



# UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

THURSDAY, AUGUST 25, 2011  
REGULAR MEETING MINUTES

## CALL TO ORDER

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Chairman Deborah P. Scanlon called the meeting to order at 7:05 PM.

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

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

## PRAYER AND SALUTE TO THE FLAG

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

## STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

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

## APPROVAL OF COMMUNICATIONS

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Note and File

Motion to Approve the Communications

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

## ORDINANCES FOR FINAL READING

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**722-2011** AMENDING AN ORDINANCE TO AMEND THE LAWS OF UNION COUNTY: ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION: BY AMENDING CHAPTER 107, RECREATION AND PARKS, ARTICLE IV-FEES FOR RECREATION FACILITIES AND ARTICLE XXII-DEPARTMENT OF RUNNELLS SPECIALIZED HOSPITAL

AN ORDINANCE TO AMEND THE LAWS OF UNION COUNTY: ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION: BY AMENDING CHAPTER 107, RECREATION AND PARKS, ARTICLE IV-FEES FOR RECREATION FACILITIES AND ARTICLE XXII-DEPARTMENT OF RUNNELLS SPECIALIZED HOSPITAL

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

**PART I -**

*ADMINISTRATIVE CODE*

Chapter 107, RECREATION AND PARKS

ARTICLE IV - FEES FOR RECREATION FACILITIES:

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

The Director of the Department of Parks and Community Renewal, with the written approval of the County Manager, is hereby authorized to amend or modify fees set forth in the fee schedule for special promotions at a rate of not less than 50 percent of the established fee. There shall be no more than 12 amendments or modifications to fees for special promotions in a calendar year. In the event that the Director shall amend or modify any fee he shall file a written notice of said amendment or modification with the Clerk of the Board of Chosen Freeholders and the Director of the Department of Finance, no less than five business days prior to the effective date of the amendment or modification.

Wild Earth Festival

- |                          |            |   |
|--------------------------|------------|---|
| <input type="checkbox"/> | Admission  | \$3.00 per person/children 6 & under free |
| <input type="checkbox"/> | Vendor Fee | \$25.00 per table                         |

Harvest Festival

- |                          |                   |   |
|--------------------------|-------------------|---|
| <input type="checkbox"/> | Vendor for Profit | \$30.00 per space/Early Signup \$25.00 per space      |
| <input type="checkbox"/> | Vendor Non-profit | \$20.00 per space                                     |
| <input type="checkbox"/> | Food Vendor       | \$85.00 per space                                     |
| <input type="checkbox"/> | Table & Chair Fee | \$10.00 per table/2 chairs                            |
| <input type="checkbox"/> | Admission         | \$4.00 per person/children 7 & under free             |
| <input type="checkbox"/> | Activity Tickets  | \$1.00 each/amount of tickets vary per activity/craft |
| <input type="checkbox"/> | Demonstrator      |   |

Vendor for Profit \$25.00 per space

Wednesday Matinees

- |                          |           |                   |
|--------------------------|-----------|-------------------|
| <input type="checkbox"/> | Admission | \$4.00 per person |
|--------------------------|-----------|-------------------|

Pumpkin Sail

- |                          |               |  |
|--------------------------|---------------|--|
| <input type="checkbox"/> | In County     | \$6.00 per family of four/\$1.00 each additional person  |
| <input type="checkbox"/> | Out Of County | \$12.00 per family of four/\$2.00 each additional person |

Hayrides and Campfires

- |                          |           |        |
|--------------------------|-----------|--------|
| <input type="checkbox"/> | In County | \$5.00 |
|--------------------------|-----------|--------|

Out of County \$10.00

Haunted Hayrides

In County \$6.00

Out of County \$12.00

Nature Craft Show

Vendor for Profit \$25.00 per table

Archery

Group Lessons

In County

Adults \$20.00

Youth (17 & under) \$10.00

Seniors (55 & over) \$10.00

Group Lessons Out of County

Adults \$30.00

Youth (17 & under) \$15.00

Seniors (55 & over) \$15.00

\*Residents of Edison Township pay Union County rates

Kids Kingdom

Inflatable Rides \$1.00 per person

Other Rides \$3.00

Face Painting or other specials \$3.00 - \$5.00 per person

Golf

Rental of Clubs From: \$15.00 to \$35.00 (includes a sleeve of balls and tees)

Same day Re-play - 18 holes \$15.00

Advertising and Public Relations Photography

Commercial Organizations

13 + person crews

Full Day (5 -8 hrs.): From: \$850.00 to: \$1,200

Full Day plus (8-12 hours) From: \$1,050 to: \$1,500

Golf

Rental of Clubs From: \$15.00 to \$35.00 (includes a sleeve of balls and tees)

Same day Re-play - 18 holes \$15.00

Outing Food Options

Quick Start: (\$2.95/pp)

Coffee and Assorted Donuts

Continental Breakfast: (\$6.95/pp)

Coffee, Orange Juice, Assorted Donuts, Bagels w/ Cream Cheese

And Assorted Fresh Fruit

Early Bird Breakfast: (\$14.95/pp)  
Coffee, Orange Juice, Scrambled Eggs, Bacon, Sausage, Toast, Fresh Fruit, Bagels and Cream Cheese and assorted donuts

Boxed Lunch: (\$8.95/pp)  
Deli Sandwich or Hot Dog, Potato Chips, Piece of Fruit, Large Cookie or Brownie and a Fountain Soda

Cold Cut Buffet: (\$10.95/pp)  
Ham and Turkey, Pasta Salad, Potato Chips, Cookies or Brownies, Breads, Condiments, Cheeses and Soft Drinks

Cookout Buffet: (\$14.95/pp)  
Hamburgers, Hotdogs, Your choice of Italian Sausage w/ Peppers & Onions or Grilled Boneless Breast of Chicken, Pasta Salad, Cookies or Brownies, Breads, Condiments, Cheeses and Soft Drinks

Grilled Steak & Chicken Dinner: (\$26.95/pp)  
Grilled Marinated Steak, Grilled Boneless Breasts of Chicken, choice of Potato, Steamed Vegetables, Garden Salad, Cookies or Brownies and Soft Drinks  
Beverage Options

Par Selection: (\$6.95/pp)  
Soft Drinks Only (Including Soda, Bottled Water and Sports Drinks)

Birdie Selection: (\$12.95/pp)  
Soft Drinks and Canned Beer (Domestic & Import)

Eagle Selection: (\$17.95/pp)  
Soft Drinks, Canned Beer (Domestic & Import) Wine, Premium Liquor

Keg Beer Pricing:  
¼ Keg of Beer (Domestic): \$90  
½ Keg of Beer (Domestic): \$175  
½ Keg of Beer (Import): \$280  
NJ State Sales tax and 15% gratuity will be added to each beverage package.  
Beverage packages are during play of the event.

#### Private Lessons

All private lessons include video analysis and email review

1/2 hour - 1 hour - 2 people/1 hour

Head Professional \$60 - \$110 - \$145

Assistant Professionals \$50-55; \$95-100 - \$125

Junior Lesson Rate \$45-\$65- \$90

10 Lesson Package: \$585

#### Camps and Clinics

Adult Golf 101

4 weeks/\$100 per player

Ladies Golf 201

\$100 per player

Ladies 1/2 Day School

\$95 per player

1 Day Schools

\$175 per person

Short Game Schools

\$95 per person

Junior Development Program

\$120 per child

Junior Spring Break Camps	\$399/1 \$349/2 \$319/3+
Junior Intermediate 1/2 Day	\$75/1 \$65/2 \$55/3+
Walk-in Clinics	\$20 per person

ARTICLE XXII, Department of Runnells Specialized Hospital

[Amended 11-17-1986 by Ord. No. 257; 9-10-1987 by Ord. No. 275; 7-14-1988 by Ord. No. 301; 7-18-1991 by Ord. No. 337; 6-20-2002 by Ord. No 553]

§ 1-132. General purpose; Administrator; Associate Administrator; departmental organization.

Associate Administrator. [Added 9-14-2000 by Ord. No. 515]. The Associate Administrator of the Department of Runnells Specialized Hospital shall:

(1) Under the direction and supervision of the Administrator of the Department of Runnells Specialized Hospital, assist in the orderly and efficient administration of the Department of Runnells Specialized Hospital, performing whatever supervisory or administrative duties the Administrator of Runnells Specialized Hospital deems necessary and proper, including but not limited to Physical, Occupational and Speech Therapy and "Minimum data set."

§ 1-133. Division of Nursing Services.

Under the direction and supervision of the Administrator of Runnells Specialized Hospital, the Division of Nursing Services' functions and responsibilities shall include:

- (1) Maintaining high professional standards concerned with the quality of patient care.
- (2) Providing and being responsible for the Employee Health Clinic.
- (3) Being responsible for organizing and overseeing the activities of nursing supervisors, registered nurses, practical nurses, institutional attendants and ward clerks.
- (4) Being responsible for organizing and overseeing the staffing in geriatric care, mental health services, rehabilitation and outpatient services.
- (5) Being responsible for the enforcement of all hospital rules and regulations as they relate to nursing services.
- (6) Being responsible for nursing and staffing policies and for making specific recommendations and suggestions concerning the same.
- (7) Preparing monthly and annual reports with respect to patient care activities rendered throughout the hospital.
- (8) Performing such other duties as may be required by the Administrator.

Division head. The Director of the Division of Nursing Services shall be the head of the Division and shall be responsible to the Administrator for its operation.

The Deputy Director of the Division of Nursing shall be responsible to carry out those functions of the Division of Nursing as assigned by the Director of the Division of Nursing and the Administrator.

§ 1-134. Division of Medical Services.

Under the direction and supervision of the Administrator of Runnells Specialized Hospital, the Division of Medical Services' functions and responsibilities shall include:

- (1) Creating and maintaining an optimal level of professional performance of medical staff members through delineation of medical staff privileges and the continual review and evaluation of each member's clinical activities.
- (2) Providing for an effective infection control program [Amended 2-25-1999 by Ord. No. 493] and be responsible for all Biomed Equipment.
- (3) Providing an ongoing program of continuing professional education and a medical library for the use of the staff members.
- (4) Being responsible for the enforcement of medical staff bylaws, rules and regulations.
- (5) Being responsible for constantly reviewing the overall medical policies of the hospital and making specific recommendations and suggestions concerning the same. [Amended 2-25-1999 by Ord. No. 493]

(6) Preparing monthly and annual reports on patient care activities rendered throughout the hospital.

(7) Being responsible for medical reports and medical records.

(8) Performing such other duties as may be required by the Administrator.

Division head. The Director of the Division of Medical Services shall be the head of the Division and shall be responsible to the Administrator for its operation and shall also be known as the "Medical Director."

§ 1-135. Division of Professional and Support Services.

Under the direction and supervision of the Administrator of Runnells Specialized Hospital, the Division of Professional and Support Services functions and responsibilities shall include:

(1) Responsibility for maintenance of high professional standards and continuing education.

(2) Preparing monthly and annual reports on patient care activities rendered throughout the hospital.

(3) Implementing New Jersey Department of Health and Joint Commission of Accreditation of Healthcare Organizations' standards of care.

(4) Ensuring the provision of the following professional and support services: Laboratory, pharmacy, x-ray, EKG, dietary, social services, activities therapy, pastoral care and volunteers. [Amended 2-25-1999 by Ord. No. 493]

(5) Providing for and being responsible for the Immunization Clinic.

(6) Responsibility for providing for Risk Management.

(7) Providing for and being responsible for all inservice training and performance improvement.

(8) Responsibility for the ambulance services provide for by the Hospital.

(9) responsibility for maintaining the Affiliation Agreements between the Hospital and outside agencies and organizations.

(10) Performing such other duties as may be required by the Administrator.

Division head. The Director of the Division of Professional and Support Services shall be the head of the Division and shall be responsible to the Administrator for its operation.

§ 1-136. Division of Hospital Finance.

[Added 9-14-2000 by Ord. No. 515]

Under the direction and supervision of the Administrator of Runnells Specialized Hospital, the Division of Hospital Finance's functions and responsibilities shall include:

(1) Implementing and maintaining a uniform, financially sound and responsive accounting system in order to ensure the fiscal integrity of the Runnells Specialized Hospital and to meet all the requirements of the Division of Local Government Services.

(2) Compiling estimates and other data as may be necessary and useful regarding the preparation of budgets and preparing the Hospital's budget. The Hospital's operating budget shall be centralized.

(3) Maintaining such books of account and ledgers as may be necessary in order to adequately identify and control the following functions and responsibilities: patient accounts; admitting records; reimbursement entitlement; rate setting and appeals; payroll; accounts payable; cost analysis; materials management; and purchasing.

(4) Operating and maintaining electronic data processing equipment as may be necessary to implement the above accounting functions.

(5) Be responsible for the provision of Information and Technology Services to the Hospital.

(6) Have the responsibility for Admissions and Clinical Reimbursement.

(7) Responsibility for Psychiatric Utilization Review.

(8) Responsibility for Television billing and logistics.

(9) Performing such other duties as may be required by the Administrator.

Division head. The Director of the Division of Hospital Finance shall be the head of the Division and shall be responsible to the Administrator of Runnells Specialized Hospital for its operation.

§ 1-137. Division of Hospital Maintenance.

[Added 10-14-2004 by Ord. No. 604]

A. Under the direction and supervision of the Administrator of Runnells Specialized hospital, the Division of Hospital Maintenance's functions and responsibilities shall include:

- (1) Providing technical and mechanical services for the safe and efficient operation of heating, ventilating, air-conditioning, plumbing, electrical systems, elevators, fire suppression and alarm systems of Runnells Specialized Hospital.
- (2) Providing for stationary engineers for the efficient operation of Runnells Specialized Hospital.

§ 1-137.1. Division of Ancillary Services.

[Added 10-14-2004 by Ord. No. 604]

A. Under the direction and supervision of the Administrator of Runnells Specialized hospital, the Division of Ancillary Service's functions and responsibilities shall include:

- (1) Providing custodial and janitorial services for Runnells Specialized Hospital.
- (2) Providing for upkeep and maintenance of store room for Runnells Specialized Hospital.
- (3) Providing for laundry services for Runnells Specialized Hospital.
- (4) Providing for transportation services for Runnells Specialized Hospital.
- (5) Providing telephone services for Runnells Specialized Hospital.
- (6) Providing for wheelchair repair for Runnells Specialized Hospital.
- (7) Providing for TV-Nurse Call System for Runnells Specialized Hospital.
- (8) Providing for Medical Equipment Repair for Runnells Specialized Hospital..
- (9) Providing for TV-Relocation for Runnells Specialized Hospital.
- (10) Providing for Hospital Planning Services for Runnells Specialized Hospital.
- (11) Providing for Safety and Security for Runnells Specialized Hospital.
- (12) Performing such other duties as may be required by the Administrator.

BE IT FURTHER ORDAINED as follows:

1. That this Ordinance shall take effect at the time and manner provided by law.
2. That the Clerk of the Board be and is hereby authorized and directed to publish the required notice in the appropriate newspaper of such introduction and of a public hearing on \_\_\_\_\_, 2011 and shall forward one certified copy, upon final passage, to each Clerk of all Municipalities located within the County of Union.

The meeting is open to the public for the purpose of Commenting on Ordinance Number 722-2011.

Bruce Paterson, Garwood, questioned the price of certain meals at the Golf Course. Deputy Director Zuber stated that this is setting the price for meals at outings.

Chairman Scanlon moved Ordinance Number 722-2011 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law.

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

**723-2011** BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, NEW ADDITIONAL FURNISHINGS, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS EQUIPMENT

IN, BY AND FOR THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$49,557,455 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The County of Union (the "County"), State of New Jersey is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new automotive vehicles, including original apparatus and equipment, new additional furnishings, new communication and signal systems equipment and new information technology and telecommunications equipment in, by and for said County, as more particularly described in Section 4 hereof. The cost of the improvements and acquisitions includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements and acquisitions described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the State grants and the down payment appropriated, by this ordinance. Said improvements and acquisitions shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that the making of such improvements and acquisitions is not a current expense of said County.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the State grants hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

#### SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Department of Parks and Community Renewal, Division of Information Technologies - Acquisition of new information technology and telecommunications equipment for the use of various County departments, offices and agencies, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 275,010
Down Payment Appropriated	\$ 13,751
Bonds and Notes Authorized	\$ 261,259
Period of Usefulness	5 years



B. Runnells Specialized Hospital - (i) Replacement of roof top A/C units and (ii) acquisition of new additional or replacement equipment and machinery consisting of (a) patient room heating and A/C units, (b) patient lifts and (c) an exercise machine.

Appropriation and Estimated Cost	\$ 548,000
Down Payment Appropriated	\$ 27,400
Bonds and Notes Authorized	\$ 520,600
Period of Usefulness	15 years

C. Runnells Specialized Hospital - Acquisition of new additional or replacement equipment and machinery and new information technology equipment consisting of (i) hospital beds and mattresses and (ii) computers and printers.

Appropriation and Estimated Cost	\$ 50,000
Down Payment Appropriated	\$ 2,500
Bonds and Notes Authorized	\$ 47,500
Period of Usefulness	5 years

D. Department of Engineering, Public Works and Facilities, Division of Engineering - Undertaking of road, intersection, bridge and culvert improvement projects at various locations, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 3,500,000
State Grant Appropriated	\$ 3,500,000
Period of Usefulness	10 years

E. Department of Engineering, Public Works and Facilities, Division of Engineering - Improvement of a culvert on Vaux Hall Road in Union.

Appropriation and Estimated Cost	\$ 381,000
State Grant Appropriated	\$ 381,000
Period of Usefulness	15 years

F. Department of Engineering, Public Works and Facilities, Division of Engineering - Replacement of the Raymond Avenue Bridge in Plainfield.

Appropriation and Estimated Cost	\$1,000,000
State Grant Appropriated	\$1,000,000
Period of Usefulness	30 years

G. Department of Engineering, Public Works and Facilities, Division of Engineering - Undertaking of various engineering services in connection with various infrastructure and building projects.

Appropriation and Estimated Cost	\$ 1,000,000
Down Payment Appropriated	\$ 50,000
Bonds and Notes Authorized	\$ 950,000
Period of Usefulness	15 years

H. Department of Engineering, Public Works and Facilities, Division of Engineering - Improvements to various dams, including at Lake Surprise.

Appropriation and Estimated Cost	\$ 2,060,000
Down Payment Appropriated	\$ 103,000
Bonds and Notes Authorized	\$ 1,957,000
Period of Usefulness	15 years

I. Department of Engineering, Public Works and Facilities, Division of Engineering - Undertaking of (i) environmental monitoring and remediation (including permit applications) at various underground storage tank sites, former landfill sites and other County facilities, (ii) removal of underground storage tanks and (iii) inspection of underground storage tanks.

Appropriation and Estimated Cost	\$ 206,000
Down Payment Appropriated	\$ 10,300
Bonds and Notes Authorized	\$ 195,700
Period of Usefulness	15 years

J. Department of Engineering, Public Works and Facilities, Division of Facilities Management - The undertaking of various improvements to public buildings consisting of (i) upgrading elevators at various public buildings, (ii) replacement or repair of roofs at various public buildings, (iii) plumbing, HVAC, pipefitting, control systems and electrical improvements at various public buildings, (iv) ADA-compliance upgrades at various public buildings, (v) upgrading mechanical and security systems at various public buildings and (vi) renovations to the locker rooms and pods at the Oriscello Correctional Facility. It is hereby determined and stated that said public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 5,562,000
Down Payment Appropriated	\$ 278,100
Bonds and Notes Authorized	\$ 5,283,900
Period of Usefulness	15 years

K. Department of Engineering, Public Works and Facilities, Division of Facilities Management - Upgrading fire alarm systems and system controls in various public buildings.

Appropriation and Estimated Cost	\$ 309,000
Down Payment Appropriated	\$ 15,450
Bonds and Notes Authorized	\$ 293,550
Period of Usefulness	10 years

L. Department of Engineering, Public Works and Facilities, Division of Facilities Management - Fire safety renovations and upgrades at the Union County Courthouse Complex. It is hereby determined and stated that said public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 1,030,000
Down Payment Appropriated	\$ 51,500
Bonds and Notes Authorized	\$ 978,500
Period of Usefulness	15 years

M. Department of Engineering, Public Works and Facilities, Division of Facilities Management - Acquisition of new furniture, carpet and window treatments for use in various public buildings.

Appropriation and Estimated Cost	\$ 515,000
Down Payment Appropriated	\$ 25,750
Bonds and Notes Authorized	\$ 489,250
Period of Usefulness	5 years

N. Department of Engineering, Public Works and Facilities, Division of Facilities Management - Undertaking of various engineering, architectural and other services in connection with various building and infrastructure projects.

Appropriation and Estimated Cost	\$ 250,000
Down Payment Appropriated	\$ 12,500
Bonds and Notes Authorized	\$ 237,500
Period of Usefulness	15 years

O. Department of Parks and Community Renewal - The undertaking of various park and recreation improvements consisting of (i) implementation of the Union County Parks Master Plan - Phase I, (ii) implementation of the Oak Ridge Park Master Plan - Phase I, (iii) infrastructure and course improvement projects at Ash Brook and Galloping Hill Golf Courses, (iv) upgrading of Wheeler Pool, (v) replacement of fencing at various pools and (vi) undertaking of various engineering, architectural and other services in connection with various park projects.

Appropriation and Estimated Cost	\$15,857,500
Down Payment Appropriated	\$ 792,875
Bonds and Notes Authorized	\$15,064,625
Period of Usefulness	15 years

P. Department of Parks and Community Renewal - Acquisition of new additional or replacement recreational and security equipment for use at various parks and recreation facilities, as

set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 659,200
Down Payment Appropriated	\$ 32,960
Bonds and Notes Authorized	\$ 626,240
Period of Usefulness	10 years

Q. Department of Engineering, Public Works and Facilities, Division of Park Maintenance - The undertaking of various park and recreation improvements consisting of (i) installation of synthetic turf athletic fields at various locations, (ii) replacement of pedestrian bridges at various locations, (iii) installation of spray pools at various locations, (iv) installation of benches, tables, water fountains and other park amenities at various locations and (v) installation of fencing at Mattano Park.

Appropriation and Estimated Cost	\$ 2,935,500
Down Payment Appropriated	\$ 146,775
Bonds and Notes Authorized	\$ 2,788,725
Period of Usefulness	15 years

R. Department of Parks and Community Renewal, Division of Park Maintenance - (i) Acquisition of new additional or replacement playground equipment, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto, (ii) installation of synthetic surfacing at various basketball, tennis and volleyball courts and other facilities and (iii) paving and curbing improvements at Rahway, Warinanco, Echo Lake and other parks.

Appropriation and Estimated Cost	\$1,519,250
Down Payment Appropriated	\$ 75,963
Bonds and Notes Authorized	\$1,443,287
Period of Usefulness	10 years

S. Various Departments, Offices and Agencies - Acquisition of new automotive vehicles, including original apparatus and equipment, and new additional or replacement equipment and machinery, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 1,967,400
Down Payment Appropriated	\$ 98,372
Bonds and Notes Authorized	\$ 1,869,028
Period of Usefulness	5 years

T. Department of Public Safety, Division of Police - Acquisition of new additional or replacement equipment and machinery, new information technology and telecommunications equipment and new communication and signal systems equipment, as set forth on a list on file with

the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 397,000
Down Payment Appropriated	\$ 19,850
Bonds and Notes Authorized	\$ 377,150
Period of Usefulness	7 years

U. Department of Corrections - Acquisition of new additional furnishings and new information technology equipment consisting of (i) furniture and (ii) computers, printers and fax machines.

Appropriation and Estimated Cost	\$ 26,000
Down Payment Appropriated	\$ 1,300
Bonds and Notes Authorized	\$ 24,700
Period of Usefulness	5 years

V. Department of Corrections - Acquisition of new additional or replacement equipment and machinery consisting of an x-ray machine.

Appropriation and Estimated Cost	\$ 15,000
Down Payment Appropriated	\$ 750
Bonds and Notes Authorized	\$ 14,250
Period of Usefulness	15 years

W. Department of Public Safety, Division of Emergency Management - Acquisition of new communication and signal systems equipment and new additional or replacement equipment and machinery consisting of (i) radio equipment upgrade for various County departments, offices and agencies, (ii) a new Public Safety radio system for various County departments, offices and agencies and municipalities (as a shared service), (iii) self-contained breathing apparatus equipment, (iv) air monitoring equipment and (v) a turnout gear washer/dryer.

Appropriation and Estimated Cost	\$ 3,020,500
Down Payment Appropriated	\$ 151,025
Bonds and Notes Authorized	\$ 2,869,475
Period of Usefulness	10 years

X. Department of Public Safety, Division of Emergency Management - Acquisition of new information technology equipment consisting of computer equipment.

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 1,250
Bonds and Notes Authorized	\$ 23,750
Period of Usefulness	5 years

Y. Sheriff's Office - (i) Renovation of classrooms at the canine facility and (ii) acquisition of new communication and signal systems equipment consisting of (a) security cameras and (b) radio equipment.

Appropriation and Estimated Cost	\$ 689,500
Down Payment Appropriated	\$ 34,475
Bonds and Notes Authorized	\$ 655,025
Period of Usefulness	10 years

Z. Sheriff's Office - Acquisition of new additional or replacement equipment and machinery consisting of (i) an automated targeting system for the new police firing range in Springfield (Houdaille Quarry) and (ii) fingerprint processing equipment.

Appropriation and Estimated Cost	\$ 138,450
Down Payment Appropriated	\$ 6,923
Bonds and Notes Authorized	\$ 131,527
Period of Usefulness	15 years

AA. Sheriff's Office - Acquisition of new information technology equipment and new additional or replacement equipment and machinery consisting of (i) laptop computers for vehicles, (ii) computer equipment and (iii) body armor.

Appropriation and Estimated Cost	\$ 297,225
Down Payment Appropriated	\$ 14,861
Bonds and Notes Authorized	\$ 282,364
Period of Usefulness	5 years

BB. Prosecutor's Office - Acquisition of new information technology and new additional or replacement equipment and machinery and telecommunications equipment, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 128,720
Down Payment Appropriated	\$ 6,436
Bonds and Notes Authorized	\$ 122,284
Period of Usefulness	5 years

CC. Prosecutor's Office - Acquisition of new additional or replacement equipment and machinery, as set forth on a list on file with the Clerk of the Board of Chosen Freeholders and hereby approved and incorporated herein by this reference thereto.

Appropriation and Estimated Cost	\$ 103,400
Down Payment Appropriated	\$ 5,170
Bonds and Notes Authorized	\$ 98,230
Period of Usefulness	15 years

DD. Union County Vocational-Technical Schools - (i) Undertaking various renovations and improvements to facilities, including construction of Campus covered walkways - Phase II, installation of a keyless entry/security system, electrical and plumbing upgrades (campus-wide) and various building renovations (campus-wide) and (ii) acquisition of new additional or replacement equipment and machinery consisting of (a) instructional equipment and machinery for various educational programs and (b) non-instructional equipment. It is hereby determined and stated that (A) all resolutions to be filed by the Board of Education of the Union County Vocational-Technical Schools and the Board of School Estimate of Union County Vocational-Technical Schools in order to request the Board of Chosen Freeholders to raise funds for the aforesaid purposes have been filed and (B) no down payment is required for such purposes pursuant to the provisions of N.J.S.A. 18A:54-31.

Appropriation and Estimated Cost	\$1,250,000
Bonds and Notes Authorized	\$1,250,000
Period of Usefulness	10 years

EE. Union County Vocational-Technical Schools - Acquisition of new additional furnishings (campus-wide). It is hereby determined and stated that (A) all resolutions to be filed by the Board of Education of the Union County Vocational-Technical Schools and the Board of School Estimate of Union County Vocational-Technical Schools in order to request the Board of Chosen Freeholders to raise funds for the aforesaid purposes have been filed and (B) no down payment is required for such purposes pursuant to the provisions of N.J.S.A. 18A:54-31.

Appropriation and Estimated Cost	\$ 50,000
Bonds and Notes Authorized	\$ 50,000
Period of Usefulness	5 years

FF. Union County College - Partial funding for the renovation of, and construction of an addition to, the Lessner Building at the Elizabeth Campus. It is hereby determined and stated that (A) all resolutions to be filed by the Board of Trustees of Union County College and the Board of School Estimate of Union County College in order to request the Board of Chosen Freeholders to raise funds for the aforesaid purpose have been filed; (B) no down payment is required for such purpose pursuant to the provisions of N.J.S.A. 18A:64A-19(2)(b); (C) Union County College may apply for debt service aid from the State of New Jersey pursuant to Chapter 12 of the Laws of 1971 of New Jersey (N.J.S. 18A:64A-22.1 et seq.) for any or all of the improvement described in the preceding sentence; and (D) if such Chapter 12 State Aid is received, it shall be applied to the payment of principal and interest on bonds or notes issued by the County for such project.

Appropriation and Estimated Cost	\$ 1,000,000
Bonds and Notes Authorized	\$ 1,000,000
Period of Usefulness	15 years

GG. Union County College - Undertaking various renovations and improvements to facilities, including HVAC improvements at the Cranford Campus and the Plainfield Annex and interior renovations and improvements at the Cranford Campus, the Elizabeth Campus and the

Plainfield Campus. It is hereby determined and stated that (A) all resolutions to be filed by the Board of Trustees of Union County College and the Board of School Estimate of Union County College in order to request the Board of Chosen Freeholders to raise funds for the aforesaid purposes have been filed; (B) no down payment is required for such purposes pursuant to the provisions of N.J.S.A. 18A:64A-19(2)(b); (C) Union County College may apply for debt service aid from the State of New Jersey pursuant to Chapter 12 of the Laws of 1971 of New Jersey (N.J.S. 18A:64A-22.1 et seq.) for any or all of the purposes described in the preceding sentence; and (D) if such Chapter 12 State Aid is received, it shall be applied to the payment of principal and interest on bonds or notes issued by the County for such projects.

Appropriation and Estimated Cost	\$ 1,214,000
Bonds and Notes Authorized	\$ 1,214,000
Period of Usefulness	10 years

HH. Union County College - Acquisition of new additional or replacement equipment and machinery consisting of instructional and non-instructional equipment for all campuses. It is hereby determined and stated that (A) all resolutions to be filed by the Board of Trustees of Union County College and the Board of School Estimate of Union County College in order to request the Board of Chosen Freeholders to raise funds for the aforesaid purpose have been filed; (B) no down payment is required for such purpose pursuant to the provisions of N.J.S.A. 18A:64A-19(2)(b); (C) Union County College may apply for debt service aid from the State of New Jersey pursuant to Chapter 12 of the Laws of 1971 of New Jersey (N.J.S. 18A:64A-22.1 et seq.) for any or all of the equipment described in the preceding sentence; and (D) if such Chapter 12 State Aid is received, it shall be applied to the payment of principal and interest on bonds or notes issued by the County for such project.

Appropriation and Estimated Cost	\$ 587,800
Bonds and Notes Authorized	\$ 587,800
Period of Usefulness	10 years

II. Union County College - Acquisition of new information technology and telecommunications equipment and new automotive vehicles, including original apparatus and equipment, consisting of (i) college-wide technology upgrades, (ii) passenger vans and (iii) a dump truck with spreader. It is hereby determined and stated that (A) all resolutions to be filed by the Board of Trustees of Union County College and the Board of School Estimate of Union County College in order to request the Board of Chosen Freeholders to raise funds for the aforesaid purposes have been filed; (B) no down payment is required for such purposes pursuant to the provisions of N.J.S.A. 18A:64A-19(2)(b); (C) Union County College may apply for debt service aid from the State of New Jersey pursuant to Chapter 12 of the Laws of 1971 of New Jersey (N.J.S. 18A:64A-22.1 et seq.) for any or all of the equipment and vehicles described in the preceding sentence; and (D) if such Chapter 12 State Aid is received, it shall be applied to the payment of principal and interest on bonds or notes issued by the County for such projects.

Appropriation and Estimated Cost	\$ 990,000
Bonds and Notes Authorized	\$ 990,000
Period of Usefulness	5 years



Aggregate Appropriation and Estimated Cost	\$49,557,455
Aggregate State Grants Appropriated	\$ 4,881,000
Aggregate Down Payment Appropriated	\$ 1,979,236
Aggregate Amount of Bonds and Notes Authorized	\$42,697,219

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$2,482,355 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. The sum of \$3,500,000 received or to be received as a grant from the New Jersey Department of Transportation (the "NJDOT") is hereby appropriated to the payment of the cost of the road, intersection, bridge and culvert improvements authorized in Section 4.D above.

Section 7. The sum of \$381,000 received or to be received as a grant from the NJDOT is hereby appropriated to the payment of the cost of the culvert improvement on Vaux Hall Road authorized in Section 4.E above.

Section 8. The sum of \$1,000,000 received or to be received as a grant from the NJDOT is hereby appropriated to the payment of the cost of the replacement of the Raymond Avenue Bridge authorized in Section 4.F above.

Section 9. It is hereby determined and stated that moneys exceeding \$1,979,236, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said County, are now available to finance said purposes. The sum of \$1,979,236 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 10. To finance said purposes, bonds of said County of an aggregate principal amount not exceeding \$42,697,219 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 11. To finance said purposes, bond anticipation notes of said County of an aggregate principal amount not exceeding \$42,697,219 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 12. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Chairman of the Board of Chosen Freeholders, by the County Manager and by the County Treasurer and shall be under the seal of said County and attested by the Clerk or Deputy Clerk of the Board of Chosen Freeholders. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby

delegated to the County Treasurer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 13. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 12.90 years computed from the date of said bonds.

Section 14. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Clerk of the Board of Chosen Freeholders of said County, and that such statement so filed shows that the gross debt of said County, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$42,697,219 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 15. Any funds received from private parties, the State of New Jersey or any of its agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the NJDOT grants hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 16. The County intends to issue the bonds or notes to finance the cost of the improvements and acquisitions described in Sections 1 and 4 of this bond ordinance. If the County incurs such costs prior to the issuance of the bonds or notes, the County hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 17. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the County, and the County shall levy ad valorem taxes upon all the taxable real property within the County for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 18. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

Section 19. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The meeting is open to the public for the purpose of Commenting on Ordinance Number 723-2011.

John Bury, Kenilworth, asked for the County's total debt. He also asked if the improvements made to the Galloping Hill Golf Course were included in Ordinance 723-2011. Treasurer, Joseph Bowe and Steve Rogut, Esq., Bond Counsel, responded to the questions. The total debt of the County subsequent to this Ordinance will be approximately \$561,294. He stated that greens, tees, irrigation and drainage at the golf courses is \$100,000, and more than \$2,000,000 is for removal of turf, which is all included in the Ordinance 723-2011.

Bruce Paterson, Garwood, does not support the passage of this Ordinance, as it adds to the debt of the County.

Vice Chairman Mirabella moved Ordinance Number 723-2011 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law.

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

724-2011

ORDINANCE OF THE COUNTY OF UNION, NEW JERSEY, AUTHORIZING A DEFICIENCY AGREEMENT AND A LIMITED DEFICIENCY AGREEMENT BETWEEN THE COUNTY OF UNION, NEW JERSEY, AND THE UNION COUNTY UTILITIES AUTHORITY RELATING TO THE DISPOSAL OF SOLID WASTE BY THE AUTHORITY OR THE DISPOSAL OF SOLID WASTE ORIGINATING IN THE COUNTY, PROVIDING FOR PAYMENT OF A PORTION OF THE COST AND EXPENSE THEREOF AND CONSENTING TO THE ISSUANCE OF BONDS BY THE UNION COUNTY UTILITIES AUTHORITY TO BE SECURED BY THE COUNTY OF UNION PURSUANT TO THE DEFICIENCY AGREEMENT AND THE LIMITED DEFICIENCY AGREEMENT

WHEREAS, pursuant to the Municipal and County Utilities Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1957 of New Jersey and the acts amendatory thereof and supplemental thereto (herein called the "Act"), the Union County Utilities Authority (the "Authority") has been created by virtue of an ordinance of the County of Union, New Jersey (the "County") finally adopted on June 5, 1986, by the Board of Chosen Freeholders of the County; and

WHEREAS, pursuant to the Act, the Authority is authorized to provide solid waste services and facilities within or without the district of the Authority, in a manner consistent with the Solid Waste Management Act (N.J.S.A. 13:1E-1 *et seq.*) and in conformance with the "solid waste management plan" of the County formulated thereunder; and

WHEREAS, the Authority has heretofore proceeded with the development and construction of a solid waste system (the "System"), including a mass-burn solid waste disposal, resource recovery and electric generation facility (the "Facility") constructed and operated on behalf of the Authority by Covanta Union, Inc. (formerly Ogden Martin Systems of Union, Inc.) (the "Company"); and

WHEREAS, the Authority has heretofore issued various series of long term bonds in order to, among other things, finance and refinance costs of acquisition and construction of the Facility and ancillary facilities, certain recycling and landfill costs, and additional costs of the Facility and other parts of the System; and

WHEREAS, the Authority and the County have determined to refund the outstanding long-term bonds of the Authority as part of a plan of refinancing involving the issuance, in one or more series and under one or more security structures, of (i) long-term bonds of the Authority to be secured by lease payments to be made by the Company in respect to the Facility under a lease agreement to be entered into between the Authority and the Company (the "Lease Agreement Bonds"), and (ii) long-term bonds of the Authority to be secured primarily by certain revenue of the System collected by the Authority (the "System Bonds"); and

WHEREAS, the Authority cannot economically undertake such plan of refinancing unless the Authority is aided and assisted by the County, and the County desires to aid and assist the Authority and to make it economically feasible for the Authority to proceed with such plan of refinancing:

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

Section 1. The Board of Chosen Freeholders, as the governing body of the County of Union, New Jersey (the "County"), hereby finds and determines that it will promote the public health and welfare and that it is in the public interest and in the best interests of the County and of the inhabitants thereof to aid and assist the Authority in the exercise and fulfillment of its corporate and statutory purposes, and in the refinancing by the Authority of the long-term bonds of the Authority which financed and refinanced the System, and that it will be economical and otherwise advantageous to the County and the Authority and to the residents and property owners of the County for the County and the Authority to enter into: (i) a County Deficiency Agreement providing for and relating to the disposal of solid waste originating in the territorial area of the County and, as provided in the County's solid waste management plan, solid waste originating outside of Union County by means of the System or any solid waste facilities of the County, and the payment of debt service and other costs relating to System Bonds, and (ii) a Limited Deficiency Agreement providing for and relating to the disposal of solid waste received by (or for the account of) the Authority by means of the System, the payment of certain administrative and operating expenses (including host community fees) of the Authority, the payment of disposal fees payable by the Authority to the Company and the repayment of withdrawals from the Debt Service Reserve Fund created in the Authority's bond resolution pertaining to the Lease Agreement Bonds. The County Manager is hereby authorized and directed on behalf of the County to execute such County Deficiency Agreement and such Limited Deficiency Agreement under the corporate seal of the County, which shall be affixed and attested by the Clerk of the Board of Chosen Freeholders, and to deliver such agreements to the Authority on behalf of the County.

Section 2. Said County Deficiency Agreement and said Limited Deficiency Agreement, copies of which are attached hereto and by this reference are made a part hereof as if set forth in full herein, are hereby approved. The County Manager is hereby authorized to execute the County Deficiency Agreement and the Limited Deficiency Agreement on behalf of the County in substantially the forms thereof attached hereto, with such changes, variations, omissions and insertions as the County Manager shall approve. The execution thereof by the County Manager shall constitute conclusive evidence of such approval and no further action of the Board of Chosen Freeholders is required.

Section 3. The County Manager, the Clerk of the Board of Chosen Freeholders and any and all other officers and employees of the County are hereby empowered and directed to do such acts and things as may be necessary for the proper performance of the agreements hereinabove set forth and for carrying into effect of all the provisions or matters set forth in this ordinance.

Section 4. The County Manager, the Clerk of the Board of Chosen Freeholders and any and all other officers and employees of the County are hereby empowered and directed, to the extent necessary or desirable, to enter into, execute and deliver in the name of the County and on its behalf, one or more Continuing Disclosure Agreement(s) or other instruments(s) undertaking the secondary market disclosure obligations of the County required by Rule 15c2-12 of the United States Securities and Exchange Commission.

Section 5. Pursuant to the provisions of Section 8 of County Ordinance 246-86, as amended by County Ordinance 261-86, the County hereby consents to the issuance by the Authority of not exceeding \$150,000,000 in aggregate principal amount of Lease Agreement Bonds to be secured by the County pursuant to the Limited Deficiency Agreement and \$75,000,000 in aggregate principal amount of System Bonds to be secured by the County pursuant to the County Deficiency Agreement.

Section 6. The Clerk of the Board of Chosen Freeholders is hereby authorized to publish a notice in the appropriate newspaper of the introduction hereof and of a public hearing on August 25, 2011 and shall forward one certified copy, upon final passage, to each Clerk of all Municipalities located in the County of Union.

Section 7. This ordinance shall take effect at the time and in the manner provided by law.

Freeholder Sullivan is now the Interim Executive Director of the Union County Utilities Authority. Therefore, he recused himself from any conversation pertaining to the Union County Utilities Authority.

The meeting is open to the public for the purpose of Commenting on Ordinance Number 724-2011.

John Bury, Kenilworth, made comments pertaining to speaking time on the Union County Utilities Authority Ordinance.

Bruce Paterson, Garwood, asked the Board if they reviewed the questions he submitted prior to the meeting. He discussed his financial findings.

Mr. Jonathan Williams, Special Counsel to the Union County Utilities Authority responded to Mr. Paterson's comments. He first addressed the changes to the transaction which were required by the State, specifically the shortened term of the agreement. Thus, he added, that the Union County Utilities Authority was required to renegotiate several items in the contract. The savings for the contracted municipalities will be preserved, a reduction of \$12 per ton. The County will receive \$2 million per year for direct taxpayer relief. The seven towns which do not participate in the reduction will receive a grant totaling \$3 per ton of waste generated, to be used as tax relief. The prices will not escalate as Mr. Paterson suggests. The savings are still intact and the term is shortened, and is retroactive to January 1, 2011. For towns currently paying the higher rate, but participating in the arrangement, will receive either a check or credit retroactive to January 1, 2011. He stated that the debt service will be paid by Covanta. For the first five years, Covanta will pay the Union County Utilities Authority enough money to pay the debt service. He said during the next five years, a revenue sharing arrangement will take place, and in exchange for all of the benefits, the new transaction does provide for a limited deficiency agreement, should there be a shortfall of revenue for the debt service. The risk is minimal based on the rate and future capacity potential at a higher rate.

Tina Renna, Cranford, stated that she does not believe that this Ordinance will actually provide tax relief.

Chairman Scanlon moved Ordinance Number 724-2011 for Final Reading and authorized the Clerk of the Board to advertise the same in accordance with the law.

**RESULT: ADOPTED [8 TO 0]; MOVER:** Deborah P. Scanlon, Chairman; **SECONDER:** Christopher Hudak, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon; **AWAY:** Freeholder Sullivan;

**ORDINANCE FOR INTRODUCTION**

**725-2011** AN ORDINANCE AMENDING THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN 1) INCORPORATE EXTENSIONS OF AND MODIFICATIONS TO THE TERMS AND PROVISIONS OF THE FACILITY LEASE AGREEMENT AND THE AMENDED AND RESTATED WASTE DISPOSAL AGREEMENT WITH COVANTA UNION, INC. FOR THE OPERATION OF THE UNION COUNTY RESOURCE RECOVERY FACILITY, 2) INCORPORATE EXTENSIONS OF AND MODIFICATIONS TO THE TERMS AND PROVISIONS OF TO THE LOCAL WASTE AGREEMENTS WITH THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES THEREIN AS PART OF THE UNION COUNTY SOLID WASTE SYSTEM, AND 3) REAFFIRM IMPLEMENTATION AND ENFORCEMENT OF REGULATORY WASTE FLOW CONTROL FOR PROCESSIBLE WASTE GENERATED IN UNION COUNTY.

AN ORDINANCE AMENDING THE  
UNION COUNTY DISTRICT  
SOLID WASTE MANAGEMENT PLAN

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**1) INCORPORATE EXTENSIONS OF AND MODIFICATIONS TO THE TERMS AND PROVISIONS OF THE FACILITY LEASE AGREEMENT AND THE AMENDED AND RESTATED WASTE DISPOSAL AGREEMENT WITH COVANTA UNION, INC. FOR THE OPERATION OF THE UNION COUNTY RESOURCE RECOVERY FACILITY, 2) INCORPORATE EXTENSIONS OF AND MODIFICATIONS TO THE TERMS AND PROVISIONS OF TO THE LOCAL WASTE AGREEMENTS WITH THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES THEREIN AS PART OF THE UNION COUNTY SOLID WASTE SYSTEM, AND 3) REAFFIRM IMPLEMENTATION AND ENFORCEMENT OF REGULATORY WASTE FLOW CONTROL FOR PROCESSIBLE WASTE GENERATED IN UNION COUNTY**

AS RECOMMENDED  
BY THE UNION COUNTY UTILITIES AUTHORITY

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

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

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

**WHEREAS**, the Authority previously recommended and the County adopted an amendment to the County Plan that was subsequently withdrawn by the County pursuant to correspondence, dated August 16, 2011, as a result of extensive discussions with NJDEP that required revisions to the

amendments of the Facility Lease and Waste Disposal Agreement in order to obtain approval of the amendments from NJDEP and LGS pursuant to the McEnroe Act; and

**WHEREAS**, by Resolution No. 57-2011, duly adopted August 17, 2011, the UCUA has re-formulated a Plan Amendment, and recommends that this Board set a public hearing for the purpose of taking public testimony on the proposed plan amendment, and review and enact said amendment that is now on file with the Clerk of this Board and available for public inspection and is made a part hereof by reference; and

**WHEREAS**, the subject amendment is summarized as follows:

This Plan Amendment is prepared as a result of a determination by the UCUA to extend and modify the terms of the existing Amended and Restated Waste Disposal Agreement and the Facility Lease Agreement governing the operation by Covanta Union, Inc. of the UCUA's 1,540 tons-per-day resource recovery facility ("UCRRF") located in the City of Rahway, New Jersey. The proposed modifications are projected to result in substantial benefits from Covanta and the refinancing of existing debt that will be shared by all citizens of the County.

The purpose of this Plan Amendment is to incorporate the extensions of, and modifications to, the terms and provisions of the Facility Lease Agreement and the Amended and Restated Waste Disposal Agreement into the County Plan; incorporate the extensions of and modifications to the Local Waste Agreements with the County of Union and certain municipalities into the County Plan as part of the County Solid Waste System; and to reaffirm the implementation and enforcement of regulatory waste flow control for processible waste generated in the County.

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

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

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Plan Amendment, as prepared and recommended by the Union County Utilities Authority, is hereby adopted as an Amendment to the Union County District Solid Waste Management Plan.

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

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

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

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

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

Chairman Scanlon moved Ordinance 725-2011 for First Reading and authorized the Clerk of the Board to advertise same in accordance with the law. The Public Hearing and Final Reading are scheduled for Thursday, September 15, 2011.

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

#### **PUBLIC COMMENT PORTION**

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

(Freeholder Sullivan returned to the meeting).

Bruce Paterson, Garwood, commented on Resolution 2011-724. He stated that he was unhappy about the increase in the lease agreement, but is happy about the savings mentioned in Resolution 2011-725. He thanked Director Guzzo and his staff. On Resolutions 2011-728 and 2011-729, Mr. Paterson does not support the construction at Feltville Deserted Village. On Resolution 2011-732, he said he does not understand what is included in the change order. On Resolution 2011-733, he asked if the funds are coming from the Open Space, Recreation, Preservation and Historic Preservation Trust Fund. On Resolutions 2011-735 through 2011-741, he asked if the grants save the taxpayer's money or will the grants be taken into account in the budget process. He referenced Resolution 2011-750, asking once the work is done, who will qualify for the cost savings.

Sister Judy Mertz, Josephine's Place, Elizabeth, thanked the Board for the previous HEART Grant funding. He also asked for support of this year's HEART Grant allocations. She explained the opportunities which have been afforded to women in Union County through programs offered at Josephine's Place.

Dominic Prophete, Scotch Plains, Executive Director, Court Appointed Special Advocates of Union County (CASA), attended the meeting in support of the HEART Grant Resolutions. He explained programs which have been funded through previous grants and the project which will be funded by this year's funding.

Assistant Director Karen Dinsmore explained that Resolution 2011-724 is amending a Resolution from last month due to a calculation error, which resulted in a savings. She said it is a ten year lease. On resolution 2011-725, there was also a savings. On Resolution 2011-735 the cost per meal is \$7.16 and the total annual amount is \$272,062.



Deputy Director Zuber explained that Resolution 2011-729 is to rescind Resolution 2009-1180 for a contract for a "not to exceed" amount for \$28,000, as the company went out of business. Resolution 2011-728 replaces the vendor for a lower contract amount of \$16,700.

Administrator of the Open Space, Recreation and Historic Preservation Trust Fund Victoria Drake stated that the Change Orders mentioned in Resolution 2011-732 and 2011-733 is to accommodate exterior lighting at the Ponderosa Farm. She stated that if we purchase, install and maintain the lighting ourselves, instead of having PSE&G do the work, the County will realize a savings of \$432 per month.

Director of the Division of the Treasurer, Joseph Bowe, indicated that the grants are at no additional cost to the County and will offset the budget by that dollar amount.

Director Graziano stated that Resolution 2011-750 is for an Energy Efficiency and Conservation Block Grant for two years to continue to monitor the savings. This contract is funded through a grant.

Tina Renna, Cranford, spoke about Resolutions 2011-733 and 2011-750. She questioned Mr. Devanney's recusal letters as they pertain to Birdsall Services Group, and she stated that in reference to Resolution 2011-764, she does not support the County's alliance with Love Hope Strength.

County Counsel Bob Barry, Esq. responded to Resolution 2011-764. He said the purpose of the resolution is to amend the dates in the original Resolution of MusicFest. This resolution does not ignore recommendations of the Prosecutor as they are all under advisement.

## **RESOLUTIONS**

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The following Resolutions are being offered for adoption:

**2011-714 FREEHOLDER MOHAMED S. JALLOH:** Amending Resolution Number 2011-361 to increase the funds awarded to Verizon in the amount of \$50,000 for Runnells Specialized Hospital for a total amount of \$1,400,000.

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

**2011-715 FREEHOLDER MOHAMED S. JALLOH:** Amending Resolution Number 2010-1035, a contract with McKesson Medical / Surgical Products, Golden Valley, Minnesota, for an additional \$8,000 to purchase medical equipment, for a new contract amount of \$705,500.

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

**2011-716 FREEHOLDER MOHAMED S. JALLOH:** Amending Resolution Number 2011-466, a contract with Elevator Maintenance Company, Kearney, New Jersey to provide elevator maintenance & repair, to increase the contract amount by \$9,000 for a new contract amount of \$698,750.34.

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

**2011-717 FREEHOLDER MOHAMED S. JALLOH:** Authorizing the County Manager to award a contract to Speech & Hearing Associates, Westfield, New Jersey to provide speech/language pathology services to the residents/patients at Runnells Specialized Hospital for the contract period of October 1, 2011 through September 30, 2012 in an amount not to exceed \$85,000.00

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

**2011-718 FREEHOLDER MOHAMED S. JALLOH:** Authorizing the County Manager to award a contract to Speech & Hearing Associates, Westfield, New Jersey to provide audiology services to the residents/patients at Runnells Specialized Hospital for the contract period of October 1, 2011 through September 30, 2012 in an amount not to exceed \$10,000.00

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

**2011-719 FREEHOLDER MOHAMED S. JALLOH:** Amending Resolution Number 2011-465, a contract with Always Caring Medical Transport, Dunnellen, New Jersey, to change an account number only.

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

**2011-720 FREEHOLDER MOHAMED S. JALLOH:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Runnells Specialized Hospital: Pharma-Care, Inc, Clark, New Jersey for the purpose of providing pharmacy consulting services, for the contract period September 1, 2011 through August 31, 2012, in the amount of \$73,080.00.

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

**2011-721 FREEHOLDER MOHAMED S. JALLOH:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Runnells Specialized Hospital: Andy Matt, Inc., Mine Hill, New Jersey for the purpose of providing landscaping services for the contract period August 27, 2011 through August 26, 2013, in the amount not to exceed \$75,250.

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

**2011-722 FREEHOLDER BETTE JANE KOWALSKI:** Authorizing the County Manager to do all things necessary to make a renewal application for funding and enter into contract with the New Jersey Department of Community Affairs (NJDCA) - Division on Women (DOW) for the Rape Crisis Center to provide rape care direct services for the contract period January 1, 2012 through December 31, 2012 in the approximate amount of \$37,800. (Note - A County match is not required for this grant.)

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

**2011-723 FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution Number 2011-607, to increase the allocation in the amount of \$20,000 in Federal Workforce Investment Act Grant dollars from the New Jersey Department of Labor and Workforce Development for Individual Training Contracts as stipulated in the grant agreement for period July 1, 2011- June 20, 2012. The training providers will be selected from the New Jersey State Eligible Training Provider List.

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

**2011-724 FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution Number 2011-668, authorizing a lease space at 342 Westminster Avenue in Elizabeth, New Jersey, to increase the amount of this lease agreement by \$100,000 for a new total amount of \$11,671,705 for the period August 1, 2011 to July 31, 2021, and to change the name of the vendor to Alfieri-342 Westminster Associates, L.P., Edison, New Jersey. All other terms of the original resolution remain intact.

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

**2011-725 FREEHOLDER BETTE JANE KOWALSKI:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Human Services: ARAMARK Correctional Services, LLC, Philadelphia, Pennsylvania for the purpose of providing Food Services and Food Service Management for the Union County Juvenile Detention Center located on Edwards Avenue, Linden NJ, for the period of September 1, 2011 through August 31, 2013, in the amount of \$932,055.

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

**2011-726 FREEHOLDER DANIEL P. SULLIVAN:** Authorizing the County Manager, through the Office of Cultural & Heritage Affairs to execute any and all agreements for the 2011 HEART Grant in an amount not to exceed \$75,000.

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

**2011-727 FREEHOLDER BETTE JANE KOWALSKI:** Amending Resolution Number 2011-670, to extend Union County College "Project Achievement" PY 2010 WorkFirst New Jersey General Assistance (GA) contract only, for three months ending September 30, 2011 and to increase the amount of funding by an additional amount of \$71,440 for the continuation of services under the PY 2010 New Jersey Department of Labor & Workforce Development (NJDOLE&WD) program. The funding will provide additional mandated employment directed services for GA recipients. The total funding amount for the contract period September 1, 2010 through September 30, 2011 will not exceed \$739,612. This resolution would further authorize the transfer of funds among the listed sub-accounts during the contract period should service needs change.

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

**2011-728 FREEHOLDER DANIEL P. SULLIVAN:** Awarding a professional services contract to Paulus, Sokolowski and Sartor, LLC, Warren, New Jersey for archaeological monitoring and reporting in connection with the restoration of Masker's Barn in the Deserted Village of Feltville, as required by the New Jersey Historic Trust and the New Jersey Historic Preservation Office in the amount of \$16,700.

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

**2011-729 FREEHOLDER DANIEL P. SULLIVAN:** Rescinding Resolution Number 2009-1180, which awarded a contract to Cultural Resource Consulting Group, Highland Park, New Jersey, to conduct archaeological monitoring and reporting relative to the restoration of Masker's Barn in the Deserted Village of Feltville in the amount of \$28,000.

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

**2011-730 FREEHOLDER DANIEL P. SULLIVAN:** Authorizing the County Manager to award a contract to William Kubal, Bolington, Illinois to provide on-site and follow-up instruction on HUD's Integrated Disbursement and Information System (IDIS) for the period of August 1, 2011 through July 31, 2012 in the amount of \$17,500.

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

**2011-731 FREEHOLDER DANIEL P. SULLIVAN:** Awarding a contract to Carrier Rental Systems, Inc., Totowa, New Jersey for the rental of a chiller at the Warinanco Ice Skating Center for the 2011-2012 Season in the amount of \$75,000.

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

**2011-732 FREEHOLDER DANIEL P. SULLIVAN:** Amending Resolution Number 2011-617, a contract with Turco Golf, Inc, Suffern, New York to increase the amount by \$146,924.58 for a total contract amount not to exceed \$3,715,534.66.

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

**2011-733 FREEHOLDER DANIEL P. SULLIVAN:** Amending Resolution Number 2011-508 to Birdsall Services Group, Inc., Cranford, New Jersey for the purpose of providing On-Call Engineering services to the Union County Open Space, Recreation and Historic Preservation Trust Fund in the amount of \$50,000.00 for a new contract amount not to exceed \$160,000.00.

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

**2011-734 FREEHOLDER NANCY WARD:** Appointing Bernice Y. Young to the Senior Citizen Disabled Resident Transportation Advisory Board to fill an unexpired term from January 1, 2010 through December 31, 2012.

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

**2011-735 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$10,000.00 as a result of notification received from the State of New Jersey, Department Of Military and Veterans Affairs for a program entitled: Veteran's Paratransit Grant.

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

- 2011-736 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$3,000.00 as a result of notification received from the State of New Jersey, Department Of Health and Senior Services for a program entitled: Older American's Act Title III Grant.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-737 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$3,000.00 as a result of notification received from the State of New Jersey, Department Of Health and Senior Services for a program entitled: Senior Farmers' Market Grant.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-738 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$105,155.00 as a result of notification received from the North Jersey Transportation Planning Authority for a program entitled: SubRegional Transportation Grant.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-739 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$16,401.00 as a result of notification received from the State of New Jersey, Department of Health and Senior Services for a program entitled: Right to Know Grant.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-740 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$133,000.00 as a result of notification received from the North Jersey Transportation Planning Authority for a program entitled: MUTCD Traffic Sign Inventory and Assessment Program Grant.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-741 VICE CHAIRMAN ALEXANDER MIRABELLA:** Modifying the 2011 Union County adopted budget in the amount of \$26,019.00 as a result of notification received from the State of New Jersey, Department Of Labor and Workforce Development for a program entitled: Workforce Development Partnership Program Grant.

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

**2011-742 VICE CHAIRMAN ALEXANDER MIRABELLA:** Amending Resolution 2011-277 to reflect a change in the Budget Account Number only.

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

**2011-743 VICE CHAIRMAN ALEXANDER MIRABELLA:** Sponsoring the 61st Linden Halloween Parade in the amount of \$4,000, as a part of the celebration of Linden's 150th Anniversary.

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

**2011-744 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to apply for and accept funding from the New Jersey Division of Criminal Justice, Edward Byrne Memorial Justice Assistance Grant, Multi-Jurisdictional Narcotics Task Force Grant for the grant period July 1, 2011 through June 30, 2012 in the amount of \$215,104.

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

**2011-745 CHAIRMAN DEBORAH P. SCANLON:** Renewing the Third Party Administrators Insurance with Insurance Design Administrators, Oakland, New Jersey from January 1, 2011 through December 31, 2011 in an amount not to exceed \$15,540. (259 employees participate at \$5.00 per person per month)

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

**2011-746 CHAIRMAN DEBORAH P. SCANLON:** Renewing the Accident and Health Insurance for Watchung Stables with Life Insurance Company of North America from July 1, 2011 through June 30, 2012 in an amount not to exceed \$12,241 per year

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

**2011-747 CHAIRMAN DEBORAH P. SCANLON:** Amending Resolution Number 2011-154, an agreement with Kean University, Union, New Jersey, for the Graduate Enhancement Masters Program to provide

partial tuition reimbursement to Union County Employees who participate in the Public Administration Program to increase the contract amount by \$12,000 for a total amount not to exceed \$30,000.

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

**2011-748 CHAIRMAN DEBORAH P. SCANLON:** Amending Resolution Number 2008-1128, the County of Union's Vision Plan with VSP Insurance Design, Parsippany, New Jersey for an annual amount not to exceed \$278,280 to reflect the contract period of January 1, 2009 through December 31, 2012.

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

**2011-749 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Administrative Services, Division of Motor Vehicles: Springfield Truck Center, Inc., Springfield, New Jersey for the purpose of providing Repair Services for Heavy-Duty Trucks, for a period of 24 Consecutive Months, in the amount not to exceed of \$306,200.00.

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

**2011-750 CHAIRMAN DEBORAH P. SCANLON:** Amending Resolution Number 610-2010, a Professional Engineering and Construction Administration Service contract with Birdsall Services Group (BSG), Cranford, New Jersey, for energy efficiency (MEP and Lighting) services for Energy Efficiency Retrofits at various Union County sites, approving Change Order No. 2 in an amount of \$264,000.00 for a new contract amount of \$572,107.00. This amendment is 100% funded through the Energy Efficiency and Conservation Block Grant (EECBG).

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

**2011-751 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to execute an Inter-Local Agreement between the County of Union and the Town of Westfield for the Resurfacing of East Broad Street, Town of Westfield, New Jersey.

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



- 2011-752 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Engineering, Public Works & Facilities; The Sherwin-Williams Company, for the purpose of providing Traffic Paint, for twenty-four (24) consecutive months, in the amount of \$15,151.00.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-753 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to enter into a Jurisdictional Agreement with the New Jersey Turnpike Authority for jurisdiction and maintenance of the Clark Circle, located at Interchange 135 of the Garden State Parkway, Central Avenue, Valley Road and Brant Avenue in the Township of Clark, New Jersey.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-754 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Engineering, Public Works and Facilities: Shaban, Inc., Guttenberg, New Jersey for the purpose of providing bi-monthly maintenance and repair to the Oriscello Correctional Facility Kitchen Exhaust System, for twenty-four (24) consecutive months commencing September 12, 2011 through September 11, 2013 with provision for one (1) twenty-four (24) month extension, in the amount not to exceed \$64,998.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-755 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to award the proposed contract obtained through advertised public bidding in accordance with the Local Public Contracts Law, NJSA 40A:11-1 et seq: Department of Engineering, Public Works and Facilities, Division of Facilities: The Viva Group, LLC, Warren, New Jersey, for the purpose of supplying multiple divisions with MRO Tools and Supplies – at a 35% discount price, for the contract term of twenty-four (24) consecutive months commencing August 31, 2011 through August 30, 2013 with no operational extensionn an amount not to exceed \$553,000.
- RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada, Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;
- 2011-756 CHAIRMAN DEBORAH P. SCANLON:** Authorizing the purchase of 17 Lyons Place, Elizabeth, New Jersey for \$157,000 and to authorize the County Manager to execute a Contract of Purchase, upon terms and conditions approved by County Counsel, and any other documents required to effectuate the purchase of the aforementioned property. Further request the Board of Chosen Freeholders to

allocate the sum of \$157,000 for the purchase of the property and an additional sum of not more than \$13,000 for costs associated with the purchase including but not limited to obtaining a Land Survey, Title Search, Title Insurance in an amount not to exceed \$170,000. The property identified above is to be purchased in conjunction with the Fire Code Violation Renovation and Upgrade to the Courthouse project and the erection of a new court facility located at the corner of Rahway Avenue and Cherry Street in the City of Elizabeth.

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

**2011-757 CHAIRMAN DEBORAH P. SCANLON:** Concurring with the Township of Berkeley Heights, granting permission to Smith Chiropractic to hang a banner on Springfield Avenue from August 15, 2011 to September 19, 2011 for the Annual 5K Charity Road Race and Fitness Walk which is to be held on Sunday, September 18, 2011.

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

**2011-758 CHAIRMAN DEBORAH P. SCANLON:** Concurring with the Township of Hillside, granting permission to the Hillside Little League to close Conant Street and Salem Avenue to Conant Street and Thomas Street and closure at the intersection of Central Avenue and North Broad Street to hold the 1st Annual Hillside Little League "Save the Field" 5k Run to be held Saturday, September 24, 2011.

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

**2011-759 CHAIRMAN DEBORAH P. SCANLON:** Concurring with the Township of Scotch Plains, granting permission to close Park Avenue and Mountain Avenue and E. Second Street on September 11, 2011 between 5:00 p.m. and 8:00 p.m. for a ceremony on the Village Green dedicating the September 11 Memorial.

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

**2011-760 CHAIRMAN DEBORAH P. SCANLON:** Concurring with the Borough of Fanwood, granting permission to the Fanny Wood Day Committee, to close Martine Avenue from South Avenue to La Grande Avenue and South Avenue, from First Street to Second Avenue on Sunday, October 2, 2011 from 7:00 a.m. to 7:00 p.m. to hold the 2011 Fanny Wood Day Celebration.

**RESULT: ADOPTED [UNANIMOUS]; MOVER:** Daniel P. Sullivan, Freeholder; **SECONDER:** Mohamed S. Jalloh, Freeholder; **AYES:** Freeholder Carter, Freeholder Estrada,

Freeholder Hudak, Freeholder Jalloh, Freeholder Kowalski, Freeholder Sullivan, Freeholder Ward, Vice Chairman Mirabella, Chairman Scanlon;

- 2011-761** **CHAIRMAN DEBORAH P. SCANLON:** Concurring with the Borough of Roselle granting permission to the Roselle Collaborative for Youth and Families to close Chestnut Street between Second and Third Avenues on Saturday, August 20, 2011 from 9:00 a.m. to 5:00 p.m. to host the Roselle Community Cookout.

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

- 2011-762** **CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to enter into a contract with NMS Labs, Willow Grove, Pennsylvania for toxicology services effective August 1, 2011 through July 31, 2012 in an amount not to exceed \$60,000.

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

- 2011-763** **CHAIRMAN DEBORAH P. SCANLON:** Authorizing the County Manager to apply for, accept and expend the 2011 Department of Justice: Edward Byrne Justice Assistance Program in the amount of \$269,863.

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

- 2011-764** **CHAIRMAN DEBORAH P. SCANLON:** Amending Resolution 2010-1147 dated December 22, 2011 to accurately reflect MusicFest dates and support of the Love, Hope, Strength Foundation for MusicFest Walk-a-Thon and other concessions operated for the benefit of the Love, Hope, Strength Foundation and the local charity, The Valerie Fund.

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

- 2011-765** **CHAIRMAN DEBORAH P. SCANLON:** Amending Resolution Number 2011-478, a contract awarded to Weber Dowd Law, Woodland Park, New Jersey, Special Counsel in the matter entitled Aspen Landscaping Contracting, Inc. v. County of Union for an additional sum of \$10,000.00 for a sum not to exceed \$30,000.

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

**2011-766 CHAIRMAN DEBORAH P. SCANLON:** Appointing DeCotiis, Fitzpatrick & Cole, LLP, Teaneck, New Jersey, as Special Counsel in a potential litigation matter for an amount not to exceed \$10,000.

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

**2011-767 CHAIRMAN DEBORAH P. SCANLON:** A Resolution approving participation in the traffic control monitoring system pilot program with the City of Rahway.

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

Freeholder Sponsored Resolutions

**2011-768 FREEHOLDER LINDA CARTER:** Congratulating the City of Plainfield on their participation in National Night Out.

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

**2011-769 FREEHOLDER ANGEL G. ESTRADA:** Congratulating the Greater Elizabeth Chamber of Commerce on their 14th Annual Awards Dinner and congratulating the following award recipients: Elizabeth Truck Center - President's Award; Jewish Family Services - Member to Member Award; and M&M Construction - Member to Chamber Award.

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

**2011-770 FREEHOLDER ANGEL G. ESTRADA:** honoring Dr. Manuel de Jesus Perez Sanchez on his appearance at the Desfile y Festival Dominicano del Condado de Union, Inc Gala

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

**2011-771 FREEHOLDER CHRISTOPHER HUDAK:** Offering the Board's condolences to the family of Alvin Coplan of Linden, in their time of sorrow.

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

**2011-772 FREEHOLDER CHRISTOPHER HUDAK:** Offering the Board's sincerest condolences to the family of Frank G. Volturo of Hillside, in their time of sorrow

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

**2011-773 FREEHOLDER MOHAMED S. JALLOH:** Congratulating Runnells Hospital resident Minnie Wilkins for winning the Health Care Association of New Jersey "Works of Heart" artwork competition.

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

**2011-774 MIRABELLA, ESTRADA, KOWALSKI, HUDAK, SULLIVAN, CARTER, JALLOH, WARD:** Offering the Board's sincerest condolences to the family of Frank Izzo of Elizabeth, in their time of sorrow.

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

**2011-775 CHAIRMAN SCANLON AND THE ENTIRE BOARD:** Chairman Scanlon and the Entire Board expresses their most sincere condolences to the family of Juliana Vaniska in their time of sorrow.

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

**2011-776 CHAIRMAN DEBORAH P. SCANLON:** Congratulating Borough of Garwood Police Chief William Legg on his retirement after 25 years of service to the Borough.

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

#### **PUBLIC COMMENT PORTION**

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Chairman Scanlon asked Director of the Division of Emergency Management Christopher Scaturro to provide a briefing about Hurricane Irene.

Director Scaturro stated that Union County should feel affects around 2am on Sunday morning. The eye will pass about 10 miles or less of Union County. The diameter is approximately 300-500 miles and is tracking west. Grounds are saturated, and high tide is the same time as the storm. We are planning for a weak Category 2, or a strong Category 1 storm. Equipment has been checked and staged centrally for all municipalities, if necessary. A Hurricane warning should be issued by tomorrow morning, at 5am and will likely be upgraded as the storm gets closer. We can expect anywhere between 8-12 inches of rain. The last time we experienced that kind of rain was in 1999

with Hurricane Floyd.

Vice Chairman Mirabella asked how we can share resources with municipalities. Director Scaturro stated that the Office of Emergency Management is working with OEM coordinators and will communicate with their mayors, police and fire officers.

Chairman Scanlon asked about First Alert messages.

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

John Bury, Kenilworth, questioned the municipalities' knowledge about the Covanta agreement and the legitimacy of the agreement. Mr. Bury had a question relative to the bike path, which he thinks is money well spent. He also spoke about continuing the bike path past Galloping Hill Golf Course. Finally, he made comments relative to MusicFest and the O'Sullivan actuarial study.

Tina Renna, Cranford, made various comments relative to Web Creations. She asked how the monthly fee is spent.

Ms. Renna commented on the former County Manager Devanney's father-in-law's electrician position with the County. Mrs. Renna does not support the Union County Alliance; and commented on former County Manager Devanney's recusal letters, and made comments relative to Mr. Devanney and MusicFest. She also stated that she is not satisfied with the Prosecutor's report.

George Cook, Hillside, thanked the Freeholder Board for approving the road closure for the 5K race in Hillside, and hopes the Freeholders will attend to support the race on September 11th at 2pm.

Bruce Paterson, Garwood, commented on the Union County Utilities Authority. He asked about the revenue collected for parking for the Barclays Golf Tournament and made comments in reference to MusicFest and the Somerset County Fair.

#### **FREEHOLDER REPORTS AND COMMENTS**

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Freeholder Hudak commented on the Union County September 11th Memorial Ceremony which will be held on September 11, 2011 at 1pm, along with the blood drive.

Freeholder Sullivan expressed his sympathies to Chief Vaniska on the passing of his wife, Julie.

Freeholder Sullivan congratulated the golf operations staff for the Taylormade groundbreaking event that occurred this past Monday.

Freeholder Kowalski thanked Director Scaturro for attending the Freeholder Meeting for the update on the Hurricane and the County's preparedness. She urged the public to tune into the County's website for preparedness.

Freeholder Carter mentioned that on Monday, August 29th at 8:30AM, she attended the Raritan Valley Rail Coalition meeting at the Westfield Municipal Building, where they spoke about the New Jersey Transit Authority's rapid bus transit study to improve bus access to Cranford, Garwood, Westfield and Elizabeth's economic corridor.

Freeholder Estrada stated that he attended the Union County Sheriff's Youth Academy Graduation,

which exposes youth of all ages about what the Sheriff's Office does, and the demands of the job. He spoke about FEMA and the impact of the rain during Hurricane Irene.

Freeholder Estrada stated that it was a pleasure to see Sister Judy Mertz, who takes special care of the women who come to her center, and their families.

Freeholder Mirabella spoke about the County's summer art concert on Wednesday which will be performed by the Nerds.

Freeholder Mirabella stated that he is proud of our September 11th Memorial. He thanked and commended Mr. Buettner's idea for having scrolling projects on our website. He congratulated Freeholder Sullivan on his new position as Interim Executive Director of the Union County Utilities Authority.

County Manager Faella thanked the Freeholder Board for their confidence in him. He commented on the Prosecutor's statement regarding MusicFest and said that the commitment to people with special needs will not change.

Chairman Scanlon spoke about upcoming Hurricane Irene and advised everyone to stock up on non-perishable foods, water, batteries, etc. She also thanked Sister Judy Mertz, and extended her sympathies to the Vaniska family.

#### **EXECUTIVE SESSION**

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

1. Attorney Client Privileged communications relative to Aspen Landscaping, et als v. the County of Union
2. Contract Negotiations relative to the Union County Alliance
3. Potential Litigation and Attorney Client Privilege Communications
4. MusicFest and the Union County Prosecutor's reports

County Counsel Barry stated that pursuant to provisions of the Open Public Meetings Act a public body may enter into Executive Session for the purpose of discussing certain enumerated subjects. This Board will now enter Executive Session for the purpose of discussing attorney-client privileged communications relative to Aspen Landscaping, et als v. the County of Union, contract negotiations relative to the Union County Alliance, potential litigation and attorney-client privilege communications and MusicFest and the Union County Prosecutor's reports.

The minutes of the Executive Session shall be separated from the minutes of the Open Public Session. The minutes of the Executive Session, redacted as appropriate and necessary, shall be available in approximately 30 days. The Clerk of the Board shall retain the original minutes until such time as the confidential limitations have been removed, at which time they shall be made available.

Upon the Board's return, it will not take formal action on the matters discussed.

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

Motion to enter Executive Session.

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

Motion to return from Executive Session.

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

#### **ADJOURNMENT**

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Motion to adjourn the meeting at 9:50 PM.

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



## 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, 6<sup>th</sup> Floor, Elizabeth, New Jersey, unless otherwise specified. In the event an Agenda Setting Session and Regular Meeting are held on the same night, the Agenda Setting Session will commence at 7:00pm and the Regular Meeting will commence as soon as possible after the Agenda Setting Session.

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

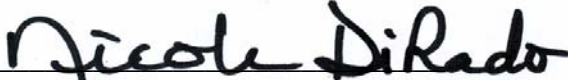
### **REORGANIZATION MEETING - SUNDAY, JANUARY 9, 2011 at 12:00pm** **Assignment Judge Karen M. Cassidy's Courtroom, 2 Broad Street, Elizabeth, NJ**

#### AGENDA SETTING MEETINGS

January 20, 2011  
February 3, 2011  
February 17, 2011  
March 10, 2011  
March 24, 2011  
April 7, 2011  
April 21, 2011  
May 5, 2011  
May 19, 2011  
June 9, 2011  
June 23, 2011  
July 21, 2011  
August 11, 2011  
September 8, 2011  
September 22, 2011  
October 6, 2011  
October 20, 2011  
November 10, 2011  
December 1, 2011  
December 15, 2011

#### REGULAR MEETINGS

January 27, 2011  
February 10, 2011  
February 24, 2011  
March 17, 2011  
March 31, 2011  
April 14, 2011  
April 28, 2011  
May 12, 2011  
May 19, 2011  
June 9, 2011  
June 23, 2011  
July 28, 2011  
August 25, 2011  
September 15, 2011  
Tues. September 27, 2011  
October 13, 2011  
October 20, 2011  
November 10, 2011  
December 1, 2011  
December 15, 2011

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

NLD:mb