



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, AUGUST 19, 2010

MINUTES OF THE REGULAR MEETING

Chairman Daniel P. Sullivan presided called the meeting to order at 7:09pm. Roll call showed Vice Chairman Deborah P. Scanlon, Freeholder Angel G. Estrada, Freeholder Mohamed S. Jalloh, Freeholder Bette Jane Kowalski, Freeholder Alexander Mirabella, Freeholder Rick Proctor and Freeholder Nancy Ward were in attendance. Freeholder Rayland Van Blake was absent.

Also present were County Manager George W. Devanney, County Counsel Robert E. Barry, Esq. and Clerk of the Board Nicole L. DiRado.

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

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

Freeholder Van Blake entered the meeting.

PRESENTATIONS TO THE PUBLIC

1. A Resolution will be presented to **Julius Swirz** to congratulate him for serving the Roselle Park Fire Department for 50 years.

Chairman Sullivan and Freeholder Mirabella called upon Julius Swirz, his family and the past and present firefighters of the Roselle Park Fire Department.

Freeholder Mirabella stated that Mr. Swirz served the Roselle Park Fire Department for fifty years and he was tremendously honored to present him with a Resolution from the entire Board. Freeholder Mirabella stated that Mr. Swirz was also honored by President Obama with a President Volunteer Service Award for all that he has done for his community.

Mr. Swirz stated that it is great to be recognized for his involvement in fire services and to be amongst all his friends.

2. A Resolution will be presented to **Captain Nancy Diesel, Union County Sheriff's Office, Christine Curia, Kenilworth and Kamal Wedlock, Roselle**, for their successful intervention in preventing a young man from ending his life.



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Chairman Sullivan called upon Union County Sheriff Ralph Froehlich. Sheriff Froehlich stated that if it was not for the hard work of firefighters, he would not be alive today. He stated that he was pulled out of a burning home when he was a youngster. He thanked firefighters for their heroic services and congratulated Mr. Swirz and the many years he has dedicated to fire services.

Sheriff Froehlich called upon Captain Nancy Diesel of the Union County Sheriff's Office to present her with a Life Savings Award. She saved a distraught gentleman who was about to take his own life at the Gordon Street Bridge in Roselle. Sheriff Froehlich stated that he was not surprised by Captain Diesel's reaction, but was very proud of her.

Chairman Sullivan presented Captain Diesel with a Resolution and stated that there were two civilians who were with Captain Diesel at the time who also were of great assistance. However, they were not able to make the meeting to accept the Resolutions from the Board for their heroic efforts.

3. Graduation Ceremony for the Cadets of Sheriff Froehlich's Youth Academy.

Sheriff Froehlich spoke about the Sheriff's Youth Academy and stated that the Cadets were treated like adults and accepted their orders as such. He thanked their parents' for raising such great kids. Sheriff Froehlich recognized the police officers that were in attendance and participated in the Academy from Elizabeth, Berkeley Heights and Hillside and he also mentioned that Chief Robert Quinlan of Hillside was also in attendance.

Sheriff Froehlich stated that Officer Tara Halpin spearheaded the Program and he said that he is proud of her and the Cadets.

Sheriff Froehlich called upon Cadet Kevin Conforti to say a few words. Kevin stated that this was the second year that he participated in the program. He said that they were taught how to perform CPR, how to shoot handguns and were able to take a tour of the jail. He stated that on behalf of all the cadets, he could say that the shooting academy was very exciting. Kevin said that the program has made him better in character and discipline, and he is more familiar of the functions of a police officer. He thanked Sheriff Froehlich and Officer Halpin for the program and all their support.

Sheriff Froehlich stated that Hillside Chief of Police Quinlan is the top chief in the County who believes in our youth.

Sheriff Froehlich presented the Cadets with Certificates for completing the Program.



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Chairman Sullivan thanked Sheriff Froehlich, the Sheriff's Officers and their staff. He stated that the Cadets are our future and he congratulated and thanked their families for being attending the meeting to honor their children.

APPROVAL OF COMMUNICATIONS

Chairman Sullivan called for a motion to approve the Communications. On a motion made by Freeholder Mirabella and seconded by Freeholder Kowalski, roll call showed nine members of the Board voted in the affirmative.

Note and File

APPROVAL OF MINUTES

Chairman Sullivan called for a motion to approve the following Minutes:

1. July 29, 2010 – Executive Session Minutes
2. July 29, 2010 – Regular Meeting Minutes
3. August 5, 2010 – Agenda Meeting Minutes

On a motion made by Freeholder Jalloh and seconded by Freeholder Mirabella, roll call showed nine members of the Board voted in the affirmative for the July 29, 2010 Executive Session Minutes and the July 29, 2010 Regular Meeting Minutes and seven members of the Board voted in the affirmative with Freeholder Van Blake and Vice Chairman Scanlon abstaining from the August 5, 2010 Agenda Meeting Minutes.

ORDINANCES FOR FINAL READING

ORDINANCE NUMBER 706-2010 (The Title of the Ordinance was read by the Clerk of the Board).

GUARANTY ORDINANCE OF THE COUNTY OF UNION, NEW JERSEY REGARDING THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON CERTAIN REVENUE BONDS, SERIES 2010 (UNION COUNTY CHILD ADVOCACY CENTER PROJECT) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,360,000 FOR THE PURPOSE OF PROVIDING ADDITIONAL SECURITY IN CONNECTION WITH THE AUTHORITY PROJECT.

WHEREAS, the Union County Improvement Authority (the “Authority”) has been duly created by an ordinance of the Board of Chosen Freeholders (the “Board of Freeholders”) of the County of Union, New Jersey (the “County”), as a public body corporate and politic of the State of New Jersey (the “State”) pursuant to in accordance with the County



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Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the “Act”); and

WHEREAS, the Authority is authorized under the provisions of the Act to acquire real estate within the County by lease or purchase and to construct, reconstruct and rehabilitate improvements thereon; and

WHEREAS, the Authority and the County are in the process of entering into a shared Services Agreement whereby the Authority has assumed a number of responsibilities relating to and in support of the proposed renovations and/or construction in connection with the Union County Child Advocacy Center Project (the “Project”); and

WHEREAS, the Authority is authorized by the Act, including without limitation Section 11 thereof (N.J.S.A. 40:37A-54(a)), to provide public facilities for use by the County, including, without limitation, the provision for the demolition, construction and renovation, as applicable, of the proposed Union County Child Advocacy Center Project located in the City of Elizabeth, and the acquisition of equipment and fixtures therefore; and

WHEREAS, the Authority had determined that in order to undertake the Project the Authority will issue not to exceed \$3,360,000 of its “Revenue Bonds, Series 2010” (Union County Child Advocacy Center Project) (the “2010 Bonds”), to be secured by the Union County Child Advocacy Center Project Loan and Security Agreement (“Loan Agreement”), and to further induce the prospective purchasers of the 2010 Bonds to purchase the same, it will be necessary that payment of the principal of (including sinking fund installments, if any) and interest on the herein defined 2010 Bonds be secured by a full faith and credit, unconditional and irrevocable guaranty of the County in accordance with this guaranty ordinance to be finally adopted by the governing body of the County and a guaranty certificate executed on the face of each Bond upon the issuance thereof by an authorized officer of the County (the “Guaranty”), all in accordance with Section 37 (“Section 37”) of the Act (N.J.S.A. 40:37A-80) and other applicable law; and

WHEREAS, the proceeds of the 2010 Bonds will be applied to, inter alia, the payment of (a) the costs of the demolition, construction and reconstruction, as applicable, of the Union County Child Advocacy Project (b) the costs of the acquisition of equipment and fixtures for the Project, (c) costs of issuing the 2010 Bonds, (d) capitalized interest on the 2010 Bonds, if any, and (e) any other costs set forth in the Bond Resolution (hereinafter defined); and

WHEREAS, the County has determined to adopt a guaranty ordinance securing the timely payment of the principal of, redemption premium, if any, and the interest on the 2010 Bonds; and

WHEREAS, the 2010 Bonds have such other terms as shall be set forth in that certain Resolution authorizing the issuance of the “Union County Improvement Authority Revenue



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Bonds, Series 2010 (Union County Child Advocacy Center Project) of the Union County Improvement Authority and any Additional Bonds or Notes of the Union County Improvement Authority” adopted by the Authority prior to the issuance of the Bond (the “Initial Bond Resolution” and any amendments or supplements thereto in accordance with the terms thereof may be collectively referred to as the “Bond Resolution”); and

WHEREAS, the payment of the principal of and interests on the 2010 Bonds are secured by a Deficiency Agreement by and among the County, the Trustee for the 2010 Bonds and the Authority (the “Union County Child Advocacy Center Project, Series 2010 Bonds Deficiency Agreement”); and

WHEREAS, the Authority has made application, on behalf of the County, to the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State (the “Local Finance Board”) for the Local Finance Board’s review of the financing, including, *inter alia*, the Loan Agreement, the Union County Child Advocacy Center Project Deficiency Agreement and the Guaranty; and

WHEREAS, in accordance with the terms of Section 37 of the Act (N.J.S.A. 40:37A-80) and the Guaranty, the County shall be obligated, if necessary, to levy *ad valorem* taxes upon all the taxable property within the County without limitation as to rate or amount to make the timely payment of the principal of (including mandatory sinking fund installments, if any) and interest on the 2010 Bonds; and

WHEREAS, in order to market and sell the 2010 Bonds , (i) the Authority shall issue a Preliminary Official Statement (the “POS”) and a final Official Statement (the “OS”) , (ii) the Authority shall enter into a negotiated sale of the 2010 Bonds with one or more underwriters (collectively, the “Underwriter”) pursuant to the terms of a bond purchase agreement (the “BPA”), (iii) the Authority, the County and the trustee for the 2010 Bonds, or any successor thereto in accordance with the terms of the Bond Resolution (the “Trustee”) shall enter into a Continuing Disclosure Agreement (the “Continuing Disclosure Agreement”) upon the issuance of the 2010 Bonds if necessary, convenient, useful or desirable in connection with Rule 15c2-12 promulgated by the Securities and Exchange Commission Act of 1934, as amended, or any successor rule or regulation thereto (“Rule 15c2-12”), and (iv) the County and the Authority shall take such actions and shall authorize, execute or acknowledge, as the case may be, and deliver such other documents, instruments or certificates as Bond Counsel to the Authority and to the County deem necessary, convenient, useful or desirable in order to issue the 2010 Bonds (collectively, the “Certificate”); and

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



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providing services for the needs of the inhabitants of the County and will not create an undue financial burden to be placed upon the Authority or the Participants.

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

Section 1. Revenue Bonds, Series 2010 (Union County Child Advocacy Center Project) are sometimes collectively referred to herein as the “2010 Bonds”.

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

Section 3. Pursuant to and in accordance with the terms of the Act, specifically Section 37 of the Act (N.J.S.A. 40:37A-80), the County is hereby authorized to and hereby shall unconditionally and irrevocably guarantee the punctual payment of the principal of (including sinking fund installments, if any) and interest on the Bond in an aggregate principal amount not exceeding \$3,360,000, which Series 2010 Bonds are to be issued to finance the Project as described in the preamble hereof, on such terms and conditions as may be agreed to by and between the County and the Authority. Upon the endorsement of the 2010 Bonds referred to in Section 3 below, the County shall be unconditionally and irrevocably obligated to pay the principal of (including sinking fund installments, if any) and interest on the 2010 Bonds, when due, in the same manner and to the same extent as in the case of bond issued by the County and accordingly, the County shall be unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law.

Section 4. The County Manager and/or Chief Financial Officer of the County (each an “Authorized Officer”) shall, by manual or facsimile signature, execute an endorsement on each of the 2010 Bonds evidencing this guaranty by the County as to the punctual payment of the principal of and interest thereon. The endorsement on each 2010 Bonds shall be in substantially the following form, and absent the fully executed endorsement in such following form on any such 2010 Bond, such 2010 Bond shall not be entitled to the benefits of this guaranty ordinance:

GUARANTY OF THE COUNTY OF UNION OF THE STATE OF NEW JERSEY

The payment of the principal of and interest on the within Bond is hereby fully, unconditionally and irrevocably guaranteed by the County of Union of the State of New Jersey (the “County”), and the County shall be unconditionally and irrevocably obligated to



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

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

COUNTY OF UNION
STATE OF NEW JERSEY

Title:

Section 5. It is hereby found, determined and declared by the governing body of the County that:

(a) This guaranty ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Bond which shall be entitled to the benefits of this guaranty ordinance, being an amount not to exceed \$3,360,000, shall, after their issuance, be included in the gross debt of the County for the purpose of determining the indebtedness of the County under or pursuant to the Local Bond Law.

(b) The principal amount of the 2010 Bond entitled to the benefits of this guaranty ordinance and included in the gross debt of the County shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of the Local Bond Law (i) from and after the time of issuance of the 2010 Bonds until the end of the fiscal year beginning next after the completion of the Project, and (ii) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal of and interest on all such guaranteed 2010 Bonds, all bonds of the County issued as provided in Section 36 of the Act (N.J.S.A. 40:37A-79) and all bond of the Authority issued under the Act.

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

(a) The maximum principal amount of 2010 Bond of the Authority which are hereby and hereunder guaranteed as to the punctual payment of the principal thereof and interest thereon is and the maximum estimated cost the Project to be financed in accordance with the transaction contemplated hereby is \$3,360,000.



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

(c) A supplemental debt statement of the County has been duly made and filed in the office of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the County, as defined in the Local Bond Law, is increased by this guaranty ordinance by \$3,360,000 in accordance with the provisions of the Act, the net debt of the County is not increased, and the obligation of the County authorized by or incurred pursuant to the terms of this guaranty ordinance is permitted by an exception to the debt limitations of the Local Bond Law which exception is contained in the Act.

(d) All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to the County's guaranty of the 2010 Bond hereby.

Section 7. This guaranty ordinance shall take effect at the time and in the manner provided by law, but in any event no later than upon the issuance of the 2010 Bond.

Section 8. Upon the adoption hereof, the Clerk of the Board of Freeholders shall forward certified copies of this ordinance to the County Manager, County Counsel, Executive Director of the Authority, and the Law Office of John G. Hudak, Esq., LLC, Bond Counsel to the Authority.

Chairman Sullivan announced that Ordinance 706-2010 needs to be readopted due to a procedural deficiency. He said neither the County nor the Union County Improvement Authority is incurring additional debt.

This meeting is now open to the public for commenting
on Ordinance Number 706-2010

Bruce Paterson, Garwood, asked what is meant by "additional security." John Hudak, Esq., Bond Counsel for the Union County Improvement Authority stated that the additional security is the proper verbiage for security for the bond.

Chairman Sullivan moved Ordinance Number 706-2010 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The motion was seconded by Freeholder Mirabella. Roll call showed nine members of the Board voted in the affirmative.



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ORDINANCE NUMBER 709-2010 (The Title of the Ordinance was read by the Clerk of the Board).

AN ORDINANCE TO AMEND THE LAWS OF UNION COUNTY: ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION: BY AMENDING ARTICLE XVIII-DEPARTMENT OF PARKS, § 1-100-SUBSECTION D; AMENDING ARTICLE XIX, § 1-114 DIVISION OF PARK MAINTENANCE; AMENDING CHAPTER 35-BUSINESS ENTERPRISES, MINORITY AND WOMEN; AND ARTICLE XVI-EMPLOYEE HANDBOOK.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union that the “Laws of Union County” are hereby amended as outlined in the attached Schedule A:

Note: All text that is underlined is inserted/new language.
All text that is ~~struck through~~ is deleted language.

SCHEDULE A

PART I - ADMINISTRATIVE CODE

ARTICLE XVIII, Department of Parks & Community Renewal

[Adopted 6-26-1997 by Ord. No. 452; Amended 12-20-2007 by Ord. No. 664]

§ 1-100. Department established; purpose; organization.

[Amended 6-20-2002 by Ord. No. 553; 9-14-2006 by Ord. No. 636; 12-20-2007 by Ord. No. 664; 6-25-09 by Ord. No. 686]

- A. General Purpose; Departmental Organization. There shall be a Department of Parks and Community Renewal for the purpose of promoting and developing the planning, development and growth of the County of Union, coordinating all aspects of such through the efficient and effective use of financial, operational and administrative resources and to proactively address the needs of County residents. The Director shall be fully responsible for the Department’s operation.



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- B. There may be a Deputy Director who shall be responsible to the Director of the Department of Parks and Community Renewal and shall be responsible for developing plans and coordinating the implementation of plans for renovating existing park facilities and constructing new facilities.
- C. The Department shall have a Bureau of Recreation and a Bureau of Administrative Support. The Chief of each Bureau shall be the head of the Bureau and shall report to the Deputy Director of Parks and Community Renewal.
- The functions of the Bureau of Recreation is to develop and administer programs to facilitate the public use and enjoyment of County parks, playgrounds, the Watchung Reservation, open spaces and places of recreation; operating all County recreation facilities; and, coordinating park and recreational facilities, programs and special events of the County with other public and private recreational facilities within the County.
 - The functions of the Bureau of Administrative Support is to establish and maintain essential records and files relative to the programs offered by the Department, ensure payroll conformity, prepare and reconcile contract bids and bills, and maintain construction progress schedules and reports.
- D. The Department shall have a Bureau of Governmental Relations and Community Outreach. The Bureau Chief shall report to the Director of Parks and Community Renewal. The function of the Bureau of Governmental Relations and Community Outreach is to develop and administer programs to facilitate the public use and enjoyment of County parks and recreational facilities in consolidation of County grant programs for maximum effectiveness. The Bureau shall include the Office of Cultural and Heritage Affairs.
- E. The Office of Cultural and Heritage Affairs functions and responsibilities shall include:
- (1) Create, support and encourage programs promoting public interest and participation in local arts, history and culture.
 - (2) Maintain an annual preservation awards program commending noteworthy historic preservation.
 - (3) Educate the public on local, state and municipal efforts to preserve historical sites.
 - (4) Maintain an historic inventory as a resource for federal and state agencies and local planners.

[Amended 9-14-2006 by Ord. No. 664]



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F. The Department of Parks & Community Renewal shall consist of the following Divisions:

- (1) Division of Planning and Community Development.
- (2) Division of Information Technologies. [Added 7-22-1999 by Ord. No. 503]
- (3) Division of Golf Operations. [Added 12-20-2007 by Ord. No. 664]
- (4) Division of Parks Planning and Horticultural Services

[Amended 9-14-2006 by Ord. No. 636; 12-20-2007 by Ord. No. 664]

§ 1-113. Division of Parks Planning and Horticultural Services

A. Division head. The Director of the Division of Park Planning and Horticultural Services shall be the head of the Division and shall be responsible to the Deputy Director of the Department of Parks and Community Renewal for its operation.

B. Division organization.

- (1) Within the Division, there shall be the following subdivision:
 - a) The Bureau of Horticulture.
- (2) The Division of Park Planning and Horticulture Services' functions and responsibilities shall include:
 - a) Responsible for developing plans and coordinating the implementation of plans for renovating existing Park facilities, constructing new facilities, and environmental park programs.
- (3) The Bureau of Horticulture's functions and responsibilities shall include:
 - a) Providing for the care, cultivation, planting and replanting of all lawns on County property.
 - b) Providing for the care, cultivation, planting and replanting of flowers and shrubs on County property.

§ 1-114. Division of Park Maintenance

[Added 6-25-2009 by Ord. No. 686]

A. Under the direction and supervision of the Director of the Department of Engineering, Public Works and Facilities, the Division of Park Maintenance's



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functions shall include preserving and improving all County park and recreational facilities.

B. Division Head. The Director of the Division of Park Maintenance shall be the head of the Division and shall be responsible to the Director of the Department of Engineering, Public Works and Facilities.

C. Division Organization

a. Within the Division, there shall be the following Bureaus:

- i. The Bureau of Parks-Sector I
- ii. The Bureau of Parks-Sector II
- iii. The Bureau of Recycling and Planning

b. Bureau Chief. The Chief of each Bureau shall be the head of the Bureau and shall be responsible to the Director of the Division of Park Maintenance.

c. The functions of the Bureau of Parks-Sector I and Parks-Sector II shall include the provision of care and maintenance of all County park and recreational facilities within its respective Sectors.

d. The functions of the Bureau of Recycling and Planning will be as follows:

- Implementing and coordinating Household Special Waste, Computer and Electronics, and Battery/Motor Oil/Filters, and other recycling related events.
- Implementing and coordinating the Scrap Tire Management Program to fund cleanup and disposal of scrap tires found on public lands.
- Providing administrative and coordination and assistance to municipalities in implementing the Clean Communities Program.
- Performing such other duties as may be required by the Director of the Division of Park Planning and Maintenance.
- Preparing and Disseminating all mandated statistical programmatic reports to appropriate agencies and officials.
- The Bureau Chief of the Bureau of Planning and Environmental Conservation shall also serve as the District Recycling Coordinator.



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Chapter 35, SMALL BUSINESS ENTERPRISES

[HISTORY: Adopted by the Board of Chosen Freeholders of the County of Union 9-10-1987 as Res. No. 676-87. Amendments noted where applicable.]

GENERAL REFERENCES

Affirmative action employment -- See Ch. 12.

§ 35-1. Declaration of policy.

The County declares that the existence of a strong and healthy free enterprise system is directly related to well-being and competitive strength of small business concerns and the opportunity for small businesses to have free entry into business, to grow and to expand, and finds that the County must attempt to ensure that a fair proportion of the County's total purchases and contracts for construction, property, supplies and services is placed with small business concerns.

§ 35-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

AGENT -- The Union County Director of the Division of Purchasing.

CONTRACTS -- All purchases of the County of Union, but not including the goods and services over which the County has no discretion as to the payee such as regulated utilities, maintenance of patients in state institutions and two-year out-of-County college reimbursement

DIVISION -- The Division of Purchasing.

SET-ASIDE CONTRACT:

- A. A contract for goods, equipment, construction or services which is designated as a contract for which bids are invited and accepted only from small businesses;
- B. A portion of a contract when that portion is so designated; or
- C. Any other purchase or procurement so designated.

SMALL BUSINESS -- A business which has its principal place of business in the State, is dependently owned and operated and meets all other qualifications as may be established in accordance with *N.J.S.A. 52:27H-21.8(g)*, *N.J.A.C. 17:13-1.2* and *17:14-1.2*



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§ 35-3. Set-aside program.

- A. Notwithstanding the provisions of any County bidding or Local Public Contracts Law to the contrary, but subject to any superseding federal statutes or rules, the Division may designate a contract and/or a portion thereof for goods and services or construction to be awarded by the agent to a qualified small businesses pursuant to the goals and procedures established by this program whenever there is a reasonable expectation that bids may be obtained from at least two qualified small businesses capable of furnishing the desired goods and services or construction at a fair and reasonable price. The designation shall be made prior to the advertisement of bids.
- B. There is established a goal that the Division attempt to award at least 15% of the dollar value of its contracts to small businesses. This goal may, where appropriate, be attained by the direct designation of businesses by requiring that a portion of such a prime contract be subcontracted to small businesses. The Division shall make a good faith effort to attain the goal established in this section.
- C. For purposes of obtaining the goal, the Division shall, when necessary, specifically set aside contracts or portions of contracts for which only small businesses may bid.
- D. The advertisement for bids on a set-aside contract shall indicate that the contract to be awarded is a qualified small business enterprise set-aside contract. The advertisement shall be in at least one newspaper which will best provide notice thereof to qualified small business enterprises sufficiently in advance of the date fixed for receiving the bids to promote competitive bidding among those businesses for whom the contract is being set aside, but said notice shall not be published less than 10 days prior to that date. The newspaper or newspapers in which the advertisement shall appear shall be selected by the Division of Purchasing. The advertisement shall designate the time and place at which sealed proposals shall be received and publicly opened and read, the amount of the cash or certified check, if any, which shall accompany each bid and such other items as the Division may deem proper. The advertisement shall be made by the Division pursuant to the procedure set forth in the law governing such contracts.
- E. The Division shall establish reasonable regulations appropriate for controlling the designation of prospective small business bidders according to the financial ability and experience of the bidders and the capital and equipment available to them pursuant to and reasonably related to the class or category of work to be performed or materials and supplies to be furnished or hired in the performance of any subcontract and may require each bidder to furnish a statement thereof.
- F. The Division shall establish a procedure whereby businesses may request inclusion on appropriate lists for small businesses.
- G. The Division shall establish a procedure annually reviewing the lists and determining whether the businesses on the lists shall continue to be designated as small businesses.



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- H. When a contract or portion thereof has been designated as a qualified small business enterprise set-aside contract, invitations for bids shall be confined to qualified small businesses designated by the Division as appropriate for the set-aside, and bids from other bidders which are not qualified small business enterprises shall be rejected. The purchase, contract or expenditure of funds shall be awarded among the qualified small business enterprises in accordance with the statutes and rules governing purchases by the Division. The award shall be made within the time frame authorized statute.
- I. If the Division determines that the acceptance of the lowest responsible bid on a set-aside contract will result in the payment of unreasonable price, the Division shall reject all bids and withdraw the designation of the set-aside contract. Qualified small business enterprises shall be notified in writing of set-aside cancellation, the reasons for the rejection and the County's intent to resolicit bids on an unrestricted basis. The cancelled bid solicitation shall not be considered as a set-aside for the purposes of attaining established set-aside goal.
- J. If the Division determines that two bids from qualified small businesses cannot be obtained, the Division may withdraw the designation of the set-aside contract and resolicit bids on an unrestricted basis pursuant to the Local Public Contracts Law. The cancelled designation shall not be considered as a set-aside for the purposes of attaining established set-aside goal.

§ 35-4. Violations and penalties.

- A. Where the purchasing agent determines that a business has been classified as a qualified small business enterprise on the basis of false information knowingly supplied by the business and has been awarded a contract to which it would not otherwise have been entitled under this program, the purchasing agent shall have the authority to:
 - (1) Assess against the business any difference between the contract and what the County's cost would have been if the contract had not been awarded in accordance with the provisions of this program.
 - (2) In addition to the amount due under Subsection A(1), assess against the business a penalty in an amount of not more than 10% of the amount of the contract involved.
 - (3) Order the business ineligible to transact any business with the County for a period to be determined by the purchasing agent.
- B. Prior to any final determination, assessment or order under this section, the purchasing agent shall afford the business an opportunity for a hearing on the reasons for the imposition of the penalties set forth in Subsection A(1), (2) or (3) of this section.

§ 35-5. Report to the Board of Chosen Freeholders.



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The Division shall submit a report to the Board of Chosen Freeholders by January 31 of each year describing the County's efforts in attaining the set-aside goals and the percentage of the dollar value of total procurements awarded pursuant to this program.

The Board of Chosen Freeholders shall publish a list of the County's attainments in the immediately preceding local fiscal year, to include the County and local municipalities averages, in at least one newspaper circulating in the County by March 1 of each year.

Construal; statutory authority.

- A. This program 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 herein.
- B. If any section, subsection, paragraph, sentence, clause, phrase or portion of this program shall be adjudged or declared invalid for any reason whatsoever, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof, which shall remain in full force and effect.
- C. All provisions of the Local Public Contracts Law, P.L. 1971, c. 198 (*N.J.S.A. 40A:11-1 et seq.*), and any supplements thereto, shall apply to purchases, contracts and agreements made pursuant to this program unless otherwise superseded by the provisions of this program.
- D. This program is promulgated and adopted in accordance with P.L. 1985, c. 482 (*N.J.S.A. 40A:11-41 et seq.*).

Chapter 100, PERSONNEL

[HISTORY: Adopted by the Board of Chosen Freeholders of the County of Union as indicated in article histories. Amendments noted where applicable.]

ARTICLE XVI, Employee Handbook

[The County of Union Employee Handbook, Resolution No. 2010-634 adopted July 29, 2010 is on file in the office of the Clerk of the Board. A copy of this Handbook can be obtained by contacting the Division of Personnel Management and Labor Relations.]



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

This meeting is now open to the public for commenting
on Ordinance Number 709-2010

There were no comments.

Freeholder Estrada moved Ordinance Number 709-2010 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The motion was seconded by Freeholder Kowalski. Roll call showed nine members of the Board voted in the affirmative.

PUBLIC COMMENT PORTION

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

John Bury, Kenilworth, commented on Resolution 2010-759. He stated that John Hudak, Esq., is a full time attorney for the City of Linden and he believes there may be a conflict in representation. He asked what the case is about.

County Counsel Robert Barry, Esq., explained that Mr. Hudak is not a full time employee of the City of Linden, but is a part time employee. He explained that Union County and the City of Linden were both overcharged. He said that litigation started more than eighteen months ago and the bill, to date, represents certain judgments that the County of Union and the City of Linden received, that are in excess of \$60,000.

Bruce Paterson, Garwood, commented on the following Resolutions:

Resolutions 2010-723 through 2010-731, he asked if these grants will offset the County taxes for residents; 2010-728, he asked what is the matching grant and if this Resolution is for boats for the "Union County Navy;" 2010-733, he commented that KemperSports is not in the designing business; 2010-734, he stated that this is a substantial amount of money for these type of services; 2010-753, he remarked that Oak Ridge Golf Course was closed due to loss of revenue, yet, a substantial amount of money is being spent on the Galloping Hill Golf Course; 2010-754, he asked who is overseeing the projects and too much money is being spent on permits.

Susan Petrow, Westfield, Literacy Volunteer of Union County, thanked the Board for the HEART Grant. She stated that the grant allows them to use it towards the education of writing and it has expanded the Program to wider group of students.

Ms. Petro presented the Clerk of the Board Nicole DiRado with nine copies of the 2009 first edition of the Student Art and Literary Magazine which was part of a writing project that



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

was for students. She stated that on September 30th there will be a celebration held at the First Presbyterian Church in Westfield.

The Magazine is attached.

Chairman Sullivan thanked Ms. Petrow for attending the meeting and sharing the information with the Board.

Chairman Sullivan responded to a prior speaker regarding Resolutions 2010-723 through 2010-731. He stated that these are grant dollars and will not have any effect on taxes.

Chairman Sullivan stated that Union County does not have a Navy and asked Director of Public Safety Andrew Moran to explain Resolution 2010-728. Director Moran explained that these Port Security funds are to supplement bomb squad vehicles and response.

Director of Golf Operations Armando Sanchez responded to Resolution 2010-733. He stated that KemperSports has two divisions within their company, golf and construction management which they have been doing for more than fifty years.

County Counsel Robert E. Barry, Esq., interjected stating that KemperSports was awarded the contract through request for proposals.

RESOLUTIONS

Chairman Sullivan called for a motion to adopt Resolutions 2010-702 through 2010-767.

THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

2010-702 FREEHOLDER ESTRADA, amending Resolution No. 2008-487, to reflect the name change of 1077 Elizabeth Avenue Development, LLC, Elizabeth, New Jersey to **Linden Senior Housing, LLC, Linden, New Jersey.**

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-703 FREEHOLDER ESTRADA, amending Resolution No. 2009-544, to reflect the name change of MAR Acquisition Group, LLC, Elizabeth, New Jersey, to **Linden Senior Housing, LLC, Linden, New Jersey.**

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.



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- 2010-704 FREEHOLDER ESTRADA**, amending Resolution No. 2009-825, an agreement with the **Occupational Center of Union**, to undertake electrical upgrades at the center in an additional amount of \$8,000 for a new total amount of **\$66,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-705 FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **Erin Pojanowski, PA-C, Hospital Associates, Inc., Berkeley Heights, New Jersey**, to provide professional medical services for the patients/residents of Runnells Specialized Hospital for the contract period of September 1, 2010 through August 31, 2011. This is a fee for service agreement at no cost to the County.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-706 FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **Jacqueline Napper, PsyD, MSCP, Plainfield, New Jersey**, for the provision of in-services for nursing and unit staff for the period of January 1, 2010 through December 31, 2011 in the amount of **\$600**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-707 FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **Pharma-Care, Inc., Clark, New Jersey**, to provide pharmacy consultant services to Runnells Specialized Hospital for the contract period of September 1, 2010 through August 31, 2011 in an amount not to exceed **\$71,688**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-708 FREEHOLDER JALLOH**, amending Resolution No. 2010-223, a contract with **Holsman Healthcare, LLC, Belleville, New Jersey**, for an additional amount of **\$26,000** for a new total contract amount of **\$46,000** due to unexpected staff leave.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-709 FREEHOLDER JALLOH**, amending Resolution No. 2010-224, a contract with **InterStaff, Inc., Owings Mills, Maryland**, for additional weekend coverage to accommodate increased volume of patients in the amount of \$20,000 for a new total contract amount of **\$245,500**.



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-710 FREEHOLDER JALLOH**, authorizing the County Manager to enter into a contract with **TB&A Hospital Television, Inc., Amherst, New York**, to purchase sixty 26" hospital grade televisions and the installation of same for the residents/patients of 3 East as part of the 3rd floor renovation to Runnells Specialized Hospital in the amount of **\$48,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-711 FREEHOLDER JALLOH**, appointing **Joseph M. Quinn** to the **Advisory Council on Aging** for a term commencing January 1, 2009 through December 31, 2011.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-712 FREEHOLDER KOWALSKI**, authorizing the County Manager to award a contract to **Union County Educational Services Commission, Westfield, New Jersey**, to provide state mandated education programs for the residents housed in the Juvenile Detention Center for the contract period of September 1, 2010 through August 31, 2011 in an amount not to exceed **\$552,461**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-713 FREEHOLDER KOWALSKI**, amending Resolution No. 2010-587, a contract with **Veolia Transportation, Inc., Oak Brook, Illinois**, to allocate an additional \$150,429 in federal Job Access Reverse Commute funds and \$132,924 in local matching funds for the continued provision of the Route 22 Safety Shuttle service for the contract period January 1, 2010 through December 31, 2010 for a new total contract amount not to exceed **\$3,807,520**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-714 FREEHOLDER KOWALSKI**, authorizing the County Manager to utilize **\$228,850** in Work First New Jersey Grant dollars from the **New Jersey Department of Labor and Workforce Development** in the form of individual training contracts as stipulated in the grant agreement for period July 1, 2010 through June 30, 2011.



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-715 FREEHOLDER KOWALSKI**, authorizing the County Manager to apply for and obtain a grant from the **State of New Jersey Department of Community Affairs** for approximately **\$182,959** in FY2011 Community Services Block Grant funding for the grant period of October 1, 2010 through September 30, 2012.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-716 FREEHOLDER KOWALSKI**, authorizing the County Manager to award **\$40,000** to **Union County College** under the **Work First New Jersey Career Advancement Voucher Program** from the New Jersey State Department of Labor and Workforce Development to provide vocational/occupational training to eligible individuals whose Temporary Assistance to Needy Families grants have closed due to employment for period of July 1, 2010 through June 30, 2011.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-717 FREEHOLDER KOWALSKI**, authorizing the County Manager to award a contract to **Trinitas Regional Medical Center, Elizabeth, New Jersey**, to provide group counseling to the Union County Youth Services Bureau clients, including consultation services to staff counselors for the period of September 13, 2010 through December 17, 2010 in an amount not to exceed **\$16,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-718 FREEHOLDER KOWALSKI**, authorizing the County Manager to accept a 2006 G3500 Chevy Express EXT fifteen passenger van from **Trinitas Regional Medical Center, Elizabeth, New Jersey**, valued at **\$6,775**. The State has indicated that the vehicle is the property of the County of Union, as local administrator of Youth Services Commission and Juvenile Justice Commission grant funding. Trinitas Regional Medical Center intends to turn the vehicle over to the County of Union for addition to the County fleet for use in transporting juveniles to community programs.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.



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2010-719 FREEHOLDER KOWALSKI, authorizing the County Manager to enter into a lease agreement with the **Parking Authority of the City of Elizabeth, Elizabeth, New Jersey**, for 6 parking spaces in Lot #3 (Reid Street) specifically designated for “handicapped” use for the period of January 1, 2010 through December 31, 2010 at a cost of \$85 per month in an amount not to exceed **\$6,120**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-720 FREEHOLDER KOWALSKI, amending Resolution No. 2010-417, to utilize \$138,828 in Federal Workforce Investment Act/Financial Sector National Emergency grant dollars from the **New Jersey State Department of Labor and Workforce Development** in the form of individual training contracts to extend the grant period to June 30, 2011 in an amount not exceed **\$12,500 each**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-721 FREEHOLDER KOWALSKI, approving the substantial amendment to the Fiscal Year 2008 Consolidated Plan in order to adjust funding for the target populations served based on the community need for the **Homeless Prevention and Rapid Re-Housing Program**, as part of the American Recovery and Reinvestment Act of 2009. This resolution would further empower the County Manager to authorize the application for administration and disbursement of HPRP funds as permitted by the U.S. Department of Housing and Urban Development (HUD). There will be no change in the total funding award.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-722 FREEHOLDER KOWALSKI, authorizing the County Manager to execute any and all agreements for the **2010 HEART Grant** in the amount of **\$75,000**.

- . Carol English, Cranford - \$600
- . Harriet Steinberg, Union - \$900
- . Katherine Paster, Garwood - \$1,000
- . Kenneth Sack, Summit - \$850
- . Lesl Harker, New Providence - \$1,000
- . Paula Borenstein, Elizabeth - \$850
- . Sandra Frank, Westfield - \$1,000
- . Arts Guild of New Jersey, Rahway - \$2,400
- . Borough of Fanwood, Fanwood - \$1,000



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- . Brand New Day, Elizabeth - \$2,400
- . Carolyn Dorfman Dance Company, Union - \$1,900
- . CASA of Union County, Inc., Elizabeth - \$1,900
- . Center for Hope Hospice & Palliative Care, Scotch Plains - \$2,400
- . City of Rahway, Rahway - \$1,000
- . Clark Historical Society, Clark - \$2,200
- . Continuo Arts Foundation, Westfield - \$1,500
- . Cranford Historical Society, Cranford - \$1,000
- . Cranford Housing Board, Cranford - \$1,000
- . Elizabeth Avenue Partnership, Elizabeth - \$1,900
- . Groundwork Elizabeth, Elizabeth - \$1,900
- . Hillside Public Library, Hillside - \$1,615
- . Institute of Music for Children, Elizabeth - \$2,000
- . Jewish Community Center of Central New Jersey, Scotch Plains - \$2,000
- . Josephine's Place, Elizabeth - \$2,400
- . Kenilworth Historical Society - \$1,250
- . Literacy Volunteers of Union County, Plainfield - \$2,400
- . Mother Seton Regional High School, Clark - \$1,000
- . Music for All Seasons, Scotch Plains - \$1,935
- . National Council of Jewish Women, UC Section, Elizabeth - \$2,400
- . New Jersey Intergenerational Orchestra, Berkeley Heights - \$2,300
- . Occupational Center of Union County, Roselle - \$2,300
- . Plainfield Division of Parks and Recreation - \$1,900
- . Restore Ministries, Inc., Elizabeth - \$2,500
- . Scotch Plains Baptist Church, Scotch Plains - \$2,000
- . Second Street Youth Center Foundation, Plainfield - \$1,900
- . SHEELD's Titan's Tutoring Program, Plainfield - \$2,400
- . Summit Free Public Library, Summit - \$1,100
- . Theater Project/Union County College, Cranford - \$2,100
- . Union Township Community Action Organization, Inc., - \$2,300
- . Visual Arts Center of New Jersey, Summit - \$2,300
- . Westfield Neighborhood Council, Westfield - \$1,400
- . Women in Conversation, Plainfield - \$2,500
- . YM-YWHA of Union County, Union - \$2,300

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.



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- 2010-723 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$284,666 as a result of notification received from the State of New Jersey Department of Labor and Workforce Development for a program entitled: **“Workforce Learning Link Grant”** for a total grant amount of **\$284,666**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-724 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$13,236 as a result of notification received from the State of New Jersey Department of Community Affairs for a program entitled: **“Rape Care Grant”** for a total grant amount of **\$48,771**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-725 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$6,150 as a result of notification received from the State of New Jersey Department of Health and Senior Services for a program entitled: **“SHIP Grant”** for a total grant amount of **\$48,771**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-726 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$5,682 as a result of notification received from the State of New Jersey Department of Health and Senior Services for a program entitled: **“Older Americans Act Title III Grant”** for a total grant amount of **\$3,428,533**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-727 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$15,367 as a result of notification received from the State of New Jersey Department of Community Affairs for a program entitled: **“CWA LIHEAP (Low Income Heating and Energy Assistance Program) Grant”** for a total grant amount of **\$15,367**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.



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- 2010-728 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$325,228 as a result of notification received from the United States Department of Homeland Security, Federal Emergency Management Agency for a program entitled: **“Port Security Program Grant”** for a total amount of **\$325,228**. In addition, appropriating \$108,409 from the matching funds grant entitled: **“Match – Port Security Program”** for a total grant amount of **\$108,409**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-729 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$3,000 as a result of notification received from the State of New Jersey Department of Health and Senior Services for a program entitled: **“Senior Farmer’s Market Grant”** for a total grant amount of **\$3,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-730 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$21,000 as a result of notification received from the State of New Jersey Department of Health and Senior Services for a program entitled: **“Respite Care Program Grant”** for a total grant amount of **\$348,016**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-731 FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of \$231,264 as a result of notification received from the State of New Jersey Department of Law and Public Safety for a program entitled: **“ARRA – Gang, Gun and Narcotics Task Forces Grant”** for a total grant amount of **\$231,264**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-732 VICE CHAIRMAN SCANLON**, amending Resolution No. 2010-74, an agreement with **Michael Aromando, DVM, d/b/a Town and Country Veterinarian House Calls, Chester, New Jersey**, to provide routine care for the horses at the stables in an additional amount of \$4,000 for a new total amount of **\$25,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.



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- 2010-733 VICE CHAIRMAN SCANLON**, amending Resolution No. 2009-1181, a contract with **KemperSport, North Brook, Illinois**, for construction management related to design and construction management of the Learning Center Control Building at Galloping Hill Golf Course, Kenilworth, New Jersey for an additional amount of \$149,700 for a new total contract amount of **\$1,149,700**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-734 VICE CHAIRMAN SCANLON**, amending Resolution No. 2010-394, a contract to **Harbor Consultants, Inc., Cranford, New Jersey**, for an additional amount of \$50,000 to provide professional land surveying services in conjunction with and for the Open Space, Recreation and Historical Preservation Trust Fund. Additional funding is required due to an increase in regulatory requirement from the New Jersey Departmental Environmental Protection for such services on acquired properties for a total amount not to exceed **\$75,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-735 CHAIRMAN SULLIVAN**, authorizing the County Manager to apply for and accept funding from the **State of New Jersey Office of Victim Witness Advocacy** in the amount of **\$283,278** and provide a cash match of **\$70,820** for the Victims of Crime Act County Office of Victim Witness Advocacy grant program for the period of September 1, 2010 through August 31, 2011 in order to continue services to victims of crime in Union County.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-736 CHAIRMAN SULLIVAN**, authorizing the County Manager to award the proposed contracts obtained through advertised public bidding in accordance with the **Local Public Contracts Law N.J.S.A. 40A:11-1 et seq**:

- a. Department of Engineering and Public Works, Division of Facilities Management and Runnells Specialized Hospital: **Automatic Door Systems, LLC, North Arlington, New Jersey**, to provide services for installation, repairs and repairs to various types of hollow metal and wooden doors, aluminum storefront doors, steel fire doors, bi-fold doors and accordion doors in various County owned or leased properties. Vendor to provide and repair parts for these doors, such as hinges, door closers, gears, rollers, cables, pulleys, track and other hardware which might be required through normal wear for a period of 24 consecutive months in an amount not to exceed **\$181,985**.



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- b. Department of Engineering and Public Works, Division of Facilities Management and Runnells Specialized Hospital: Automatic Door Systems, LLC, North Arlington, New Jersey, to provide services for installation, repairs and/or maintenance services for automatic/sensor controlled sliding entrance and swinging doors systems. Systems consist of various types of manual, whisper, hurricane, telescopic and all glass sliding entrance and swinging doors in various County-owned or leased properties for a period of 24 consecutive months in an amount not to exceed **\$111,800**.
- c. Department of Parks and Community Renewal, Division of Golf Operations: Tri-State Materials, LLC, Bound Brook, New Jersey, to furnish and deliver bunker sand for a period of 24 consecutive months in an amount not to exceed **\$41,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-737** **CHAIRMAN SULLIVAN**, designating a 1998 Ford Crown Victoria vehicle as a surplus vehicle so it may be donated to the Borough of Roselle Park.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-738** **CHAIRMAN SULLIVAN**, authorizing the County Manager to donate one vehicle to the Borough of Roselle Park pursuant to N.J.S.A. 40A:11-36(2).

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-739** **CHAIRMAN SULLIVAN**, amending Resolution No. 2010-19, a contract with **Bauch, Zucker, Hatfield, LLC, Springfield, New Jersey**, as special counsel for labor negotiations and personnel affairs in an additional amount of \$75,000 for a new total contract amount not to exceed **\$150,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-740** **CHAIRMAN SULLIVAN**, authorizing the County Manager to enter into an agreement with **Global Tel*Link, Mobile, Alabama**, to provide an on-premise based inmate telephone system that will create revenue for the County for the period of April 1, 2010 through June 3, 2012. {This is 100% revenue generating at no cost to the County}



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-741** **CHAIRMAN SULLIVAN**, authorizing the County Manager to enter into an agreement and accept funding in the amount of **\$565,804.14** from the **New Jersey Department of Transportation** for the Park Avenue Corridor Project, Plainfield, New Jersey – ARRA. (Federal Project No. FS-7390 (103)).

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-742** **CHAIRMAN SULLIVAN**, authorizing the County Manager to enter into a Jurisdiction Agreement (No. 4685) Route U.S. 22 (1953) Park Avenue/Bonnie Burn Road Intersection, Union County with the **New Jersey Department of Transportation** to assume/retain jurisdiction for highway maintenance and control upon completion of construction and final acceptance by the State.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-743** **CHAIRMAN SULLIVAN**, authorizing the County Manager to enter into an agreement and accept funding in the amount of **\$381,000** from the **New Jersey Department of Transportation** for the replacement of structure Un62, culvert replacement in the Township of Union, New Jersey.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-744** **CHAIRMAN SULLIVAN**, amending Resolution No. 2008-770, (BA #71), a bid award to **Marbro, Inc., Montclair, New Jersey**, approving Change Order No. 1 (final) for the replacement of East Inman Avenue Bridge, Rahway, New Jersey, **reducing** the original contract amount by \$50,518.34 for a new contract amount of **\$1,496,598.66**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-745** **CHAIRMAN SULLIVAN**, concurring with the **Township of Union's Resolution No. 2010-159**, designating a bus stop along Chestnut Street, southbound, on the westerly side at Colonial Avenue and deleting a bus stop along Chestnut Street, southbound, on the westerly side of Crawford Terrace, Township of Union, County of Union, State of New Jersey.



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-746 CHAIRMAN SULLIVAN, authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the **Local Public Contracts Law N.J.S.A.40A:11-1 et seq**:

- a. Department of Engineering, Public Works and Facilities: **Smith-Sondy Asphalt Construction Company, Wallington, New Jersey**, for the 2010 Road Resurfacing Project in an amount not to exceed **\$4,188,644,28**. This project is funded through New Jersey Department of Transportation 2010 Local Aid.
- b. Department of Engineering, Public Works and Facilities: **Top Line Construction, Somerville, New Jersey**, for the Broad Street Corridor Project in an amount not to exceed **\$923,871.55**. This project is funded through New Jersey Department of Transportation 2010 Local Aid.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-747 CHAIRMAN SULLIVAN, concurring with the **Township of Scotch Plains**, granting permission to the Scotch Plains Fanwood UNICO and St. Bartholomew Roman Catholic Church to hang a banner across Park Avenue from Monday, August 2, 2010 to Tuesday, September 7, 2010 to advertize the Annual Festival to be held at St. Bartholomew Roman Catholic Church on September 3, 2010 through September 6, 2010.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-748 CHAIRMAN SULLIVAN, concurring with the **Township of Berkeley Heights**, granting permission to Smith Chiropractic to hang a banner on Springfield Avenue from August 16, 2010 to September 20, 2010 for the Annual 5K Charity Road Race & Fitness Walk which is to be held on September 19, 2010.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

2010-749 CHAIRMAN SULLIVAN, concurring with the **Borough of Fanwood**, granting permission to the Fanny Wood Day Committee, to close Martine Avenue from South Avenue to La Grande Avenue and South Avenue, from First Street to Second Avenue on Sunday, September 26, 2010, from 7:00am to 7:00pm to hold the 2010 Fanny Wood Day Celebration.



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-750** CHAIRMAN SULLIVAN, granting permission to the **Borough of Roselle Park**, to close Chestnut Street from Warren Avenue to Grant Avenue on Saturday, September 18, 2010 from 3:00pm to 7:30pm to hold a “Cruisin” Night Car Show.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-751** CHAIRMAN SULLIVAN, authorizing the County Manager to execute the letter of intent to participate in an electronics buyback program with the **Electronic Manufacturers Recycling Management Company, LLC, Minneapolis, Minnesota**, for the recycling of covered electronics collected at one day events and municipal collection locations. Covered electronics as defined under NJ’s Electronic Waste Management Act include televisions, desktop/laptop computers and monitors.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-752** CHAIRMAN SULLIVAN, endorsing the application for a Regional Plan for Sustainable Development for the **New Jersey Transportation Planning Authority Region** as part of the HUD Sustainable Communities Regional Grant Program.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-753** CHAIRMAN SULLIVAN, authorizing the County Manager to award a professional architectural services contract to **USA Architects, Somerville, New Jersey**, for the purpose of providing the design and construction administration services required for the construction of replacement maintenance buildings at the Galloping Hill Maintenance facility, Kenilworth, New Jersey in the amount of **\$253,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-754** CHAIRMAN SULLIVAN, authorizing the County Manager to award a professional engineering services contract to **Maser Consulting, PA, Red Bank, New Jersey**, for the purpose of providing the hydrogeological and permitting services required to obtain a water allocation permit for the irrigation system at Ashbrook Golf Course, Scotch Plains, New Jersey in the amount of **\$50,760**.



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-755** CHAIRMAN SULLIVAN, authorizing the County Manager to approve the amended **County Environmental Health Act Solid Waste Program** in accordance with the rules and regulations governing certified agencies operating under the ACT at no cost to the County.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-756** CHAIRMAN SULLIVAN, authorizing the County Manager to use state contract vendor **Sprint/Nextel Wireless** to provide service for the Mobile Data Voice and Computers used inside of the police vehicles and hand held devices in an amount not to exceed **\$30,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-757** CHAIRMAN SULLIVAN, amending Resolution No. 2010-105, to increase the appropriation to **Bauch, Zucker, Hatfield, LLC, Springfield, New Jersey**, Special Counsel in the matter entitled **Tyrone Hamilton v. UC, et als** for an additional sum of \$1,000 for a new total contract amount not to exceed **\$46,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-758** CHAIRMAN SULLIVAN, amending Resolution 644-2007, to increase the appropriation to **John Hudak, Esq., Linden, New Jersey**, Special Counsel in the matter entitled **City of Linden and the County of Union v. Devine Media Enterprises, et als** for an additional sum of \$10,000 for a new total contract amount not to exceed **\$15,000**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-759** CHAIRMAN SULLIVAN, authorizing the County Manager to enter into a Commodity Resale Agreement with the **City of Elizabeth Housing Authority, Elizabeth, New Jersey**, for the use of the Union County fueling stations located at the S.L.A.P. Facility, Elizabeth, New Jersey; Warinanco Service Yard, Elizabeth, New Jersey and Galloping Hill Service Yard, Kenilworth, New Jersey for an administrative fee of **\$.10 per gallon**.



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On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-760 CHAIRMAN SULLIVAN**, amending Resolution No. 2009-1060, a contract with **Strategic Media Group, Jersey City, New Jersey**, to reflect a change in the contract date from September 20, 2010 through December 31, 2010 only.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-761 CHAIRMAN SULLIVAN**, amending Resolution Number 2010-680, a contract with **Continuum Voice and Data Systems, Syracuse, New York**, to increase the contract amount by \$25,425 for the annual maintenance of OnBase, the County's records management software, for the maintenance period of October 1, 2010 through September 30, 2011 for a total contract amount of **\$398,214.04**.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

- 2010-762 FREEHOLDER KOWALSKI**, recognizing **Dr. Vasudev N. Makhija, MD**, a member of the **Union County Mental Health Board**, for receiving the National Alliance of the Mentally Ill Exemplary Psychiatrist Award.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-763 FREEHOLDER KOWALSKI**, congratulating **Joseph H. Da Rold, North Plainfield, New Jersey**, on being selected the 2010 New Jersey Librarian of the Year by the New Jersey Library Association.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-764 FREEHOLDER KOWALSKI**, congratulating **Trent Johnson** and the **Oratorio Singers** for providing the joy and inspiration of world-class music to the Westfield Community at their 30th Anniversary concert on March 21, 2010.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.



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- 2010-765 FREEHOLDER WARD**, recognizing **Dr. Duane Dyson, Violence Prevention Institute and Hashim Garrett, Wisdom and Understanding, LCC** for their contributions to Christopher's Program.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-766 CHAIRMAN SULLIVAN AND THE ENTIRE BOARD**, commending **Captain Nancy Diesel, Union County Sheriff's Office, Christine Curia, Kenilworth and Kamal Wedlock, Roselle** for their successful intervention in preventing a young man from ending his life.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

- 2010-767 CHAIRMAN SULLIVAN AND THE ENTIRE BOARD**, congratulating award recipients honored by the **Greater Elizabeth Chamber of Commerce** at their 13th Annual Award Dinner on Wednesday, September 15, 2010.

On a motion made by Freeholder Kowalski and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

SUSPENSION OF THE RULES

Chairman Sullivan called for a motion to suspend the rules. On a motion made by Vice Chairman Scanlon and seconded by Freeholder Van Blake, roll call showed nine members of the Board voted in the affirmative.

PUBLIC COMMENT PORTION

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

John Bury, Kenilworth, commented on Resolution 2010-770, asking if it is proper to celebrate a holiday that has already passed.

Chairman Sullivan stated that this may happen from time to time because of schedule conflicts.

Freeholder Estrada interjected and said that August 16, 2010 is "Dominican Republic Independence Restoration Community Recognition Day" in Union County and the Parade is taking place on Sunday, August 29th.



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Mary Ellen Taylor, Berkeley Heights, commented on Resolution 2010-770. She stated that she is confused by “potentially” historic. She said that funds should not be awarded if the project is not deemed historic.

Administrator of Open Space, Recreation, and Historic Preservation Trust Fund Vikki Durbin-Drake apologized if the wording in Resolution 2010-769 is misleading. She stated that funds are only used on projects that are deemed historic. She stated that August 26th is the date scheduled for demolition and if it is not certified by the State by that date, then the plan will go forward. If it is deemed historic, then the County is prepared to act.

Bruce Paterson, Garwood, commented on Resolution 2010-769. He stated that he was a student at Roosevelt School and if it is deemed historic he is in favor of it being preserved. He asked if the Township of Cranford approached the County to share the costs.

Chairman Sullivan stated that they were not approached by the Township of Cranford to share in the costs of the project mentioned in Resolution 2010-769.

RESOLUTIONS FROM THE FLOOR

Chairman Sullivan called for a motion to adopt Resolutions 2010-768 through 2010-771.

THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION FROM THE FLOOR:

2010-768 FREEHOLDER KOWALSKI, amending Resolution No. 2009-1106, for the Area Plan Contract for the Union County Division on Aging to include all account numbers utilized in the award of contracts to sub-grantees for the period of January 1, 2010 through December 31, 2012.

On a motion made by Freeholder Van Blake and seconded by Freeholder Mirabella, roll call showed nine members of the Board voted in the affirmative.

2010-769 VICE CHAIRMAN SCANLON, authorizing the County Manager to take all actions and execute any and all contracts to preserve and store a potentially historic fireplace at the Solomon Schechter Day School, Cranford, New Jersey including awarding a contract to Mobley and Company, Cohoctah, Michigan for the removal, cleaning and packaging of the historic Flint Faience tiles on said fireplace, in the amount of \$9,975, in connection with the Open Space, Recreation and Historic Preservation Trust Fund.

On a motion made by Freeholder Van Blake and seconded by Freeholder Mirabella, roll call showed nine members of the Board voted in the affirmative.



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THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

2010-770 FREEHOLDER ESTRADA, proclaiming August 16, 2010 as **“Dominican Republic Independence Restoration Community Recognition Day”** in Union County.

On a motion made by Freeholder Van Blake and seconded by Freeholder Mirabella, roll call showed nine members of the Board voted in the affirmative.

2010-771 CHAIRMAN SULLIVAN AND THE ENTIRE BOARD, proclaiming Friday, September, 17, 2010 as **“POW/MIA Remembrance Day”** in Union County.

On a motion made by Freeholder Van Blake and seconded by Freeholder Mirabella, roll call showed nine members of the Board voted in the affirmative.

PUBLIC COMMENT PORTION

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

Mary Ellen Taylor, Berkeley Heights, thanked Director of Human Services Frank Guzzo for advocating for her disabled husband to provide him with transportation from Access Link.

Ms. Taylor made derogatory remarks about the courts making guardianship decisions for the disabled. She stated that the police departments and the Prosecutor’s office do not help the disabled. She claims the disabled do not have the same benefits. She urged the Board to take the ADA pledge.

Ms. Taylor asked if the disabled have been invited to enter the VIP tent at MusicFest.

John Bury, Kenilworth, stated that it appears that John Hudak is a full time attorney employed by the City of Linden. He said he has a high salary and participates in the pension plan.

Mr. Bury also commented on the solar panels and is said that he is opposed to Solar Renewable Energy Certificates (SREC). He stated that the firm of Decotis kindly got back to him with the feasibility study and the official statement for Morris County and said that these bonds could go into default. He stated that Governor Christie is cutting many programs and he believes that this program may be cut as well. He asked if Morris County has provided Union County with any information about how the program works and asked if they have provided any assurance that SRECS will be kept in place.

Barbara Krauss, Cranford, commented about the maintenance that is needed and the dead trees in Sperry Park in Cranford. She stated that the sign that depicts the American



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Revolution needs to be replaced or repaired. She said that the meadows in the Watchung Reservation are filled with weeds. She congratulated the Board and those who worked on making the improvements to Trainside.

Bruce Paterson, Garwood, agreed with Ms. Taylor that there should be accommodations for the Disabled. He read a statement regarding OPRA requests for MusicFest. He stated that there is no line item in the Budget for MusicFest. Mr. Paterson suggested that the County should provide the park for MusicFest, but it should be spearheaded by a private entity. He commented on the Somerset County Fair.

Brian Flanagan, New Providence, asked for the amount of funds that are in the Open Space, Recreation and Historic Preservation Trust Fund and how much money has been spent since its inception. He asked about the pattern and practice of the Board's use of the Trust Fund. He asked if there is express authority using the funds for down payment and if there is a debt service that implies authority. He asked if the debt service is larger than the fund and if so, then he feel that this is a problem and it becomes a general debt.

Chairman Sullivan commented on the solar panels. He stated that he cannot comment on what Morris County or the State is doing with SRECS.

Comptroller Frank Padusniak responded about the debt service indicating that debt payments are permissible from the Trust Fund. He stated that the funds received are more than what is necessary to cover the debt for the Open Space, Recreation and Historic Preservation Trust Fund.

Chairman Sullivan stated that the amount can be provided.

FREEHOLDER REPORTS AND COMMENTS
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Freeholder Ward stated that at the last meeting there was a presentation on Christopher's Program, which we introduced in Union County this year.

The Program is designed to provide young people with better skills and more support, to help them make positive choices about their lives and resist the pressure to join gangs. The program also has a component that works with community groups and agencies, to help provide them with more tools for reaching young people. When the County first developed Christopher's Program, we wanted to come up with an approach that would touch universal issues that go to the heart of youth violence, rather than focusing narrowly on one community. She stated that she is pleased to report that even though the program has just gone under way, it has already gained recognition for its potential impact throughout Union County, and for its potential use elsewhere in the region. She said if more information is needed about Christopher's Program please call the Union County Department of Human Services at 908-527-4808.



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Freeholder Kowalski congratulated everyone who participated in the Sheriff's Youth Academy, adding that the Cadets will be the leaders of tomorrow. She thanked Sheriff Froehlich for the Program.

Freeholder Kowalski gave an update on the Countywide Renewable Energy Program, which was one of the County's Go Green initiatives for this year. She said that so far, the Union County Improvement Authority has had great success with the solar energy part of this initiative. The Authority is helping municipalities in Union County finance the installation of solar panels, without incurring any up-front costs. She explained that the host municipality simply pays for the electricity generated by the solar panels, and that will cost less than electricity from conventional power plants. She said that this type of arrangement is becoming quite common around the country, and said that she is happy to report that so far, at least fifteen of our twenty-one municipalities have signed on and we are very encouraged to hear that Cranford is on the verge of joining, too. She stated that the County is also developing plans to install solar panels at County facilities such as Runnells Specialized Hospital. She said that aside from helping to reduce our utility costs, the installations will also reduce our greenhouse gas emissions and help cut our dependence on electricity generated from coal, oil, and natural gas and given the string of fossil fuel disasters we have witnessed this year, it's clear that America needs to develop more safe, reliable, and secure sources of energy. She said that New Jersey is second only to California in terms of new solar installations, and we are very proud that Union County is joining this important movement.

Freeholder Kowalski wished Ethel Heim, a resident of Cranford since 1916, a very Happy Birthday and added that she celebrated her 106th birthday on August 15th! She stated that Ms. Heim has volunteered in many organizations throughout her lifetime.

Freeholder Proctor stated it is the last public Freeholder Meeting that will be held prior to September 11th. He said the County has plans for honoring the memories of those who perished during the attack on the World Trade Center on September 11, 2001. He said that as done in the past, on September 11 from 6:00 to 9:00 in the evening, there will be candles available for lighting at the Memorial in Echo Lake Park, in Mountainside. The Sheriff's Honor Guard will stand vigil at the Memorial during those hours. Also this year at MusicFest we will be asking for a moment of silence at the start of Saturday's activities and there will also be a continuous memorial throughout the event, in the form of an installation near the entrance to MusicFest. He said that including these recognitions at MusicFest will provide a sensitive and respectful way to honor those who lost their lives, and to renew our nation's commitment to freedom, liberty and justice for all.

Freeholder Mirabella stated that on September 17th on the Court House steps, there will be a POW/MIA Ceremony. He said that on Wednesday nights the remaining summer series concerts will be held at Oak Ridge Park in Clark. He stated that he attended the Nerds



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concert where there were a couple of thousand people in attendance and said that next Wednesday is the last concert of the summer with songs of Jimmy Buffet. He stated that it has been the most successful year.

County Manager Devanney stated that the Board votes on each and every contract for MusicFest during the public session of the Freeholder Meetings. He said that he was confused by a previous speaker's comments about MusicFest not highlighting Union County. He stated that the Master Gardeners from the Rutgers Cooperative Extension will be participating and there will be contests for the largest tomato and squash. There will be an artist village and Union County will have sponsors talking about education, TREE (Trailside's Roving Eco-Education) van, Union County sponsors, local bands from Crossroads of Garwood and high school bands will take part in the County Fair.

Chairman Sullivan stated that fortunately the weather has cooperated for the summer concerts and there were several thousand people who showed up for the Nerds. He said that MusicFest will have additional activities such as the Harvest Contest.

Chairman Sullivan stated that as the Liaison to the Union County Utilities Authority, he wanted to provide an update on our efforts to provide \$276 million in waste disposal rate and tax relief to Union County's residents through the lease extension to Covanta. He said that he has been tracking the progress and we on schedule to achieve what is needed to make this happen by the end of the year. He said that we will be meeting with Mayors who will learn about the savings for their towns. This will allow them the opportunity to begin planning for the upcoming reduction in waste disposal costs and tax relief.

Chairman Sullivan said that he just wanted to say that this tax savings plan is something that is unique to Union County and it comes at a time when it is needed most, and most governmental agencies are starving for revenues and tax relief.

Chairman Sullivan read the referendum of the Open Space, Recreation and Historic Preservation Trust Fund and said that it was adopted in 2000 with an overwhelming number of voters supporting it at that time. Chairman Sullivan stated that he will be happy to debate how the funds are raised and spent.

ADJOURNMENT

Chairman Sullivan called for a motion to adjourn the meeting at 8:49pm. On a motion made by Freeholder Mirabella and seconded by Vice Chairman Scanlon, roll call showed nine members of the Board voted in the affirmative.

The voucher list through August 5, 2010 will be available for public perusal in the Office of the Clerk of the Board.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS' 2010 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.

Agenda Setting Meetings

September 2
September 23

October 7

November 4

Wed., December 8

Wed., December 22

Double Meeting

Double Meeting

Regular Meetings

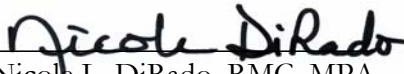
September 16
September 30

October 14

Tues., November 23

Wed., December 8

Wed., December 22


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

NLD:mb