



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, OCTOBER 14, 2010

MINUTES OF THE REGULAR MEETING

Chairman Daniel P. Sullivan called the meeting to order at 7:00pm. Vice Chairman Deborah P. Scanlon, Freeholder Angel G. Estrada, Freeholder Mohamed S. Jalloh, Freeholder Bette Jane Kowalski and Freeholder Rick Proctor were present. Freeholder Alexander Mirabella, Freeholder Rayland Van Blake and Freeholder Nancy Ward were 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.

APPROVAL OF COMMUNICATIONS

Chairman Sullivan called for a motion to approve the Communications. On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

Note and File

ORDINANCES FOR FINAL READING

ORDINANCE NUMBER 710-2010 (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 CHAPTER 131 – STREETS SIDEWALKS; TO ADD ARTICLE V – DUMPSTERS AND OTHER REFUSE CONTAINERS AND TO AMEND CHAPTER 104, RECORDS AND DOCUMENTS, ARTICLE II – FEES.

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:



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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**

Chapter 104, RECORDS AND DOCUMENTS

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

ARTICLE II, Fees

[Adopted 7-10-1980 by Res. No. 485-80; amended 3-26-1992 by Res. No. 293-92; amended 4-10-2003 by Ord. No. 569; amended 10-11-2007 by Ord. No. 658-2007; amended by Ord. No. -2010]

§ 104-3. Copies of minutes and other government records.

- A. The Board of Chosen Freeholders of the County of Union hereby establishes the cost for copies of minutes of this Board's meetings and for all other government records maintained by the County in accordance with the New Jersey "Open Public Records Act" (OPRA) (*N.J.S.A. 47:1A-1 et seq.*) shall be as follows:
- (1) First page to tenth page: No Charge.
 - (2) Eleventh page and every page thereafter: .
 - (a) \$0.05 per page per letter size page or smaller; and
 - (b) \$0.07 per legal size page or larger.
- B. In accordance with the Open Public Records Act, whenever the nature, format, manner of collation, or volume of a government record embodied in the form of printed matter to be inspected, examined, or copied pursuant to this section is such that the record cannot be reproduced by ordinary document copying equipment in ordinary business size or involves an extraordinary expenditure of time and effort to accommodate the request, the County may charge, in addition to the actual cost of duplicating the record, a special service charge that shall be reasonable and shall be based upon the actual direct cost of providing the copy or copies.



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C. If an individual requestor seeks to have any government records delivered to them via facsimile, the following special service charge shall apply:

- (1) First page to tenth page: No Charge.
- (2) Eleventh page to thirtieth page: \$0.05 per page.

There shall be a limit of thirty (30) pages forwarded via facsimile to any requestor, per request.

Chapter 131, STREETS AND SIDEWALKS

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

ARTICLE V, DUMPSTERS AND OTHER REFUSE CONTAINERS

§ 131-15. **Establishment.** There is hereby established an ordinance requiring dumpsters and refuse containers to be covered at all times and prevented from discharging into the Municipal Separate Storm Sewer System of the County of Union and/or into State waters.

§ 131-16. **Definitions.** For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Ordinance clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory:

- a. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by [insert name of municipality] or other public body, and is designed and used for collecting and conveying storm water.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Refuse container – any waste container that a person controls whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.



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- d. Storm water – means water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.
- e. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 131-17. Violations – Failure to abide by the following prescribed conduct will be a violation of this ordinance: Any person who controls, whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing. Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semi-liquids or solids to the municipal separate storm sewer system(s) operated by the County of Union.

§ 131-18. Exceptions: The following exceptions will not be considered to be a violation of this ordinance:

- a. Permitted temporary demolition containers
- b. Litter receptacles (other than dumpsters or other bulk containers)
- c. Individual homeowner trash and recycling containers
- d. Refuse containers at facilities authorized to discharge storm water under a valid NJPDES permit
- e. Large bulky items (e.g., furniture, bound carpet and padding, white goods placed curbside for pickup)

§ 131-19. Enforcement. For the purpose of this ordinance, the employees of the following COUNTY OF UNION Divisions and Bureaus shall be designated as enforcement officers:

- a. Division of Police
- b. Bureau of Inspections
- c. Bureau of Environmental Enforcement

§ 131-20. Penalties. Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed **\$500.00 for each violation.**

§ 131-21. Severability. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional,



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void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

This meeting is now open to the public for commenting
on Ordinance Number 710-2010

There were no comments.

Freeholder Estrada moved Ordinance Number 710-2010 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The motion was seconded by Vice Chairman Scanlon. Roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

ORDINANCE NUMBER 711-2010 (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 GUARANTEED MORTGAGE REVENUE REFUNDING BONDS, SERIES 2010 (OAKWOOD PLAZA-ELIZABETH) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000 FOR THE PURPOSE OF PROVIDING ADDITIONAL SECURITY IN CONNECTION WITH THE AUTHORITY'S ISSUANCE OF REFUNDING BONDS.

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

WHEREAS, the Authority provided financing for the acquisition and renovation of an affordable residential development located at 380 Irvington Avenue, City of Elizabeth, Union County, New Jersey, Block 11, Lots 45 and 1199A, known as Oakwood Plaza (the "Project"); and

WHEREAS, the Project will provide dwelling accommodations for occupancy by persons and families of low and moderate income; and

WHEREAS, the Authority sold \$16,870,000 aggregate principal amount of County Guaranteed Revenue Bonds, Series 2009 (Oakwood Plaza – Elizabeth Project) (Federally Taxable) dated June 24, 2009 (the "Refunded Bonds") to finance the Project which Refunded Bonds would all mature prior to January 1, 2015; and



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WHEREAS, the City of Elizabeth (the “City”) had arranged a public private effort to for this housing development in combination with the New Jersey Department of Community Affairs (NJDCA), where NJDCA was to provide the payments in the amount of \$18 million, in \$4 million increments annually, but as a result of subsequent events, including NJDCA being unable to provide said payments, the project cannot current support the present debt service schedule, which was predicated upon the receipt of same; and

WHEREAS, the County, City and CIS have request that the UCIA restructure the debt service for a longer term to allow the project to be self supporting, and to allow for the receipt of such NJDCA funds and other grants over a longer period of time; and

WHEREAS, the Authority is desirous of assisting in the refinancing of the Project, to the extent permitted by law, as such assistance will assure the continued availability of dwelling accommodations for occupancy by persons and families of low and moderate income; and

WHEREAS, the Authority expects to obtain funds to assist the financing of the Project through the issuance of its bonds in an amount not to exceed \$20,000,000 GUARANTEED MORTGAGE REVENUE REFUNDING BONDS, SERIES 2010 (OAKWOOD PLAZA-ELIZABETH) (the “Bonds”) issued pursuant to a Bond Resolution to be adopted by the Authority entitled “**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF COUNTY GUARANTEED MORTGAGE REVENUE REFUNDING BONDS, SERIES 2010 (OAKWOOD PLAZA-ELIZABETH) (TAXABLE) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000 IN CONNECTION WITH THE AUTHORITY=S REFINANCING OF A LOW AND MODERATE INCOME HOUSING PROJECT IN THE CITY OF ELIZABETH, COUNTY OF UNION AND AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AND RELATED INSTRUMENTS ANNEXED THERETO, A TRUST INDENTURE AND RELATED INSTRUMENTS ANNEXED THERETO, A PURCHASE AGREEMENT AND RELATED INSTRUMENTS ANNEXED THERETO, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH**” (the “Bond Resolution”); and

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

WHEREAS, in accordance with N.J.S.A 40A:5A-6 and N.J.S.A. 40:37A-80 the Authority shall make application, on behalf of the Authority, the County, and the City of Elizabeth (the “City”) 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



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Finance Board's review of the financing, including, *inter alia*, the Bond Resolution, the County Guaranty Agreement, the County Guaranty, the City Deficiency Agreement, and Continuing Disclosure Agreements (the "Financing Documents"); and

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

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

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

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

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

Section 2. Pursuant to and in accordance with the terms of the Act, specifically Section 37 of the Act (N.J.S.A. 40:37A-80), the County is hereby authorized to and hereby shall unconditionally and irrevocably guarantee the punctual payment of the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds in an aggregate principal amount not exceeding \$20,000,000, which Bonds are to be issued to refund the Refunded Bonds as described in the preamble hereof, on such terms and conditions as may be agreed to by and between the County and the Authority. Upon the endorsement of the Bonds referred to in Section 3 below, the County shall be unconditionally and irrevocably obligated to pay the principal of (including mandatory sinking fund installments, if any) and interest on the Bonds, when due, in the same manner and to the same extent as in the case of bonds issued by the County and, accordingly, the



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County shall be unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law.

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

GUARANTY OF THE COUNTY OF UNION.

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

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

COUNTY OF UNION, NEW JERSEY

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

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

(a) This guaranty ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Bonds which



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shall be entitled to the benefits of this guaranty ordinance, being an amount not to exceed \$20,000,000, shall, after their issuance, be included in the gross debt of the County for the purpose of determining the indebtedness of the County under or pursuant to the Local Bond Law.

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

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

(a) The maximum principal amount of Bonds which are hereby and hereunder guaranteed as to the punctual payment of the principal thereof (including mandatory sinking fund installments, if any) and interest thereon is and the maximum estimated cost of the Project to be financed in accordance with the transaction contemplated hereby is \$20,000,000.

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

(c) A supplemental debt statement of the County has been duly made and filed in the office of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the County, as defined in the Local Bond Law, is increased by this guaranty ordinance by \$20,000,000 in accordance with the provisions of the Act, the net debt of the County is not increased, and the obligation of the County authorized by or incurred pursuant to the terms of this guaranty ordinance will, be within all debt limitations prescribed by the Local Bond Law.



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

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

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

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

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



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

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

This meeting is now open to the public for commenting
on Ordinance Number 711-2010

There were no comments.

Chairman Sullivan moved Ordinance Number 711-2010 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The motion was seconded by Vice Chairman Scanlon. Roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

ORDINANCE NUMBER 712-2010 (The title of the Ordinance was read by the Clerk of the Board).

ORDINANCE AUTHORIZING THE EXECUTION AND ACKNOWLEDGMENT AND DELIVERY BY THE COUNTY OF UNION OF CERTAIN AGREEMENTS IN RELATION TO CERTAIN MORTGAGE REVENUE REFUNDING BONDS, SERIES 2010 (OAKWOOD PLAZA-ELIZABETH) OF THE UNION COUNTY IMPROVEMENT AUTHORITY.

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

WHEREAS, the Authority provided financing for the acquisition and renovation of an affordable residential development located at 380 Irvington Avenue, City of Elizabeth, Union County, New Jersey, Block 11, Lots 45 and 1199A, known as Oakwood Plaza (the "Project"); and

WHEREAS, the Project will provide dwelling accommodations for occupancy by persons and families of low and moderate income; and

WHEREAS, the Authority sold \$16,870,000 aggregate principal amount of County



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Guaranteed Revenue Bonds, Series 2009 (Oakwood Plaza – Elizabeth Project) (Federally Taxable) dated June 24, 2009 (the “Refunded Bonds”) to finance the Project which Refunded Bonds would all mature prior to January 1, 2015; and

WHEREAS, the City of Elizabeth (the “City”) had arranged a public private effort to for this housing development in combination with the New Jersey Department of Community Affairs (NJDCa), where NJDCa was to provide the payments in the amount of \$18 million, in \$4 million increments annually, but as a result of subsequent events, including NJDCa being unable to provide said payments, the project cannot current support the present debt service schedule, which was predicated upon the receipt of same; and

WHEREAS, the County, City and CIS have request that the UCIA restructure the debt service for a longer term to allow the project to be self supporting, and to allow for the receipt of such NJDCa funds and other grants over a longer period of time; and

WHEREAS, the Authority is desirous of assisting in the refinancing of the Project, to the extent permitted by law, as such assistance will assure the continued availability of dwelling accommodations for occupancy by persons and families of low and moderate income; and

WHEREAS, the Authority expects to obtain funds to assist the financing of the Project through the issuance of its bonds in an amount not to exceed \$20,000,000 GUARANTEED MORTGAGE REVENUE REFUNDING BONDS, SERIES 2010 (OAKWOOD PLAZA-ELIZABETH) (the “Bonds”) issued pursuant to a Bond Resolution to be adopted by the Authority entitled “**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF COUNTY GUARANTEED MORTGAGE REVENUE REFUNDING BONDS, SERIES 2010 (OAKWOOD PLAZA-ELIZABETH) (TAXABLE) OF THE UNION COUNTY IMPROVEMENT AUTHORITY IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000 IN CONNECTION WITH THE AUTHORITY’S REFINANCING OF A LOW AND MODERATE INCOME HOUSING PROJECT IN THE CITY OF ELIZABETH, COUNTY OF UNION AND AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AND RELATED INSTRUMENTS ANNEXED THERETO, A TRUST INDENTURE AND RELATED INSTRUMENTS ANNEXED THERETO, A PURCHASE AGREEMENT AND RELATED INSTRUMENTS ANNEXED THERETO, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH**” (the “Bond Resolution”); and

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



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

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

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

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

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

Section 1. The County Manager and the Chief Financial Officer of the County (collectively, the “Authorized Officer”) are hereby each severally authorized and directed, upon the satisfaction of all the legal conditions precedent to the execution or acknowledgment and delivery by the County of the Financing Documents to be so executed or acknowledged by the County.

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

Section 3. Upon the execution or acknowledgment and attestation of and if required, the



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

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

Section 5. A public hearing shall be held on this ordinance on October 14, 2010 at the meeting room of the Board of Chosen Freeholders, Administration Building, Elizabeth, New Jersey.

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

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

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



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law.

This meeting is now open to the public for commenting
on Ordinance Number 712-2010

There were no comments.

Chairman Sullivan moved Ordinance Number 712-2010 for Final Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The motion was seconded by Vice Chairman Scanlon. Roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

PUBLIC COMMENT PORTION

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

There were no comments.

RESOLUTIONS

Chairman Sullivan called for a motion to adopt Resolutions 2010-870 through 2010-908.

THE FOLLOWING RESOLUTIONS ARE BEING OFFERED FOR ADOPTION:

2010-870 **FREEHOLDER JALLOH**, authorizing the County Manager to enter into an agreement with **Peminic, New Milford, New Jersey**, for software maintenance, support and licensing for “Incident Management” and “Customer Relations Managers” for Runnells Specialized Hospital for the contract period of September 1, 2010 through December 31, 2011 in the amount of **\$46,689**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

2010-871 **FREEHOLDER KOWALSKI**, amending Resolution No. 2009-1172, increasing the funds for the **2010 Personal Assistance Services Program Spending Plan**, in an additional amount of \$80,000 for two subcontract provider agencies to accommodate an increased need for services during the contract period. The amended spending plan also includes a \$3,000 shift in PASP grant funds between services for the contract period of January 1, 2010 through December 31, 2010 for a total contract amount of **\$743,179**.



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On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-872 FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **LCH Consulting, Hackettstown, New Jersey**, for the provision of Life Skills Training for the period of October 15, 2010 through December 31, 2011 in an amount not to exceed **\$30,500**. This 20 hour course will be completed by approximately 220 participants of the “Green Skills=Green Jobs” program. The Life Skills program will provide each participant with 20 hours of training that will focus on job search, interview skills, resume preparation, proper work attire, social skills in the workplace, and an introduction to the utility industry.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-873 FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **Steven J. St. Laurent/Bridges Safety Institute, Leominster, Massachusetts**, to provide OSHA 10 and OSHA 30 occupational safety training for a minimum of 220 participants for the period October 15, 2010 through December 31, 2011 in an amount not to exceed **\$30,000**. OSHA training is a requirement of the “Green Skills=Green Jobs” Program. Eligible participants must be at least 18 years of age. Each participant will be provided OSHA training for five hours per day for two days for a total of 10 hours. A participant must complete the OSHA 10 training course as a prerequisite to be enrolled in the OSHA 30 training.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-874 FREEHOLDER KOWALSKI**, authorizing the County Manager to enter into a contract with **The Tri-County Red Cross, Plainfield, New Jersey**, to provide health and safety training in Cardiopulmonary Resuscitation, Automated External Defibrillators and First Aid for the period October 15, 2010 through December 31, 2011 in an amount not to exceed **\$15,000**. The training will provide participants of the “Green Skills=Green Jobs” Program with the CPR and First Aid Certification requirement. Participants will be at least 18 years of age, enrolled in the “Green Skills=Green Jobs” curriculum. Training will consist of an 8 hour course for approximately 220 participants and will combine Adult CPR, AED, and First Aid. CPR/AED certification will be valid for 1 year and First Aid Certification will be valid for 2 years.



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On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-875** **FREEHOLDER KOWALSKI**, endorsing the **Union County Interim Plan to End Homelessness**, recommended by the Union County Comprehensive Emergency Assistance System Committee.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-876** **FREEHOLDER KOWALSKI**, appointing the following members to the Workforce Investment Board: **Erich Peter, (Economic Development Corporation), Pat Dobson, (Workforce New Jersey), Charles Gillon, (Public Assistance Representative) and Edward Zarnock, (Organized Labor)** for a term commencing July 1, 2010 and terminating June 30, 2011; **Frank Lehr, (Private Sector), John Malcolm, (Organized Labor), Myrna Pinckney, (Division of Vocational Rehabilitation), MaryAnn Anderson, (One-Stop Manager), Carmen Centuolo, (Union County Superintendent of Schools) and John Perry, (Community Based Organization)** for a term commencing July 1, 2010 and terminating June 30, 2012; **Jacques Howard, (Economic Development), Kevin Lynott, (Private Sector), Dr. Margaret McMenamin, (Community College), Anna Belin-Pyles, (Abbott School District), Thomas Bistocchi, (Union County Vocational Technical Schools), Donna A. Dedinsky, (Private Sector), Philip Connelly, (Adult Education & Literacy), Liz Garcia, (Private Sector) and James Horne, Jr., (Community Based Organization)** for a term commencing July 1, 2010 and terminating June 30, 2013.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-877** **FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of **\$2,265** as a result of notification received from the State of New Jersey for a program entitled: **“Global Options Grant”** for a total grant amount of **\$524,085**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-878** **FREEHOLDER MIRABELLA**, modifying the 2010 Union County Adopted Budget in the amount of **\$24,093** as a result of notification received from the State of New Jersey



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Department of Health and Senior Services for a program entitled: **“Older Americans Title III Federal Grant”** for a total grant amount of **\$3,452,646**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

2010-879 FREEHOLDER PROCTOR, appointing **Regina Caulfield** to the **Mental Health Advisory Board** for a term commencing January 1, 2010 through December 31, 2012.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

2010-880 VICE CHAIRMAN SCANLON, authorizing the County Manager to award the following grants to twelve municipalities participating in the **Greening Union County 2010 Grant Program**: **Berkeley Heights** in the amount of **\$1,785**; **Elizabeth** in the amount of **\$7,450**; **Fanwood** in the amount of **\$675**; **Hillside** in the amount of **\$7,000**; **Kenilworth** in the amount of **\$920**; **Linden** in the amount of **\$11,250**; **Plainfield** in the amount of **\$2,992.50**; **Rahway** in the amount of **\$7,000**; **Roselle** in the amount of **\$5,000**; **Springfield** in the amount of **\$2,400**; **Summit** in the amount of **\$5,000**; and **Union** in the amount of **\$6,000** for a total amount of **\$57,472.50**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

2010-881 VICE CHAIRMAN SCANLON, amending Resolution Number 2009-964 for an additional amount not to exceed \$1,425,567.80 for the **2010 Kids Recreation Trust Fund Matching Grant Program**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

2010-882 CHAIRMAN SULLIVAN, authorizing the County Manager to through the Union County Prosecutor’s Office to purchase confidential intelligence equipment from confidential vendors in an amount not to exceed **\$6,000**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.



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- 2010-883** CHAIRMAN SULLIVAN, authorizing the County Manager through the Union County Prosecutor's Office to purchase confidential intelligence equipment from confidential vendors in an amount not to exceed **\$9,000**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-884** 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: (CHAIRMAN SULLIVAN)**

- a. Department of Human Services, Division of Youth Services: iSECUREtrac Corp, Omaha, Nebraska, to exercise a 24 month extension option for the leasing of a home detention electronic monitoring system for the period of December 1, 2010 through November 30, 2012 in an amount not to exceed **\$98,002.50**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-885** CHAIRMAN SULLIVAN, amending Resolution No. 2010-149, a contract with **HR Systems, Frazer, Pennsylvania**, to provide on-going technical support and software consulting services for the County of Union's Integrated Human Resources Management/Payroll System in an additional amount of \$12,000 for a total amount not to exceed **\$22,000**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-886** CHAIRMAN SULLIVAN, rescinding Resolution No. 2010-552, awarding a contract to **HR Systems, Frazer, Pennsylvania**, to provide on-going software updates and enhancements along with unlimited technical support for the County of Union's Integrated Human Resources Management Payroll System.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-887** CHAIRMAN SULLIVAN, authorizing the County Manager to enter into a contract with **Sage Software, Inc., St. Petersburg, Florida**, for on-going software updates and enhancements for the County of Union's Integrated Human Resources



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Management/Payroll System for the period of June 1, 2010 through May 31, 2012 in an amount not to exceed **\$41,421.87**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-888** **CHAIRMAN SULLIVAN**, authorizing the County Manager accept a truck donation from the City of Linden for a 1953 Studebaker 3 ton Wrecker VIN#M30985. This vehicle will be donated in an “as is” condition. The County of Union shall be responsible for all costs relative to the licensing and obtaining proper insurance coverage for the vehicle.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-889** **CHAIRMAN SULLIVAN**, awarding contracts for police and work vehicles to the following state contract vendors pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c): **Warnock Automotive Inc., East Hanover, New Jersey**, in the amount of **\$170,000**; **Day Chevrolet, Monroeville, Pennsylvania**, in the amount of **\$36,408** and **Mall Chevrolet, Cherry Hill, New Jersey**, in the amount of **\$65,347** for a total amount of **\$271,755**.

- 2010-890** **CHAIRMAN SULLIVAN**, concurring with the **Township of Berkeley Heights**, granting permission to the Rotary Club to hang a banner across Springfield Avenue from October 1, 2010 through November 6, 2010 for the “Berkeley Heights Rotary Pancake Breakfast.”

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-891** **CHAIRMAN SULLIVAN**, authorizing the use of competitive contracting process for the procurement of the design and installation of multiple solar photovoltaic systems at various Union County sites pursuant to N.J.S.A. 40A:11-3.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-892** **CHAIRMAN SULLIVAN**, concurring with the **City of Linden’s Ordinance No. 54-46**, pickup and drop off-zones located on North Wood Avenue, East, a County Road.



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On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-893** **CHAIRMAN SULLIVAN**, concurring with the **City of Linden's Ordinance No. 54-39**, "handicapped parking" specifically relating to 600 North Wood Avenue, a County Road.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-894** **CHAIRMAN SULLIVAN**, amending Resolution No. 2010-397, (BA#35) a bid award to **GPC, Inc., Millburn, New Jersey**, ratifying Change Order No. 1 for the deletion (deduct) of 3 elevator replacements and adjacent bathroom renovation portion of work specified for the Union County Justice Complex Renovations in the amount of \$799,500 for a new contract amount of **\$2,239,500** and authorizing the amendment of the contract to reflect same.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-895** **CHAIRMAN SULLIVAN**, concurring with the **City of Summit**, granting permission to the YMCA to close Broad Street, between Summit Avenue and Maple Street between 12:00 p.m. and 5:00 p.m. on Sunday, October 24, 2010 to hold the 2010 YMCA 5K Run.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-896** **CHAIRMAN SULLIVAN**, authorize the County Manager to enter into a contract with **Enforsys Police Systems, Inc., Roseland, New Jersey**, to cover the 2010 maintenance fees for the computer software provided to the Union County Office of Emergency Management in the amount of **\$12,560**.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-897** **CHAIRMAN SULLIVAN**, authorizing the County Manager to enter into agreements with County municipalities to utilize the services of the County Print and Sign Shops in conducting in house business and for advertising and informing their constituents.



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On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

THE FOLLOWING RESOLUTIONS ARE LAUDATORY IN CONTENT:

- 2010-898 FREEHOLDER ESTRADA**, congratulating **Maryellen Schneeberger, Union County Vocational-Technical School**, graduate of the Academy for Allied Health Sciences, upon receiving the 2010 New Jersey Association of Counties Foundation and Verizon Foundation Partners for Educational Excellence Scholarship.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-899 FREEHOLDER MIRABELLA**, congratulating **Congressman Frank Pallone, Jr.**, on his receipt of the Community Access Unlimited “Humanitarian Award.”

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-900 FREEHOLDER MIRABELLA**, congratulating **Robert C. Griffin, Esq.**, on his receipt of the Community Access Unlimited “Geller Award.”

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-901 FREEHOLDER MIRABELLA**, congratulating **Gregory Felzenberg, Disability Services**, on his receipt of the Community Access Unlimited “Fraser Award.”

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-902 FREEHOLDER MIRABELLA**, congratulating **Kenneth Archie, Youth Services**, on his receipt of the Community Access Unlimited “Fraser Award.”

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.



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- 2010-903 FREEHOLDER MIRABELLA**, proclaiming October 23, 2010 through October 31, 2010 as **“Red Ribbon Week”** for Drug Awareness and D.A.R.E.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-904 VICE CHAIRMAN SCANLON AND THE ENTIRE BOARD**, congratulating **Trinitas Regional Medical Center** as they celebrate their 10th Anniversary.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-905 VICE CHAIRMAN SCANLON AND THE ENTIRE BOARD**, congratulating the **Sisters of Charity of Saint Elizabeth** on their 150th Anniversary Celebration.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-906 VICE CHAIRMAN SCANLON AND THE ENTIRE BOARD**, congratulating **Sister Marion Scranton** for her many dedicated years of working with and for the poor in various ways as a Sister of Charity.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-907 CHAIRMAN SULLIVAN AND FREEHOLDER MIRABELLA**, congratulating the **Columbus Day Parade Association of Union County “500th”, Inc.** on its 22nd Annual Christopher Columbus Day celebration, commemorating Christopher Columbus’ 518th Anniversary of his discovery of America.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

- 2010-908 CHAIRMAN SULLIVAN**, congratulating the following award recipients being honored by the Salvation Army: **Sheriff Ralph Froehlich** – Humanitarian of the Year; **Jacobson &**



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Co. – Company of the Year; **Diego Morales**, Volunteer of the Year; and **Pat Byrnes**, recipient of the Community Services Award.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

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 Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.

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.

There were no comments.

RESOLUTION FROM THE FLOOR

Chairman Sullivan called for a motion to adopt Resolution 2010-909.

THE FOLLOWING RESOLUTION IS BEING OFFERED FOR ADOPTION FROM THE FLOOR:

2010-909 **FREEHOLDER MIRABELLA**, appointing **Hawkins, Delafield & Wood, LLP, Newark, New Jersey**, as special bond counsel for the Oakwood Plaza Project for a flat fee of **\$12,500** plus out of pocket expenses.

On a motion made by Vice Chairman Scanlon and seconded by Freeholder Kowalski, roll call showed six members of the Board voted in the affirmative with Freeholder Mirabella, Freeholder Van Blake and Freeholder Ward absent.



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PRESENTATIONS TO THE BOARD

Union County Homeless Trust Fund Award

Presented by:

Joanne Rajoppi, Union County Clerk

Chairman Sullivan called upon Union County Clerk Joanne Rajoppi. Union County Clerk Rajoppi stated that last November, the Union County Clerk's Office played a leadership role with the State of New Jersey to establish a Homeless Trust Fund and Union County was the was one of the first Counties in the State to develop same. She explained that a \$3.00 surcharge has been added to the filing fees and since May 2010 when they started collecting the fees, \$60,000 has been collected. She estimates that by the end of the year, they will have collected an additional \$60,000. She added that due to the economy, the number of property transfers has been down by a small percentage compared to last year.

Chairman Sullivan thanked Union County Clerk Rajoppi for attending the meeting and stated that the Fund will assist many in need.

Director of Human Services Frank Guzzo stated that along with the Homeless Trust Fund that was created last November, there is also a Task Force Trust Fund which has been established. He explained that Union County was ranked either first or close to second in the State for initiating the Fund, which has been done through an allocation process and a Request for Proposal process based on input from the task force and community at large in terms of needs used within the County. It will assist with permanent housing and rental and mortgage assistance and the funds will come from the allocation process and fees charged. He stated that this will add dollars to a system that is "broke." He said the monies collected can do a lot of good on behalf of social services community. He thanked the Board for their support and thanked Union County Clerk Joanne Rajoppi for immediately embracing the plan.

Union County Clerk Rajoppi presented Chairman Sullivan with a mock check in the amount of \$60,000.



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Union County Parks Master Plan Presentation

Presented by:

Alfred Faella, Director, Department of Parks & Community Renewal
Armando Sanchez, Director, Division of Golf Operations
Ryan Garner Birdsall Services Group

Chairman Sullivan called upon Director of Parks and Community Renewal Alfred Faella to introduce presenters for the Union County Parks Master Plan presentation.

Director Faella first called upon Director of Golf Operations Armando Sanchez to present the revenues and the expected revenues of golf operations.

Director Sanchez stated that they met with the Directors of other county golf courses in the State to compare their income and expenses. He said that the weather played a significant role for all the County golf courses, and the completion of the driving range at the Galloping Hill Golf Course has increased revenue. He was proud to announce that Union County's Golf Operations increased by 24% in rounds compared to last year, totaling \$3.4 million in revenue, compared to last year's revenue of \$2.4 million, while keeping the operating expenses low.

The comparison is attached.

Chairman Sullivan stated that the revenue of more than \$1,000,000 over last year's figures is outstanding and he congratulated them all for an extraordinary job, including KemperSports Management for their excellent work. He stated that he was confident that choosing KemperSports Management was a wise decision.

Chairman Sullivan stated that the the golf courses are in exceptional condition and that he has received many compliments about the two golf courses and the learning center.

Freeholder Estrada asked what the rounds capacity is at Ashbrook and the Galloping Hill Golf Courses. Director Sanchez stated that the rounds capacity is 160,000 for both courses.

Director Faella thanked the Board for supporting the improvements of the golf courses and introduced Ryan Garner of Birdsall Services Group.

Mr. Garner thanked the Board for allowing him to present the Board with a draft of the Parks Master Park Plan. He stated that the final product will be available in a couple of



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weeks. He gave a brief overview of the study they performed for feedback on improving Oak Ridge Park and Warinanco Park. He stated that it was a lengthy process which included meeting with the Parks and Recreation Advisory Board, directors of various departments, staff, those responsible for maintaining the parks, stakeholders and the County Police. He stated that they also solicited the public for their comments and suggestions. The presentation included the proposed plan for Oak Ridge Park and Warinanco Park.

Freeholder Ward entered the meeting at this point.

Mr. Garner introduced Jeff Jamenta, Principal Planner and Bill Reimer, Landscape Architect of the Birdsall Group.

Mr. Jamenta spoke about the individual parks and their approach in developing conceptual plans for the parks. He stated that they visited each park and compared the current condition with the old Master Plan, dealt with their issues, such as the flood plain and spoke to the County staff and many others.

Freeholder Ward had questions pertaining to the proposed playgrounds and parking spaces in Warinanco Park.

Mr. Reimer stated that there will be a pathway from the track leading to the proposed playground and the track will have an additional eighty parking spaces. He stated that there will be no parking at the playground that was in question. However, he stated that the draft presentation is only a recommended document and changes could be made.

Freeholder Ward asked what the shortest distance is from the parking lot to the playground. Mr. Reimer stated that it will be less than 200 feet.

Freeholder Ward asked if the playground at the Thompson Avenue entrance is used the least.

Chairman Sullivan interjected and stated that the Thompson Avenue entrance is less travelled and since it is not as visible from the street, it is not used as much and the playground near the entrance to the park from St. George's Avenue.

Freeholder Ward asked if the playground near the tennis court would be visible from the street. Mr. Reimer replied yes, and there will also be a parking area.

Chairman Sullivan stated that the second most popular entrance to the park is where the track is located and added that a synthetic track will result in more use. He said the first most popular entrance is from St. George's Avenue.

Mr. Reimer stated that signs could be installed to associate them with the playgrounds.



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Freeholder Estrada stated that the plan consists of additional basketball courts, but he does not see a plan for volleyball courts. Mr. Reimer stated that if there is a need for volleyball or any other court, the plans could be adjusted.

Chairman Sullivan stated that this is only a proposed plan and changes could be made, if deemed necessary.

Freeholder Kowalski stated she is very impressed with the plan for Warinanco Park. Warinanco Park is the center of our park system, which has a variety of activities and is enjoyed by many. She stated that the proposed plans appear to be very pleasing and she looks forward to moving ahead with the plans.

Chairman Sullivan asked the presenters if the final plans could be placed on the County's website for the public to view once they have been approved by the Board. Mr. Reimer replied, yes.

Mr. Garner concluded the presentation and stated that the final product will include 250-300 pages, and they will be available to meet for discussion.

Chairman Sullivan thanked everyone involved for their hard work.

PUBLIC COMMENT PORTION

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

Jim Buettner, Cranford, thanked the Birdsall Services Group for the presentation of the Union County Parks Master Plan, and added that he is very impressed.

Mr. Buettner had several questions pertaining to the proposed parks plans, such as:

He questioned the qualifications of the Birdsall Services Group, asking if they have ever done a Master Plan of this magnitude and if a feasibility study had been performed; he asked if the taxes will be increased. He stated that he attended most of the Parks and Recreation Advisory Board meetings and no one attended to provide their opinions and stated that there were only 307 respondents from tax payers. He questioned the science behind the study; he asked about the cost for increased personnel at Oak Ridge Park; he asked why the ice skating rink will be moved from Warinanco Park to Oak Ridge Park and stated that he does not understand the reason behind connecting the parks.

Chairman Sullivan stated that the final document will have the estimated final costs and the Board will need to make decisions about the funding and the timeline. He stated that the



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

major source of the funds will come from the Open Space, Recreation and Historic Preservation Trust Fund.

Chairman Sullivan said that Warinanco Park was designed by the Olmsted Brothers and almost one century ago and their vision was to connect the Parks via greenways and waterways. He stated that the County is not what it was about 100 years ago and added that he is uncertain that the vision is possible, but it is the County's goal.

Chairman Sullivan stated that the new location of the ice-skating rink at Oak Ridge Park has been discussed with the Township of Clark and they are very excited to host the rink. He said that schools and organizations are in need of larger and updated rinks and the Warinanco Skating Rink is in disrepair and the estimated cost to remodel the rink would range from \$5 million to \$10 million. He stated that Oak Ridge Park is centrally located within the County and the rink will be used for various skating activities.

Chairman Sullivan called upon Mr. Reimer to enlighten the public of his qualifications. Mr. Reimer stated that he has been involved in ten to fifteen master plans throughout the State, which have included large recreational facilities with many amenities. He stated that the plans for municipalities are similar to those of the County's, only on a larger scale. He is confident that they have the experience to complete the Plan as discussed.

Mr. Jamenta stated that he has more than 13 years experience and has worked on several large Park Master Plans. He stated that they have included the Olmsted vision in their draft presentation and have included the Olmsted Brothers vision and a vision for future recreation, including a section of the walkway system as part of their original plan.

Mr. Garner stated that the questionnaire was posted on the County's website in English and in Spanish for almost 1 year. He said they attended Kids Kingdom, MusicFest and Family Flix to hand out questionnaires and to speak to the public for suggestions and opinions. They walked the parks with Mr. Bill Walcoff of the Parks and Recreation Advisory Boards and various stakeholders. He stated that the fifteen month process that consists of a ten year plan, including costs will be delivered to the Board within two weeks, which will include options for up to ten years, including costs.

Tina Renna, Cranford, stated that the Master Parks Plan, although commendable, will affect the poor people. She commented that she is opposed to connecting the greenways and spoke about raising taxes throughout the County and asked for the costs. She commented on County events and is opposed to the money that is being spent to run them.

Ms. Renna stated that the last Agenda Meeting that was held took only seventeen minutes and it took the Board to vote on all the Resolutions at the Regular meeting only eight minutes.



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

Ms. Renna stated that Mr. Garner was a former County employee of the Engineering Department and stated that if the Engineering Department was not depleted, they would not have to hire an outside firm.

Chairman Sullivan asked Mr. Garner if he worked for the Engineering Department while being employed by the County. Mr. Garner's response was no.

FREEHOLDER REPORTS AND COMMENTS

Freeholder Kowalski stated that this year is the 20th anniversary of the Americans with Disabilities Act, and October is National Disability Employment Awareness Month. She added that the Freeholder Board has worked with AGL Resources-Elizabethtown Gas, and the New Jersey Division of Vocational Rehabilitation Services to co-sponsor a free seminar called, "Tapping into the Talent of Persons with Disabilities."

Freeholder Kowalski stated that the seminar is designed to provide employers in Union County with some new insights into the full potential of persons with disabilities. It is also designed to provide employers with guidance on how to use referral services, in order to find qualified applicants who match your needs. The event will be held next Friday, October 22, at the Liberty Hall Corporate Center in Union. She said for more information to contact Gina Tuesta at the Union County Workforce Investment Board, (908) 558-2292.

Freeholder Kowalski stated that many County events are upon us, such as Four Centuries in a Weekend, which will be held this upcoming weekend. She urged the public to visit.

Freeholder Kowalski also stated that the Freeholder Board has had pay freezes, has streamlined departments, cuts, while still maintaining a high quality of service. She stated that the County parks are in need of improvement and we want to make sure there they are safe. She stated that the Parks Master Plan is a great step for the future. It does not mean that everything will happen today.

Freeholder Ward stated that she attended the 28th Annual New Jersey Leadership Black Issue Convention on Saturday, October 9th where she accepted an Award on behalf of Union County for Christopher's Program. She stated that Christopher's Program was chosen out of hundreds of applications that were submitted. She mentioned that the Program is an initiative of Chairman Sullivan.

Chairman Sullivan made comments pertaining to the ARC Tunnel Project. He advised the commute to New York City for residents of Westfield, Cranford, Plainfield, Roselle Park and Union to commute to and from New York City, which will be reduced by 24%. He stated that in all, there are about 275,000 who commute to New York City on a daily basis. He stated that those employed in New York City have a higher salary of 65% more and if the tunnel is built, it will provide the means for an additional 70,000 people to access these



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

high paying jobs. He stated that the tunnel would increase property values by approximately 25%. Although these are tough economic times, the construction costs are down 20%, and this would be a good time to construct the tunnel and it would put many people to work. He stated that all large infrastructure projects, such as George Washington Bridge and the Holland and Lincoln Tunnels were built during the Great Depression in the 1920's. The construction costs of the Elizabethtown Plaza parking garage was \$1 million less than budgeted. We agree that Governor Christie should be concerned about the costs, but five to 10 years from now, it will be more expensive. It's about economic development and people need jobs today.

He commented on the Parks system and added that because of our forefathers vision, we have beautiful parks to enjoy. He urged the public to visit www.rja.org.

I am very pleased to announce that next Tuesday, we will officially open the new Snyder Avenue Park in Berkeley Heights.

As you can imagine, finding land for a new public park is next to impossible in our densely developed region. And yet, we were able to do it, thanks to a partnership with Berkeley Heights. The Township and the County worked together, as a team, to purchase the property. This land had been proposed for new high density housing. Now it is saved for healthy outdoor public use and nature preservation. We used a combination of County and State funds to build athletic fields and playgrounds, and there is also a large area reserved for passive recreation. I would also like to thank the New York Jets for donating funds toward a sprinkler playground, or "sprayground." And I would especially like to thank the Township of Berkeley Heights for all of the effort that went into preserving the land for this new park. It is a valuable public resource and a legacy for future generations.

Please join us for the opening of the park on October 19th.

Chairman Sullivan also took the opportunity to remind everyone to vote on Election Day, November 2nd and to vote for the Candidate of your choice. He thanked everyone for attending the meeting.

ADJOURNMENT

Chairman Sullivan called for a motion to adjourn the meeting at 8:44pm. On a motion made by Freeholder Estrada and seconded by Freeholder Kowalski. Roll call showed five members of the Board voted in the affirmative with Vice Chairman Scanlon, Freeholder Jalloh, Freeholder Mirabella and Freeholder Van Blake absent.

The voucher list through September 30, 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

November 4

Wed., December 8

Wed., December 22

Double Meeting

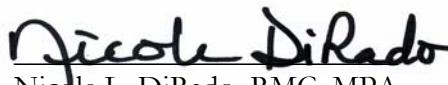
Double Meeting

Regular Meetings

Tues., November 23

Wed., December 8

Wed., December 22


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

NLD:mb

NJ County Golf Course Rounds Comparisons from 2008 to 2010

Bergen County- (81 Holes , four 18 Hole courses and one 9 Hole course)

As of Sept 2010 – total rounds 187,873

As of Sept 2009 – total rounds 184,160

2% Increase from 2009 to 2010

Morris County- (90 Holes, Five 18 Hole Courses)

As of Sept 2010 – total rounds 157,249

As of Sept 2009 – total rounds 152,186

3% Increase from 2009 to 2010

Somerset County- (99 Holes, 5 Courses one being 27 Holes)

As of Sept 2010 total rounds 161,901

As of Sept 2009 total rounds 157,441

2% Increase from 2009 to 2010

Mercer County – (72 Holes, one 36 Hole course and two 18 hole courses)

As of Sept 2010 – total Rounds 116,169

As of Sept 2009 – total rounds 116,538

Even from 2009 to 2010

Gloucester County- (18 holes only)

As of Sept 2010 – total rounds 29,940

As of Sept 2009 – total rounds 31,284

4% behind 2009

Essex County – (54 Holes, three 18 Hole courses)

As of September 2010 – total rounds 88,299

As of September 2009 – total rounds 73,507

20% ahead of 2009

Hunterdon County - (18 hole only)

As of Sept 2010 – total rounds 35,378

As of Sept 2009 – total rounds 34,791

2% increase from 2009 to 2010

Union County- (45 Holes and one 9 hole pitch and putt)

As of Sept 2010 – total rounds 101, 031

As of Sept 2009 – total rounds 77, 744

24% increase from 2009 to 2010

Revenues-

As of Sept 2010 – total revenue \$3,438,000

As of Sept 2009 – total revenue \$2,407,000

30% increase from 2009 for \$1,000,000



EXECUTIVE SUMMARY

The 2010 Union County Open Space and Recreation Master Plan is a planning document that identifies the current major public space needs of the community and anticipates the future needs of its residents. To prepare this Plan, the 1999 Parks and Recreation Plan was reviewed in order to compare and evaluate the changes and improvements that have occurred since then. It also incorporates new tools, ideas and information unknown ten years ago. It is intended to be a dynamic, living document - one that will be utilized and allow for consideration of changing conditions and ongoing public involvement. Its themes and objectives provide the framework for wise stewardship of Union County's public spaces for future generations to enjoy. The general and specific action recommendations will guide decision-making -- including administration, funding, operations, maintenance, and capital investments -- for the next ten years. Implementation of the recommendations is subject to the County's future funding and resource allocations and priorities.

Union County's public spaces sustain communities and strengthen its identity by providing the common ground where diverse people can interact and come together to build the meaningful connections that are important to healthy community and civic life. Attractive, well conceived public spaces and the programs and activities that they support are key catalysts for community education, energy and growth. In a densely urban community, public spaces also protect natural areas and provide the environmental balance and relief so vital to long-term sustainability.

The County of Union hired Birdsall Services Group, Inc. (BSG) to solicit public and County input regarding the County's parks, recreation facilities and programs and to prepare this Master Plan to provide recommendations in order to implement a County wide policy on open space and recreation issues. The Master Plan identifies the recreational needs of the citizens of Union County and it recommends strategies and actions for meeting those needs.

The Union County staff and the consultant team, working together with municipalities and the general public, prepared this Master Plan to serve as the strategic planning tool for making parks,



open space, facility and recreational program decisions over the next ten years. The plan will serve as the framework for moving forward with a proactive agenda for meeting the open space and recreational needs of Union County residents.

The Parks and Recreation Master Plan identifies the actions that the County will be required to implement in order to satisfy the expectations of the residents of Union County. It includes recommendations that provide guidance for incorporating programs and services, continuing to be a financially responsible organization, making land acquisitions and protecting open spaces, identifying and establishing new facilities, instituting continuous improvement processes and developing a branding system for all County parks.

The process used to shape this Master Plan included the following tasks:

- Evaluating current services and operations of the Department of Parks and Community Renewal and Division of Parks Maintenance
- Evaluating current and future needs for parks, recreation services, recreation facilities, open space and trails
- Developing vision and action strategies based on a preferred future for the County
- Developing recommendations and an action plan for the future that will provide the greatest benefits to the residents

Input from the residents and County stakeholders was of paramount importance in putting together this document; without their input and feedback, decisions and suggestions would have been conducted in a vacuum. Therefore extensive efforts were made to encourage public input.

Citizen surveys were dispersed using three approaches: as an online version on the County website, a handout survey by members of the Birdsall Team, and as a mail in version distributed to areas of high visitor volume such as the Watchung Stable and music events. Only 307 residents mailed the responses back to BSG.

Union County with a population of 522,541 in 2000 is ranked sixth among the 21 counties within the State of New Jersey; therefore the 307 responses is approximately 0.06 percent of the total population residing within the County. This is not significant in terms of accurately representing



the needs of the community and input regarding the overall trends within the County. It should be noted that these responses were not considered to guide the overall goals and recommendations of this document but instead the Plan has referred to the overall recreational trends that have occurred within the country as well as in the state.

The majority of the respondents (88.27% of the 307) were Union County residents from 19 out of 21 municipalities. The respondents identified leaving large parks at mostly natural state, providing open space along rivers and creeks, providing recreational space in existing municipalities and in land surrounding and including historic sites as very important, along with preserving existing County facilities, environmentally constrained properties and acquiring land proximate to the existing County facilities. Protection and maintenance of existing conservation land and improving existing recreational facilities were the two most important conservation priorities for the next five years identified by the respondents, and in fact the majority of the respondents strongly agreed that it was important that open space be preserved for future generations. Provision of various types of trails (walking, hiking and horse riding) were the top requested uses, along with bathrooms and nature study areas, provision of soccer, baseball and lacrosse fields.

In addition to the County residents, recreational directors from all the 21 municipalities were provided with an Open Space and Recreation Questionnaire in an effort to gain a full understanding of the most popular and least popular park uses and facilities, their existing conditions and updates required. Out of the total 21 municipalities, thirteen (13) recreational directors submitted their completed questionnaires. From their responses it appears that soccer is a popular activity that is on the increase, followed by basketball and then football, baseball, softball and lacrosse. Similarly soccer and basketball were the most popular recreational activities within their municipalities. However there was no overwhelming majority directing to a particular declining sporting activity. When compared to the resident's responses, the residents recommended provision of soccer, baseball and lacrosse fields. Provision of various types of trails was the top requested use by the residents along with bathrooms and nature study areas.

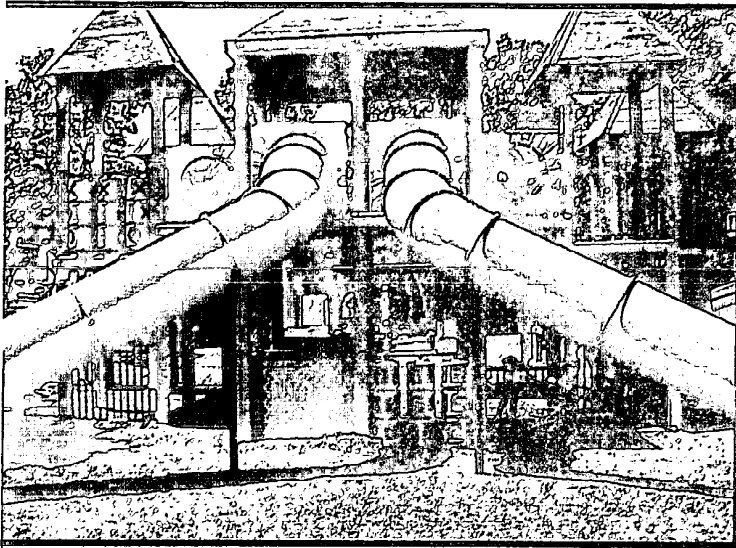


This is identical to the results of the 2002 survey of recent homebuyers conducted by the National Association of Home Builders and National Association of Realtors, which noted that trails, parks and playgrounds were among the five most important community amenities considered when selecting a home. As noted above, the majority of the responding residents identified improving existing facilities as the most important recreation priority along with acquiring land proximate to existing County facilities, which is comparable to the responses provided by recreational directors who requested improvements to expand their facilities, provide updates by way of additional amenities etc.

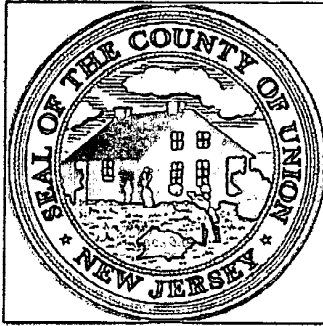
Based upon the review of existing documents, park conditions, community input, overall recreational trends and analysis of the County's demographic and population trends the plan identified key findings and action strategies and also set forth realistic goals with the intent to enhance the County's social, cultural and environmental wellbeing. The planning goals identified within the Plan are summarized as follows:

- Provide an interconnected system of high quality, accessible, multi-use trails and greenway corridors.
- Update parks and facilities giving consideration to recreation trends and priority need areas.
- Provide funding sources for Master Plan implementation.
- Preserve and protect the environment.
- Develop consistent maintenance and appearance of parks.

The 2010 Union County Open Space and Recreation Master Plan goals and objectives as summarized above have been forged from the information gathered from the various resources to provide a document that will help guide the County to provide the environment and atmosphere deserved by its residents and users.



2010 UNION COUNTY PARKS, RECREATION & OPEN SPACE MASTER PLAN



BIRDSALL SERVICES GROUP
ENGINEERS & CONSULTANTS



INTRODUCTION

- Complete re-write of 1999 County OSRP
- Framework for preservation & recreational development.
- Analysis of the Open Space and Parks programs, development patterns, transportation, utilities and capital planning.
- Create a balance between the past and the future.

SURVEY & PUBLIC PARTICIPATION

- Sought input from County residents and Municipal Recreational Directors
- Dispersed Citizen Surveys:
 - Online version posted on County's website from July 2009 through May 2010.
 - Handouts of mail-in versions placed at various high visitor volume County events.
 - Drop off/pick up locations
- Provided Open Space and Recreation Questionnaire to Recreational Directors in 21 municipalities.

PUBLIC QUESTIONNAIRES

- Received input from 307 respondents (0.06% of the total County population; therefore, not a large percentage to guide the Plan) with 88.27% of County residents from 19 of the 21 towns.
- Respondents identified as very important:
 - Large parks in mostly natural state;
 - Open space along rivers and creeks;
 - Land surrounding and including historic sites.

PUBLIC QUESTIONNAIRES (contd.)

- Preservation of existing County facilities; acquiring land proximate to existing County facilities; and acquiring environmentally constrained land.
- Protection and maintenance of existing conservation land and improving existing recreational facilities are two (2) important conservation priorities identified.
- Provision of multi-use trails was top request followed by bathrooms and nature study areas.

RECREATIONAL DIRECTORS

- Responses provided by thirteen (13) municipal Recreation Directors.
- Soccer and baseball most popular activities.
- Soccer is a popular activity on the increase, followed by basketball and football, then baseball, softball and lacrosse.
- No overwhelming majority directed to a particular declining sporting activity.

COMPARISON OF RESIDENTS AND MUNICIPAL RESPONSES

- Residents identification of improving and acquiring land proximate to existing county facilities as the most important recreation priority is comparable to the recreational directors requests to expand their facilities, provide updates by way of additional amenities etc.

CAPACITY ANALYSIS

- Two methods for analyzing the current and future need for the park system.
 - Method 1: Balanced Land Use Method (BLU) - A preferred method for establishing long range goals on a regional level.
 - Method 2: Core System Standards (NRPA Guidelines) – Nationally accepted standard to estimate the open space required at the municipal level.

BALANCED LAND USE METHOD

State Green Acres Program Balanced Land Use Standards	
Jurisdiction	Open Space Guidelines (%)
Municipal	3% of the developed and developable area of the municipality
County	7% of the developed and developable area of the County
State	10% of the area of the State
Federal	4% of the State
*Developable areas exclude various environmental constraints and federal and State owned open spaces.	

- County parks provide 3,672.95 (7.6) acres of active space that exceeds the goal of 3,379.90 acres as per BLU percentages.

CORE SYSTEM STANDARDS

- The "core" system of parkland consists of mini parks, neighborhood parks and playgrounds and community parks with an established standard ranging from 6.25 to 10.5 acres of developed open space per 1,000 residents.
- An average, of 8.375 acres per thousand people, between the two standards was used as a standard for determining the need in Union County.

MUNICIPAL SURPLUS / DEFICIT

Core System Standards Park Acreage Required and Impact of County Parks On Municipal Needs					
Municipality	Minimum Open Space Requirement Range	Municipal Parks	Overall Municipal Surplus / Deficit	Active County Parks	Overall Municipal Surplus / Deficit
Berkeley Heights	112.28	123.43	11.15	132.63	143.78
Clark	122.25	163.54	41.29	332.23	423.52
Cranford	189.09	24.33	-164.71	277.33	112.67
Elizabeth	1043.26	70.77	-972.49	81.96	-890.53
Fanwood	60.03	16.71	-43.37	0.00	-43.37
Garwood	34.78	4.66	-30.12	21.95	-8.17
Hillside	162.13	13.1	-169.03	163.50	-5.53
Kenilworth	63.43	5.14	-58.29	65.24	6.95
Linden	329.92	118.64	-211.28	27.71	-183.57
Mountainside	55.29	0	-55.29	888.32	833.03
New Providence	99.22	103.37	9.15	82.09	91.24
Plainfield	400.57	86.03	-314.54	150.70	-163.84
Rahway	221.94	45.5	-176.44	187.31	10.87
Roselle	178.17	30.86	-147.31	193.70	51.39
Roselle Park	111.23	21.27	-89.96	0.00	-89.96
Scotch Plains	190.33	83.89	-106.44	37.66	-68.78
Springfield	120.84	19.6	-101.24	423.91	322.67
Summit	176.97	92.05	-84.92	139.31	54.39
Union	455.64	212.14	-243.5	265.27	21.77
Westfield	243.27	217.13	-26.14	97.91	66.77
Winfield	122.25	7.11	-115.14	0.00	-115.14
Total	4,517.99	1,469.32	-3,048.67	3,623.73	575.11

CORE SYSTEM STANDARDS ANALYSIS

- Only three (3) out of twenty-one (21) municipalities have a surplus of park and open space at municipal level.
- 4,516 acres required while only 1,469.32 acres provided with a deficit of 3,048.68 acres. Addition of County Park acreage reduces deficit to create a surplus.
- Overall at a County level there is a surplus of open space of 575.11 acres.

GOALS AND OBJECTIVES

- GOAL 1: PROVIDE AN INTERCONNECTED SYSTEM OF HIGH QUALITY, ACCESSIBLE, MULTI-USE TRAILS AND GREENWAY CORRIDORS.

Strategies:

- Work with other government agencies and community partners to improve walkable access to parks and recreation opportunities throughout Union County.
- Encourage outdoor recreation for all ages and ability levels.
- Develop standards for trail amenities.
- Facilitate community involvement and stewardship.
- Continued development of a Union County Greenway System.

GOALS AND OBJECTIVES (contd.)

- GOAL 2: UPDATE PARKS AND FACILITIES GIVING CONSIDERATION TO RECREATION TRENDS AND PRIORITY NEED AREAS

Strategies:

- Improve existing parks to meet community standards.
- Provide new recreation opportunities to fill needs highlighted by recent surveys and trends.
- Develop a new county branding and marketing program.
- Focus spending on existing parks and priority sites: linkages and greenways.

GOALS AND OBJECTIVES (contd.)

■ GOAL 3: FUNDING SOURCES FOR MASTER PLAN IMPLEMENTATION

Strategies:

- Pursue alternative funding to implement the Master Plan.
- Give priority to capital improvements in locations with highest facility needs.
- Encourage public/private partnerships in the development of new park facilities (privatization of facilities).
- Focus spending

■ GOAL 4: PRESERVE AND PROTECT THE ENVIRONMENT

Strategy:

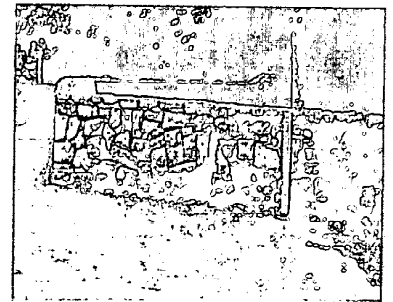
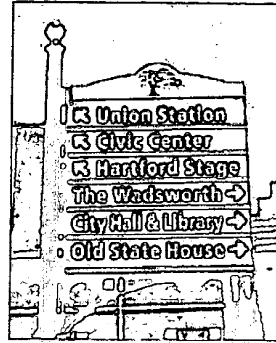
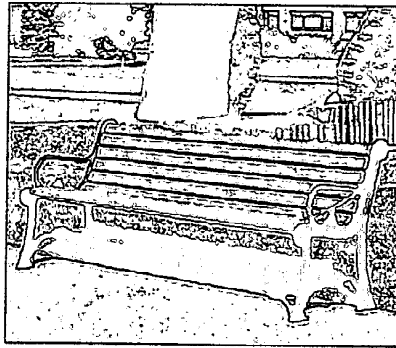
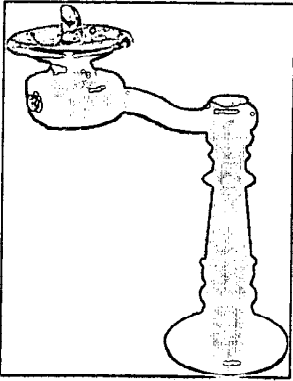
- Preserve and protect existing and future open space areas and natural corridors.

GOALS AND OBJECTIVES (contd.)

▪ GOAL 5: CONSISTENT MAINTENANCE & APPEARANCE OF PARKS

Strategy:

- Maximize longevity of park systems by maintaining facilities in a safe, attractive and useable condition.
- Develop consistency in maintenance practices throughout the parks system.
- Develop Maintenance Program
- Branding Program and Design Standards



PARK IMPROVEMENTS AND RECOMMENDATIONS PROCEDURE

- Visited each park and documented findings (photo documentation reports)
- Compared current park conditions to the previous master plan.
- Created and reviewed environmental constraints maps to determined potential permitting requirements.
- Reviewed public questionnaire data and input received from County staff.
- Created suggested recommendations for park improvements and assigned costs for same.

Nomahegan Park: *Inventory & Conditions Analysis*

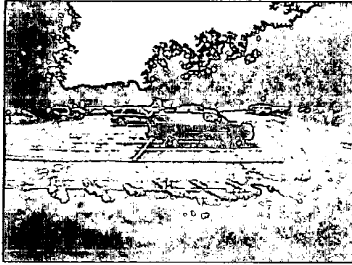
Nomahegan Park

Date: 07/28/09

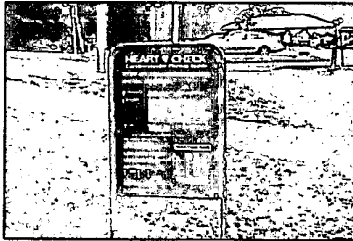
Photo logs 7/24/09

Field Observations:

Parking lot off of Springfield Avenue in decent condition and has adequate capacity. The lot is used on a regular basis by students attending Union County College. Handicap parking, striping, and signage are all present. Some puddles exist but pavement conditions are mostly OK.

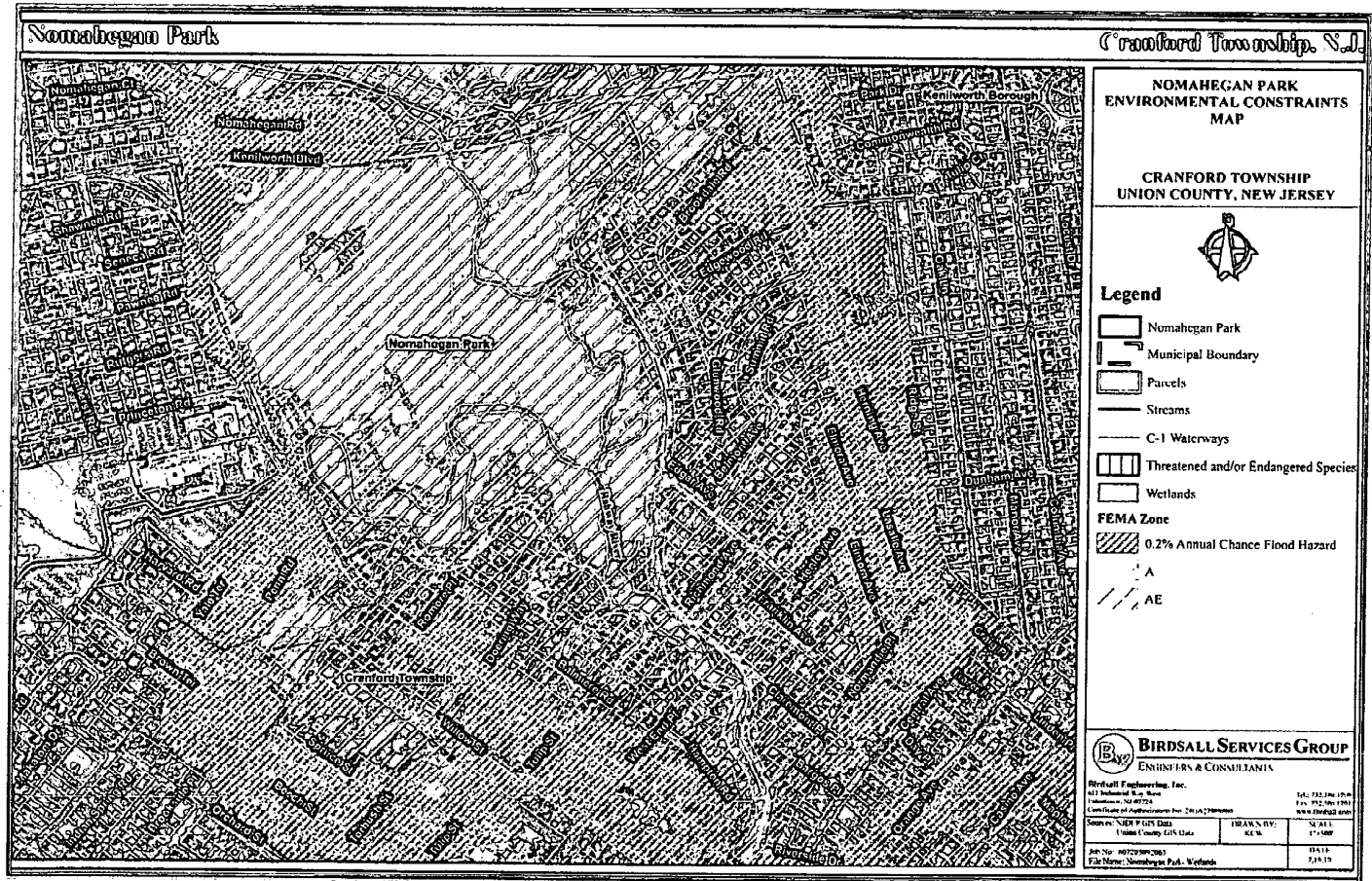


The park has a fitness path that circulates throughout the entire perimeter of the park. It is used excessively throughout the day and is a total of 2 miles in length. Throughout the asphalt path are different exercise stations and mile markers for every 1/4 mile. The path is in good condition throughout the park and drains well.



- Prepared inventory and conditions analysis for each park facility.
- Photographic Inventory
- Compared park improvements to 1999 Plan.
- Will provide hard and soft copies of all reports for staff reference

Nomahegan Park: Constraints Map



Nomahegan Park: Recommendations

Nomahegan Park

Nomahegan Park, is located in the Township of Cranford, is comprised of 118.23 acres along the Rahway River. The park is bordered to the north by Kenilworth Boulevard, to the east by Riverside Drive, and the south and west by Springfield Avenue. Nomahegan Park adjoins Rahway River Parkway via the Rahway River to the southeast and Lenape Park beyond Kenilworth Boulevard to the north. The park affords numerous fishing and seasonal ice skating opportunities, several athletic fields, two reservable picnic areas, bike and jogging trails.

Historic Profile

The Nomahegan Park was part of the attempt to create a continuous parkway along the Rahway River. The park was acquired between 1926 and 1928. Also during this time the some construction began which replaced the refuse dump and swamp area. A few years later, the Parks Commission acquired more land and looked towards the Olmsted Brothers plan to create a large lake on the property. The lake was proposed to have two islands. The larger of the two would include picnic areas and playing fields. The smaller island would have a bird sanctuary. While the lake and islands were slightly different from this original idea, it was successfully completed in 1947. Over the next thirty years many different amenities were added to the Nomahegan Park including more playing fields, more picnic areas and playgrounds, as well as a fitness trail.

Environmental Considerations

According to NJDEP GIS data, the majority of Nomahegan Park is covered in wetlands. These consist of deciduous wooded and managed wetlands, as well as natural lakes and streams. According to the NJDEP data, there are no threatened and/or endangered species located on the park property. Any future improvement to the park may require Flood Hazard Control Act permits and/or Fresh Water Wetlands permits (see Environmental Constraints Map).

Inventory of Existing Facilities

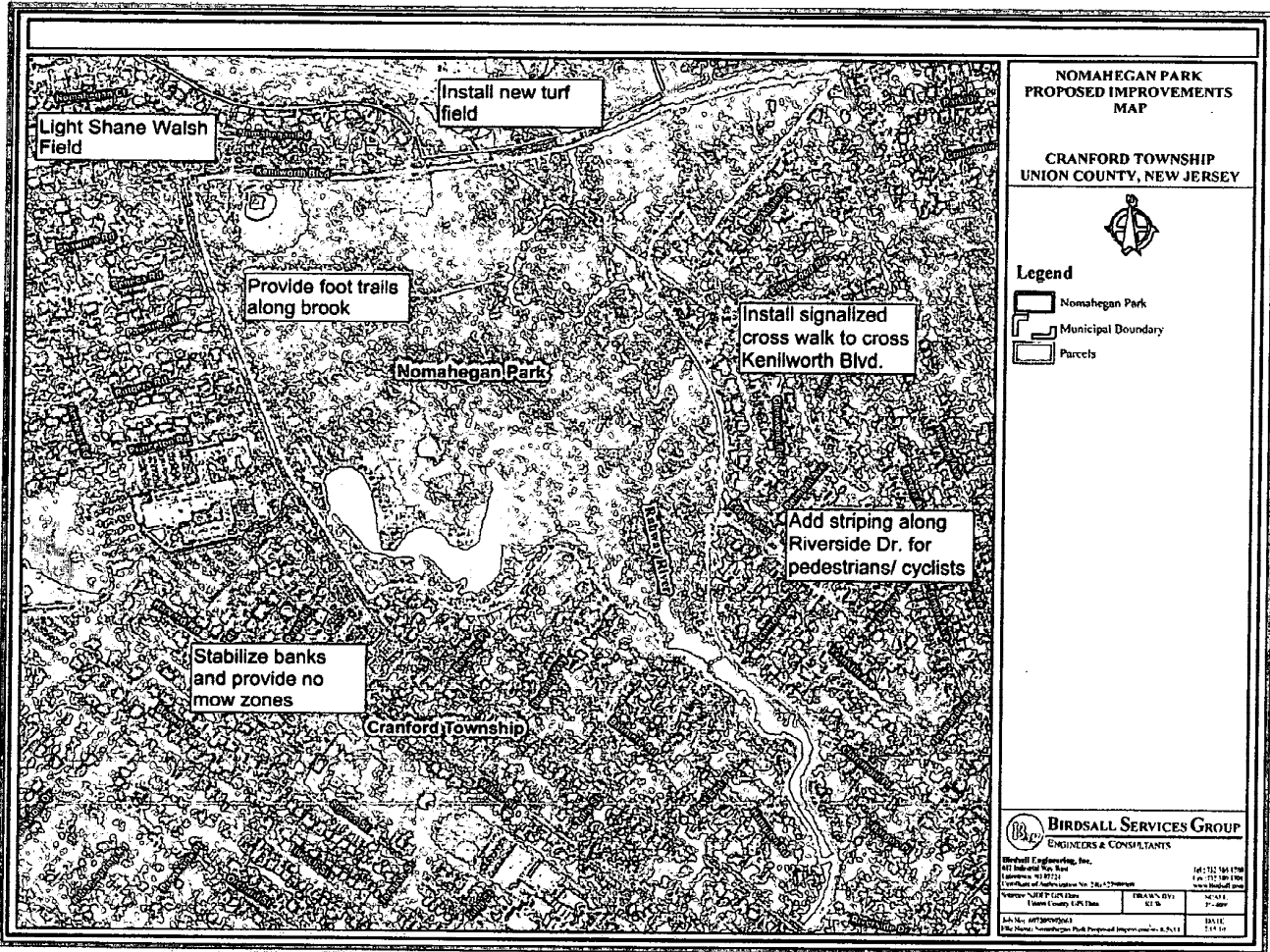
Facility	Amount
Baseball/soccer field	1
Softball field	1
Soccer field	1
Picnic areas (Pin Oaks, Sweet Gum)	3
Brook, River (Rahway River)	1
Ponds	1
Parking areas (130 total capacity)	3
Restroom Facilities	1
Playground	1
Fitness Trail	1

Summary of Recommended Park Renovation and New Facilities

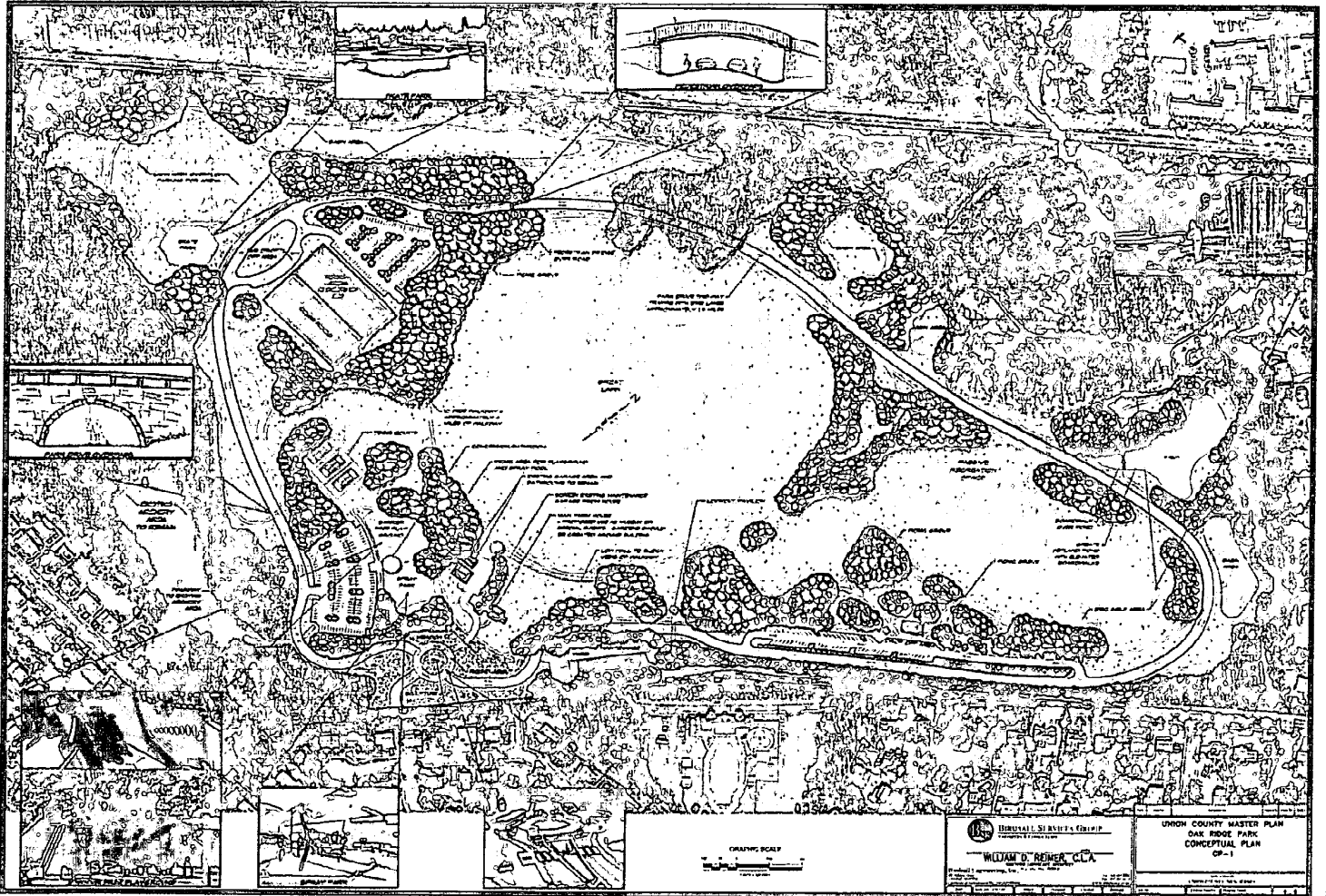
Recommended improvements for Nomahegan Park include improvements for ball fields, the lake and the landscaping, as well as providing new trails and a deck. Improvements for the park include the following:

- Add "Parking for Park Use Only" signs for Union County College Students
- Regrade and upgrade softball field
- Dredge lake, stabilize shoreline with native plantings, add no mow zones
- Add striping along street for joggers/walkers/bikes on Riverside Drive
- Signalized crosswalk to cross Kenilworth Blvd between Lenape and Nomahegan parks
- Replacement of the existing wooden footbridge that crosses the Rahway River
- Provide sports lighting for Shane Walsh Field
- Tree pruning/maintenance along path between Baltimore Rd and Park Drive
- Provide a new walking path along brook and river through wooded area near Riverside Avenue (1 mile)
- Install new synthetic turf field along Kenilworth Blvd
- Eliminate ponding throughout park
- Upgrade site furnishing (benches, trash receptacles, etc.)

Nomahegan Park: Recommendations



Oak Ridge Park Master Plan



Greenways and Linkages

Proposed Greenways and Acquisitions

Union County, N.J.



Warinanco Park Master Plan

