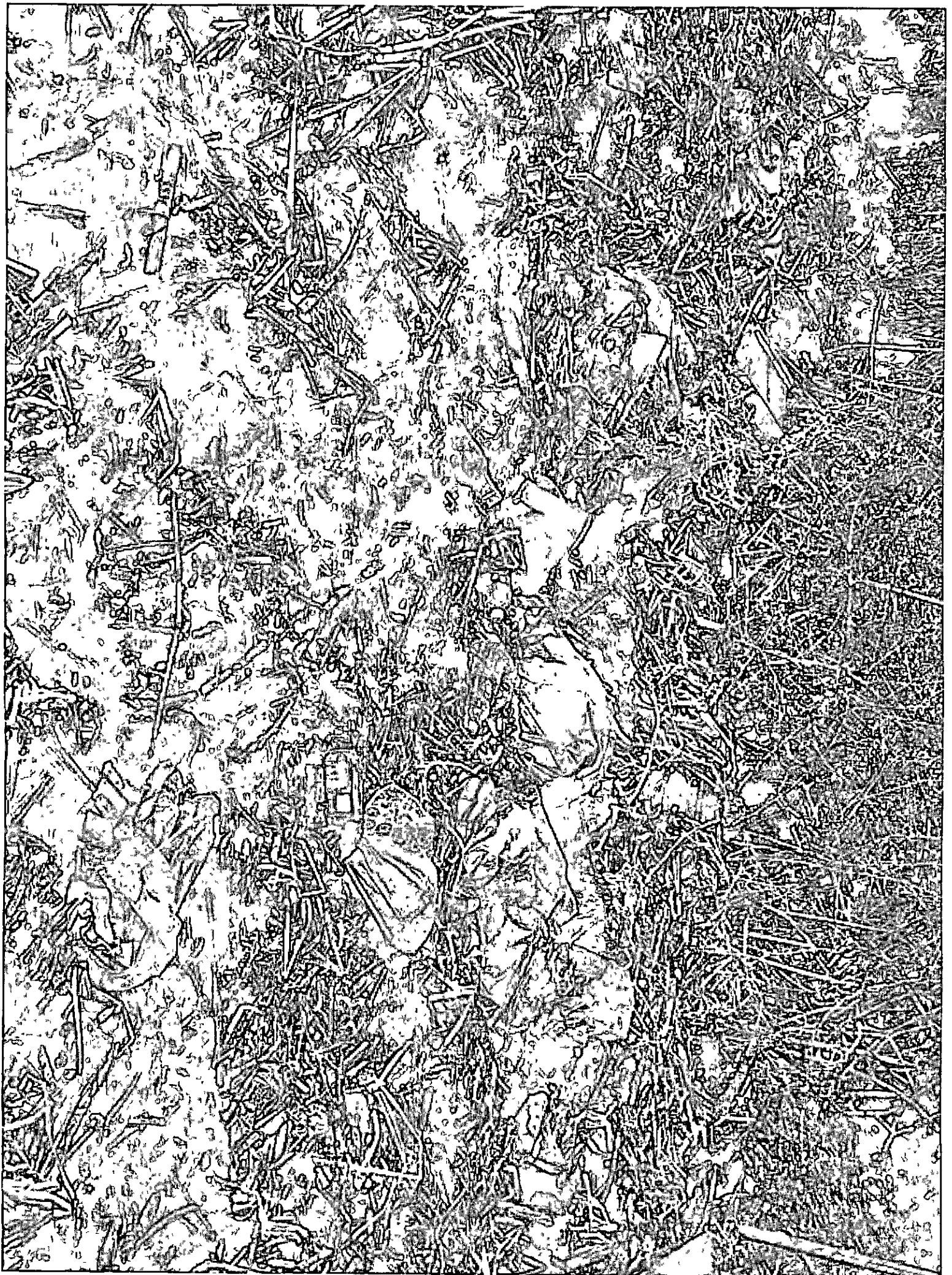
- 1 *Silt@Levee* This shows our ten-foot levee just downstream of Springfield Avenue along the Rahway River. It is more than half buried by silt. There is little room for flood water during a hurricane. The silt is on county land, the levee belongs to Springfield.
- 2 *Garbage@Marion* This shows a section of river bank just upstream of Morris Avenue and long side of a side-street, Marion Avenue. It is still full of flood garbage that is liable to be washed into the river and clog the Morris Avenue Bridge.
- 3 *Rahway@bend upstream of Morris Ave* This shows the river bank just across from photo #2 and adjacent to the Villas apartment complex. It is full of flood garbage. The garbage in photos #2 and 3 will be difficult to remove once the Japanese knotweed comes out of dormancy.
- 4 *RahwayRiver@LaurelDr* This shows a view of the Rahway River off Meisel Avenue and off the side street Laurel Drive. It is looking upstream and shows that the river is mostly blocked by natural debris, two large trees, and a sizeable clump of plastic garbage. (The water at the bottom edge of the photo is a small tributary that flows into the Rahway River downstream of the blockage).

I would be very grateful if you would forward the above and the attached information to the Freeholders.

Sincerely,
Karen Bonacorda









To Union County Board of Freeholders February 23; 2012

From Thomas M Garvey, President, Summit Taxpayers Association

Re Remarks Regarding Union County Tax Levy for 2012

The **PURPOSE** of the Summit Taxpayers Association (STA) is to advocate for fiscally responsible government and our **MISSION** is to reduce the rate of property tax increases to zero within three years, by 2014

On Thursday February 23, 2012 in public comments before the Union County Board of Freeholders, Thomas M Garvey, President of the Summit Taxpayers Association referenced the paradoxical state of the Union County taxpayer levy for 2012 by quoting from Meatloaf's hit song "Two Out of Three Ain't Bad" Mr Garvey explained that strong leadership from the Summit School Board and Summit City Council have resulted in a proposed school budget with no (zero) increase and a city budget increase of approximately 1% After applying the equalization formula, the Union County tax levy will increase by more than 10 times this amount Mr Garvey concluded he can only tell Summit Taxpayers "ain't no way (Union County) is ever going to love you but (sigh) two out of three ain't bad"

Rather than merely expressing frustration, Mr Garvey went on to explain his belief in the positive intent of most everyone involved in the decision to spend taxpayer money However, he believes taxpayers must represent themselves more visibly and vocally with Union County Freeholders to share their legitimate concerns He enumerated some of Summit taxpayer concerns as follows

New Jersey ranks #1 in median property taxes of \$6,579 and #1 in the percentage of income paid in property taxes of 7.5%

New Jersey average property taxes of \$6,579 exceed average New Jersey State income taxes of \$1,802 by over 360%

Union County taxes rank in the top #5 out of 3,000 counties in the United States and Summit will rank #1 in taxes paid to Union County

Union County includes 21 municipalities but Summit pays more than 10% of the entire County tax levy

Lower property taxes support **diversity** by providing **stimulus** for both senior citizens and first time home owners

Lower property taxes equal higher property values and corresponding net worth Refer to this relationship in the 21 Union County Municipalities

Union County taxes exceed the entire cost of Summit local govt, schools, police, fire, municipal workers etc and this year will grow 10 times as fast

Summit city workers do not enjoy lifetime health care benefits approved 9-0 by freeholders for Union County workers

Summit's entire school budget of \$62MM is lower than the increase alone of \$68MM in state aide given to the Elizabeth (Abbott) school system

Mr Garvey then shared a vignette regarding his appearance before Summit City Council meeting on February 7, 2012 Summit City Council was discussing invoices totaling \$8,379,183.35 submitted for approval. Thankfully for Summit Taxpayers, expenses totaling \$1,379,183.35 were reviewed in excruciating detail, including petty cash expenditures of under \$20 without receipt and a \$200 monthly charge to clean the library door mat. When asked to explain the largest invoice in the amount of \$7,000,000 City Council reported they had no explanation, no receipts and no invoices. In fact they reported there was no taxpayer record of any kind for benefit or service received, no work orders, no specified capital expenditure, zip nothing. This was Summit's quarterly obligation under the Union County tax levy. Next year this quarterly invoice could be closer to \$7,900,000.

Finally, Mr Garvey requested the Union County Board of Freeholders consider the following recommendations:

1. Produce an austere budget. Begin by budgeting under the 2% nominal property tax cap proposed by our Governor.
2. Act on Summit City Council resolution urging a 50% reduction in the county open space Tax.
3. Update Union County cost/benefit analysis. As last reported, Summit receives 15 cents of benefit per dollar of County tax paid.
4. Adopt a resolution limiting the County tax levy not to exceed the city tax levy for each respective Union County municipality.
5. Agree to hold several "local" Union County Freeholder meetings each year to better connect with local citizen concerns.

Respectfully,

Thomas M. Garvey

President, Summit Taxpayers Association

P.O. Box 474

Summit, New Jersey 07902-0474