



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, JULY 19, 2012
REGULAR MEETING MINUTES

CALL TO ORDER

Vice Chairman Linda Carter called the meeting to order at 7 05 PM

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

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

APPROVAL OF COMMUNICATIONS

Note and File

Motion to Approve the Communications

RESULT: ADOPTED [5 TO 0]; MOVER: Mohamed S Jalloh, Freeholder; **SECONDER:** Daniel P Sullivan, Freeholder; **AYES:** Freeholder Hudak, Freeholder Jalloh, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter; **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella, **AWAY:** Freeholder Estrada,

MINUTES FOR APPROVAL

1. April 19, 2012 - Executive Session Minutes

RESULT: ADOPTED [5 TO 0]; MOVER: Mohamed S. Jalloh, Freeholder; **SECONDER:** Daniel P Sullivan, Freeholder; **AYES:** Freeholder Hudak, Freeholder Jalloh, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter; **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella, **AWAY:** Freeholder Estrada,

2 April 26, 2012 - Executive Session Minutes

RESULT: ADOPTED [5 TO 0]; MOVER: Mohamed S Jalloh, Freeholder; **SECONDER:** Daniel P Sullivan, Freeholder; **AYES:** Freeholder Hudak, Freeholder Jalloh, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter; **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella; **AWAY:** Freeholder Estrada,

3. May 17, 2012 - Executive Session Minutes

RESULT: ADOPTED [5 TO 0]; MOVER: Mohamed S Jalloh, Freeholder; **SECONDER:** Daniel P Sullivan, Freeholder; **AYES:** Freeholder Hudak, Freeholder Jalloh, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter; **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella; **AWAY:** Freeholder Estrada;

ORDINANCE FOR FIRST READING AND INTRODUCTION

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

738-2012

AN ORDINANCE TO AMEND "THE LAWS OF UNION COUNTY ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION" BY AMENDING PART I, ADMINISTRATIVE CODE, CHAPTER I, UNION COUNTY GOVERNMENT STRUCTURE-ARTICLE XXI, DEPARTMENT OF PUBLIC SAFETY, AND, PART II, POLICIES AND GENERAL LEGISLATION-CHAPTER 107, RECREATION AND PARKS-ARTICLE IV, FEES FOR RECREATION FACILITIES

AN ORDINANCE TO AMEND "THE LAWS OF UNION COUNTY. ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION" BY AMENDING PART I, ADMINISTRATIVE CODE, CHAPTER 1, UNION COUNTY GOVERNMENT STRUCTURE- ARTICLE XXI, DEPARTMENT OF PUBLIC SAFETY; AND, PART II, POLICIES AND GENERAL LEGISLATION- CHAPTER 107, RECREATION AND PARKS-ARTICLE IV FEES FOR RECREATION FACILITIES

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union that the "Laws of Union County" are hereby amended as follows

PART

I

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ADMINISTRATIVE CODE**Chapter 1, UNION COUNTY GOVERNMENT STRUCTURE**

[HISTORY Adopted by the Board of Chosen Freeholders of the County of Union 4-28-1976 by Ord No 1, amended in its entirety by Ord No 9-1984 Subsequent amendments noted where applicable]

ARTICLE XXI, Department of Public Safety

[Amended 10-30-1985 by Ord No 232, 9-10-1987 by Ord No 275, 8-2-1988 by Ord No 300, 7-18-1991 by Ord No 337, 7-22-1999 by Ord No 503, 6-20-2002 by Ord No 553, 2-5-2004 by Ord No 587, 9-14-2006 by Ord No 636, 3-27-08 by Ord No 667, Amended X-XX-2012 by Ord No]

§ 1-123 General purpose, departmental organization

[Amended 11-12-1992 by Ord No 370, 4-14-1994 by Ord No 390, 8-21-1997 by Ord No 454, 12-11-1997 by Ord No 458, 9-14-2006 by Ord No 636]

There shall be a Department of Public Safety for the purpose of planning and coordinating an effective administration of County safety and security operations The Director of Public Safety shall be the head of the Department and shall be responsible to the County Manager for its operation The office staff of the Director shall include, , criminal justice planning personnel

[Added 9-14-2006 by Ord No 636, Amended X-X-2012 by Ord No XXX]

C The County of Union does hereby, pursuant to the provisions of *N.J.S.A. 26 3A2-35*, establish an Environmental Quality and Enforcement Fund (EQE Fund) to serve as a depository for any fees, fines or penalties collected pursuant to *N.J.S.A. 26 3A2-21 et seq*. The EQE Fund shall be dedicated to use in environmental enforcement, as specified under the CEHA. The Director of the Department of Public Safety shall be responsible for the management of the EQE Fund, to include all sub-accounts that are established [Added 9-14-2006 by Ord No 636]

D The Department of Public Safety shall include the following divisions

- (1) The Division of Police
- (2) The Division of Medical Examiner
- (3) The Division of Weights and Measures
- (4) The Division of Emergency Services

§ 1-124 Division of Police

[Amended 7-22-1999 by Ord No 503]

Under the direction and supervision of the Director of Public Safety, the Division of Police functions and responsibilities shall include preserving order in County parks, facilities, parkways, and recreational places under its control and providing, pursuant to appropriate statutory authorization and approved requests, logistical support to the County Courts, County Prosecutor, County Sheriff and other law enforcement agencies throughout the County

The Division of Police's functions shall include

- (1) Acting as the County law enforcement agency for all County parks and providing security for all County-owned property and having all the powers conferred by law on police officers or constables in the enforcement of laws in this state and the apprehension of violators thereof
- (2) Arresting on view and without warrant and conducting before the municipal court of the municipality in which the arrest is made, or the municipal court of a neighboring municipality, any person found violating County rules and regulations enacted for the protection, preservation, regulation and control of park, parkways, playgrounds, and recreation places and all property therein
- (3) Maintaining the Union County Fire Investigation Task Force The Union County Fire Investigation Task Force will provide assistance to local police and fire departments in determining the origin and cause of suspicious fires The Union County Fire Investigation Task Force will consist of municipal police and firefighters assigned to the unit [Added 4-13-2000 by Ord No 512, Amended 2-15-2001 by Ord No 526, 9-14-2006 by Ord No 636]

Division head The Chief of Police shall be the head of the Division and shall be responsible to the Director of Public Safety for its operation

§ 1-126 Division of Weights and Measures and Consumer Affairs

[Amended 9-23-1999 by Ord No 507, Amended X-X-2012 by Ord No XXX]

Under the direction and supervision of the Director of Public Safety, the Division of Weights and Measures and Consumer Affairs functions and responsibilities shall include

- (1) Protecting the consumer through
 - (a) Calibration of commercial weighing and measuring devices
 - (b) Weighing commodities in transit or exposed for sale
- (2) Investigating complaints
- (3) Enforcing Title 51, Chapter 1 of the Laws of the State of New Jersey
- (4) The Office of Consumer Affairs functions shall include.
 - (a) Investigating complaints of fraud in the marketplace on behalf of County residents
 - (b) Mediating and resolving complaints and direct consumer complaints to the appropriate state and/or federal agencies

- (c) Monitoring and enforcing legislation to prevent fraud and insure consumer safety and satisfaction in the purchase and use of any product or service
- (d) Performing all functions relating to implementing a program design and suggested by the Division of Consumer Affairs of the State of New Jersey to provide aid and assistance to residents of the County of Union with respect to obtaining relief from fraudulent, deceptive or false business and/or commercial transactions
- (e) Providing a location for the public to contact to obtain advice and aid in matters relating to consumer fraud and other unlawful and/or unethical business or commercial practice
- (f) Maintaining liaison with various municipal offices and citizen groups within the County of Union for the purpose of disseminating all available information and material relating to the reduction and elimination of fraudulent, deceptive or false business and/or commercial transactions committed against residents of the County of Union

Division head The Superintendent of Weights and Measures and Consumer Affairs shall be the head of the Division and shall be responsible to the Director of Public Safety for its operation

There shall be such Assistant Superintendents of Weights and Measures and Consumer Affairs as shall be appointed by the County Manager and authorized by resolution of the Board

§ 1-127 Division of Emergency Services

[Amended 8-21-1997 by Ord No 454, 7-23-1998 by Ord No 479, 1-21-1999 by Ord No 490, 9-23-1999 by Ord No 507, 9-14-2006 by Ord No 636, Amended X-X-2012 by Ord No XXX]

There is hereby established the Division of Emergency Services whose functions and responsibilities shall include

- (1) Under the direction and supervision of the Director of Public Safety, the Division of Emergency Services functions and responsibilities shall include
 - (a) Planning, developing, coordinating and activating County-wide mutual aid and emergency management operations, to include preparedness and mitigation efforts and the integration of preparedness and response elements of the County Division of Health and Department of Human Services into the County Emergency Operations Plan
 - (b) Making available to the County and activating such emergency management facilities and services as are available from the resources of County government
 - (c) Keeping the County advised of current and potential disaster situations
 - (d) Coordinating and implementing all necessary response, assistance, training and related services for the identification of hazardous materials and appropriate cleanup and disposal of hazardous materials caused by accident or otherwise
 - (e) Providing for the appropriate training of fire personnel from the municipalities of the County of Union, continuing education in the field of fire science and such other assistance in fire-science-related matters that may be deemed appropriate through the Fire Service Training Academy
 - (f) Maintaining a fully certified and operable hazardous materials response team to serve as agents of the New Jersey Department of Environmental Protection for the purposes of investigating, mitigating and preventing releases, spills or other discharges into the air, water or soils within Union County These procedures will be implemented according to the Union County Emergency Operations Plan and as required by CEHA performance standards, *N.J.A.C. 7 1H-3 et seq*
 - (g) (h) Perform duties as assigned by the Director of Public Safety in the enforcement, collection and management of fees, fines or penalties pursuant to Environmental Quality and Enforcement Fund (EQE Fund) under the CEHA, *N.J.S.A. 26-3A2-21 et seq* [Added 9-14-2006 by Ord No 636]

(1) Performing the duties and the functions and responsibilities of the office in accordance with the rules and regulations promulgated by the Governor

(2) Deputy Coordinator of Emergency Management There shall be a Deputy Coordinator of Emergency Management appointed by the County Manager, subject to the approval of the State Director of Emergency Management and subject to his orders, as required by law

(3) State Director to exercise supervision and control The State Director of Emergency Management shall exercise supervision and control of the Coordinator of Emergency Management and Deputy, who may be removed by the State Director for cause The Coordinator of Emergency Management and Deputy shall perform their duties in accordance with the provisions of Title App A, Ch 9, and rules and regulations promulgated by the Governor

B Division head The Coordinator of Emergency Management shall be the head of the Division and shall be responsible to the Director of Public Safety for its operation, subject to the approval of the State Emergency Management Director and subject to his orders, as required by law

C Division organization Within the Division there shall be the following Bureaus

(1) The Bureau of Operations

(2) The Bureau of Logistics

(3) The Bureau of Support

[Added 9-14-2006 by Ord No 636]

D The Bureau of Operations. Under the direction and supervision of the Director of Emergency Management, the Bureau of Operations functions and responsibilities shall include

(1) Hazardous Materials

a. Maintaining a fully certified and operable hazardous materials response team to serve as agents of the New Jersey Department of Environmental Protection for the purposes of investigating, mitigating and preventing releases, spills or other discharges into the air, water or soils within Union County These procedures will be implemented according to the Union County Emergency Operations Plan and in compliance with CEHA performance standards, *N.J.A.C. 7 1H-3 et seq*

b Coordinating and implementing all necessary response, assistance, training and related services for the identification of hazardous materials and appropriate cleanup and disposal of hazardous materials caused by an accident or otherwise

c. (3) Operating with federal, state and local authorities using a unified command structure, under the Incident Command System / National Incident Management System (ICS / NIMS)

d Maintaining capabilities as a Type 1 hazardous materials team as delineated by the U.S. Department of Homeland Security

e. Complying with the New Jersey State Police Hazardous Materials Response Unit Standards for Operations and Training

f Preparing and Disseminating all mandated statistical programmatic reports to appropriate agencies and officials

(2) Emergency Medical Services

a Provide ambulance services throughout the county as needed or requested

b Shall not fail to respond to an emergency call or refuse to provide emergency treatment and transportation to any person because of that person's race, sex, creed, national origin, sexual preference, age, disability, medical condition, or ability to pay

c Adhere to all of the NJ Department of Health's licensing standards for Basic Life Support services

d The day-to-day operation and management of Emergency Medical Services shall be under the supervision of the Division head or his or her designee

e Emergency Medical Services use rates shall be established on an annual basis in accordance with industry standards in similar service areas and in line with other service providers in the County's geographic location as determined between the County Manager, Director, Division of Emergency Services and the third party billing consultant retained for such purposes

(3) Emergency Management

a Planning, developing, coordinating and activating County-wide mutual aid and emergency management operations, to include preparedness and mitigation efforts and the integration of preparedness and response elements of the County Division of Health and Department of Human Services into the County Emergency Operations Plan

b Making available to the County and activating such emergency management facilities and services as are available from the resources of County government

c Keeping the County advised of current and potential disaster situations

d Performing the duties and the functions and responsibilities of the office in accordance with the rules and regulations promulgated by the Governor

[Added 9-14-2006 by Ord No 636, Amended X-XX-2012 by Ord No]

E. The Bureau Chief shall be a Certified Hazardous Materials Specialist pursuant to OSHA Regulations, 29 C.F.R 1910.120-120.6(iii) - "Training", and shall have a certification as a Hazardous Materials On Scene Incident Commander pursuant to OSHA Regulations, 29 C.F.R 1910.120-120.6 - "Training", and shall be a certified New Jersey Emergency Medical Services technician. The Bureau Chief shall be the head of the Bureau and shall be responsible to the Director of the Division of Emergency Management for its operation [Added 9-14-2006 by Ord No 636]

F. Bureau of Logistics Under the direction and supervision of the Director of the Division of Emergency Management, the Bureau of Domestic Preparedness' functions and responsibilities shall include

(1) Management of the County's Homeland Security Grant Program, Urban Area Security Initiative, Critical Infrastructure and other similar homeland security and domestic preparedness programs

(2) Staffing and assisting the Freeholder Committee on Homeland Security on domestic preparedness issues

(3) Providing technical assistance to the County Working Group, Urban Area Security Initiative Regional Working Group and other agencies/municipalities on applications and grant management pertaining to homeland security and domestic preparedness

(4) Providing support and assistance to all Departments and agencies concerning current Federal and State Homeland Security and Domestic Preparedness programs and regulations

(5) Maintaining a close liaison with the New Jersey Office of Homeland Security and Domestic Preparedness, State Police Office of Emergency Management and Domestic Preparedness and the Office of the Attorney General on issues relevant to homeland security and domestic preparedness grants and initiatives

(6) Monitoring Federal and State legislation relative to Homeland Security and Domestic Preparedness and recommending policies and procedures for compliance

[Added 9-14-2006 by Ord No 636]

G The Bureau of Logistics will have as its Bureau Chief the Domestic Preparedness Planner. The Bureau Chief shall head the Bureau and shall be responsible to the Director of the Division of Emergency Management for its operation

[Added 9-14-2006 by Ord No 636]

H. The Bureau of Support

a Fire Science Training Academy Providing for the appropriate training of fire personnel from the municipalities of the County of Union, continuing education in the field of fire science

and such other assistance in fire-science-related matters that may be deemed appropriate through the Fire Service Training Academy

b Communications Maintain the radio communication capabilities for the County of Union
[Added X-XX-2012 by Ord No XXX]

§ 1-128 Office of Health Management

[Added 9-9-2007 by Ord No 655-2007]

A. There is hereby established the Office of Health Management, a certified local health agency pursuant to *N.J.S.A. 26 3A2-6(b)* for the purposes of serving as the certified local health agency that will receive delegated authority under the County Environmental Health Act (CEHA), *N.J.S.A. 26 3A2-21 et seq.*, the New Jersey Department of Environmental Protection (NJDEP) and the New Jersey Department of Health and Senior Services (NJDHSS)

(1) Under the direction and supervision of the Director of Public Safety, the Office of Health Management's functions and responsibilities shall include.

(a) Overseeing the administration of the Office of Health Management in carrying out its duties as the environmental health department receiving delegated authority under the CEHA, *N.J.S.A. 26 3A2-21 et seq.*, the NJDEP and the NJDHSS

(b) Implement an air program concentrating on citizen's complaints and ensuring compliance with governing laws by all point source dischargers pursuant to the Air Pollution Control Act, *N.J.S.A. 26 2C-1 et seq.*

(c) Execute an effective Solid Waste Enforcement Program, including illegal dumping Union County's Solid Waste Control Program is established pursuant to the provisions of the Solid Waste Management Act, *N.J.S.A. 13 1E-1 et seq.*, the County Environmental Health Act, *N.J.S.A. 26 3A2-21 et seq.*, and the County Environmental Health Standards and Performance, *N.J.A.C. 7 1H-1.1 et seq.* The purpose of this enforcement program is to monitor compliance with the rules and regulations of the NJDEP concerning the operation of solid waste facilities and the activities of solid waste collectors and haulers in Union County. All enforcement efforts shall be done in cooperation with the NJDEP - Solid Waste Inspections and Compliance agency to obtain consistent enforcement and to preclude duplication of effort

(d) Oversee investigation of all water pollution complaints and assist the New Jersey Department of Environmental Protection with compliance monitoring of all point source discharges. Under the auspices of the Environmental Health Performance Standards for Potable Water Supply, *N.J.A.C. 7 1H-3.6*, Groundwater Pollution Control, *N.J.A.C. 7 1H-3.7*, and Surface Water Pollution Control, *N.J.A.C. 7 1H-3.8*, implement a comprehensive Water Pollution Control Program.

(e) Work in conjunction with the County Bureau of GIS to develop and maintain geographic information systems (GIS) data relative to CEHA initiatives. The goal is to develop and implement a comprehensive County-wide geographic information system (GIS) database and mapping program incorporating information from local, County, state and federal agencies to serve local municipalities, agencies and the County in making decisions which impact the environment of the area

(f) Ensure compliance and enforcement of applicable Recycling provisions under Union County's Solid Waste Control Program.

(g) Ensure compliance with Noise Control Regulations pursuant to the Noise Pollution Control Act, *N.J.S.A. 13 1G-1 et seq.*, *N.J.A.C. 7 29-1.1 et seq.* The Union County Office of Health Management, Office of Environmental Health will enforce the State Noise Control Regulations following the guidelines outlined in this section and the CEHA Work Program to control noise from commercial and industrial sources.

(h) Providing administrative support and assistance to all Union County departments and agencies concerning the implementation of current federal and state environmental regulations

- (i) Promoting environmental health and safety programs within the County, including but not limited to the provisions of the "New Jersey Worker and Community Right-to-Know Act", *N.J.S.A. 34:5A-1 et seq.*, hazardous waste, OSHA compliance and recycling regulations as specified in the Union County Solid Waste Management Plan
 - (j) Administer an effective Local Information Network Communications System (LINCS) operation to respond to public health threats and emergencies and provide central planning, coordination and delivery of specialized services within the County in partnership with all municipal health departments. Responsibilities will include establishing a public health surveillance and response network to ensure rapid detection and containment of conditions which threaten the public's health and safety, providing communications to key health and health-related participants, forming public-private partnerships for addressing health issues, and coordinating all relevant entities which support and contribute to the public's health, local and state health departments, managed care, medical providers, laboratories, and emergency responders
 - (k) Act as lead public health official under the provisions of the Emergency Health Powers Act
 - (l) Enhance and integrate local public health agencies' state of preparedness for, response to, and recovery from acts of terrorism and other public health emergencies by minimizing, to the fullest extent possible, the human health consequences associated with the emergence of a novel strain of influenza virus (Flu Pandemic Planning), and expanding capacity to expeditiously and efficiently distribute/administer antibiotics and/or vaccines to our entire population at community-based points of distribution or through other supplemental delivery modalities
 - (m) Work in conjunction with Union County OEM to enhance the existing Public Health Annex of the Emergency Operation Plan
 - (n) Participate as a member of the Local Emergency Planning Council (LEPC) in the periodic review of updates and modifications to the County Emergency Operation Plan.
 - (o) Coordinate with representatives from all local health departments and acute-care facilities in Union County to establish and review protocols to ensure the mutual investigation of diseases of public health importance, including potential bioterrorism incidents.
 - (p) Participate in increasing the availability of worker crisis counseling and mental health and substance abuse behavioral health support, in conjunction with the County OEM and the County Mental Health Administrator, and in collaboration with the New Jersey Division of Mental Health Services Disaster and Terrorism Branch as well as the New Jersey State Police's Disaster Critical Incident Response Program
 - (q) Participate, in conjunction with NJDHSS, County OEM and the Local Health Departments, in the development of a business continuity-planning element as a component of a county-level all-hazards preparedness plan.
 - (r) Exercise plans to test horizontal and vertical integration with response partners at the State, County and Local level
 - (s) Perform duties as assigned by the Director of Public Safety in the enforcement, collection and management of fees, fines or penalties pursuant to Environmental Quality and Enforcement Fund (EQEF), under the CEHA, *N.J.S.A. 26:3A2-21 et seq.*, including the conduct of compliance hearings.
- B. Office head The Director of the Office of Health Management, will be a licensed full-time health officer, shall be the head of the Office and shall be responsible to the Director of Public Safety for its operation
- C. Office organization Within the Office there shall be the following Offices:
- 1) The Office of Environmental Health
 - 2) The Office of Public Health
- D The Office of Environmental Health Under the direction and supervision of the Director of the Office of Health Management, the Office of Environmental Health's functions and responsibilities shall include

1) Investigating all water pollution complaints and assist the NJDEP with compliance monitoring of all point source discharges. Under the auspices of the Environmental Health Performance Standards for Potable Water Supply, *N.J.A.C. 7:1H-3.6*, Groundwater Pollution Control, *N.J.A.C. 7:1H-3.7*, and Surface Water Pollution Control, *N.J.A.C. 7:1H-3.8*, implementing a comprehensive Water Pollution Control Program.

2) Responding to noise complaints and enforce State Noise Control Regulations pursuant to the Noise Pollution Control Act, *N.J.S.A. 13:1G-1 et seq.*, *N.J.A.C. 7:29-1.1 et seq.* The Union County Office of Health Management will enforce the State Noise Control Regulations following the guidelines outlined in this section and the CEHA Work Program to control noise from commercial and industrial sources

3) Providing information and technical assistance to municipalities, individuals and various agencies on environmental issues

4) Promoting environmental health and safety programs within the County, including but not limited to the "Right-to-Know" law, safety, hazardous waste and OSHA compliance

5) Implementing the provisions of the "New Jersey Worker and Community Right to Know Act", *N.J.S.A. 34:5A-1 et seq.*

6) Ensuring compliance with Recycling Regulations as stated in the Solid Waste Management Act

7) Implementing an air program concentrating on citizens complaints and ensuring compliance with governing laws by all point source dischargers pursuant to the Air Pollution Control Act, *N.J.S.A. 26:2C-1 et seq.*

E. The head of the Office of Environmental Health shall be responsible to the Director of the Office of Health Management for its operation

F. The Office of Public Health Under the direction and supervision of the Director of the Office of Health Management, the Office of Public Health's functions and responsibilities shall include

1) Providing guidance and support for the development of an "All Hazards Public Health Plan" for all local health agencies within their jurisdiction, in accordance with a NJDHSS template

2) Maintaining 24/7/365 communications capabilities in order to respond to infectious disease outbreaks and public health threats due to acts of terrorism and/or natural emergencies

3) Providing local and regionally generated disease data, such as the number of emergency department visits and admissions, sources and volume of influenza-like illness and other information that may be indicative of potential public health threats and/or emergencies to the NJDHSS

4) Conducting Hazard and Vulnerability Analysis and initiate a review and update of the county/municipal hazard vulnerability assessment, specific to chemical plants (SARA/TCPA), hazardous waste plants, retail establishments/businesses with chemical and pesticide supplies and sewer treatment plants

5) Collecting and analyzing communicable disease data from available surveillance systems to monitor disease trends and communicate any significant findings to NJDHSS and local public health partners within their jurisdiction

6) Establishing and reviewing protocols to ensure the investigation of diseases of public health importance, including potential bioterrorism incidents

7) Managing and operating the Public Health Emergency Communication System to ensure the timely dissemination and exchange of public health information to all key stakeholders within the LINCS agency region on a 24/7/365 basis

8) Developing and delivering risk communication resources for local public health agencies and elected officials

9) Reviewing procedures, protocols, statutes and regulations and other directives related to the Emergency Health Powers Act, in particular, as related to Isolation and Quarantine (Sections 14, 15 and 16 of the Act).

10) Expanding the mass prophylaxis plan to include alternative methods of medication delivery based on NJDHSS guidelines (when available) and provide training, as required.

11) Identify, recruit and train a pool of volunteers and staff to assist with any public health threat/emergency, including but not limited to, conducting epidemiologic investigations and supporting mass prophylaxis activities

12) Conducting a business continuity-planning element as a component of a county-level all-hazards preparedness plan, develop protocols to expedite the implementation of recovery risk communication plans, develop protocols to expedite the implementation of recovery risk communication plans

13) Developing plans for the rapid distribution of medications for first responders, fixed facilities, and the public within 48 hours, develop a local SNS assessment tool and review and update SNS plans to ensure that the grantee can receive and distribute medications for all Union County jurisdictions

14) Operating with federal, state and local authorities using a unified command structure, under the Incident Command System / National Incident Management System (ICS / NIMS)

G The Office of Public Health will have as its Head the LINCIS Coordinator The Coordinator shall be the head of the Office and shall be responsible to the Director of the Office of Health Management for its operation

§ 1-129. Prohibition of Unauthorized or Unpermitted Discharge of Hazardous Substances

[Added 12-17-2009 by Ord No 697]

A Authority, This Ordinance is enacted pursuant to and consistent with the County Environmental Health Act, N J S A 26 3A2-21 *et seq*, and The Spill Compensation and Control Act N J S A 58 10-23 11 *et seq*, and the rules and regulations adopted thereunder

B Purpose, This Ordinance serves to prohibit the unauthorized and/or unpermitted discharge of a hazardous substance within the jurisdiction of the County of Union This Ordinance also authorizes the UCDES to conduct emergency response actions and establish procedures and protocols for such actions This Ordinance further provides for the recovery of cost incurred by UCDES and/or its Agents in an emergency response action

C Definitions, The words and terms used in this Ordinance shall have the following meanings

“Accidental Discharge” shall mean those incidents which occurred unexpectedly and unintentionally, by chance or by 'an act of God

“Agent’s of Certified Local Health Agency” shall include, for the purpose of this Ordinance, any Municipality or Public Health Entity which executes a Shared Service Agreement with the County of Union; pursuant to the Uniform Shared Services and Consolidation Act N J S A 40A 65-1 *et seq*, or subcontracting units who agree to provide emergency response services within the geographical boundaries of the Municipality or geographical jurisdictional boundaries of the Local Certified Health Agency, provided such an Agreement is incorporated into the Union County CEHA (County Environmental Health Act) Work Plan pursuant to N J S A 26 3A2-33

“Certified Local Health Agency” means the Union County, Office of Health Management (UCOHEM), or when appropriate, its designee

“County” means the County of Union, its employees, its Agents, its Officers, and its Officials

“Department” means the New Jersey Department of Environmental Protection

“Discharge” means any intentional or unintentional act or omission, unless pursuant to, and in compliance with, a valid, State or Federal permit therefore, resulting in the releasing, spilling, pumping, pouring, emitting, emptying, or dumping of any amount of hazardous substance into the waters, or onto the land or into the air of the County, or into the waters ,land or in the air outside the jurisdiction of the County when damage may result to the people, land, waters, air or

natural resources within the jurisdiction of the County of Union. This definition does not include any "leak"

"Leak" or "Leakage" means any escape of a hazardous substance from the ordinary container employed in the normal course of storage, transfer, processing, or use, into secondary containment or diversion system or onto a surface from which it is cleaned up and removed prior to its escape into the waters or onto the lands of the State

"Emergency Response Action" means any action taken by the Certified Local Health Agency, its Employees, Agents, Contractors, or Municipal Agencies in response to a discharge or a threatened discharge of a hazardous substance for the purpose of

- (1) Investigating its cause, source or affect
- (2) Initiating any action to prevent or mitigate any risk or threat to public health, safety, or welfare arising out of the discharge. Preventing or mitigating any damage or injury to public or private property or natural resources, and
- (3) Conducting or overseeing a remedial action

"Emergency Response Action Costs" means all costs incurred by Certified Local Health Agency, its Employees, its Agents, Contractors, or Municipal Agencies in connection with any emergency response action, including overtime costs for deployed emergency response personnel, medical, and hospital treatment for injuries incurred, expendable items, and all reasonable expenses associated with cost recovery process, including but not limited to, reasonable attorney fees, court costs, litigation costs, expert fees, investigation costs, depositions, tests, copying and all out of pocket costs, as well as cost of towing, rigging company, and technical assistance by the County. Excluded are costs to pay volunteer responders and costs associated with Class "A" fire fighting

"Expendable Items" means any items used to prevent, mitigate, suppress, or contain any discharge or threatened discharge, which cannot be reused or replenished or replaced without cost after use or deployed in an emergency response action

"Expendable Items" shall include but are not limited to, chemical extinguishing agents, adsorbents and adsorbent materials, sand, drums, containers, protective equipment and clothing, including chemical protective suits, gloves, boots, and goggles

"Hazardous Substances" means for the purpose of this Ordinance all substances included within the definition of "hazardous substance" under N J A C 7 1E-1 7, including all amendments and supplements, thereto, all substances considered hazardous materials under 49 CFR 105 and all substances considered hazardous waste under N J A C 7 26-1 1 *et seq*

"Municipal Agency" shall mean any Municipality which has a written Shared Service Agreement with the Certified Local Health Agency for cost recovery

"Municipality" means any of the incorporated Municipalities within the County of Union, including their Employees, Officers, and Officials

"Owner or Operator" means with respect to a vessel, any person owning or operating or chartering by demise such vessel, with respect to any facility or vehicle, any person owning or operating such facility or vehicle, whether by lease, contract or any other form of Agreement, with respect to abandoned facilities or vehicles, the person who owned or operated the facility or vehicle immediately prior to such abandonment, the owner or operator at the time of the discharge

"Person" means any entity or natural person, including without limitation of the following Public or Private Corporations, Officers, Directors, Shareholders of a Corporation/Company, Companies, Associations, Societies, Firms, Partnerships, Joint Stock Companies, Individuals, Interstate Subdivisions or Agents, the State of New Jersey and any of its Political Subdivisions or Agents, and any other State and any of its Political Sub-Divisions or Agents

“Responsible Party” means a person who is in any way deemed responsible for a discharge of a hazardous substance, including each owner and operator and any other person obligated, without regard to fault, by law to clean up and remove a discharged hazardous substance

D Regulations, The discharge of a hazardous substance is prohibited, except this prohibition shall not apply to discharges conducted in compliance with the conditions of a valid Federal or State permit or otherwise authorized by Law

E Notification, Any person who is in any way responsible for, or has knowledge of a discharge of a hazardous substance which occurs after the effective date of this Ordinance shall immediately notify the Department of Environmental Protection “Hot Line” at (877) WARN DEP (927-6337) pursuant to N J A C 7 1E-5 3 Notification not required for exempted hazardous substances pursuant to NJAC 7 1E-5 3(e)

F Any Municipality having knowledge of a discharge for a hazardous substance shall in addition to notifying the Department “Hot Line” at (609) 292-7172 pursuant N J A C 7 1-5 3 shall notify the Union County Division of Emergency Management Dispatcher at (908) 654-9800

G Liability Except as provided in Section D, any person who is in any way deemed responsible for the discharge of a hazardous substance shall be liable strictly, jointly, and severally for all emergency response actions costs as defined in Section C, incurred by the County, as Certified Local Health Agency, their Agents, Employees, Contractors, or Municipal Agency, and any personal or property damage incurred by the County, the Certified Local Agency, their Agents, Employees, Contractors, and Municipal Agency

H Emergency Response, The Certified Local Health Agency (UCOHEM) may initiate and conduct an emergency response action in response to a discharge of a hazardous substance that has occurred, is occurring, or threatens to occur within the jurisdictional boundaries of the County of Union pursuant to N J S A 26 3A2-27

I The Certified Local Health Agency shall be the lead Agency in conducting emergency response actions and at the scene of a Hazardous Materials Incident, unless otherwise provided for in an Shared Service Agreement incorporated into the County’s CEHA Work Program

J Inspection, Right of Entry Authorized representatives of the Certified Local Health Agency shall have the same right as an authorized representative of the Department to enter and inspect any premises, facility, site, tank, vessel, vehicle, structure, container, pipe, hose, or building for the purpose of ascertaining compliance or non-compliance with the provisions of this Ordinance and the provisions set forth in N J A C 7:1E-1 1 *et seq*

K When a discharge of a hazardous substance has occurred, is occurring, or appears imminent from a facility, site, premise, vessel, vehicle, building, tank, structure, pipe, hose, or container at which no one is present, the Certified Health Agency shall take responsible steps to gain access to the facility in order to protect human health, safety, welfare, and the environment

L Cost of Recovery, This Certified Local Health Agency may recover all costs as defined above incurred by it, the county, its Employees, Agents, Contractors, and Municipal Agencies in connection with an emergency response action Cost reimbursement shall be in accordance with the currently approved reimbursement rates as established by the Federal Emergency Management Agency (FEMA) and as set forth in Schedule “A” annexed hereto and made a part hereof, for costs not otherwise established by FEMA

1) Whenever the Certified Local Health Agency seeks to recover costs the Certified Health Agency shall send, by certified mail, return receipt, a demand letter to the responsible party or parties, which shall contain

(a) The inclusive date(s) and time(s) of the discharge, if known;

(b) The basis for the charges/liability to the extent known and as may be duly amended upon investigation, discovery and verification,

- (c) An itemization of the costs incurred by the Certified Local Health Agency, the County, their Employees, Agents, Contractors, and authorized Municipal Agencies in responding to the discharge,
 - (d) A calculation sheet including hours and personnel charged, salary rates and any overhead rates, and
 - (e) An explanation of the procedure to be followed to pay the costs demanded and the process to appeal the demand. Failure to appeal will be interpreted as an acceptance of the cost recovery expenses. Payments shall be remitted within forty-five (45) of receipt of the demand letter.
- 2) Whenever this Certified Local Health Agency issues a demand letter to a party deemed responsible and the responsible party fails to appeal or remit payment within forty-five (45) as prescribed herein, the Certified Local Health Agency may bring an action in a court of competent jurisdiction to recover the costs incurred in the emergency response action, as prescribed in Section C, under Emergency Response Action cost.
- 3) The County Manager or his designee may compromise the costs to be recovered in an amount not to exceed 25% of the original demanded costs to be recovered.
- 4) Failure to remit payment beyond the forty-sixth (46th) day shall also result in a late penalty fee of 8% per year of the outstanding amount due.
- 5) In the event that the collecting Agency is not able to collect all or partial cost from the responsible party or the New Jersey State Spill Fund, the County or Certified Local Health Agency shall not be responsible to its Agents or political sub-divisions for the balance due of same.

M Penalties Pursuant to N J S A 26 3A2-25, N J S A 40 49-1 *et seq* and N J S A 26 3-70, the State approved, Certified Local Health Agency Director or his/her designee, shall initiate legal proceedings for any violation of this Ordinance.

- 1) It shall be a violation of this Ordinance for any person to
- (a) Obstruct, hinder, delay or interfere by force or otherwise the Certified Local Health Agency, any authorized governmental unit, their Employees, Agents, or Contractors, in the exercise of any power, function, or duty under the provisions of this Ordinance.
 - (b) Prepare, utter, or render any false statement, pertaining to investigations, reports, documents, plans or specifications permitted or required under the provisions of this Ordinance.
 - (c) Render, ineffective or inoperative, or fail to properly maintain any protective equipment or system installed, or intended to be installed in any building, premise, facility, structure, site, tank, vessel, vehicle, pipe, hose, container, or system which was intended to detect, sense, alarm, contain, prevent, suppress or control a discharge.
 - (d) Fail to properly maintain any equipment, vehicle, site, premise, facility, building, vessel, structure, storage container, cylinder, pipe, hose tank, or system which contains hazardous substance.
 - (e) Violate or cause to be violated any provisions of this Ordinance.
- 2) A person who violates or causes to be violated a provision of this Ordinance shall be subject to a penalty of not less than two hundred (\$200.00) or more than five hundred (\$500.00) for each violation. If a violation is of a continuous nature, each day during which the violation remains shall constitute an additional and separate violation and penalty.
- 3) A person who violates or causes to be violated a provision of this Ordinance shall also be subject to payment of reasonable litigation expenses, including but not limited to, court costs, attorney fees, investigation costs, expert expenses, depositions, tests, copying, and all out of pocket expenses.

N Construction and Severability, This Ordinance is to be liberally construed to effectuate the purpose, herein, described Nothing herein, is to be construed as repealing or abridging the emergency powers of any agency of government except to the extent expressly set forth within

1) If any Section, Subsection, Paragraph, Sentence, Clause, Phrase, or Work contained in this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall remain in full force and effect

O. Repealer, Any Ordinance or portion, thereof, enacted by the County of Union, any Municipality, Board of Health, or other public entity within the County of Union that is inconsistent with or stands as an obstacle to the effective implementation of this Ordinance shall be superseded by this Ordinance and, hereby, repealed

1) To the extent that any Municipality has adopted an Ordinance duly approved by the N J D E P that provides for cost recovery of their own, this Ordinance does not supersede or obligate the Municipality/Political Sub-Division to utilize the County to obtain cost recovery

P Disposition of Monies, The collection of all emergency response cost and cost recovery expenses, fund monies, penalties, late fee(s), interest, , and expenses, shall be deposited within the established Environmental Quality and Enforcement Trust Fund of the Union County Division of Emergency Management Said monies shall be dedicated to the use of the County or Certified Local Health Agency in carrying out its responsibilities under this Ordinance and the County Environmental Health Act

VEHICLE

Haz-Mat 10	\$90 00	per hr	HM-7 (F350 Pick Up)	\$35 00	per hr
Haz-Mat 11	\$75 00	per hr	HM-8 (Suburban)	\$20 00	per hr
HM-2 (Suburban)	\$20 00	per hr	Decon Trailer	\$14 00	per hr
HM-3 (Suburban)	\$20 00	per hr	Spill Trailer	\$14 00	per hr
HM-4 (Utility)	\$46 00	per hr	WMD Trailer	\$10 00	per hr
HM-5 (Utility)	\$46 00	per hr	Support Trailer	\$10 00	per hr
HM-6 (Utility)	\$46 00	per hr	Gray Trailer	\$10 00	per hr
HM-9 (Utility)	\$46 00	per hr	Command Post	\$105 00	per hr

PERSONAL PROTECTIVE EQUIPMENT

Level A ensemble	\$740 20		Level B ensemble (Tk165)	\$166 20	
Level A ensemble w/ NFPA	\$2,240 20		Level B ensemble (Tyvek F)	\$62 35	
Level C ensemble	\$37 35		Lanx Suits	\$125 00	
Turn Out ensemble	\$55 00		Turn Out Gear (Replacement cost)	\$1,200 00	
Turn out (no SCBA)	\$30 00		Haz-Mat Boots (replacement)	\$66 95	
SCBA extra bottle refill fee	\$18 00				
Silver Shield Gloves (pair)	\$4 75		Disposable Booties (pair)	\$3 50	
Nitrile Gloves (pair)	\$7 25		Inner Nitrile gloves	6 50/box	
Butyl Over Boot	\$15 00		Butyl Gloves (pair)	\$20 30	
			Neoprene Gloves (pair)	\$6 85	

* Do not bill for these items if you treat the ensemble price *

EQUIPMENT

Lite Dri (per bag)	\$12 45		Duct Tape	\$5 35	
Speedy Dri (per Bag)	\$5 50		Chemical Resistant Tape	\$17 00	
Street sweeper	\$14 00	per hr	Barracade Tape (1 roll)	\$15 95	
Hand held sweeper	\$6 50	per hr	Decon Pool	\$125 00	
Brooms, replacement	\$15 00		Decon Brush	\$36 00	
Manhole Hook	\$25 00		Siphon Pump	\$17 00	
Skimming Sweep	\$39 00		PAPR w/ Filters	\$75 00	
Absorbant Pillows (per pillow)	\$10 70		APR w/ Filters	\$50 00	
Absorbant Pads (bag of 100)	\$59 00		Rehab Supplies	\$35 00	
Boom (per bag, 4 boom per bag)	\$150 00		Hazmat Sked	\$50 00	
Hard Containment Boom/100ft	\$1,242 00		Guzzler Pump	\$85 65	
Plastic Shovel (replacement)	\$46 00		Rope	\$14 85	
Trash Bags (roll)	\$9 15		Colwasa Tubes (Per Tube)	\$15 20	
Trash Bags (box)	\$25 00		Chemical Classifier Strips	\$7 36	
Poly Drum	\$49 00		Sample Jars	\$5 00	
Overpack Drum (65 gallon)	\$139 00		66 Gallon Spill Pool	\$85 70	
Salvage Drum (85 gallon)	\$118 00		Ph Paper (per 100)	\$15 95	

Steel Drum open head (55 gallon)	\$72 00		Vetter Bag Sealing Pad Replacement	\$2,000 00	
Gap Seal	\$15 00		Drum Belly Patch (Strap & Pad)	\$139 00	
Plug & Patch kit	\$228 00		Grounding & Bonding Equipment	\$150 00	
Spill X (21/2 lb bottle)	\$10 83		Generator (Small)	\$1 20	per hr
Fuel Solidifier	\$15 30		Generator (Large)	\$4 10	per hr

Neutralizer, Acid (5 gal pail)	\$146 00		Generator (Light Tower)	\$10 25	hr
Neutralizer, Caustic (5 gal pail)	\$238 00		Dome Clamp/Clamps	\$250 00	per
Klor-n-Oil Kit	\$17 00		Plastic Sheeting	\$36 95	hr
Epoxy Repair Putty (per tube)	\$4 92		Throat Mics	\$50 00	eac
Unmanned Monitor	\$250 00		Hard Hat (Replacement Only)	\$8 95	
<u>MONITORING</u>					
Micro-Max Meter	\$65 00		Gieger Counter	\$50 00	
Mini Rae 2000	\$100 00		Radiation Meter 40 GL	\$100 00	
Multi Rae	\$100 00		Radiation Dosimeter	\$50 00	
Mini Rae PPB	\$100 00		Isotope Identifier	\$300 00	
Area Rae Sytems	\$450 00		Draeger IMS	\$300 00	
Wireless System for Meters	\$25 00	per meter	Industrial Gas Detector	\$100 00	
Ammonia Detector	\$25 00		AP4C WMD Detector	\$100 00	
Chlorine detector	\$25 00		Sabre 2000	\$300 00	
Portable Entry Camera System	\$750 00		APD 2000	\$300 00	
Thermal Imager	\$100 00		CAM	\$300 00	
Sensur IR/Hazmat ID	\$1,000 00		Computer w/Wireless Internet	\$125 00	
GAS ID	\$1,000 00		Digital Camera	\$10 00	
Ahura	\$1,000 00		Haz-cat Field Identification Kit	\$250 00	
Draeger Kit (not including tubes**)	\$50 00		Haz-cat White Powder Kit	\$125 00	
Draeger tubes @ actual cost					

PART II - POLICIES AND GENERAL LEGISLATION

Chapter 107, RECREATION AND PARKS ARTICLE IV, FEES FOR RECREATION FACILITIES

[amended 3-10-2005 by Ord No 611, amended 2-16-2006 by Ord No 623-06, amended 5-10-2007 by Ord No 649-2007, amended 3-27-2008 by Ord No 666-2008, amended 5-29-2008 by Ord 668-2008, amended 4-16-2009 by Ord 683-2009, amended 8-20-2009 by Ord 689-2009, amended 12-17-2009 by Ord 697-2009, amended 2-11-2010 by Ord 701-2010, Amended 6-10-2010 by Ord 704-2010, Amended 2-10-2011 by Ord 716-2011, Amended 7-28-2011 by Ord 722-2011, Amended 2-9-2012 by Ord 727-2012]

The Director of the Department of Parks and Community Renewal is hereby authorized to set fees and one time charges not specifically included in the fee schedule. The Director of the Department of Parks and Community Renewal is hereby further authorized to amend or modify any fee set forth in the fee schedule for special promotions and events. In the event that the Director shall assess, amend or modify any fee he shall file a notice of said assessment, amendment or modification with the Clerk of the Board and the Director of the Department of Finance, no less than five days prior to the effective date of the assessment, amendment or modification.

PARK FEES

ARCHERY

Intermediate Archery Lessons	\$100 per person
Private/individual and small group Archery Safety Lessons	\$25 person

MISCELLANEOUS

Rental of Tents

10 X 10	\$150 00 (plus tax)
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(plus insurance holding County of Union harmless)

20 x 20	\$200 00 (plus tax)
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(plus insurance holding County of Union harmless)

Does not include setup or takedown and is for a period of three days from pickup

12x18 signs (name and an arrow pointing to where picnic is)	\$15 - first sign
	\$10 - each add'l

18x24 signs (name and an arrow pointing to where picnic is)	\$20 00 - first sign
	\$12 - each add'l

POOLS

Swim Team pool use	\$3 00/person per day
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Swim Meet Pool Use	\$50 00 hr
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WATCHUNG STABLE

Special non-riding Equine Medical Clinics	\$25/person
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Promotional ride (buy 1 - get one ½ off)	\$14 00 IC /\$19.50 OC
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TRAILSIDE

<u>Program Length</u>	<u>Fee IC</u>	<u>Fee OC</u>
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Lectures	per hour +/-	\$10	\$12
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Nature Walks	per hour +/-	\$10	\$12
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Teacher Training	6 +/- hours		
Project Wet			\$25
Project Wild			\$15
Project Learning Tree			\$10
Project WOW			\$25
Wild School Sites			\$20
Healthy Water, Healthy People			\$10
Aquatic Wild			\$10
Photography		\$45	\$55
Trail Rides	1 5 hrs	\$38	\$50
	2 - 3 hrs	\$60	\$70
Yoga/Meditation	per hr +/-	\$15	\$20
Musical Performance Admission			\$15
Participatory Event i e Dance (swing, dance, ballroom, square, etc)			\$25
Primitive Practices/Survival	per hr +/-	\$10	\$12
	**Plus additional fee for materials		
Crafts	per 2 hrs +/-	\$15	\$20
	**Plus additional fee for materials		
Cooking	1 5hr +/-	\$15	\$20
	**Plus additional fee for materials		

*All adult programs may have additional fees added to cover the cost of supplies & materials

Mineral Show Table & Chair Rental fee (per table & 2 chairs) \$30 00

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

FIRST READING STATEMENT

Freeholder Jalloh, Policy Committee Chairman, moved Ordinance 738-2012 for First Reading and authorized the Clerk of the Board to advertise the same in accordance with the Law The Public Hearing and Final Reading are scheduled for Thursday, August 16, 2012

739-2012

AN ORDINANCE TO AMEND THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN PERTAINING TO THE APPLICATION OF WASTE MANAGEMENT OF NEW JERSEY, INC. FOR THE INCLUSION OF A CLASS C RECYCLING CENTER FACILITY LOCATED AT 847 FLORA STREET IN ELIZABETH, NEW JERSEY.

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

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

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

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

WHEREAS, the subject amendment is summarized as follows.

This Plan Amendment is prepared as a result of a determination by the UCUA:

1) FOR THE INCLUSION OF A CLASS C RECYCLING CENTER FACILITY LOCATED AT 847 FLORA STREET, ELIZABETH, NEW JERSEY, TO ACCEPT, PROCESS AND TRANSPORT CLASS C RECYCLABLE MATERIAL IN THE FORM OF SOURCE SEPARATED FOOD WASTE, VEGETATIVE FOOD WASTE, AND YARD TRIMMINGS RECOVERED FROM FACILITIES IN AND SURROUNDING THE COUNTY

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

WHEREAS, by Resolution No. 61-2012, duly adopted July 18, 2012, the UCUA approved the Plan Amendment and recommended that the Plan Amendment be approved by the Board of Chosen Freeholders of the County, after public hearing in accordance with the Solid Waste Management Act, and

WHEREAS, pursuant to and in accordance with the provisions of the Solid Waste Management Act, the Plan Amendment was presented to SWAC.

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length

2 The Plan Amendment, as prepared and recommended by the Union County Utilities Authority, is hereby adopted as an Amendment to the Union County District Solid Waste Management Plan

3. Any provision of the County Plan that is inconsistent with the Plan Amendment is hereby repealed to the extent of said inconsistency and the provisions of the Plan Amendment shall be fully effective and shall control

4 A certified copy of this Ordinance, as finally adopted, together with the Plan Amendment, shall be forwarded to the New Jersey Department of Environmental Protection, the County Clerk of the County of Union, and the Union County Utilities Authority

5. The Clerk of this Board shall publish and disseminate notice of this Ordinance as provided by law.

6 The aforesaid Plan Amendment and a copy of the transcript of the public hearing to be held at such time as may be scheduled by said Board of Chosen Freeholders, and the necessary deliberations shall be submitted to the Commissioner of the New Jersey Department of Environmental Protection.

7. This Ordinance shall take effect in the manner prescribed by law

RESULT: ADOPTED AS AMENDED [5 TO 0]; MOVER: Christopher Hudak, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Wright, Vice Chairman Carter; **ABSTAIN:** Freeholder Sullivan, **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella,

FIRST READING STATEMENT

Freeholder Hudak, Solid Waste Advisory Board Liaison, moved Ordinance 739-2012 for First Reading and authorized the Clerk of the Board to advertise the same in accordance with the Law. The Public Hearing and Final Reading are scheduled for Thursday, August 16, 2012

PRESENTATIONS TO THE BOARD

Vice Chairman Carter called upon Director of Parks and Community Renewal for a brief overview of the presentation

Director Zuber introduced Maureen Tinen, President of the Union County Economic Development Corporation. Ms. Tinen provided the Board with an overview of the UCEDC activities, their history and relationship with Union County. She thanked the Board for their commitment to the UCEDC.

Mr. Tinen presented the Clerk of the Board with a packet, which is attached

REMARKS REGARDING RUNNELLS SPECIALIZED HOSPITAL

Freeholder Sullivan said we are set to vote on a contract to Sodexo to provide dietary and housekeeping services for the next 16 months at Runnells Hospital effective September 1st. Sodexo, based in Maryland, is a leading provider of integrated food and facilities management services in the

US with over 413,000 employees in 80 countries. They serve 10 million consumers in 6,000 locations. This has been a lengthy process that we began during our budget review earlier this year and one of the areas the County Manager identified for reform in his annual message. As we noted then, Runnells Hospital continues to run at an unacceptable deficit. At the close of 2011, that deficit ballooned to \$11.3 million. This measure will save a little more than \$2 million over the contract period. Broken out, the contract will save \$443,000 for the remainder of this year, and approximately \$1.6 million next year.

Freeholder Sullivan said it should be noted that the bargaining unit representing these employees took advantage of the opportunity to submit proposals to provide dietary and housekeeping services. Unfortunately, both proposals did not come close to the savings that will be realized under Sodexo's offer. The fiscal committee discussed the final proposal tonight. Nevertheless, as part of the contract we are set to vote on tonight, the County will require the vendor to give current Runnells employees, in good standing, the first right of refusal for any employment opportunities that arise. Current employees who are re-hired by Sodexo can also realize the opportunity to approximately match the salary they were previously making.

Freeholder Sullivan stated that the staffing levels will remain approximately the same under Sodexo's contract overall for both dietary and housekeeping. Full-time employees hired by Sodexo will also have a comprehensive benefits package that will include a 401K plan, health benefits, vision plan, short term and long term disability, dental, workers compensation, domestic partnership benefits, and Counseling and Educational benefits. More than 80 full time positions will be impacted by the award of this contract. We extend our sympathies to those who will be laid off.

Freeholder Sullivan said that the County will be providing rapid response seminars on August 27th and 28th at Runnells Hospital at 9 a.m. and 1:30 p.m. in the multipurpose room there. State Department of Labor staff will be on hand to speak to employees about unemployment benefits and how to file for unemployment, resume building and resources. Representatives from the County's pensions and health benefits office and county's deferred compensation provider will also be on hand.

Finally, on another front, the County is still in the process of seeking to privatize our laundry services through public bidding at the hospital. I hope to be reporting back to you soon on this matter as well.

ORDINANCE FOR FINAL READING AND ADOPTION

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

737-2012

AN AMENDMENT TO THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN TO 1) REAFFIRM THE PRIOR INCLUSION OF THE NEW JERSEY MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY, NEW JERSEY, AS THE COUNTY'S DESIGNATED FACILITIES TO WHICH SOLID WASTE TYPES 13, 13C, 23 AND 27 ARE DIRECTED, 2) INCLUDE THE SOLID WASTE SHARED SERVICES AGREEMENT BY AND BETWEEN THE UNION COUNTY UTILITIES AUTHORITY AND THE NEW JERSEY MEADOWLANDS COMMISSION FOR THE DISPOSAL OF SOLID WASTE TYPES 13, 13C, 23 AND 27 DISPOSAL SERVICE, AND 3) TO DIRECT ALL SOLID WASTE TYPES 13, 13C, 23, AND 27 TO THE NEW JERSEY

MEADOWLANDS COMMISSION LANDFILL AND DISPOSAL FACILITIES IN KEARNY,
NEW JERSEY FOR DISPOSAL, PURSUANT TO REGULATORY WASTE FLOW
CONTROL

WHEREAS, pursuant to the Solid Waste Management Act, N.J.S.A. 13 1E-1 et seq., the County of Union is designated as a Solid Waste Management District and by law did develop and prepare a District Solid Waste Management Plan ("County Plan") that was adopted by the Union County Board of Chosen Freeholders on June 7, 1979, pursuant to and in accordance with the Solid Waste Management Act, N.J.S.A. 13.1E-1 et seq., and

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

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

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

WHEREAS, the subject amendment is summarized as follows

This Plan Amendment is prepared as a result of a determination by the UCUA to.

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

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

WHEREAS, by Resolution No 57-2012, duly adopted June 20, 2012, the UCUA approved the Plan Amendment and recommended that the Plan Amendment be approved by the Board of Chosen Freeholders of the County, after public hearing in accordance with the Solid Waste Management Act, and

WHEREAS, pursuant to and in accordance with the provisions of the Solid Waste Management Act, the Plan Amendment was presented to SWAC.

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

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

Jonathan Williams, Special Bond Council to the Union County Utilities Authority gave a brief explanation in support of the Solid Waste Management Plan

A stenographer was present and the transcript is attached

There were no comments

RESULT: ADOPTED AS AMENDED [5 TO 0]; MOVER: Christopher Hudak, Freeholder; **SECONDER:** Vernell Wnght, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Wnght, Vice Chairman Carter; **ABSTAIN:** Freeholder Sullivan; **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella,

FINAL READING STATEMENT

This meeting is open to the public for the purposes of commenting on Ordinance 737-2012 only

There were no questions.

This concludes the Public Hearing on Ordinance 737-2012

Freeholder Hudak, Solid Waste Advisory Board Liaison, moved Ordinance 737-2012 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law

PUBLIC COMMENT PORTION

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

Tina Renna, Cranford, made comments referring to Resolution 2012-612. She stated that no patronage jobs have been removed from Runnells Specialized Hospital. She made comments regarding employees of family members and supervisors making over \$100,000, having no one to supervise after being laid off from their jobs. She stated that no one was laid in off the marketing department having high paying jobs, yet hiring outside firms to do the work.

Ms. Renna made remarks about Resolution 2012-625

Finance Director of Runnells Specialized Hospital, Mike Drummond, replied to Resolution 2012-612 stated that the Director of Housekeeping will over the transportation operations and the medical equipment of the hospital

John Bury, Kenilworth, spoke about Resolutions 2012-607 and 2012-608. He asked how the tax payers will benefit. He asked if the office manager is related to Senator Lesniak.

Mr. Bury mentioned that the County gave the UCEDC \$2 million which is incorrect. He claims that he calculated to be \$2.5 million.

Maureen Tinen stated that there are many ways to stimulate the economy. The UCEDC help small business by providing them with loans for those who do not qualify through banks or mortgage companies. She stated that they create help create jobs by helping businesses get access to capital. She said jobs have a multiplier affects. She said the loans are managed under the UCEDC and supported by the County, State and Federal funding and fund raisers. She stated that there are times when the loans are not paid back, with a default rate at about 7% to 9%. Through fundraising they make up the difference. The UCEDC borrows the money and then it is lent to the clients.

Ms. Tinen added that there is no relation between the Office Manager and the Senator.

County Manager Faella stated that the dollar amount mentioned earlier is incorrect. He said the success rate for minorities and women benefit with many of the UCEDC programs.

Ms. Tinen added that 40% of our loan clients are women and minorities.

Jim Buettner, Cranford, asked for an explanation of Resolution 2012-599. He also asked why there was an increase to the appraisal firms mentioned in Resolutions 2012-604 and 2012-605. He asked if the original amount of \$10,000 for each appraisal firm has already been spent and if so, what is being purchased.

Mr. Buettner asked what equipment is being donated to Union County as per Resolution 2012-624.

Director Guzzo explained that the purpose for Resolution 2012-599. He said it is a HEART grant,

which is a first time award for homeless services. The funds are being allocated to various agencies for overnight stays and medical treatment. It is 100% grant dollars for the homeless.

Ms. Durbin-Drake explained that in reference to Resolutions 2012-604 and 2012-605, there was a small portion of the monies have been used and more is anticipated. She stated that at this point she cannot divulge any more information until the transaction is complete.

Director Moran stated that Resolution 2012-624 is for equipment for the UASI program. Morris County is acting as the purchasing agent. The equipment consists of a generator and a forklift.

RESOLUTIONS

The following Resolutions are being offered for adoption:

2012-599 FREEHOLDER BETTE JANE KOWALSKI: Awarding subcontracts, pursuant to a Request for Proposal (RFP) procurement process, under the HEARTH Emergency Solutions (HES) Grant Spending Plan in the total amount of \$507,391 for the period of August 1, 2012 through July 31, 2013 and further authorizing the transfer of funds among the agencies during the contract period should service needs change and/or if any of the various agencies fails to meet its contractual obligation.

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA;
2012-600 FREEHOLDER BETTE JANE KOWALSKI: Awarding a professional services contract to Working Your Money, LLC, East Orange, New Jersey, to provide financial literacy skills workshops to at-risk youth and families residing in Union County for the period of August 6, 2012 through December 14, 2012 in the total amount not to exceed \$5,000.

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA;
2012-601 FREEHOLDER BETTE JANE KOWALSKI: Awarding a professional services contract to Celine V. Benet, Montclair, New Jersey, to provide bilingual community relations and project management services for Youth Services' client families, affiliated non-profit organizations and corporate stakeholders throughout Union County for the period of August 6, 2012 through December 14, 2012 in the total amount not to exceed \$5,000.

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA;
2012-602 FREEHOLDER BETTE JANE KOWALSKI: Authorizing the County Manager to apply and accept the Juvenile Detention Alternative Innovations Funding Award for the sum of \$120,000 for the period of January 1, 2013 through December 31, 2013. These funds will be utilized

by the Union County Detention Alternative Initiative Local Council on Juvenile Justice System Improvement to continue funding the Evening Reporting Center and additional program services that serve youth in the local juvenile justice system

RESULT. ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-603 FREEHOLDER BETTE JANE KOWALSKI: Amending Resolution Number 2012-351, to amend the spending plan and award an additional \$7,800 00 in Juvenile Detention Alternative Initiative Funding to Rutgers University, School of Social Work for the provision of Motivational Interviewing Training Workshops, for a new total spending plan amount of \$118,946. This resolution will further authorize the County Manager to transfer funds among the funded agencies/municipalities during the contract period should service needs change and/or of any of the funded agencies/municipalities fails to meet its contractual obligation, upon approval by the Juvenile Justice Commission

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-604 FREEHOLDER DEBORAH P. SCANLON: Amending Resolution Number 2012-465, a professional service contract with Appraisal Associates, Inc., Cranford, New Jersey, to increase the cap for appraisal services in an amount not to exceed \$12,000 00, for a new total amount not to exceed \$22,000 00

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-605 FREEHOLDER DEBORAH P. SCANLON: Amending Resolution Number 2012-467, a professional service contract with Ard Appraisal Company, Clark, New Jersey, to increase the cap for appraisal services in an amount not to exceed \$12,000, for a new total amount not to exceed \$22,000 00

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-606 FREEHOLDER DANIEL P. SULLIVAN: Amending the contract with Tom Moore of Cranford, NJ (BA-86-2009) to accept the option to renew for an additional 24 months for the Warinanco Ice Skating Center Snack Bar at the rate of \$1,805 00 per month from October 6, 2012 through October 5, 2014 (Revenue Producing Contract)

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER

ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-607 FREEHOLDER DANIEL P. SULLIVAN: Authorizing the County Manager to enter into a contract with the Union County Economic Development Corporation, Union, New Jersey, for the purpose of providing general economic development services to the County of Union for the year 2012 in an amount not to exceed \$80,000

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-608 FREEHOLDER DANIEL P. SULLIVAN: Authorizing the County Manager to enter into a contract with the Union County Economic Development Corporation, Union, New Jersey, for the purpose of providing procurement training/technical assistance to private businesses in Union County for the year 2012 in an amount not to exceed \$80,000

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-609 FREEHOLDER DANIEL P. SULLIVAN: Amending Resolution Number 2010-507 to reflect a change in a HOME Program Project from Renaissance Apartments, 170-174 First Street, Elizabeth, New Jersey to Russel C. Block Apartments, 217-219 First Street, Elizabeth, New Jersey Rental Project in the amount of \$300,000 00

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-610 FREEHOLDER DANIEL P. SULLIVAN: Resolution sponsoring the General Casimir Pulaski Parade Committee of Linden in the amount of \$4,000 00

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-611 FREEHOLDER DANIEL P. SULLIVAN: Resolution sponsoring the Our Lady of Mount Carmel Society's 103rd Feast in the amount of \$4,000 00.

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-612 FREEHOLDER VERNELL WRIGHT: Authorizing the County Manager to award a

contract to Sodexo, Inc , Gaithersburg, Maryland, to provide dietary and housekeeping services for Runnells Specialized Hospital for a contract period of 16 months, effective September 1, 2012 through December 31, 2013, in an amount not to exceed \$8,428,872 00, representing an anticipated total cost savings of \$2,040,728 00 This contract offers the County of Union an initial option to extend for an additional 24 months (through December 31, 2015) and a second option to extend for an additional 20 months (through August 31, 2017)

RESULT. ADOPTED [UNANIMOUS]; MOVER: DANIEL P. SULLIVAN, VERNELL WRIGHT; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-613 CHAIRMAN ALEXANDER MIRABELLA: Authorizing the Office of the Union County Prosecutor's Office to enter into a professional services agreement with Cortney B Boccardi, a DNA Consultant, for the period of July 30, 2012 through July 29, 2013 at an hourly rate of \$50 in an amount not to exceed \$90,000 00

RESULT ADOPTED [UNANIMOUS]; MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES. FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-614 CHAIRMAN ALEXANDER MIRABELLA: Authorizing the Union County Prosecutor's Office to enter into a contract with Thermo Electron Corporation c/o Ahura Scientific Inc , to provide to The Union County Lab a Refurbished AhuraFD with a two year warranty in the amount of \$31,800

RESULT. ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-615 CHAIRMAN ALEXANDER MIRABELLA: Amending Resolution Number 2012-17, a contract with Ruderman & Glickman, P.C., Springfield, New Jersey special counsel for personnel affairs to increase the cap for legal services in the amount of \$55,000 for an amount not to exceed \$130,000

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-616 CHAIRMAN ALEXANDER MIRABELLA: Renewing the Third Party Administration Contract for general liability, professional liability and employment practices with Dietz and Hammer Risk Solutions, Newton, New Jersey for an annual amount not to exceed \$97,500 00 (No increase from last year)

RESULT ADOPTED [UNANIMOUS], MOVER DANIEL P. SULLIVAN, FREEHOLDER; SECONDER MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER

SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-617 CHAIRMAN ALEXANDER MIRABELLA: Renewing the professional liability insurance for Runnells staff doctors with Princeton Insurance Company, Princeton, New Jersey, from July 1, 2012 through June 30, 2013 in an amount not to exceed \$19,558.44 (10% decrease from last year)

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-618 CHAIRMAN ALEXANDER MIRABELLA: Resolution authorizing employee tuition reimbursement for Kean University for the following programs Certificate in Public Administration Program, Certificate in Public Administration and Certificate in Public Administration Enhancement Program. The County will partially reimburse the cost of tuition and course fees, excluding books and miscellaneous expenses for qualified employees from January 1, 2012 through December 31, 2012 in a total amount for the programs not exceed \$40,000.

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-619 CHAIRMAN ALEXANDER MIRABELLA: Resolution granting permission to the Borough of Roselle Park to hang a banner on Chestnut Street and Grant Avenue from July 1, 2012 to October 31, 2012 for the Roselle Park Farmer's Market

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-620 CHAIRMAN ALEXANDER MIRABELLA: Resolution concurring with the Township of Berkeley Heights granting permission to Smith Chiropractic to hang a banner on Springfield Avenue from August 13, 2012 to September 17, 2012 for the Annual 5K Chanty Road Race and Fitness Walk which is to be held on Sunday, September 16, 2012

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-621 CHAIRMAN ALEXANDER MIRABELLA: Authorizing the County Manager to enter into an Emergency Subscriber List Service Agreement with Verizon, for a three (3) year period, at the rate of \$262 per month, beginning on August 1, 2012 through July 31, 2015 in the total amount of \$9,432 00 , to update the Emergency Alert Response System

RESULT ADOPTED [UNANIMOUS]; MOVER: DANIEL P. SULLIVAN, FREEHOLDER; SECONDER: MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER

ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-622 CHAIRMAN ALEXANDER MIRABELLA: Authorizing the County Manager to auction off unclaimed personal property, obsolete property and surplus property. The sale of the property will be conducted through Auction Liquidation Services and DBA USGOVBID.COM

RESULT ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT. FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-623 CHAIRMAN ALEXANDER MIRABELLA: Authorizing the County Manager to enter into a contract with Atlantic Diagnostic Laboratories, Bensalem, Pennsylvania, for the purpose of providing toxicology services for the contract period of August 1, 2012 through July 31, 2013 in an amount not to exceed \$60,000.00.

RESULT ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-624 CHAIRMAN ALEXANDER MIRABELLA: Authorizing the County Manager to accept two (2) pieces of Homeland Security Equipment, purchased by Morris County through the Urban Area Security Initiative grant initiative in the combined amount of \$159,480.75, to enhance the County of Union's response capabilities

RESULT ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-625 CHAIRMAN ALEXANDER MIRABELLA: Authorizing settlement in the matter entitled Stephen McGuire v. Office of the Union County Prosecutor, et al, Docket No 11-CV-01989 in the total amount, including insurance contribution, of \$250,000.00

RESULT: ADOPTED [UNANIMOUS]; MOVER: DANIEL P. SULLIVAN, FREEHOLDER; SECONDER: MOHAMED S. JALLOH, FREEHOLDER; AYES: FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT: FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; FREEHOLDER SPONSORED RESOLUTIONS

2012-626 FREEHOLDER ANGEL G. ESTRADA: Recognizing July 28, 2012 as the 191st Anniversary of the National Independence of Peru

RESULT. ADOPTED [UNANIMOUS], MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER

SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-627 FREEHOLDER CHRISTOPHER HUDAK: Resolution congratulating Dr Susanne Piatek Miskiewicz on her selection as the 2012 Linden Pulaski Parade Marshal; Maria Gabryszewska on her selection as the 2012 Linden Miss Polonia, and Alexa Leigh Domenico on her selection as the 2012 Linden Junior Miss Polonia

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-628 FREEHOLDER MOHAMED S. JALLOH: Resolution congratulating Anthony Louis Terrezza, Sr., on celebrating his 100th birthday

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-629 CHAIRMAN ALEXANDER MIRABELLA: Congratulating the Summit Volunteer First Aid Squad as they celebrate their 50th Anniversary of "Neighbors Helping Neighbors "

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-630 CHAIRMAN ALEXANDER MIRABELLA: Proclaiming Friday, September 21, 2012 as POW/MIA Remembrance Day in Union County.

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-631 CHAIRMAN ALEXANDER MIRABELLA: Congratulating the Greater Elizabeth Chamber of Commerce and the honorees of their 15th Annual Dinner to be held September 12, 2012.

RESULT ADOPTED [UNANIMOUS]; MOVER. DANIEL P. SULLIVAN, FREEHOLDER; SECONDER. MOHAMED S. JALLOH, FREEHOLDER; AYES FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-632 CHAIRMAN MIRABELLA CHAIRMAN MIRABELLA AND THE ENTIRE BOARD: Expressing the Board's deepest sympathies to the family of Amber Wilson of Linden, New Jersey in this their time of sorrow.

RESULT: ADOPTED [UNANIMOUS], MOVER: DANIEL P. SULLIVAN, FREEHOLDER; SECONDER: MOHAMED S. JALLOH, FREEHOLDER; AYES: FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT: FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; 2012-633 CHAIRMAN MIRABELLA CHAIRMAN MIRABELLA AND THE ENTIRE BOARD: Laudatory resolution congratulating Union County Clerk Joanne Rajoppi on her recent swearing in as President of the International Association of Clerks, Records, Elected Officials and Treasures (IACREOT) on June 30, 2012

RESULT: ADOPTED [UNANIMOUS]; MOVER: DANIEL P. SULLIVAN, FREEHOLDER; SECONDER: MOHAMED S. JALLOH, FREEHOLDER; AYES: FREEHOLDER ESTRADA, FREEHOLDER HUDAK, FREEHOLDER JALLOH, FREEHOLDER SULLIVAN, FREEHOLDER WRIGHT, VICE CHAIRMAN CARTER; ABSENT: FREEHOLDER KOWALSKI, FREEHOLDER SCANLON, CHAIRMAN MIRABELLA; PUBLIC COMMENT PORTION

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

George Alvarez, "Coach George" Linden, thanked the Board for the new turf fields at Wheeler Park.

Vice Chairman Carter thanked Mr. Alvarez for volunteering his time to the kids

Mr. Lewis, Linden, thanked the Board for the turf fields

Greg Casco, Westfield, made comments regarding the Hawk Light on Central Avenue in Westfield and said he is opposed to it. He said the a Council Member of Westfield advised him that it was the County's decision to have the light installed at the mid-block location. He gave statistics about the light. He said the accident reports contain false information. He spoke about the Pennoni reports

Maria Carluccio, Westfield, also spoke about the Hawk Light. She stated that there were no accidents in that location prior to the light being installed. She stated that kids and adults are afraid of the light, adding the drivers are confused. She thanked the Board for asking Pennoni to come and look at the light again

Adina Enclusco, Westfield resident, stated that the location of the light has been installed in front of her property. She said it is unsafe for everyone. She gave some scenarios of what has been happening since the installation of the light. She also added that the Mayor of Westfield has a false diagram and the data is false.

John Bury, Kenilworth, mentioned that amounts given to the UCEDC. He asked who will be paying for the loans if they default. He asked if the Board has any input or influence relative to the loans

County Manager Faella stated that funding is recorded in the check registry. The funding comes from grant dollars. He added that the County is not responsible for any loans that have defaulted

Tina Renna, Cranford, is still confused about the job description of the supervisor at Runnells Specialized Hospital. She spoke about two Memos addressed to the former Deputy County

Manager and copied the Clerk of the Board and the Freeholder Board from the former County Manager recusing himself from companies and/or projects pertaining to Birdsall Engineering and the Union County Performing Arts Center. She asked why he had to recuse himself. She submitted copies of the Memos to the Clerk of the Board, which are attached.

Ms. Renna stated that the UCEDC is well known and has an excellent reputation. She is opposed to the Union County Alliance.

Lewis Wilden, Bogota, asked the Board to support a resolution to "Stop the Bailouts," by joining Essex, Hudson, Middlesex and Mercer Counties. He provided the Clerk of the Board with some information, which is attached.

Vice Chairman Carter stated that the Board will review the information provided and thanked him for attending the meeting.

Jim Buettner, Cranford, asked if the information Mr. Wilden provided the Clerk could be made available on the County's website.

FREEHOLDER REPORTS AND COMMENTS

Freeholder Sullivan made comments regarding the Hawk Light that was installed on Central Avenue in Westfield. He said the Councilman who provided the Westfield resident with the information that the County decided where the light should be located is incorrect. He said it was not a County decision, and there is nothing done on County roads without the complete endorsement of the town and state.

Freeholder Sullivan stated that in reference to the UCEDC, the County has been associated with them for more than 10 years and they have always received \$160,000 in County dollars. He said the Community Block Grant dollars have been severely reduced. He stated that the UCEDC has a loan committee for small businesses in Union County. The County has never been liable for those loans.

Freeholder Wright stated that on July 12, the National Endowment for the Arts announced 80 "Our Town" grant award recipients. She was pleased to announce that the City of Rahway is among those, and will be receiving a grant of \$75,000. These funds will enable the Union County Performing Arts Center, in conjunction with the Rahway Redevelopment Agency, the Arts Guild of New Jersey, and other artistic and community partners to collaborate on RAHWAY ARTsPART, a series of creative performances and community engagement activities.

Freeholder Wright said she is very proud that the NEA has recognized the creative potential of the Union County arts community, and she is looking forward to seeing this award bring enjoyment and enrichment to the lives of the citizens of Rahway and Union County.

County Manager Faella spoke about the tabletop exercise at Kean University. He said there were various departments from the County, Fire and Police Department, and non-profit organizations. He said the exercise was to test our capabilities during emergencies. He thanked everyone who performs these duties on a daily basis.

Vice Chairman Carter stated that it is the tenth anniversary of the College for Teens program, which began in 2002 under the stewardship of former Freeholder Lewis Mingo. Freeholder Mingo recognized, as we all do, that many Union County high school students could benefit from a

summer college prep program that develops both academic and leadership skills. That program is still going strong today and it has served more than 1,000 young Union County residents. College for Teens provides students with some early insights into their potential for advancing in high-growth fields including business, criminal justice, health care, and web design. They also get to experience life on a real college campus, which can help make a smoother transition to a successful freshman year.

Vice Chairman Carter said earlier this week she had the pleasure of meeting our 2012 College for Teens participants, and it made me very proud to know that the Union County community is supporting this group of very bright and enthusiastic young people. These are some of the civic leaders of tomorrow, and I am looking forward to hearing of their progress in the years to come.

EXECUTIVE SESSION

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

- 1) Attorney-Client Privileged Communication and potential settlement in the matter of Foti v County of Union, et al

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 privileged communication and potential settlement in the matter of Foti v County of Union, et al.

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 will not take formal action on the matters discussed.

Motion to enter Executive Session

RESULT: ADOPTED [5 TO 0]; MOVER: Mohamed S. Jalloh, Freeholder; **SECONDER:** Vernell Wright, Freeholder; **AYES:** Freeholder Estrada, Freeholder Jalloh, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter; **ABSENT:** Freeholder Kowalski, Freeholder Scanlon, Chairman Mirabella, **AWAY:** Freeholder Hudak,

Motion to return from Executive Session

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

ADJOURNMENT

Motion to adjourn the meeting at 8:53 PM

RESULT: ADOPTED [UNANIMOUS]; MOVER: Mohamed S. Jalloh, Freeholder; **SECONDER:** Vernell Wright, Freeholder; **AYES:** Freeholder Estrada, Freeholder Hudak,

Freeholder Jalloh, Freeholder Sullivan, Freeholder Wright, Vice Chairman Carter; ABSENT:
Freeholder Kowalski, Freeholder Scanlon, 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

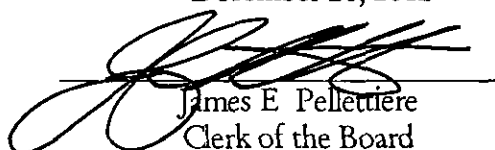
October 18, 2012

November 8, 2012

November 29, 2012

December 6, 2012

December 20, 2012



James E. Pelletiere
Clerk of the Board

JEP mb

Summary of Programs & Services

UCEDC, a non-profit economic development corporation, is dedicated to stimulating economic growth for small businesses throughout New Jersey by providing them with resources and solutions for business expansion. Since 1977, UCEDC has helped entrepreneurs open their doors and assisted established businesses expand into new markets through innovative lending, comprehensive training initiatives and government procurement programs.



Financing

Access to capital is often a business owner's largest hurdle. We offer a variety of financing programs to meet your needs at every stage of your business's growth. From microloans to SBA 7(a) loans to business growth funds, our staff will work to find the solution that's right for you.

Government Contracting

Federal, state and local government agencies spend billions of dollars each year buying goods and services from small businesses, just like yours. UCEDC can help you break into this lucrative market through free specialized training programs, one-on-one counseling services, and assistance in preparing bids.

Training

Whether you're looking for short presentations, day-long workshops, or intensive courses, UCEDC has the training and technical assistance you need to succeed. Our training professionals will help you master a wide variety of business and financial topics.

Business Tools

UCEDC produces a wide array of business resource reports to provide you with the insights you need to make smart decisions. Market data, commercial real estate information, demographic analyses, and comprehensive contact lists for business advocacy organizations and agencies are just a few of the vital reports you'll find, free of charge.



Resources & Solutions for Small Business

Line of Credit for Small Businesses

UCEDC is pleased to offer lines of credit to start-up and existing business owners in Union County. Now, you can take control of your cash flow, with access to capital when you need it.

With credit lines ranging from \$5,000 to \$15,000, you'll be better positioned to cover ongoing operational needs, quickly take advantage of new opportunities, or meet expenses in an emergency.



- Purchase supplies or inventory
- Finance accounts receivable
- Augment seasonal working capital

We offer a fixed rate of 10.25%, so you won't have to worry about variable rate hikes. Lines of credit are for a one-year renewable term with no

"clean-up" period required. That gives you even more flexibility in the way you manage your line.

UCEDC's professional finance staff will work closely with you to find the right financing product for your specific business needs.

Contact us today to get started!



Ellen McHenry
Senior Director of Financial Programs
emchenry@ucedc.com
908-527-1166

**UCEDC
Annual Presentation to
Union County Board of Chosen Freeholders
July 19, 2012**

BACKGROUND

- Thank you for three decades of support
- Freeholders formed UCEDC in partnership with the business and labor groups in 1977
- Freeholder Sullivan, UCEDC board member, ensures exchange of information and represents the County of Union at UCEDC Board of Trustees meetings
- We work in concert with County Manager Al Faella and Director Cherron Rountree
- Union County partners with UCEDC on two contracts: US Dept. of Defense Procurement Technical Assistance Center (PTAC) & general economic development services for Union County (loans, reports, training & mentoring in English & Spanish)
- Funding has remained flat for ten years
- County funding exclusively serves Union County businesses
- Union County funding represents a partial match for state and federal contracts

**UCEDC
UNION COUNTY ACTIVITIES REVIEW
2011**

- **Lending Past 5 Years**
 - Fifty loans
 - \$1.4 million lent
 - Total project costs: \$2.6 million
 - Created jobs: 105 Retained: 417
 - Childcare slots created/retained: 18/405
- **Training & Mentoring**
 - 166 initial inquiries of business assistance (English & Spanish)
 - 222 clients received 248 hours of one-on-one mentoring
 - Held a seven-week Entrepreneurial Training Program
 - Held a specialized 5 week business plan training course for Union County based childcare centers (10 centers participated)
 - Produced 14 financial/business literacy workshops (6 geared to the Hispanic business community) with 316 attendees
- **Procurement Technical Assistance Program**
 - \$190 million+ in contracts for Union County businesses
 - 3,400 Union County jobs created or retained
 - 850 clients received contracting information
 - 7620 contracts awarded
 - 200+ bid-match clients 40,000 bid matches (approximation)
 - 28 technical training seminars on government contracting
 - 1,000+ attendees
 - 570 Initial counseling sessions
 - 1250 follow up sessions with small businesses
 - 15 client site visits
 - Co-sponsored three expos involving government procurement
 - Alliance Mid-Atlantic Assoc (Produced two sessions on gov contracting)
 - NJAWBO
 - Picatinny Arsenal

- **Business Information**
 - UC Resource Guide (Spanish & English)
 - UC Major Employers List
 - UC Major Development Projects Report
 - UC Demographic Profile
 - US Key elected Officials Guide
 - UC Business Property Guide (four editions)
- **Community Service: Staff served on Local Boards**
 - Greater Elizabeth Chamber of Commerce
 - UC Employers Legislative Committee (Chair)
 - Union Township Chamber of Commerce
 - Community Coordinated Child Care of Union County (Chair)
 - Linden Industrial Assoc
 - United Way of Union County
 - Kean SBDC Advisory Board
 - Union County SCORE Advisory Board

RECENT HIGHLIGHTS

- Co-sponsored & Promoted all 5 Union County Means Business (UCMB) events
 - Served as lead agency, provided curriculum, and speakers for two events
 - Worked with county staff on the UCMB newsletter/ provided content
- Worked with county staff to provide enhancement to the county web site on business resources from all levels of government
- Developed a special “Line of Credit” loan product exclusively for Union County businesses
- Held a “loan Sale” for Union County Businesses
- 2012. UCEDC Became an SBA 7a loan provider
- 2012 UCEDC Became an SBA 504 loan provider



**DEFENSE CONTRACT MANAGEMENT AGENCY
SMALL BUSINESS CENTER - EAST DIVISION
BUILDING 93, ARDEC
PICATINNY ARSENAL, NEW JERSEY 07806-5000**

April 14th, 2011

SUBJECT: Procurement Technical Assistance Program Performance Review

Union County Economic Development Corporation
1085 Morris Avenue
Union, New Jersey 07083

ATTENTION Maryann Williams, Director, Procurement Technical Assistance Center

References DCMA Small Business Center-East Division Procurement Technical Assistance Program Performance Review dated 11 February 2011

Dear Ms Williams;

On 11 February 2011, the Assistant Director of Small Business, DCMA Small Business Center East Division, conducted a Review of the PTAC Agreements # SP4800-09-2-0869 (FY 2009 - 2011), Cage Code 1P9R4, Dun 091861526 awarded to your agency.

Overall, the programs review was rated as **HIGHLY SUCCESSFUL**. The individual elements were rated as follows

a.	Performance Rating	HIGHLY SUCCESSFUL
b.	Management Rating	HIGHLY SUCCESSFUL
c.	Technical Qualifications Rating:	HIGHLY SUCCESSFUL
d.	Financial	ACCEPTABLE

OVERALL RATING HIGHLY SUCCEFUL

Recommendations

- Continue to increase sponsoring workshops / seminars and training to provide additional effort towards Small Business concerns, Veteran Owned Small Business, Services Disabled Veteran Owned Small Business and Alaskan Native Corporation to further enhance their capabilities
- Assist in outreach efforts when opportunity is presented for American Indian program and Alaskan Native program
- Increase additional Contract Administration and Procurement Training

If I can be of further assistance, please feel free to call me at (973) 724-8285 or email Benjamin.Artis@DCMA.MIL.

Sincerely,

/s/ BENJAMIN ARTIS
ASSISTANT DIRECTOR FOR SMALL BUSINESS

Cc: Maureen Tinen, UCEDC President
Thomas Watkins, Div Chief, DCMA Small Business Operation Center – East Division
Defense Logistics Agency SB Program, Ft. Belvoir, Va.

UNION COUNTY
BOARD OF CHOSEN FREEHOLDERS
PUBLIC HEARING

Certified
Transcript

IN RE: :
: TRANSCRIPT
ORDINANCE 737-2012 : OF
FINAL READING : PROCEEDINGS
:

UNION COUNTY ADMINISTRATION BUILDING
10 ELIZABETHTOWN PLAZA
ELIZABETH, NEW JERSEY

REGULAR MEETING
THURSDAY, JULY 19, 2012
Commencing 7:00 p.m.

B E F O R E:

LINDA CARTER, Acting Chairman
ANGEL G. ESTRADA
CHRISTOPHER HUDAK
MOHAMED S. JALLOH
DANIEL P. SULLIVAN
VERNELL WRIGHT

A L S O P R E S E N T:

ALFRED J. FAELLA, County Manager
ROBERT E. BARRY, ESQUIRE, County Counsel
JAMES E. PELLETTIERE, Board Clerk

Job No. NJ405118

1 CHAIRMAN CARTER: Would you please read
2 the statement of compliance with the Open Public
3 Meetings Act.

4 MR. PELLETTIERE: The Chair wishes to
5 announce that pursuant to requirements of the New
6 Jersey Statutes Annotated Title X, Chapter IV,
7 Section X of the Open Public Meetings Act, adequate
8 notice of this meeting of the Board of Chosen
9 Freeholders of the County of Union, has given by mail
10 the annual meeting schedule for the year 2012, along
11 with periodic changes necessitated by circumstances,
12 to the newspapers circulating within the County of
13 Union who are designated to receive such notice, and
14 by posting the annual meeting schedule for the year
15 2012 in the administration building, and further by
16 filing the annual meeting schedule for the year 2012
17 in the office of the County Clerk.

18 CHAIRMAN CARTER: Thank you. Approval of
19 Communications, may I have a motion to approve
20 communications?

21 FREEHOLDER JALLOH: So moved.

22 CHAIRMAN CARTER: Can I have a second?

23 FREEHOLDER SULLIVAN: Seconded.

24 CHAIRMAN CARTER: It's been moved and
25 properly seconded, Freeholder Jalloh, Freeholder

1 Sullivan.

2 Clerk, may I have a roll-call?

3 MR. PELLETTIERE: Freeholder Estrada?

4 CHAIRMAN CARTER: He stepped down.

5 MR. PELLETTIERE: Freeholder Hudak.

6 FREEHOLDER HUDAK: Aye.

7 MR. PELLETTIERE: Freeholder Jalloh?

8 FREEHOLDER JALLOH: Aye.

9 MR. PELLETTIERE: Freeholder Sullivan?

10 FREEHOLDER SULLIVAN: Aye.

11 MR. PELLETTIERE: Freeholder Wright?

12 FREEHOLDER WRIGHT: Aye.

13 MR. PELLETTIERE: Chairman Carter?

14 CHAIRMAN CARTER: Yes.

15 MR. PELLETTIERE: Chairman, you have five
16 votes in the affirmative.

17 CHAIRMAN CARTER: Thank you. Can I have
18 a motion to approve the minutes?

19 FREEHOLDER SULLIVAN: So moved.

20 FREEHOLDER JALLOH: Seconded.

21 CHAIRMAN CARTER: It's been moved by
22 Freeholder Sullivan, seconded by Freeholder Jalloh.

23 Can we have a roll-call?

24 MR. PELLETTIERE: Freeholder Hudak?

25 FREEHOLDER HUDAK: Aye.

1 MR. PELLETTIERE: Freeholder Jalloh?

2 FREEHOLDER JALLOH: Aye.

3 MR. PELLETTIERE: Freeholder Sullivan?

4 FREEHOLDER SULLIVAN: Aye.

5 MR. PELLETTIERE: Freeholder Wright?

6 FREEHOLDER WRIGHT: Yes.

7 MR. PELLETTIERE: Chairman Carter?

8 CHAIRMAN CARTER: Yes. And just for the
9 record because unfortunately, I'm sorry, I didn't
10 read, but it was the April 19th, April 26th Executive
11 Session, and the May 17th Executive Session, but
12 everybody else appeared at that. I just want to make
13 sure it appeared in the record.

14 MR. PELLETTIERE: Chairman, you have five
15 votes in the affirmative.

16 CHAIRMAN CARTER: Thank you. At this
17 time I'm going to Ordinance 737-2012, could we move
18 that a little bit further down, I think we have to
19 wait a few more minutes. We have to wait for the
20 court reporter so we're going to move that. Is
21 everybody okay with that?

22 All right, then I'm going to move down to
23 Ordinance for First Reading. Clerk of the Board,
24 please read Ordinance 738-2012 by title.

25 (Board moves onto other agenda items.)

1 CHAIRMAN CARTER: Before we move on with
2 the agenda, we actually are going to go back to our
3 Ordinance for Final Reading and Adoption at this time
4 -- of the public hearing, I'm sorry. Is everybody
5 okay with that, Freeholders? Thank you. I'm going
6 to ask Jonathan to come up.

7 In accordance with the requirements of
8 Solid Waste Management Act we will now proceed to the
9 public hearing on the proposed ordinances, and I'm
10 going ask the clerk to please read the Ordinance.

11 MR. PELLETTIERE: Ordinance 737-2012, an
12 amendment to the Union County District Solid Waste
13 Plan to, one, reaffirm the prior inclusion of the New
14 Jersey Meadowlands Commission landfill and disposal
15 facilities in Kearney, New Jersey as the County's
16 designated facilities to which solid waste types 13,
17 13C, 23 and 27 are directed; two, include the Solid
18 Waste Shared Services Agreement by and between the
19 Union County Utilities Authority and the New Jersey
20 Meadowlands Commission for the disposal of solid
21 waste types 13, 13C, 23 and 27 disposal service; and
22 three, to direct all solid waste types 13, 13C, 23,
23 and 27 to the New Jersey Meadowlands Commission
24 landfill and disposal facilities in Kearney, New
25 Jersey for disposal pursuant to regulatory waste flow

1 control.

2 CHAIRMAN CARTER: Thank you. And at this
3 time may I ask Jonathan...

4 MR. WILLIAMS: Good evening, everyone.
5 Good evening, Madam Chair and members of the board.
6 My name is Jonathan Williams and I serve as special
7 counsel to the Union County Utilities Authority.

8 I'm here tonight to make a brief
9 presentation in support of the second reading of the
10 Ordinance which is before you tonight and to
11 establish a record for the public hearing which is
12 required by law for the adoption of a formal plan
13 amendment to the Union County Solid Waste Management
14 Plan.

15 I would like to say that historically
16 these waste types, which for the most part all of you
17 would think of as bulky waste, have gone to the
18 transload facility most recently and have been
19 shipped by rail out-of-state.

20 On June the 15th we were notified that
21 the facility in Newark, which was the recipient of
22 waste by Waste Flow Ordinance previously adopted by
23 this board and part of the County's Solid Waste
24 Management Plan, would cease to accept -- would no
25 longer be able to accept waste for economic reasons

1 and they were unable to continue to perform that
2 service on behalf of the County.

3 The Union County Utilities Authority
4 immediately took action to secure a replacement
5 facility by negotiating, which it is permitted to do
6 by law, with the New Jersey Meadowlands Commission
7 for receipt of that waste stream at the Meadowlands
8 Commission landfills in Bergen County.

9 The price which was previously being paid
10 for disposal of this waste was significantly reduced
11 as a result of this emergent action and the necessity
12 resulting from the failure of transload to continue
13 to accept the waste stream.

14 The earlier contract, the one which was
15 breached by the failure of transload and the railroad
16 to accept the waste, was publicly bid in accordance
17 with law. And the Meadowlands Commission, because it
18 is a Governmentally owned facility, we were able to
19 contract with them directly. The UCUA has done so on
20 an emergent basis for up to 1 year.

21 It is the intention of the UCUA to secure
22 regulatory approval for this plan amendment, should
23 this board adopt the plan amendment tonight, to
24 secure regulatory approval from the NJDEP. The
25 Authority has been working with the department in

1 order to keep them advised as to the necessity for
2 the action which the board has taken. The DEP has
3 been extremely helpful in working with the Authority
4 to implement this new plan, and the reduced price
5 served as an incentive for the waste stream to go to
6 the Meadowlands rather than to the facility in
7 Newark.

8 I will tell you that on a voluntary basis
9 because right now there is no regulatory flow control
10 allowing for the waste stream to go to the facility
11 at the Meadowlands, the waste stream levels have been
12 maintained voluntarily by the haulers doing business
13 with this waste stream and the county.

14 I think the new price, which is lower,
15 has served as an incentive and it is the intention of
16 the Authority to go out for public bid in order to
17 secure the lowest possible price for the disposal of
18 this waste stream going forward.

19 For every ton of this waste which is
20 collected at the Meadowlands the Authority collects
21 roughly \$29 which is used for debt service on the
22 solid waste facility debt, which this board is very
23 familiar with, and which is being repaid over time as
24 a result of the refinancing which was previously done
25 at the resource recovery facility.

1 As this is a second reading tonight, it
2 would be our intention to immediately upon an
3 affirmative vote by this board, send all the
4 necessary documentation and notices which were
5 published in accordance with law, down to the
6 department and seek regulatory approval from the
7 department as they're able to review the documents
8 which we submit to them.

9 The only other thing I would mention is
10 that in accordance with the necessary -- the statute
11 which is being followed here, we did give notice --
12 the Utilities Authority gave notice to the Solid
13 Waste Advisory Council for the County which met last
14 week at the Utilities Authority to consider the plan
15 amendment and we did consult with them, as is
16 required by law.

17 I would be happy to answer any questions
18 about the proposed plan amendment should they come up
19 now or after you receive public comment.

20 CHAIRMAN CARTER: Thank you. Any
21 questions at this point, Freeholders? Seeing none at
22 this point...

23 MR. BARRY: Madam Chair, if I may, just
24 to add also in terms of your preliminary comments and
25 the reading of the Ordinance into the record, along

1 with a couple of sentences I think when John first
2 opened, we are taping this and will provide a
3 verbatim transcript of those comments and currently
4 we have a court reporter present who will continue
5 with the verbatim transcript for the rest of the
6 public record.

7 CHAIRMAN CARTER: Thank you, I appreciate
8 it. Seeing no questions, I will now open this
9 meeting, it's open to public comments for the purpose
10 of commenting on Ordinance 737-2012 only. Kindly
11 state your name and town of residence for the record
12 and adhere to the five-minute time limit.

13 Seeing no one, this concludes the public
14 hearing on Ordinance 737-2012. I'm going to ask
15 Freeholder Hudak to please move the Ordinance.

16 FREEHOLDER HUDAK: Thank you, Madam
17 Chair. I wish to move Ordinance 737-2012 for final
18 reading and authorize the clerk of the board to
19 advertise the same in accordance with the law.

20 CHAIRMAN CARTER: Thank you. May I have
21 a second?

22 FREEHOLDER WRIGHT: Seconded.

23 CHAIRMAN CARTER: Second by Freeholder
24 Wright. May I have a roll-call, please?

25 MR. PELLETTIERE: Freeholder Estrada?

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FREEHOLDER ESTRADA: Yes on 737.

MR. PELLETTIERE: Freeholder Hudak?

FREEHOLDER HUDAK: Aye.

MR. PELLETTIERE: Freeholder Jalloh?

FREEHOLDER JALLOH: Aye.

MR. PELLETTIERE: Freeholder Sullivan?

FREEHOLDER SULLIVAN: Abstain.

MR. PELLETTIERE: Freeholder Wright?

FREEHOLDER WRIGHT: Yes.

MR. PELLETTIERE: And Chairman Carter?

CHAIRMAN CARTER: Yes.

MR. PELLETTIERE: Chairman, you have five
votes in the affirmative, one abstention.

CHAIRMAN CARTER: Thank you.
Freeholders, we'll move back to the agenda portion,
we were at public comment portion for the resolutions
to be adopted tonight.

(Time noted, 7:30 p.m.)

C E R T I F I C A T E

I, ANGELA C. BUONANTUONO, a Notary Public and Shorthand Reporter in the State of New Jersey, certify that the foregoing is a true and accurate transcript of the hearing on the date and place hereinbefore set forth.

I DO FURTHER CERTIFY that the foregoing is a true and accurate transcript of the testimony as taken stenographically by and before me at the time, place and on the date hereinbefore set forth.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

Angela C. Buonantuono am

Angela C. Buonantuono, RPR, CCR, CLR

License No. 30XI00233100

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COUNTY OF UNION

OFFICE OF THE COUNTY MANAGER
George W. Devanney, County Manager

**BOARD OF
CHOSEN FREEHOLDERS**

DEBORAH P. SCANLON
Chairman

ALEXANDER MIRABELLA
Vice Chairman

LINDA CARTER

ANGEL G. ESTRADA

CHRISTOPHER HUDAK

MOHAMED S. JALLOH

BETTE JANE KOWALSKI

DANIEL P. SULLIVAN

NANCY WARD

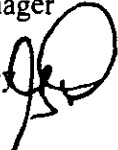
GEORGE W. DEVANNEY
County Manager

M. ELIZABETH GENIEVICH,
C.M.C., M.P.A.
*Deputy County Manager/
Director of Administrative
Services*

ROBERT E. BARRY, ESQ.
County Counsel

NICOLE L. DIRADO
C.M.C., M.P.A.
Clerk of the Board

TO: M. Elizabeth Genievich
Deputy County Manager

FROM: George W. Devanney 
County Manager

DATE: July 14, 2011

RE: Recusal

Cc: Deborah P. Scanlon, Chairman
Union County Board of Chosen Freeholder
Robert E. Barry, Esq., County Counsel
Sharda Badri, Office Manager
Vikki Durban-Drake, Director
Open Space
Al Faella, Director, Parks & Community Renewal
Joseph Graziano, Director,
Engineering, Public Works and Facilities

In order to avoid any appearance of conflict of interest in matters pertaining to the following companies and/or projects

**Birdsall Engineering Group/Birdsall Service Group/
PMK Group**

I am delegating the responsibility and authority in the handling of any such matters to you. Please ensure that I am screened from any such information or communication on any such matters. By copy of this memorandum I am instructing Sharda Badri to ensure that I do not receive any communication of any matters affecting the aforementioned company or project. Further, if she has any questions, she should contact you.

ADMINISTRATION BUILDING

Elizabethtown Plaza

Elizabeth NJ 07207

(908) 527-4200

fax (908) 289-0180

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COUNTY OF UNION

OFFICE OF THE COUNTY MANAGER

George W. Devanney, County Manager

BOARD OF CHOSEN FREEHOLDERS

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Chairman

ALEXANDER MIRABELLA
Vice Chairman

LINDA CARTER

ANGEL G. ESTRADA

CHRISTOPHER HUDAK

MOHAMED S. JALLOH

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NANCY WARD

GEORGE W. DEVANNEY
County Manager

M. ELIZABETH GENIEVICH,
C.M.C., M.P.A.
*Deputy County Manager/
Director of Administrative
Services*

ROBERT E. BARRY, ESQ.
County Counsel

NICOLE L. DIRADO,
C.M.C., M.P.A.
Clerk of the Board

TO M. Elizabeth Genievich
Deputy County Manager

FROM George W. Devanney
County Manager

DATE July 7, 2011

RE Recusal

Cc Deborah P. Scanlon, Chairman
Union County Board of Chosen Freeholder
Robert E. Barry, Esq., County Counsel
Sharda Badri, Office Manager
Vikki Durban-Drake, Director
Open Space

In order to avoid any appearance of conflict of interest in matters pertaining to the following companies and/or projects

Union County Performing Art Center

I am delegating the responsibility and authority in the handling of any such matters to you. Please ensure that I am screened from any such information or communication on any such matters. By copy of this memorandum I am instructing Sharda Badri to ensure that I do not receive any communication of any matters affecting the aforementioned company or project. Further, if she has any questions, she should contact you.

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Elizabeth, NJ 07207

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fax (908) 289-0180

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We're Connected to You!

Updated List of CoSponsors for Glass-Steagall

June 22nd, 2012 • 2 49 PM

We are continually working to make sure this list is current, however, if you are aware of an endorsement that is not presented here, feel free to tell us info@larouchepac.com

The following is a growing list of both congressional support behind bills for Glass Steagall in the House of Representatives and organizations and municipalities which have passed resolutions in support of HR 1489

Rep Silvestre Reyes became the seventieth co-sponsor of H R 1489 on June 29th, and on June 26th and June 22nd respectively Rep Eni F H Faleomavaega (D-AS) and Rep Donna Edwards (D-MD) became the sixty-eighth and sixty-ninth co-sponsors

On June 13th Factoryville, Pennsylvania has become the 10th Pennsylvanian municipality to endorse the LaRouchePAC emergency resolution calling for the immediate reinstatement of Glass-Steagall and the restoration of the public system of credit through the building of NAWAPA XXI

On June 7th and 8th three more Congressmen added their names to Rep Marcy Kaptur's H R 1489 to reinstate Glass-Steagall Rep James McGovern (D-MA), Rep Paul Tonko (D-NY) and Rep Mazie Hirono (D-HI) have brought the total number of co-sponsors to sixty-seven LaRouchePAC volunteers on Capitol Hill are receiving reports from both Congressmen and Senators that their offices are being flooded with phone calls from constituents that want Glass-Steagall back Let's keep up the pressure

[Click Here \[1\]](#) to find out what you can do

Current List of Congressional Co-Sponsors to Marcy Kaptur's HR1489 (By date of signing)

- | | |
|--|--|
| 1 (init) Marcy Kaptur (D - OH) | 24 Michael Capuano (D-MA), ranking member U S |
| 2 James Moran (D-VA) | House financial services Subcommittee on Oversight |
| 3 Walter Jones (R-NC) | and Investigations |
| 4 John Conyers (D-MI), former Chair, current ranking | 25 Rep Charles Rangel (D-NY), former Chairman of |
| member House Judiciary Committee, dean of Black | the United States House Committee on Ways and |
| Caucus | Means |
| 5 Jesse Jackson Jr (D-IL) | 26 Rodney Alexander (R-LA) |
| 6 Lynn Woolsey (D-CA), former Co-Chair Progressive | 27 Raul Grijalva (D-AZ), the Co-Chair of the |
| Caucus | Progressive Caucus |
| 7 Jim McDermott (D-WA) | 28 Daniel Lipinski (D-IL) |
| 8 Louise McIntosh Slaughter (D-NY), ranking member | 29 John F Tierney (D-MA) |
| House Committee on Rules | 30 Donna Christensen (D-VI) |
| 9 Edolphus Towns (D-NY), former Chairman of the | 31 Al Green (D-TX) |
| House Oversight and Government Reform | 32 Bob Filner (D-CA) |
| Committee | 33 Tammy Baldwin(D-WI) |
| 10 Maxine Waters (D-CA), former Chair of the | 34 Peter Welch (D-VT) |
| Congressional Black Caucus | 35 John Olver (D-MA) |
| 11 Marcia Fudge (D-OH) | 36 Larry Kissel (D-NC) |
| 12 Kurt Schrader (D-OR) | 37 Yvette D Clarke (D-NY) |
| 13 Danny Davis (D-IL) | 38 Chellie Pingree (D-ME) |
| 14 Roscoe Bartlett (R-MD) | 39 Michael H Michaud (D-ME) |
| 15 John Garamendi (D-CA) | 40 Henry C "Hank" Johnson(D-GA) |
| 16 Dennis Kucinich (D-OH) | 41 Zoe Lofgren (D-CA) |
| 17 Peter Visclosky (D-IN) | 42 Peter DeFazio (D-OR) |
| 18 Jan Shakowsky (D-IL) | 43 Keith Ellison (D-MN) |
| 19 Barbara Lee (D-Ca), former Chair Congressional | 44 Rosa DeLauro (D-CT), House Democratic Steering |
| Black Caucus, former Co-Chair of the Progressive | and Policy Committee (Co-Chair for Steering) |
| Caucus | 45 Wm Lacy Clay (D-MO) |
| 20 Mike Coffman (R-CO) | 46 Bennie G Thompson (D-MS), ranking member |
| 21 George Miller (D-CA), former Chair, current ranking | Committee on Homeland Security |
| member Education and the Workforce Committee | 47 Loretta Sanchez (D-CA) |
| 22 Hansen Clarke (D-MI) | 48 John Lewis (D-GA) |
| 23 Fortney Pete Stark (D-Ca) | 49 Tim Ryan (D-OH) |

50 Collin Peterson (D-MN), ranking member of the
Agriculture Committee
51 David Cicilline (D-RI)
52 Betty Sutton (D-OH)
53 Sheila Jackson Lee (D-TX)
54 Donald M. Payne (D-NJ) (* deceased)
55 Frederica Wilson (D-FL)
56 Frank Pallone, Jr. (D-NJ)
57 John A. Yarmuth (D-KY)
58 Michael F. Doyle, (D-PA)
59 Susan Davis (D-CA)
60 Dale Kildee (D-MI)

61 Edward J. Markey (D-MA)
62 Karen Bass (D-CA)
63 Eddie Bernice Johnson (D-TX)
64 Gene Green (D-TX)
65 Judy Chu (D-CA)
66 James McGovern (D-MA)
67 Paul Tonko (D-NY)
68 Mazie Hirono (D-HI)
69 Donna Edwards (D-MD)
70 Eni F. H. Faleomavaega (D-AS)
71 Silvestre Reyes (D-TX)

Current List of Congressional Co-Sponsors Rep. Maurice Hinchey's H.R. 2451

1 (init) Maurice Hinchey (D-NY)
2 John Conyers (D-MI)
3 Michael Capuano (D-MA)
4 Peter DeFazio (D-OR)
5 Jay Inslee (D-WA)
6 Lynn Woolsey (D-CA)

Further Congressional Support/Developments

- June 20, 2012 [Glass-Steagall Rings Through Congressional Malaise](#) [2]

Institutional Support:

- January 2011 -- [The Louisiana State Board of the National Association of Realtors](#) [3] passed a resolution calling for the reinstatement of Glass-Steagall, and demanded that the National Association of Realtors do the same
- March 2011 -- [The National Farmers Union](#) [4], at its March 13-15 National Convention in San Antonio, reaffirmed its spring 2010 call for the immediate reinstatement of Glass-Steagall
- May 2011 -- The [International Association of Machinists](#) [5], one of the largest unions in America, put the reinstatement of Glass-Steagall, specifically H.R. 1489, as a priority for their legislative agenda. For the resolution, [click here](#) [6]
- May 9, 2011 -- The Columbia Pacific Building Trades Council unanimously endorsed LPAC's resolution for Glass-Steagall
- May 11, 2011 -- The Northwest Oregon Labor Council unanimously endorsed LPAC's resolution for Glass-Steagall
- May 12, 2011 -- The [Democratic Party of Multnomah County, Oregon](#) [7]--the county in which the state's largest city, Portland, is located--passed a resolution calling for the immediate reinstatement of Glass-Steagall
- June 14, 2011 The [New Jersey state AFL-CIO](#) [8] has endorsed. It passed a unanimous voice vote before the state AFL-CIO convention. The resolution states that the national AFL-CIO supports this legislation.
- June 16, 2011 The [Greater Louisville, KY, Building And Construction Trades Council, AFL-CIO](#) [9], passed a resolution of support for H.R. 1489
- June 16, 2011 The [Kentucky State I B E W Conference](#) [10] passed a resolution supporting the enactment of H.R. 1489 and calling on their Congressional delegations to cosponsor and vote for this bill
- June 22, 2011 The Rochester & Genesee Valley Area Labor Federation, AFL-CIO, endorsed the resolution in support of H.R. 1489
- June 24, 2011 The [Pennsylvania State Council of Machinists](#) [11], endorsed the AFL-CIO resolution in support of H.R. 1489
- June 24, 2011 The [IBEW Local 575 of Portsmouth, Ohio](#) [12] endorsed the AFL-CIO resolution in support of H.R. 1489
- June 28, 2011 [Fox Valley Area Labor Council AFL-CIO](#) [13], out of Wisconsin, endorses H.R. 1489
- June 29, 2011 Wisconsin Alliance for Retired Americans, an AFL-CIO affiliated organization endorses H.R. 1489
- June 30, 2011 [King County Democratic Party Central Committee \(Seattle, WA\)](#) [14], endorses, along with H.R. 1489
- June 30, 2011 [Shawnee District AFL-CIO Council, Portsmouth, OH](#) [15], endorses H.R. 1489 with a resolution
- July 7, 2011 [The Executive Board of IBEW Local Union 715](#) [16], located in Milwaukee, Wisconsin, pass a resolution for H.R. 1489
- July 7, 2011 The Washington State 30th Legislative District Democrat Committee passed a Glass Steagall resolution
- July 12, 2011 The [Executive Board of the Wisconsin State Council of Machinists](#) [17], an organization representing 70,000 members in Wisconsin, passed a resolution calling for enactment of H.R. 1489
- July 12, 2011 The Washington State 32nd Legislative District Democratic Committee passed a resolution for the reinstatement of Glass-Steagall
- July 13, 2011 [Kentucky state AFL-CIO](#) [18] passed a resolution for H.R. 1489, becoming the second state AFL-CIO after New Jersey to do so

- July 18, 2011 The 33rd Legislative District of Washington State Democratic Committee [19] passed a Glass-Steagall resolution for the H R 1489
- July 20, 2011 The 11th Legislative District of Washington State Democratic Committee [20] passed a Glass Steagall resolution for H R 1489
- July 20, 2011 The Northwest Washington Central Labor Council (AFL-CIO) [21] passed a resolution endorsing the Glass-Steagall legislation in Congress
- July 20, 2011 The Washington State 5th Legislative District Democratic Committee [22] passed a resolution for the reinstatement of Glass-Steagall
- July 21, 2011 The California Federation of Labor [23] passed a resolution for the reinstatement of Glass Steagall
- July 28, 2011 The Washington State 31st Legislative District Democrats endorsed the Glass-Steagall legislation, passing the King County resolution [14]
- July 28, 2011 The Wisconsin State AFL-CIO Executive Committee passed a resolution for Glass-Steagall
- August 2, 2011 The Washington State 2nd Legislative District Democrats [24] endorsed the Glass-Steagall legislation
- August 3, 2011 IBEW Local 317, Huntington, West Virginia, passed an endorsement of HR 1489 to reinstate Glass Steagall
- August 4, 2011 The Grays Harbor Democratic Party [25] passed a resolution in support of Glass-Steagall
- August 8, 2011 Iowa AFL-CIO's Hawkeye Labor Council [26] passed a resolution in support of H R 1489 to reinstate Glass Steagall
- August 8, 2011 Minnesota AFL-CIO passes resolution in support of Glass-Steagall
- August 10, 2011 The National AFL-CIO [27] Endorses H R 1489 for the Immediate Renewal of Glass-Steagall
- August 11, 2011 Dayton Miami Valley AFL-CIO Regional Labor Council [28] Passed a Glass Steagall Resolution
- August 15, 2011 The Huntington, West Virginia, Southwestern District Labor Council, AFLCIO voted up a resolution of support for Glass Steagall
- August 15, 2011 Wisconsin Farmers Union [29] endorses a return to Glass Steagall
- August 16, 2011 Local 521 of the Plumbers and Pipefitters [30], in West Virginia, passed a resolution in favor of 1489
- August 17, 2011 The 36th Legislative District Democrats [31] passed a resolution endorsing Glass-Steagall
- August 23, 2011 The Greater Northwest Ohio AFLCIO [32] passed a Glass Steagall Resolution
- August 30, 2011 LULAC, the League of United Latin American Citizens [33], has endorsed Glass Steagall
- August 30, 2011 In August a Farm Bureau local in Wyoming [34] called for Repealing Dodd-Frank, Re-Instating Glass-Steagall
- September 7, 2011 The Iowa Federation of Labor [35] Endorsed Glass Steagall
- September 7, 2011 The North Carolina State Machinists Council [36] has endorsed Glass Steagall
- September 8, 2011 The North Carolina AFL-CIO [37] passed resolution for Glass-Steagall, H R 1489
- September 12, 2011 The West Virginia AFL-CIO [38] endorsed a return to Glass Steagall with H R 1489
- September 13, 2011 The Mason Jackson Roan Central Labor Council of the West Virginia AFL-CIO adopted a resolution supporting the enactment of HR 1489
- September 15, 2011 The Texas Harris County Democratic Party [39] Passes Resolution in Support of H R 1489
- September 17, 2011 a resolution endorsing Glass-Steagall was passed by the Louisiana State Central Democratic Committee [40]
- September 17, 2011 The Washington State Democratic Central Committee [41] passed a resolution in support of a return to Glass Steagall
- September 19, 2011 The Mason Jackson Roane Central Labor Council of the West Virginia AFL-CIO [42] passed resolution supporting H R 1489
- September 20, 2011 The Lincoln County Wisconsin Board of Supervisors [43] passed a resolution in support of HR 1489
- September 28, 2011 The Central Ohio Labor Council [44] passed a resolution supporting a return to H R 1489
- September 29, 2011 The Ohio State AFL-CIO [45] passed the a resolution for Glass Steagall
- September, 2011 43rd L D endorsement for H R 1489 in Washington State
- October 5, 2011 The Washington State 47th Legislative District Democrats [46] unanimously passed a Glass Steagall resolution
- October 6, 2011 The Rhode Island Construction and Building Trades Council [47] passed a resolution in support of H R 1489
- October 12, 2011 The International Brotherhood of Carpenters and Joiners Local 171 [48] Youngstown Ohio passed a resolution in support of Glass Steagall
- October 14, 2011 A Glass Steagall resolution passed the Bell County Democratic Party Executive Committee [49] in Texas unanimously
- October 15, 2011 The Washington State 45th Legislative District Democrats passed a Glass Steagall resolution
- October 19, 2011 District Lodge 19 of the International Association of Machinists and Aerospace Workers (IAM) [50] endorsed Rep Marcy Kaptur's bill to reinstate FDR's Glass-Steagall law
- October 21, 2011 The Ohio State Association of Plumbers & Pipefitters [51] passed a resolution for H R 1489
- October 26, 2011 The Alabama State AFL-CIO [52] endorsed H R 1489

- November 20, 2011 The Maryland State and District of Columbia AFLCIO [53] endorsed Glass Steagall
- February 19, 2012 The Bullitt County, KY, Democratic Party Executive Committee [54] passed a resolution for Glass Steagall, without dissenting vote
- February 15, 2012 The United Federation of Teachers [55], representing the 5 boroughs of New York City, passed a resolution endorsing Glass Steagall The American Federation of Teachers [56] had endorsed Glass Steagall late 2011
- April 21, 2012 The Louisiana Society of the Sons of the American Revolution [57] passed a resolution in support of a return to Glass-Steagall
- May 4, 2012 The International Union of Operating Engineers [58] (IUOE) local 302 endorsed LPAC's Emergency Resolution [59] on Glass-Steagall, national banking, and NAWAPA
- May 22, 2012 The International Union of Bricklayers and Allied Craftworkers [60] endorsed Rep Marcy Kaptur's H R 1489 "The Return to Prudent Banking Act" sending Rep Kaptur a letter of support urging Glass-Steagall's reinstatement
- June 13, 2012 James Benham, President of the Indiana Farmers Union [61], wrote this week to the seven of Indiana's eight Congressmen who have yet to co-sponsor H R 1489, the bill to restore FDR's Glass-Steagall Act, urging them to get into action
- June 14, 2012 The Metropolitan Consortium of Community Developers have stated their support for H R 1489
- June 25, 2012 The International Association of Machinists and Aerospace Workers, Local Lodge 1484 [62] has passed a resolution calling for the enactment of H R 1489 and urges the members of the House and Senate from California to "co-sponsor and vote for this bill which will restore the protections of the Glass-Steagall Act"
- June 26, 2012 The Democrats of King County, Washington [63] voted to include a Glass-Steagall question on their 2012 Candidates Questionnaire and found that all 96 candidates polled were in support Also, Glass-Steagall is a prominent issue in Washington State's Governor's campaign [64]

Legislative Support:

- June 2010 The Borough Council of Lansford, Pa [65] and the Council of Morgan Township both passed resolutions demanding their Congressmen re-enact Glass-Steagall
- September 2010 The Port Jervis, New York City Council passed LPAC's resolution for Glass-Steagall
- Fall 2010 Mansfield Township, New Jersey passed LPAC's resolution for Glass-Steagall
- May 24, 2011 The city council of Irvington, NJ [66] passed a Glass-Steagall resolution
- June 13, 2011 The city council of Newton, NJ passed a Glass-Steagall resolution
- June 14, 2011 The city council of Elizabeth, NJ passed a Glass-Steagall resolution
- June 20, 2011 The City Council of the Boro of Ridgway, PA [67] passed a resolution calling on Congress to pass H R 1489
- July 11, 2011 The Council of the Home Rule Borough of Edinboro, Pennsylvania [68] passed a resolution in support of H R 1489
- July 12, 2011 The City Council of Harrisburg, Pennsylvania [69] passed a resolution calling for Glass Steagall by a unanimous vote of 7 to 0
- July 14, 2011 The City Council of Conroe, Texas passed a resolution supporting Glass-Steagall
- July 18, 2011 The Borough of Berwick, PA [70], a town of 10,000, passed the Glass-Steagall resolution
- July 19, 2011 The Borough of Ambler, Pennsylvania passed the Glass-Steagall resolution
- August 8, 2011 Portsmouth, Ohio City Council [71] passes Glass-Steagall resolution
- September 6, 2011 City Council of Parma, Ohio [72] Passes Resolution for H R 1489
- October 3, 2011 City of Lorain, Ohio [73] passed a resolution for the reinstatement of Glass Steagall through the enactment of H R 1489
- October 6, 2011 The City Council of Ranson, West Virginia [74] unanimously passed a resolution for the reinstatement of Glass Steagall through H R 1489
- October 6, 2011 The Middlesex County (NJ) Board of Chosen Freeholders unanimously passed a Glass Steagall resolution
- October 18, 2011 The Common Council of the City of Buffalo, NY [75], passed a resolution "Urging Congress to enact the 'Return to Prudent Banking Act of 2011' (H R 1489) as quickly as possible "
- November 29, 2011 The Madison, Wisconsin City Council passed a resolution in favor of H R 1489
- December 14, 2011 The Essex County, NJ, Board of Freeholders [76] passed a resolution in support of H R 1489
- May , 2012 The Morgan Township in Greene County, Pennsylvania passed LPAC's Emergency Resolution [59] on Glass-Steagall, national banking, and NAWAPA
- May 21, 2012 The Gilmore Township Board of Supervisors, also in Greene County Pennsylvania, passed the LPAC resolution on Glass Steagall, national banking, and NAWAPA
- May 29, 2012 - Wayne Township Board of Supervisors in Greene County, Pennsylvania has endorsed the LPAC resolution
- June 1, 2012 - The King Township Board of Supervisors in Bedford County, Pennsylvania endorsed the LPAC resolution on Glass-Steagall, national banking and NAWAPA
- June 4, 2012 - Cumberland Township Board of Supervisors in Greene County, Pennsylvania endorsed the LPAC resolution
- June 4, 2012 - Center Township Board of Supervisors in Indiana County, Pennsylvania endorsed the LPAC resolution

- June 6, 2012 - The Coolspring Township Board of Supervisors in Mercer County, Pennsylvania unanimously endorsed LPAC's emergency resolution
- June 7, 2012 - The Middletown Township Board of Supervisors in Susquehanna County, Pennsylvania voted 5-0 in support of the LPAC resolution
- June 12, 2012 - Rome Township Board of Supervisors in Crawford County, Pennsylvania, passed the LPAC emergency resolution
- June 13, 2012 - Factoryville Board of Supervisors, in Clinton Township, Wyoming County, Pennsylvania, voted up and passed the LPAC emergency resolution
- June 14, 2012 - Meshoppen Township Board of Supervisors in Wyoming County, Pennsylvania has endorsed the LPAC emergency resolution
- July 9, 2012 - Slippery Rock Township Board of Supervisors in Lawrence County, Pennsylvania has endorsed the LPAC emergency resolution
- July 9, 2012 - Lackawannock Township Board of Supervisors in Mercer County, Pennsylvania has endorsed the LPAC emergency resolution

Resolutions Introduced

- February 11, 2011 -- Kentucky State Senator Perry Clark (D) [77] introduced a resolution calling on Congress to immediate reinstate Glass-Steagall
- March 17, 2011 -- Missouri State Rep Bert Atkins (D-St. Louis County) [78] introduced HCR 49, a concurrent resolution calling for Congress to reinstate Glass-Steagall
- March 24, 2011 -- Alabama Rep Tom Jackson (D) introduced H R 190, a resolution urging Congress to reinstate Glass-Steagall
- June 4, 2012 -- Councilman Daniel Johnson (Louisville, KY) [79] reintroduced a resolution urging Congress to pass Marcy Kaptur's bill H R 1489
- June 28, 2012 -- Kentucky State Senator Perry Clark Renews Fight for Glass-Steagall [80]

Editorial Support:

- The Fairbanks, Alaska Daily News Miner, in June 2010
- The Bangor, Maine Bangor Daily News in June 2010
- The Pittsburgh Tribune-Review, the flagship paper of Richard Mellon-Scaife, on November 22, 2010
- The Mitchell Daily Republic, in South Dakota, published an op-ed by Ron Wieczorek calling for Glass-Steagall, on July 2, 2011
- The Salt Lake Tribune, oldest and largest newspaper in Salt Lake City, published a strong, unsigned editorial on August 16 calling on Congress to restore the Glass-Steagall Act
- Former Securities and Exchange Commission Chief Arthur Levitt, made the point on the Bloomberg Surveillance "Econochat" Show with Tom Keene [81] on May 31, 2012 that Glass-Steagall will work, where Dodd-Frank and the Volcker Rule will not
- Rich Elfters, columnist for Enumclaw (WA) Courier Herald [82], called for reinstating Glass-Steagall in a June 4, 2012 column
- During Bloomberg TV's June 5th, 2012 interview [83] with former Treasury TARP Inspector General Neil Barofsky and Bail Out Nation author Barry Ritholz, both stated their support of the Glass-Steagall principle
- Economist Joe Stiglitz, interviewed on NPR's "Fresh Air" [84] on June 5, 2012 cited the repeal of Glass-Steagall as a major cause of the financial crisis
- On June 6th, 2012 CBS Moneywatch posted an article by Larry Swedroe "Too Big to Fail is Simply Too Big" [85] which states "With that said, restoring the Glass-Steagall Act should be a priority "
- An op-ed in the June 10, 2012 edition of Financial Times calls for a return to Glass-Steagall under the title "Why I Was Won Over By Glass-Steagall" [86]
- On June 10, 2012 Former Kansas City Fed chairman Thomas Hoenig writes another strong endorsement of Glass-Steagall, under the headline "No More Welfare for Banks [87] " Saying he has a "proposal to strengthen the US financial system by simplifying its structure and making its more accountable," Hoenig calls for a "Glass-Steagall for today "
- Paul Greenberg, editorial page editor of the Arkansas Democrat-Gazette, on June 18, 2012 published the article "Simpler is Better. Dust Off Glass-Steagall" [88] promoting the immediate return to Glass-Steagall
- Former SEC Chairman Arthur Levitt, interviewed on Bloomberg TV on June 19, 2012 concerning Jamie Dimon's Congressional testimony, once again confessed "Clearly, I regret my support of doing away with Glass-Steagall " Levitt said that the Volcker Rule would not have prevented the market meltdown, and he termed the Dodd-Frank bill "a huge mistake "
- On June 20, 2012 in a UPI column titled "Averting Another Financial Meltdown" [89], Harlan Ullman, regarded as the author of the "shock & awe" military doctrine, calls for the restoration of Glass-Steagall

- Roddy Boyd, the author of *Fatal Risk A Cautionary Tale of AIG's Corporate Suicide*, was interviewed on [ValueWalk.com](#) [90] on June 20, 2012 and states "Glass-Steagall, or some like-minded separator of commercial and investment banks, should be promptly reinstated, as our regulators and policy leaders have demonstrated an unwillingness to let these institutions die "
- Federal Deposit Insurance Corporation vice-chairman Thomas Hoenig told [Bloomberg Radio](#) [91] on June 26, 2012 that a revival of the Glass-Steagall Act is "absolutely necessary" to protect the U S financial system Hoenig's "absolutely necessary" quote and other comments have been covered all over the U S

Special Letters of Endorsement:

- June 15, 2011-- [Michael W. Sperry](#), [92] Commercial Banker (Retired), sent a letter through the banking community demanding the restoration of Glass Steagall
- July 17, 2011--Former [U S Representative Merrill Cook](#) [93], Republican of Utah, issued an open letter, supporting H R 1489
- July 25, 2011--Mayor Kevin Poole of Lewiston, Idaho has also issued an official proclamation endorsing HR 1489 and calling for the U S Senate to introduce and pass identically worded legislation
- August 2, 2011-- The presidents of the California Farmers Union and the California Dairy Campaign issued a letter Aug 2 endorsing H R 1489
- August 8, 2011 -- [Kentucky State Sen. Perry Clark](#) [94] issues open letter calling for resignation of Obama and for Congress to pass Glass-Steagall
- August 10, 2011 -- [AFL-CIO Director of Government Affairs William Samuel](#) [95] issues legislative alert addressed to Rep Marcy Kaptur expressing support for HR 1489 from the national AFL-CIO organization
- August 31, 2011--The [President of the International Federation of Professional and Technical Engineers, Gregory Junemann](#) [96], sent a letter to every member of Congress, asking them to introduce and support the passage of H R 1489
- September 28, 2011--[Akron, Ohio Councilman](#) [97] writes to his Congressmen
- November 9, 2011 The [American Federation of Teachers](#) [56], an organization of over one million members, sent a letter of endorsement of H R 1489 to Rep Marcy Kaptur

International Support:

- Belgium Professor Paul De Grauwe, University of Louvain
- Belgium Eric de Keuleneer, former supervisor the Belgian Banking Oversight Agency and professor at the Solvay business School of the Free University of Brussels
- Belgium MP Dirk Van der Maelen, vice-president of the Flemish Socialist Party of Belgium
- Denmark Economist Christen Soerensen, economist, professor, and formerly a member of the Danish Economic Council, declared his support for reinstituting Glass-Steagall in a statement issued Oct 7
- Ecuador Pedro Paez, head of Ecuador's Presidential Commission for the Design of a New Regional Financial Architecture, endorsed a global Glass-Steagall reform on a radio show Sept 13
- France Former Prime Minister Michel Rocard called for reinstating Glass-Steagall in a full-page article in {Le Monde} on Oct 4
- France Jacques Cheminade, presidential pre-candidate from the Solidarite et Progres party
- France July 2011 "[A Glass Steagall Act For France](#)" by [Eric Verhaeghe](#) [98], an economist and former president of the Association of the Employment of Cadre in France
- France Since August 2011 the whole Socialist party supports Glass-Steagall in their party program, instructing all candidates to speak for in the election next year
- Germany Helga Zepp-LaRouche, chairwoman of the BueSo party Mrs LaRouche issued a call for a Global Glass-Steagall System on Aug 12, 2011, which has been signed by a number of political leaders, professionals, economists, and entrepreneurs from Germany and Austria, among other nations The call and list can be found at [www.schillerinstitute.org](#)
- Great Britain {Daily Telegraph} economic columnist Liam Halligan has repeatedly called for reinstatement of Glass-Steagall
- Italy Senator Oskar Peterlini (Sudtirol Volks Partei-SVP) submitted a resolution into the Italian Senate calling for the restoration of a Glass-Steagall system on June 17, 2010 It was cosponsored by 14 other Senators, from both majority and minority parties
- Italy Deputy Chairman of the Finance Committee of the Italian Chamber of Deputies Sergio D'Antoni endorsed Glass-Steagall in an interview with {EIR} on July 30, 2011
- Mexico Sen Alfonso Elias Serrano, PRI, and Sen Arturo Herviz Reyes, PRD, have signed Zepp-LaRouche's call for a global Glass-Steagall
- Sweden Swedish parliamentarians Valter Mutt and Annika Lillemets, of the Environmental party, submitted a motion in the parliament for Glass-Steagall on Oct 4

- Sweden Parliamentarians Ulla Andersson and Jonas Sjostedt published an oped for Glass-Steagall in the newspaper {Goteborgsposten} on August 10
- Switzerland Leaders of the Swiss People's Party and the Social Democrats have called for, and introduced legislation, for splitting commercial from investment banks, with specific reference to the Glass-Steagall precedent So far, the legislation has been defeated
- France June 9, 2012 Banking Analysts of Alpha Value Urge France and Europe To Adopt Glass-Steagall [99]
- UK June 11, 2012 UK Column Glass-Steagall or Collapse -- Go to a "Greenback Pound" [100]
- Germany June 17, 2012 Helga Zepp-LaRouche issued an urgent Appeal to Governments and Parliaments - Glass-Steagall Now! [101]
- Italy July 1, 2012 Italian Parliament Finance Committee Received Glass-Steagall Bills [102]

Powerful British Faction Moves For Glass-Steagall Reform

- July 1, 2012 - Terry Smith, CEO of Tullett Prebon and of Fundsmith, who had first called for Glass-Steagall in 2008, authors an op-ed published in the Guardian titled "Traders are the ruin of retail banking" [103] and states "The UK and the US must enact a Glass-Steagall Act "
- July 1, 2012 - The Scotsman [104] reports on comments made by John Thurso, a Liberal Democrat who sits on the Treasury select committee, that "I think there is no choice now than to, by law, separate investment banking from retail banking "
- July 3rd, 2012 - British MP Jonathan Edwards [105], Treasury spokesperson for Plaid Cymru (the National Party of Wales), condemned Chancellor George Osborne's announcement that there won't be a full public inquiry into the Libor scandal and states "There is a structural and cultural problem with the UK banking industry which requires a complete overhaul Crucially, we need a complete separation of retail and investment banks (Glass-Steagall Act) which goes further than the recommendations of the Vickers Report "
- July 4, 2012 - In an editorial entitled "Restoring trust after Diamond" [106] the Financial Times explicitly states that while they had previously supported the Vickers ring-fencing proposal " we are now ready to go further For all the diversification benefits, the cultural tensions between investment and retail banking can only be resolved by totally separating the two, on formal Glass-Steagall-style lines "
- July 4, 2012 - In an interview with Jon Snow on Channel 4 News [107], Lord Paul Myners, former Financial Services Secretary in the Labour government of Gordon Brown, calls for full Glass-Steagall legislation to deal with the corruption of the banks
- July 5, 2012 - The Financial Times, in "Osbourne under pressure on banks" [108] reports that "MPs from all sides are lined up for such a split, modelled on the US Glass-Steagall Act of the 1930s " and quotes from MPs Andrea Leadsom and Pat McFadden who support bank separation
- July 6, 2012 - In an interview with the Evening Standard [109], Peter Hambro, scion of the old British merchant bank Hambros, argues that while retail banks should rightly lend to the real economy and therefore operate with a government backed guarantee of deposits, merchant bankers should live off their wits and operate only with unlimited liability, so that if they lose money they are fully liable
- July 6, 2012 - Financial Times columnist Matthew Vincent in "Why are banks ignoring the bigger picture?" [110] caustically takes down the investment bankers' arguments against Glass-Steagall
- July 6, 2012 - The Daily Mail's Dominick Sandbrook [111] invokes Franklin Roosevelt and the Glass-Steagall Act as a way to save capitalism and the City of London from itself
- July 7, 2012 - Economics Liam Halligan, in a column in the London Telegraph titled "Liborgate could trigger crucial banking reform" [112] gives a strategic accounts of the historical turning point now being reached "Finally, the British political classes are starting to get it Finally, a head of steam is building Over the past week, calls to impose a proper division between investment and commercial banking have become louder, more authoritative and part of mainstream debate "
- July 8, 2012 - The Financial Times keeps the focus on Glass-Steagall with the posting of a Financial Times 5-minute video [113] "John Authers' Morning Note" on "Let's talk about the banks", discussing "the case for going back to some sort of Glass-Steagall division between investment banking and retail banking "
- July 8, 2012 - Writing in The Guardian under the title "Wall Street's Link to LIBOR" [114] Robert Reich discusses the LIBOR scandal and repeats his demands for an immediate reinstatement of Glass-Steagall "The alternative is to be unflinching and unflinching in our demand that Glass-Steagall be reinstituted and the biggest banks be broken up "

**BOARD OF CHOSEN FREEHOLDERS
COUNTY OF HUDSON**

RESOLUTION

No 517-11-2011

On Motion of Freeholder O'Dea
Seconded by Freeholder Munoz

**URGING CONGRESS TO ENACT "RETURN TO PRUDENT BANKING ACT"
(H.R. 1489)**

WHEREAS, from 1933 to 1999, the Glass-Steagall Act protected the public interest by separating and regulating commercial banking, investment banking, insurance companies and securities firms, and

WHEREAS, the purpose of the Act was to protect bank depositors from the additional risks associated with security transactions, and

WHEREAS, the Glass-Steagall Act was dismantled in 1999 by the Gramm-Leach-Bliley Act, effectively removing the separation that previously existed between investment banks and commercial banks, and

WHEREAS, many economists believe that the repeal of the Glass-Steagall Act was a major cause for the 2007-2011 financial crisis, and

WHEREAS, Rep. Marcy Kaptur of Ohio introduced the "Return to Prudent Banking Act of 2011" (H.R. 1489) on April 12, 2011, which would (1) prohibit an insured depository institution from being an affiliate to any broker or dealer, investment adviser, investment company or any other person or entity engaged principally in the issue, flotation, underwriting, public sale or distribution of stocks, bonds or other securities, (2) prohibit officers, directors and employees of securities firms from simultaneous service on the boards of depository institutions, except in specified circumstances, and (3) amend the Banking Act of 1933 (Glass-Steagall Act) to expand its prohibition against the transaction of banking activities by securities firms, and

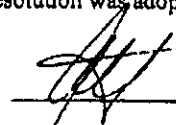
WHEREAS, H.R. 1489 would revive the separation between commercial banking and securities businesses, in the manner provided by the Glass-Steagall Act

NOW, THEREFORE, BE IT RESOLVED, by the Hudson County Board of Chosen Freeholders that

- 1 The Board does hereby urge Congress to enact the "Return to Prudent Banking Act of 2011" (H.R. 1489), and
- 2 Copies of this Resolution be forwarded to United States Senators Frank Lautenberg and Robert Menendez and the United States Representatives for New Jersey

Freeholder	Aye	Nay	Abst.	N.P.	Freeholder	Aye	Nay	Abst.	N.P.
Ciuffi	/				Rivas				/
DiDomenico	/				Rivera				/
Deblin	/				Romano	/			
Liggio	/				Chairman O'Dea	/			
Munoz	/								

It is hereby certified that at a regular meeting of the Board of Freeholders of the County of Hudson held on the 15 day of Nov. A.D. 2011, the foregoing resolution was adopted with 7 members voting in the affirmative and 0 in the negative


_____, Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No Res. 12-580
Agenda No 10.2.36
Approved JUL 18 2012



TITLE.

RESOLUTION URGING CONGRESS TO ENACT "RETURN TO PRUDENT BANKING ACT" (H.R. 1489)

Council as a whole, offered and moved adoption of the following resolution

WHEREAS, from 1933 to 1999, the Glass-Steagall Act protected the public interest by separating and regulating commercial banking, investment banking, insurance companies and securities firms, and

WHEREAS, the purpose of the Act was to protect bank depositors from the additional risks associated with security transactions, and

WHEREAS, the Glass-Steagall Act was dismantled in 1999 by the Gramm-Leach-Bliley Act, effectively removing the separation that previously existed between investment banks and commercial banks, and

WHEREAS, many economists believe that the repeal of the Glass-Steagall act was a major cause for the 2007-2011 financial crisis, and

WHEREAS, Rep. Marcy Kaptur of Ohio introduced the "Return to Prudent Banking Act of 2011" (H.R. 1489) on April 12, 2011, which would (1) prohibit an insured depository institution from being an affiliate to any broker or dealer, investment adviser, investment company of any other person or entity engaged principally in the issue, flotation, underwriting, public sale or distribution of stocks, bonds or other securities, (2) prohibit officers, directors and employees of securities firms from simultaneous service on the boards of depository institutions, except in specified circumstances, and (3) amend the Banking Act of 1933 (Glass-Steagall Act) to expand its prohibition against the transaction of banking activities by securities firms, and

WHEREAS, H.R. 1489 would revive the separation between commercial banking and securities business, in the manner provided by the Glass-Steagall Act

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that

- 1 The Council does hereby urge Congress to enact the "Return to Prudent Banking Act of 2011" (H.R. 1489), and
- 2 Copies of this Resolution be forwarded to United States Senators Frank Lautenberg and Robert Menendez and the United States Congressional Representatives of Jersey City

Q:\WPDOCS\AMANDA\Resol\Resolution Urging Congress to Enact Return to Prudent Banking Act (H.R. 1489).wpd

APPROVED

APPROVED

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 7/18/12											
COUNCILPERSON	AYE	NAY	N V	COUNCILPERSON	AYE	NAY	N V	COUNCILPERSON	AYE	NAY	N V
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N V -Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

Resolution of the Borough of Carteret, N. J.

No 12-118

Date of Adoption July 12, 2012

RESOLUTION IN SUPPORT OF H.R 1489 THE RETURN TO PRUDENT BANKING ACT

WHEREAS, an effective money and banking system is essential to the functioning of the economy, and

WHEREAS, such a system must function in the public interest, without bias, and

WHEREAS, since 1993, the Federal Banking Act (known as Glass-Steagall) protected the public interest in matters dealing with the regulation of commercial and investment banking in addition to insurance companies and securities firms, and

WHEREAS, the Glass-Steagall Act was repealed in 1999, permitting the financial industry to exploit the system for their own gain in disregard of the public interest, and

WHEREAS, the House of Representatives and the Senate have been making efforts to restore the protections in the Glass-Steagall Act, and

WHEREAS, Congresswoman Marcy Kaptur has introduced H.R. 1489 known as the "Return to Prudent Banking Act" and re-instating Glass-Steagall; and

WHEREAS, the national AFL-CIO supports this legislation,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Carteret supports the enactment of H.R. 1489 and urges members of the New Jersey Congressional Delegation in the House of Representatives and in the Senate to co-sponsor and vote for this bill which will restore the protections of the Glass-Steagall Act, and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the United States Senators Frank Lautenberg and Robert Menendez, the New Jersey Congressional Delegation, the Middlesex County Board of Chosen Freeholders and Congresswoman Marcy Kaptur

Adopted this 12th day of July, 2012
and certified as a true copy of the
original on July 13, 2012

KATHLEEN M. BARNEY, MMC
Municipal Clerk

LINDA A. RIVERA,
Assistant Municipal Clerk

RECORD OF COUNCIL VOTE

COUNCILMAN	YES	NO	NV	A.B.	COUNCILMAN	YES	NO	NV	A.B.
BELLINO	X				KRUM	X			
DIAZ	X				NAFLES	X			
DIFASICO	X				STABZ				X

X Indicate Vote AB Absent NV Not Voting XOR - Indicates Vote to Overrule Veto

Adopted at a meeting of the Municipal Council

July 12, 2012

Linda A. Rivera
und. CI PRK

The System Itself Is Corrupt: The Case of LIBOR

July 3rd, 2012 • 9 31 AM

Most cases of financial fraud are presented to the public as cases of individual crimes, committed by individuals or small groups of individuals—as corrupt acts by elements within an otherwise honorable system. But every once in a while a case comes along that blows that fiction out of the water and reveals that it is the system itself that is corrupt. Rather than rotten apples spoiling the barrel, a rotten barrel is spoiling the apples. The corruption comes from the top.

On June 27, British banking giant Barclays reached an agreement with U.S. and British banking regulators to pay at least \$450 million in to resolve charges of manipulation of the London Inter-Bank Offered Rate (LIBOR) and the less significant European Inter-Bank Offered Rate (Euribor—to which the great majority of Spain's mortgages are tied, for example). Barclays will pay at least \$200 billion to the CFTC, \$160 million to the U.S. Dept. of Justice, and \$92.8 million to Britain's Financial Services Authority. Marcus Agius, the Rothschild in-law and former Lazard banker who chaired Barclays, resigned today. More heads will fall—Barclays is but the first bank to settle, out of more than 20 banks under investigation.

The LIBOR—controlled by the British Banking Association and the rate at which banks supposedly loan money to each other overnight—is effectively the imperial interest rate, used to set interest rates in transactions all over the world. It serves as a reference rate, with interest rates often quoted as "LIBOR plus a specified percent." LIBOR is used in calculating interest rates on a wide variety of loans—mortgages, credit card loans, student loans, government and corporate bonds—and in the derivatives markets. The Financial Times puts the level of contracts using LIBOR at \$360 trillion, and that is probably far too low.

The big international banks make their money largely by skimming from financial flows. The more money that flows through them, the bigger their cut. And when they manipulate the interest rates in their favor, that cut increases. Huge profits can be made by small increases in the skim. To manipulate interest rates in this way requires all the major players to be part of the crime, from bankers to regulators to the so-called "people above suspicion" who steer the system from above. What the LIBOR case shows, then, is that the British Empire's monetary system is a global criminal enterprise, run from the top, which manipulates markets, and lies, cheats and steals from the peoples of the world. Rather than simply fining individual banks, the U.S. Government should declare the whole system a criminal conspiracy under the RICO statute, and shut down every bank involved. These banks are worse than the mafia, and should be closed, with the banking system being reorganized under Glass-Steagall to prevent such corruption in the future and to return banking to its proper role in serving the General Welfare.

The LIBOR Robbery of the Cities and States

July 14th, 2012 • 9:12 AM

According to combined public reports, 14-16 of the largest "universal banks" in the world are now under investigation by U.S. and European authorities for rigging the LIBOR interest rates to their profit and the world's economies' loss. These are Barclays, Lloyds, HSBC, RBS, Credit Suisse, UBS, Deutschebank, Rabobank, Dexiabank, Citigroup, JPMorgan Chase, Bank of America, Goldman Sachs, Royal Bank of Canada, and Mitsubishi Bank. The number may grow to 40, according to the Wall Street Journal reporters who

have exposed the rigging in occasional articles since 2008. Amid the welter of underfunded civil probes, 12 U.S. Senators issued a demand July 12 that the investigations be criminal, and potentially include investigations of regulators [Treasury Secretary Tim Geithner is notable] who abetted this immense, years-long series of crimes.

Through the mid-1980s, long-term interest rates — like those on state or municipal bonds — were based on prime rates set by central banks. After LIBOR was launched and took off from the British "big bang" financial deregulation of the mid-1980s, the importance of prime rates withered away, supplanted by the untraceable, daily variable, bank-riggable LIBORs. By 2000 the Fed and other central banks had started to ritually pronounce that they had "no control or influence over long-term rates." Issuers of long-term bonds were at the mercy of the megabanks' LIBOR, and the ratings agencies' dicta on how much "above LIBOR" they would have to pay to borrow.

With Alan Greenspan running the Federal Reserve, even the Fed's ultrashort-term discount rate fluctuated dramatically, rising through the 1990s to over 5%, then being plunged downward in 2000-01 to 1%, then from early 2003 rising rapidly again to about 4% in 2007, by which time Helicopter Ben Bernanke had taken over. U.S. states and cities and public authorities the world over were buying interest-rate swaps and related derivatives from the megabanks, for "protection" from the wildly fluctuating LIBORs which threatened to take their bond-interest costs sky-high. They had virtually no choice. But the swaps were based on LIBOR rates, in bet-counterbet schemes and formulas so complicated that public treasurers could not understand them, and were lied to about them by the salesman-banks. These swaps then became the instruments of the municipalities' destruction when instead, Bernanke from 2007 plunged short-term rates to virtually zero, and the LIBOR was pushed dramatically downward by what is now exposed as criminal rigging of the rates by the banks — in order to get themselves bailed out from the 2007-08 crash.

The interest-rate swaps contracts required the municipalities to issue bonds with monthly- or even weekly-varying interest rates. The banks bought them, but then "swapped" their interest rates with those of other securities, so that the municipality wound up paying a relatively fixed "one low rate" to the bank, typically 4-6%, based on a pre-arranged scheme; while the bank paid "interest payments" to the municipality based on another rate, which varied with LIBOR — downward. This got much worse when these swaps markets "froze" in the 2007-08 crash, and states and munis suddenly were told they had to issue new bonds with rates as high as 8-9%, or default.

By 2010, according to one expose, "states and local governments are paying about 50 times [the rate of interest] the banks are paying." New York Times reporter Gretchen Morgenson, in a June 9, 2012 report, estimated that cities and states are still paying the banks 12 times and up, what the banks are paying them in the "swap". And the governments had — and still have — no way to get out of these derivatives deals without huge fee payments which would gouge their employees and services.

The New York Times reported urban consultant Peter Shapiro's estimate that "about 75% of major cities have [swaps] contracts linked to this [LIBOR]."

In 2010, according to researcher Michael McDonald and Morgenson, munis paid over \$4 billion to escape "swaps" deals, after paying monster interest rates until they did. North Carolina paid \$60 million that August to Dexiabank, equal to 1,400 full-time employees' salaries. California Water Resources spent \$305 million to escape the clutches of Morgan Stanley "swaps". Reading, Pennsylvania paid \$21 million to JPMorgan Chase, equal to a year's real-estate tax revenue, and fell into state receivership. Oakland, California is being destroyed by Goldman-Sachs "swaps" (see separate report). More recently New York State has bled to Wall Street \$243 million — which it had to borrow on Wall Street — to escape them.

Research by the Refund Transit Coalition found that a sample of 1,100 current "swaps" deals at more than 100 government agencies, together are robbing taxpayers of \$2.5 billion/year.

Now — after the same banks which rigged the LIBOR rates have been bailed out with perhaps \$6 trillion in purchases and \$25-30 trillion in liquidity loans by U.S. and European governments and central banks — these banks can borrow at virtually zero rates. But the states and municipalities trapped in their "swaps" can *not* refinance their bonds, and continue to pay 6-8% interest or monster criminal "penalties" to get out.

Revolt of the Cities: Eyeing Huge Lawsuits Over Libor Rate-Fixing

July 12th, 2012 • 6 58 AM

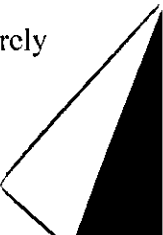
Major Wall Street and London banks who were part of the LIBOR rate-fixing conspiracy, are facing an expanding number of lawsuits that could cost them an estimated tens of billions of dollars — and perhaps much more

Today's *New York Times* reports that there is now a pile-on of cities, states, and municipalities to lawsuits filed in Manhattan Federal Court against the banks that set the LIBOR rate, for having ripped off millions from them. These are cities and other government units that have torn up their budgets, laid people off, and in some cases been forced into bankruptcy. This is hugely explosive politically, especially if properly channeled to putting an end to the financial system which created and thrives on such misery, through LaRouche's Glass-Steagall policies.

The City of Baltimore and a pension fund in Connecticut, the City of New Britain's Firefighters' and Police Benefit Fund, are the first to sue, claiming the LIBOR manipulation cost them millions, according to NPR. "Now, cities, states, and municipal agencies nationwide, including Massachusetts, Nassau County on Long Island, and California's public pension system, are looking at whether they suffered similar losses and are weighing legal action," the Times reports. Peter Shapiro, an investment advisor to Baltimore and other cities, told the Times that "about 75% of major cities have contracts linked to this" — the LIBOR fixing. "Unambiguously, state and local government agencies lost money because of the manipulation of LIBOR," said Shapiro. "The number is likely to be very, very big."

The banks targetted include Bank of America, JP Morgan Chase, Deutsche Bank, and Barclays. Darrell Duffie, a Stanford professor of finance, estimates that these lawsuits could result in the banks' having to pay out tens of billions of dollars, an estimate in line with recent report by Nomura Equity Research.

The Times story emphasized the losses to cities, etc. from transactions involving interest-rate swaps, just barely mentioning pension funds which lost income on their investments if interest rates were held artificially low.



The rather unlimited potential of these lawsuits was pointed out a week ago by, among others, the Seeking Alpha blog and the NY Times "Dealbook" blog. UBS and Barclays have already admitted to wrong-doing in their settlements with government authorities, and are cooperating with authorities, increasing the pressure on their co-conspirator banks to do the same. These admissions of misconduct will open the floodgates to civil lawsuits, since the proof of wrong-doing is already on the record. This also opens the door to a massive number of suits under U.S. federal anti-trust and racketeering statutes. Both the Sherman Anti-trust Act and the Racketeer-Influenced and Corruption Organizations (RICO) Act allow for triple damages, and RICO furthermore allows for recovery of attorneys fees, an incentive for the filing of class-action cases.

The Financial Times Wants "Formal Glass-Steagall-Style" Restructuring

July 5th, 2012 • 7:14 AM

In an editorial today entitled "Restoring trust after Diamond," the Financial Times says that measures for restoring trust include separating the investment and retail parts of universal banks, and, for the first time to our knowledge, argues *for* a Glass-Steagall-style approach, as opposed to the Vickers ring-fencing approach. What this means for *action* remains to be seen. We quote the relevant sections: "The clash between retail and investment banking has always been evident. What is now clear, however, is that the hard-charging, revenue-seeking investment banking culture predominates when they are pushed together. The more herbivorous retail banking ethos — with its emphasis on patient stewardship — is marginalised. This seems to lead ineluctably to the proliferation of socially questionable trading activities and abuses such as the Libor scandal."

"The government accepted the principle of separation last year when it endorsed the conclusions of the banking commission presided over by Sir John Vickers. This argued for an internal split rather than a total separation on the basis that the diversity of assets within a universal bank could be a source of strength at times of financial stress."

"While the FT supported those conclusions, we are now ready to go further. For all the diversification benefits, the cultural tensions between investment and retail banking can only be resolved by totally separating the two, on formal Glass-Steagall-style lines."

"Other changes may also be required. The government must find ways to unblock the supply of credit to the economy. In the world of Basel III and higher capital ratios, plus tighter regulation, this may be difficult. But then other ways will have to be found. Mr Diamond's forced departure marks a pivotal moment. The politicians must respond responsibly."

Another British Voice for Glass-Steagall

July 5th, 2012 • 7:22 AM

In an interview with Jon Snow on Wednesday's Channel 4 News, Lord Myners called for full Glass-Steagall legislation to deal with the corruption of the banks.

Paul Myners was appointed Financial Services Secretary in the government of Gordon Brown. He was made a life peer as a result of this job, because he was not a Member of Parliament.

His comments came during a panel discussion on Channel 4 News, discussing the evidence given on Wednesday by Bob Diamond, erstwhile Chief Executive of Barclays Bank, to the Treasury Select Committee. Towards the end of the discussion, Snow said to Myners: "Well, Paul Myners, there's been the Vickers Report into banking, and yet Vickers wanted to ring fence the casino activities and the retail activities. But we can't trust the bankers to respect a ring fence. If you have a ring fence, you

climb over it, dig under it, or work your way through it. The banks have to be broken up between retail and casino, agreed?"

Myners replied "Yes, I do agree with that. I think the evidence of the last few weeks, and Diamond himself said that many of the problems that emerged in Barclays were within the ringfence as envisaged. Now the government has already diluted the ring fence that was proposed by Vickers, but the ring fence doesn't go far enough. We need to go to what is known as a Glass-Steagall model, which is a complete separation."

Myners has had a long financial career. He became Chief Executive of pension fund management company Gartmore Group in 1985, subsequently becoming Chairman in 1987 until 2001. He was a director at NatWest until it was taken over by Royal Bank of Scotland in the spring of 2000. In August 2010, Myners joined the board of RIT Capital Partners PLC, a substantial investment fund chaired and sponsored by Lord Jacob Rothschild, and later that year he became a Trustee of ARK, the charity supported by London's major hedge fund managers. In 2000 he became chairman of the Guardian Media Group, publisher of The Guardian and The Observer newspapers.

Four of 21 New Jersey Counties Back Glass-Steagall; 35 Pennsylvania Townships Take It Up This Week

July 4th, 2012 • 7:12 AM

The latest updates on the U.S. mobilization to re-instate Glass-Steagall are on the LaRouchePAC page, "[Restore Glass-Steagall](#)," [1]. Several patterns stand out, among the growing list of singular actions and endorsements. Two examples:

NEW JERSEY In New Jersey, resolutions of support for Glass-Steagall have been passed in four of its 21 counties, by their Boards of Freeholders, the elected governing bodies. The counties are Mercer (where Trenton, the state capital, is located), Middlesex (largest town, New Brunswick), Essex (Newark), and Hudson (Jersey City). In Hudson County, across the river from Manhattan, the Glass-Steagall resolution was passed in November, 2011. Last night, LPAC representatives briefed Hudson Freeholders on the latest of where the battle stands, and commitments were made to put the district U.S. Congressman on notice.

These four counties are in the central-to-northeast portion of the state, proceeding from the Delaware to the Hudson Rivers. Their combined population is 1.87 million, which is over 20 percent of the state's 8.9 million. (The counties' population roster excludes that of embedded, incorporated cities or boroughs.)

PENNSYLVANIA An estimated 35 townships across the state may take up resolutions this week, for Glass-Steagall/national credit/NAWAPA support, from advance-work done in recent months. Twelve townships have already passed support resolutions, with six of these being in the Southwest/Central part of the state, including three from GreenCounty alone, politically and economically contiguous with West Virginia.