

County of Passaic

Board of County Commissioners

Regular Meeting



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
Deputy Director Cassandra
"Sandi" Lazzara
Orlando Cruz
Terry Duffy
Nicolino Gallo
Bruce James
Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
Administrator
Nadege D. Allwaters, Esq.
County Counsel
Louis E. Imhof III
Clerk Of The Board

Meeting Venue

Date: February 2, 2024 12:00 PM
Location: County Administration
Building
401 Grand Street
Paterson, NJ 07505

A. Roll Call:

1. Cruz
2. Duffy
3. Gallo
4. James
5. Lepore
6. Deputy Director Lazzara
7. Director Bartlett

B. Announcement of the Open Public Meeting Law

C. Pledge of Allegiance

D. Invocation: Rev. Father J. Patrick Ryan, D. Min.

E. Moment of silence to remember all the men and women who have died while serving in the United States Armed Forces and all who have died from COVID-19, especially the 2,285 residents of Passaic County.

F. Approval of Minutes:

1. Minutes for December 28, 2023 [24-97](#)
2. Minutes for January 3, 2024 [24-95](#)

G. Approval of Proclamation:

1. The Passaic County Board of County Commissioners wishes to memorialize the life of Linda Diane Jeter-Taylor extending its Deepest sympathy and condolences to the family.

H. Administrator's Report:

1. Passaic County Board of Health meeting presented by: Dr. Charlene W. Gungil Director & Health Officer for the County of Passaic.
2. Public Hearing regarding the County of Passaic seeking funding through the State of NJ Green Acres Program for improvements at Peckman Preserve located at Wilmore Road, Little Falls, NJ 07424 (nearest intersection at Wilmore Road and Prospect Street).

3. Public Hearing regarding the County of Passaic seeking funding through the State of NJ Green Acres Program for improvements at Peckman Preserve located at Wilmore Road, Little Falls, NJ 07424 (nearest intersection at Wilmore Road and Prospect Street).
- I. County Commissioner Reports:
 1. Commissioner Director John W. Bartlett
 2. Commissioner Deputy Director Cassandra "Sandi" Lazzara
 3. Commissioner Orlando Cruz
 4. Commissioner Terry Duffy
 5. Commissioner Nicolino Gallo
 6. Commissioner Bruce James
 7. Commissioner Pasquale "Pat" Lepore
- J. Communications: None
- K. Oral Portion:
 1. Motion to Open the Public Portion of the meeting _____
 2. Motion to Close the Public Portion of the meeting _____
- L. Resolution- 2/3 Vote
 1. RESOLUTION AUTHORIZING APPROPRIATIONS BETWEEN THE PERIOD OF JANUARY 1, 2024, TO AND ADOPTION OF THE COUNTY OF PASSAIC BUDGET FOR AN EMERGENCY TEMPORARY GRANT BUDGET, PURSUANT TO N.J.S.A. 40A:4-20 [24-37](#)
- M. Consent Agenda:

ADMINISTRATION AND FINANCE

1. RESOLUTION APPROVING THE PASSAIC COUNTY SURROGATE'S COURT FIVE (5) YEAR CAPITAL PLAN, PURSUANT TO N.J.S.A. 22A:2-51.1, ET SEQ. [24-23](#)
2. RESOLUTION TO ESTABLISH A TEMPORARY CAPITAL BUDGET [24-22](#)
3. RESOLUTION RETAINING WEBER DOWD LAW, LLC TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF SARRA V. COUNTY OF PASSAIC, ET AL., DOCKET NO. PAS-L-3326-23, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-038 [24-24](#)
4. RESOLUTION RETAINING THE LAW FIRM OF KENYATTA STEWART, P.C. TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF ELIE-GEORGES V. COUNTY OF PASSAIC, ET AL., DOCKET NO. 22-CV-04506-EP-ESK, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-059 [24-25](#)
5. RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL NO. 11, REPRESENTING MOTOR VEHICLE OPERATOR AND ELDERLY HANDICAP EMPLOYEES IN THE PASSAIC COUNTY PARATRANSIT DIVISION, PURSUANT TO N.J.S.A. 34:13A-1, ET SEQ. [24-26](#)

6. RESOLUTION RETAINING THE TAYLOR LAW GROUP, LLC TO SERVE AS OUTSIDE LABOR COUNSEL, CONDUCT WORKPLACE INVESTIGATIONS, AND PROVIDE EMPLOYMENT TRAININGS TO THE COUNTY OF PASSAIC IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ AND RFQ-24-060 [24-28](#)
7. RESOLUTION APPOINTING ANTHONY J. DENOVA, III AND KEITH SPILLANE TO THE PASSAIC COUNTY IMPROVEMENT AUTHORITY, PURSUANT TO N.J.S.A. 40:37A-46, ET SEQ. [24-29](#)
8. RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE 519 RINGWOOD AVENUE VETERANS HOUSING PROJECT ON BEHALF OF THE PASSAIC COUNTY AFFORDABLE HOUSING CORPORATION, PURSUANT N.J.S.A 40A:11-23, ET SEQ. [24-30](#)
9. RESOLUTION EXERCISING THE SECOND ONE-YEAR OPTION WITH SONOMA RESTAURANT CORPORATION TO OPERATE THE CAFETERIA LOCATED WITHIN THE PASSAIC COUNTY HISTORIC COURTHOUSE, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. AND RFP-20-010 [24-31](#)
10. RESOLUTION REAPPOINTING NANCY MERAMO OF WEST MILFORD TO THE PASSAIC COUNTY ADVISORY COUNCIL ON DISABILITY FOR A THREE (3) YEAR TERM, COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2026, PURSUANT TO N.J.S.A. 40:20-1, ET SEQ. [24-32](#)
11. RESOLUTION REAPPOINTING LINDA LEPORE AND APPOINTING ROBIN CANETTI TO THE PASSAIC COUNTY CAMP HOPE COMMISSION FOR A FIVE (5) YEAR TERM, PURSUANT TO N.J.S.A. 40:23-6.1, ET SEQ. [24-33](#)
12. RESOLUTION APPROVING THE 2024 OPEN SPACE, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND BUDGET, PURSUANT TO N.J.S.A. 40:20-1 [24-27](#)

HEALTH & HUMAN SERVICES

13. RESOLUTION AUTHORIZING A CONTRACT AWARD TO AMERICAN WEAR, INC. D/B/A AMERICAN WEAR UNIFORMS TO PROVIDE UNIFORM RENTAL AND CLEANING SERVICES TO PREAKNESS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-4, ET SEQ. AND SB-24-015 [24-35](#)
14. RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BY AND BETWEEN THE COUNTY OF PASSAIC AND THE COUNTY OF BERGEN FOR THE PROVISION OF JUVENILE DETENTION FACILITY SERVICES FOR CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ. [24-46](#)
15. RESOLUTION AUTHORIZING A CLINICAL AFFILIATION AGREEMENT BY AND BETWEEN RUTGERS, THE STATE UNIVERSITY, AN INSTRUMENTALITY OF THE STATE OF NEW JERSEY, A PUBLIC ENTITY, ON BEHALF OF ITS RUTGERS BIOMEDICAL HEALTH SCIENCES - RUTGERS SCHOOL OF NURSING AND THE COUNTY OF PASSAIC, PURSUANT TO N.J.S.A. 40:20-1. [24-50](#)

16. RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WEST MILFORD TO SHARE A CHIEF REGISTERED ENVIRONMENTAL HEALTH SPECIALIST, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ. [24-51](#)
17. RESOLUTION QUALIFYING AND AWARING GOTLIEB HEARING CENTER, LLC TO PROVIDE AUDIOLOGICAL SERVICES TO PREAKNESS HEALTHCARE FOR CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5, ET.SEQ. AND RFQ-24-018 [24-52](#)
18. RESOLUTION AUTHORIZING THE DIVISION OF WEATHERIZATION AND HOME ENERGY TO APPLY FOR AND ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM WEATHERIZATION 2024 GRANT, PURSUANT TO N.J.S.A. 40A:5-30. [24-53](#)
19. RESOLUTION AUTHORIZING THE DEPARTMENT OF SENIOR SERVICES, DIVISION OF WEATHERIZATION AND HOME ENERGY, TO APPLY FOR AND ACCEPT ADDITIONAL FUNDS FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE DEPARTMENT OF ENERGY 2023 WEATHERIZATION GRANT, PURSUANT TO N.J.S.A. 40A:5-30. [24-54](#)
20. RESOLUTION TO AMEND R 23-0984, DATED OCTOBER 24, 2023, TO APPLY FOR AND ACCEPT AN ADDITIONAL ALLOCATION OF SEVENTY THOUSAND (\$70,000.00) DOLLARS FROM THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT [24-55](#)
21. NEW HOPE COMMUNITY MINISTRIES A NJ NONPROFIT CORPORATION TO PROVIDE FOOD PANTRY AND FOOD DISTRIBUTION SERVICES TO COUNTY OF PASSAIC RESIDENTS IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. AND RFP-24-010 [24-74](#)
22. RESOLUTION REJECTING ALL RESPONSES RECEIVED UNDER SB-24-005 PREVENTIVE MAINTENANCE & SERVICE OF DIETARY & FOOD EQUIPMENT FOR PREAKNSS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-13.2(d). [24-88](#)
23. RESOLUTION TO INCREASE THE AWARD AMOUNT TO NEW HOPE TO PROVIDE INPATIENT SUBSTANCE ABUSE TREATMENT FOR YOUTH AND THIS AMENDMENT IS TO COVER AN INCREASE IN THE LEVEL OF SERVICES PROVIDED IN 2023, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. [24-89](#)
24. RESOLUTION AUTHORIZING THE DIVISION OF WEATHERIZATION AND HOME ENERGY TO APPLY FOR AND ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE HEATING IMPROVEMENT PROGRAM 2024 GRANT, PURSUANT TO N.J.S.A. 40A:5-30. [24-90](#)

PUBLIC WORKS

25. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO THE VENDORS LISTED BELOW FOR HARDWARE SUPPLIES AND EQUIPMENT CATALOG % DISCOUNTS PRICING FOR THE COUNTY OF PASSAIC DEPARTMENTS AND INSTITUTIONS AS PER BID SB-24-023, PURSUANT TO N.J.S.A. 40A 11-4 ET SEQ. [24-56](#)

26. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO THE VENDORS LISTED BELOW FOR HARDWARE SUPPLIES AND EQUIPMENT CATALOG % DISCOUNTS PRICING FOR THE COUNTY OF PASSAIC DEPARTMENTS AND INSTITUTIONS AS PER BID SB-24-017, PURSUANT TO N.J.S.A. 40A 11-4 ET SEQ. [24-57](#)
27. RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO T.F.S., INC., D/B/A UNITED FEDERATED SYSTEMS FOR THE INSPECTION, REPAIR, AND MONITORING OF SECURITY SYSTEMS AT COUNTY INSTITUTIONS, PER BID SB-24-018, PURSUANT TO N.J.S.A. 40A:11-4 ET SEQ. [24-58](#)
28. RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR A CERTIFIED GOLF TEACHING PROFESSIONAL FOR THE PREAKNESS VALLEY GOLF COURSE IN THE TOWNSHIP OF WAYNE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ. [24-59](#)
29. RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE 11 MARSHALL STREET REDEVELOPMENT - PHASE 1 PROJECT IN THE CITY OF PATERSON, PURSUANT N.J.S.A 40A: 11-23, ET SEQ. [24-60](#)
30. RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE RIFLE CAMP PARK RESURFACING AND DRAINAGE IMPROVEMENT PROJECT IN THE BOROUGH OF WOODLAND PARK, PURSUANT N.J.S.A 40A: 11-23, ET SEQ. [24-61](#)
31. RESOLUTION AUTHORIZING A TRAFFIC SIGNAL AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WEST MILFORD, JURISDICTIONAL RESPONSIBILITIES AT THE INTERSECTION OF UNION VALLEY ROAD, LAKESIDE ROAD, GREENWOOD LAKE TURNPIKE, AND STAINSBY ROAD IN THE TOWNSHIP OF WEST MILFORD, PURSUANT TO N.J.S.A. 40:20-1 [24-62](#)
32. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ADP GROUP, INC., FOR THE REPAIR, REPLACEMENT, AND REMOVAL OF STRUCTURAL NETTING FOR 80 HAMILTON STREET IN THE CITY OF PATERSON, PER BID C-23-021, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ. [24-63](#)
33. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ON-LINE CONTRACTING, INC., FOR ON-CALL DRAINAGE REPAIRS AT 920 RIFLE CAMP ROAD IN WOODLAND PARK, PER BID C-24-001, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ. [24-64](#)
34. RESOLUTION AUTHORIZING CHANGE ORDER NO. 1, FOR ON-LINE CONTRACTING, TO PROVIDE ON-CALL DRAINAGE REPAIRS NEAR 361 LEXINGTON AVENUE, PUBLIC SCHOOL NO. 17, IN THE CITY OF CLIFTON, PER BID C-21-025 PURSUANT TO N.J.A.C. 5:30-11.3 ET SEQ. [24-65](#)
35. RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DCRS, LLC, FOR THE CONSTRUCTION OF THE OFFICE OF EMERGENCY MANAGEMENT STORAGE BUILDING IN THE TOWNSHIP OF WAYNE, PER BID C-021-021 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ. [24-66](#)

36. RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION ENTITLED DOBCO, INC. v. COUNTY OF PASSAIC DOCKET NO. PAS-L-2776-22, PENDING IN THE SUPERIOR COURT OF NEW JERSEY, PURSUANT TO N.J.S.A. 40A:5-17(a) [24-67](#)
37. RESOLUTION QUALIFYING A POOL OF CONTRACTORS FOR ON-CALL BRIDGE AND CULVERT REPAIRS CONTRACTORS AND UNIT PRICES FOR A PERIOD OF JANUARY 1, 2024, TO DECEMBER 31, 2025, PER BID C-24-002, PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ. [24-68](#)
38. RESOLUTION ACKNOWLEDGING THE VENDOR'S NAME CHANGE AND ASSIGNMENT OF ALL DUTIES, RIGHTS, AND INTERESTS UNDER THE AGREEMENT FROM ONYX RENEWABLE PARTNERS, LP TO OBSIDIAN II EAST COAST HOLDINGS, LLC, PURSUANT TO N.J.S.A. 40:20-1 [24-69](#)
39. RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE HARRY VREELAND HOUSE REHABILITATION & SITE IMPROVEMENTS PROJECT IN THE BOROUGH OF WANAQUE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ. [24-70](#)
40. RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE SCHUYLER-COLFAX RESTORATION PROJECT IN THE TOWNSHIP OF WAYNE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ. [24-71](#)
41. RESOLUTION AUTHORIZING THE DEACCESSION OF ITEMS AT DEY MANSION WASHINGTON'S HEADQUARTERS FOR PUBLIC AUCTION, FOR THE DEPARTMENT OF CULTURAL & HISTORIC AFFIARS, PURSUANT TO N.J.S.A. 40:20-1 [24-72](#)
42. RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO BANDWANGO TO PRODUCE FOUR (4) NEW MOBILE PASSPORTS SHOWCASING THE COUNTY'S DESTINATIONS, PURSUANT TO N.J.S.A. 40A:11-6.1(a) [24-73](#)
43. RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACQUIRE HISTORIC ARTIFACTS FOR PUBLIC DISPLAY, PURSUANT TO N.J.S.A. 40A:11-5(1)(k) [24-75](#)
44. RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO CLARKE CATON HINTZ TO COMPLETE A PRESERVATION PLAN FOR THE WESTSIDE PARK PEDESTRIAN BRIDGE PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ. [24-76](#)
45. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO AA BERMS, LLC, FOR EXTERIOR IMPROVEMENTS FOR THE PASSAIC COUNTY ART CENTER AT THE JOHN W. REA HOUSE II, PER BID C-23-004, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ. [24-77](#)
46. RESOLUTION AUTHORIZING THE CHANGE ORDER NO. 3 TO M & M CONSTRUCTION COMPANY, INC., FOR THE LAMBERT CASTLE CARRIAGE HOUSE RESTORATION AND REHABILITATION PROJECT, PER BID C-22-023, PURSUANT TO N.J.A.C. 5:30-11.3 ET SEQ. [24-78](#)
47. RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DELL TECH, INC., FOR THE DEY MANSION STRUCTURAL REPAIRS PROJECT PER BID C-22-012 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ. [24-79](#)

48. RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DELL TECH, INC., FOR THE DEY MANSION WASHINGTON'S HEADQUARTERS HVAC REPAIRS & IMPROVEMENTS PER BID C-22-012 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ. [24-80](#)
49. RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO JOHN O'HARA COMPANY FOR THE LAMBERT CASTLE RESTORATION & REHABILITATION PROJECT, PER BID C-20-026, PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ. [24-81](#)
50. RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT FROM THE NATIONAL ENDOWMENT FOR THE ARTS UNDER THE CHALLENGE AMERICA GRANT PROGRAM, PURSUANT TO N.J.S.A. 40A:5-30 [24-82](#)
51. RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE CREATIVE AGING INITIATIVE GRANT PROGRAM FROM THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, PURSUANT TO N.J.S.A. 40:20-1 [24-83](#)
52. RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE COUNTY HISTORIC PARTNERSHIP PROGRAM FROM THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, NEW JERSEY HISTORICAL COMMISSION, PURSUANT TO N.J.S.A. 40:20-1 [24-84](#)
53. RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE ARTS REGRANT PROGRAM FROM THE PASSAIC COUNTY CULTURAL HERITAGE COUNCIL, PURSUANT TO N.J.S.A. 40:20-1 [24-85](#)
54. RESOLUTION AUTHORIZING A ONE-YEAR EXTENSION OF THE SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WAYNE FOR THE MANAGEMENT OF THE WAYNE HISTORIC HOUSE MUSEUMS, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ. [24-86](#)
55. RESOLUTION QUALIFYING A POOL OF PRESERVATION ARCHITECTS, ARCHITECTURAL HISTORIANS, ARCHEOLOGISTS, AND CULTURAL RESOURCE MANAGEMENT CONSULTANTS FOR CALENDAR YEAR 2024, RFQ-24-057, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. [24-87](#)
56. RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS REQUIRED FOR THE OLDDHAM ROAD IMPROVEMENTS PROJECT IN WAYNE TOWNSHIP, PURSUANT TO N.J.S.A. 20:3-6 [24-91](#)
57. RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS REQUIRED FOR THE RIFLE CAMP RECONSTRUCTION PROJECT IN THE BOROUGH OF WOODLAND PARK, PURSUANT TO N.J.S.A. 20:3-6 [24-92](#)
58. RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS REQUIRED FOR THE OLDDHAM ROAD IMPROVEMENTS PROJECT IN WAYNE TOWNSHIP, PURSUANT TO N.J.S.A. 20:3-6 [24-93](#)
59. RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO YOLCC, LLC FOR PRODUCTION OF AN EPISODE OF THE PBS SHOW "TRAVELS WITH DARLEY" WHICH WILL FOCUS ON REVOLUTIONARY WAR HISTORY IN PASSAIC COUNTY, PURSUANT TO N.J.S.A. 40A:11-5(k) [24-98](#)

60. RESOLUTION AUTHORIZING AWARD OF CONTRACT TO JOHN O' HARA COMPANY FOR THE LAMBERT TOWER RESTORATION & SITE IMPROVEMENT PROJECT, PER BID C-23-013, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ. [24-99](#)

LAW AND PUBLIC SAFETY

61. RESOLUTION AUTHORIZING PURCHASE OF MAITENANCE FOR THE PASSAIC COUNTY OFFICE OF EMERGENCY MANAGEMENT ACTIVU DISPLAY WALL, PURSUANT TO N.J.S.A. 40A:11-10, ET SEQ [24-39](#)
62. RESOLUTION AUTHORIZING PURCHASE OF GEORELEVANT MAPPING OF THE ST. JOSEPH'S HOSPITAL, MAIN STREET PATERSON FLOOR PLAN BY THE PASSAIC COUNTY OFFICE OF EMERGENCY MANAGEMENT, PURSUANT TO N.J.S.A. 40A:11-10 ET SEQ. [24-40](#)
63. RESOLUTION AMENDING PREVIOUSLY ADOPTED RESOLUTION R-23-1189 TO CORRECT A TYPOGRAPHICAL ERROR [24-41](#)
64. RESOLUTION AMENDING R 23-0774 TO INCLUDE THE AWARD AMOUNT FROM THE STATE OF NEW JERSEY BODY ARMOR REPLACEMENT FUND PROGRAM, PURSUANT TO N.J.S.A. 40:20-1 [24-42](#)
65. RESOLUTION AWARDING A CONTRACT FOR ON BI-ANNUAL SUBSCRIPTION FEES FOR THE P-25 RADIO SYSTEM TO NJOIT FISCAL SERVICES FOR THE PASSAIC COUNTY SHERIFF'S OFFICE, PURSUANT TO N.J.S.A. 40A:11-5(2). [24-43](#)
66. RESOLUTION AUTHORIZING THE DONATION OF A SURPLUS VEHICLE FROM THE PASSAIC COUNTY SHERIFF'S OFFICE TO THE HALEDON POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 40A:11-36(2) [24-44](#)
67. RESOLUTION AUTHORIZING THE PASSAIC COUNTY SHERIFF'S OFFICE TO APPLY FOR AND ACCEPT FUNDS FROM THE STATE OF NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY THROUGH THE PASSAIC COUNTY SUSTAINED ENFORCEMENT GRANT, PURSUANT TO N.J.S.A. 40:20-1 [24-45](#)

PLANNING AND ECONOMIC DEVELOPMENT

68. RESOLUTION AUTHORIZING A SECOND NO COST TIME EXTENSION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020 TOTOWA SANITARY SEWER PROJECT ON LINCOLN AVENUE BETWEEN FRANKLIN PLACE TO TOTOWA ROAD UNTIL APRIL 26, 2024 [24-36](#)
69. RESOLUTION AUTHORIZING A SECOND NO COST TIME EXTENSION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020 TOTOWA SANITARY SEWER PROJECT ON LINCOLN AVENUE BETWEEN FRANKLIN PLACE TO TOTOWA ROAD UNTIL APRIL 26, 2024 [24-38](#)
70. RESOLUTION AUTHORIZING THE ADVERTISEMENT OF AN AMENDMENT TO THE PASSAIC COUNTY CITIZEN PARTICIPATION PLAN AND SCHEDULING OF A PUBLIC HEARING TO BE HELD ON FEBRUARY 9, 2024, PURSUANT TO CFR 91.105. [24-47](#)

71. RESOLUTION AUTHORIZING THE ADVERTISEMENT OF A SUBSTANTIAL AMENDMENT TO THE PASSAIC COUNTY ANNUAL ACTION PLANS FOR FY 2022 AND FY 2023 AND A PUBLIC HEARING TO BE HELD ON FEBRUARY 16, 2024, TO PERMIT PUBLIC COMMENTS, PURSUANT TO 24 CFR 91.105. [24-48](#)
72. RESOLUTION AUTHORIZING A HOLD HARMLESS AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND TILCON NEW YORK INC. FOR PROPERTY AT 839 RIVERVIEW DRIVE, BLOCK 171, LOTS 12, 12.01 AND 13, TOTOWA, NEW JERSEY. [24-49](#)

Items Removed from Consent Agenda

N. New Business:

1. Receipt of Supplemental Debt Statement by CFO
 2. 2024-01 [24-100](#)
AMENDED AND RESTATED GUARANTY ORDINANCE OF THE COUNTY OF PASSAIC, NEW JERSEY, SECURING THE PASSAIC COUNTY IMPROVEMENT AUTHORITY'S COUNTY OF PASSAIC GUARANTEED REVENUE BONDS (VETERANS HOUSING PROJECT), SERIES 2024 IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000
 3. Motion to approve Guaranty Ordinance 2024-01 on first reading
 4. 2024-02 [24-102](#)
BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE PASSAIC COUNTY COURTHOUSE EXTERIOR RESTORATION PROJECT IN, BY AND FOR THE OPEN SPACE TRUST FUND OF THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$11,500,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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.
 5. Motion to approve Bond Ordinance 2024-02 on first reading
 6. 2024-03 [24-96](#)
BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$10,500,000 TO PAY THE COST THEREOF, 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
 7. Motion to approve Bond Ordinance 2024-03 on first reading
 1. Personnel:
 2. Bills:
- O. Adjournment:

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
Deputy Director Cassandra "Sandi" Lazzara
Orlando Cruz
Terry Duffy
Nicolino Gallo
Bruce James
Pasquale "Pat" Lepore

**401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746**

Matthew P. Jordan, Esq.
Administrator
Nadege D. Allwaters, Esq.
County Counsel
Louis E. Imhof, RMC
Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: Minutes for December 28, 2023

THIS MINUTES WAS REQUESTED BY:

**PASSAIC COUNTY BOARD OF COUNTY COMMISSIONERS
MINUTES FOR REGULAR MEETING HELD ON**

December 28, 2023

A regular meeting of the Passaic County Board of County Commissioners was held this day in the Board Room at the Passaic County Administration building: 401 Grand St at 10:35 AM.

Louis E. Imhof, III, Clerk of the Board, read the announcement on the Open Public Meeting Law.

Roll Call:

1. Cruz
2. Duffy
3. Gallo
4. James
5. Lazzara
6. Deputy Director Bartlett
7. Director Lepore

Pledge of Allegiance

Invocation: Rev. Father J. Patrick Ryan, D. Min

Moment of silence to remember all the men and women who have died while serving in the United States Armed Forces and all who have died from COVID-19, especially the 2,277 residents of Passaic County

Approval of Minutes:

Motion made by County Commissioner James second by County Commissioner Cruz, that the minutes for December 12, 2023, be approved which the motion was carried on a roll call of six (6) votes in the affirmative with County Commissioner Lepore abstaining.

Approval of Proclamation: Motion was made by County Commissioner Duffy second by County Commissioner Lazzara that the proclamation be approved which motion was carried on a roll call of seven (7) votes in the affirmative.

Administrator's Report:

1. Presentation of a proclamation to the Assistant County Supervisor Frederick Hensler who is retiring from the Passaic County Road Department.

Motion was made by County Commissioner Duffy, seconded by County Commissioner Lazzara to suspend the regular order or business which motion was carried on a roll call of seven (7) votes in the affirmative.

CAPITAL ORDINANCE 2023-07

Motion was made by County Commissioner James, seconded by County Commissioner Lazzara to open the Public Hearing on Capital Ordinance 2023-07 which motion was carried on a roll call of seven (7) votes in the affirmative.

Motion was made by County Commissioner Duffy, seconded by County Commissioner Cruz to close the Public Hearing on Capital Ordinance 2023-07 which motion was carried on a roll call of seven (7) votes in the affirmative.

Motion was made by County Commissioner James, seconded by County Commissioner Duffy to adopt the Capital Ordinance 2023-07 which motion was carried on a roll call of seven (7) votes in the affirmative.

Motion was made by County Commissioner Cruz, seconded by County Commissioner Bartlett to resume the regular order of business which motion was carried on a roll call of seven (7) votes in the affirmative.

At this time Director Lepore, asked if there were any County Commissioner Reports

1. County Commissioner Director Pasquale "Pat" Lepore
2. County Commissioner Deputy Director John W. Bartlett
3. County Commissioner Theodore O. Best Jr.
4. County Commissioner Terry Duffy
5. County Commissioner Nicolino Gallo
6. County Commissioner Bruce James
7. County Commissioner Cassandra "Sandi" Lazzara

COMMUNICATION: NONE

ORAL PORTION:

Lazzara: Motion to open the public portion.

Bartlett: Second.

ROLL CALL: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: James, Yes:
Lazzara, Yes: Director Lepore, Yes:

At this time no one appeared before the board:

Cruz: Motion to close the Public Portion of the Meeting.

Duffy: Second

ROLL CALL: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: James, Yes:
Lazzara, Yes: Director Lepore, Yes:

Resolution 2/3 Vote

A motion was made by County Commissioner James, seconded by County Commissioner Cruz to adopt resolution N-1 which motion was carried on a roll call with seven (7) votes in the affirmative.

Consent Agenda Resolutions:

A motion was made by County Commissioner James, seconded by County Commissioner Duffy to adopt resolutions O-1 through O-87, which motion was carried on a roll call with seven (7) votes in the affirmative.

"End of Consent Agenda"

Personnel:

A motion was made by County Commissioner James, second by County Commissioner Lazzara, that all Personnel matters be approved that were submitted by the Office of Human Resources. Then the Office of Human Resources shall be directed to notify the County Finance Department and New Jersey Department of Personnel accordingly, which motion was approved, with seven (7) votes in the affirmative.

Bills:

Motion made by County Commissioner James, seconded by County Commissioner Lazzara, that:

Current Fund	2-01	8,819.26
Current Fund	3-01	1,561,115.40
HUD Budget Expenditures	3-25	19.97
Year Total:		<u>\$1,561,135.37</u>

General Capital Fund	C-04	3,293,346.40
State/Federal Grant Fund	G-01	946,345.95
Open Space Trust Fund FY 2018	O-18	3,120.00
Open Space Trust Fund FY 2023	O-23	34,779.53
Year Total:		<u>\$37,899.53</u>

Professional Liability Trust	T-19	79,643.29
Trust Fund Other	T-20	99,897.77
Para Transit Trust Fund	T-24	1,196.16
Year Total:		<u>\$180,737.22</u>
Total of All Funds:		<u>\$6,028,283.73</u>

Current Fund	2-01	\$60.00
Current Fund	3-01	\$9,943,387.73
Payroll Agency Deductions	3-05	\$2,102,778.23
HUD Budget Expenditures	3-25	\$21,781.13
State/Federal Grant Fund	G-01	\$458,217.38
Confiscated Trust Fund	T-15	\$6,747.00
Total All Funds:		<u>\$12,532,971.47</u>

Be approved which motion was carried on roll call with seven (7) votes in the affirmative.

Adjournment

A motion was made by County Commissioner Lazzara, seconded by County Commissioner Bartlett that the regular meeting be adjourned at 11:00 AM, and the motion was carried on roll call with seven (7) votes in the affirmative.

(The proceedings of this meeting were both audio and video tape recorded)

Respectfully Submitted,

Louis E. Imhof, III,
Clerk of the Board

Prepared by: Jasmine Amador

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
Deputy Director Cassandra "Sandi" Lazzara
Orlando Cruz
Terry Duffy
Nicolino Gallo
Bruce James
Pasquale "Pat" Lepore

**401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746**

Matthew P. Jordan, Esq.
Administrator
Nadege D. Allwaters, Esq.
County Counsel
Louis E. Imhof, RMC
Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: Minutes for January 3, 2024

THIS MINUTES WAS REQUESTED BY:

MINUTES

**PASSAIC COUNTY BOARD OF COUNTY COMMISSIONER
187TH RE-ORGANIZATION MEETING
JANUARY 3, 2024**

The Re-Organization Meeting of the Passaic County Board of County Commissioners was held this day in the County Commissioners Board Room at 12:21 noon.

Louis E. Imhof, III, Clerk of the Board Called the meeting to order, read the Open Public Meeting law.

At this time Matthew P. Jordan, called for everyone to stand for the Flag Salute, Invocation, and a Moment of Silence.

Pledge of Allegiance by County Commissioner Duffy

Invocation: Rev. Father J. Patrick Ryan, D. Min.

County Administrator Matthew P. Jordan introduced the Honorable Rudolph Filko, A.J.S.C. New Jersey Superior Court, Passaic Vicinage.

Louis E. Imhof, III Clerk of the Board stated for the record that the County Commissioners Office is in receipt of the certified Oaths of Office for County Commissioners James and Cruz for a 3-year term beginning January 1, 2024, through December 31, 2026.

At this time the Clerk called for a roll call:

Bartlett, Yes: Cruz, Yes: Duffy, Yes: James, Yes: Gallo, Yes: Lazzara, Yes: Lepore, Yes:

At this time Louis E. Imhof, III, Clerk of the Board called for nominations for Director for the year 2024.

County Commissioner Lepore made a motion to nominate County Commissioner Bartlett, for Director of the Board of County Commissioners for the year 2024.

County Commissioner James seconded the nomination.

At this time Louis E. Imhof, III, Clerk of the Board asked if there was any other nominations?

County Commissioner Lazzara made a motion to close the nominations.

County Commissioner James seconded the nomination.

At this time the Clerk called for a roll call:

County Commissioners: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: James, Yes: Lazzara, Yes: Lepore, Yes:

County Commissioner Lepore moves to vote upon the nomination for County Commissioner Director

County Commissioner James seconded the move to vote upon the nomination for County Commissioner Director

At this time the Clerk called for a roll call:

County Commissioners: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: James, Yes: Lazzara, Yes: Lepore, Yes:

At this time Louis E. Imhof, III Clerk of the Board called for nominations for Deputy Director for the year 2024.

County Commissioner Cruz made a motion to nominate County Commissioner Lazzara for Deputy Director for the Year 2024.

County Commissioner Duffy seconded the nomination.

At this time Louis E. Imhof, III, Clerk of the Board asked if there was any other nominations?

County Commissioner Cruz made a motion to close the nominations.

County Commissioner Duffy seconded the nomination.

At this time the Clerk called for a roll call:

County Commissioners: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: James, Yes: Lazzara, Yes: Lepore, Yes:

County Commissioner Cruz moves to vote upon the nomination for County Commissioner Deputy Director.

County Commissioner Duffy seconded the move to vote upon the nomination for County Commissioner Deputy Director.

At this time the Clerk called for a roll call:

County Commissioners: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: James, Yes: Lazzara, Yes: Lepore, Yes:

Deputy Director Lazzara was administered the oath of allegiance as Deputy Director for the Year 2024, by Honorable County Counsel Nadege Allwaters.

Director Bartlett was administered the oath of allegiance as Director for the Year 2024, by Honorable County Counsel Nadege Allwaters.

Oral Portion:

Cruz: Motion to open the public portion.

Duffy: Second.

Roll Call: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: Lepore, Yes: Yes: Lazzara, James, Yes

At this time no one appeared before the Board.

Duffy : Motion to close the public portion.

Cruz: Second.

Roll Call: Bartlett, Yes: Cruz, Yes: Duffy, Yes: Gallo, Yes: Lepore, Yes: Yes: Lazzara, James, Yes

Consent Agenda Resolutions:

Motion made by County Commissioner James, seconded by County Commissioner Duffy, that Resolutions T-1 through T-19 be adopted, which the motion was carried on roll call of seven (7) votes in the affirmative.

“End of Consent Agenda”

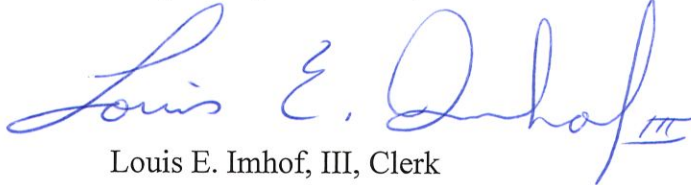
Matthew P. Jordan, Esq., County Administrator, asked the Honorable Rudolph Filko, A.J.S.C. New Jersey Superior Court, Passaic Vicinage, to administer the Oath of Allegiance to County Commissioners to various Board and Commissions that they were appointed to during the Re-Organization Meeting.

Adjournment

Motion made by County Commissioner Lazzara, seconded by County Commissioner Cruz that the meeting be adjourned at 12:47 p.m. which the motion was approved with seven (7) votes in the affirmative.

(The proceedings of this meeting were both audio and video tape recorded)

Respectfully Submitted,



Louis E. Imhof, III, Clerk
Of The Board of County Commissioners

Prepared by: Vivianett Rodriguez

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING APPROPRIATIONS BETWEEN THE PERIOD OF JANUARY 1, 2024, TO AND ADOPTION OF THE COUNTY OF PASSAIC BUDGET FOR AN EMERGENCY TEMPORARY GRANT BUDGET, PURSUANT TO N.J.S.A. 40A:4-20

THIS RESOLUTION WAS REQUESTED BY:
 FINANCE

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/17/2024
Adopted Date	
Agenda Item	1.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION AUTHORIZING APPROPRIATIONS BETWEEN THE PERIOD OF JANUARY 1, 2024, TO AND ADOPTION OF THE COUNTY OF PASSAIC BUDGET FOR AN EMERGENCY TEMPORARY GRANT BUDGET, PURSUANT TO N.J.S.A. 40A:4-20

WHEREAS the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:4-20, the Board may and, if any contracts, commitments, or payments are to be made prior to the adoption of the budget, by resolution adopted within the first thirty days of the beginning of the fiscal year, and no adequate provision has been made in the 2024 temporary grant budget for the aforesaid purposes, and

WHEREAS the total temporary grant resolution adopted in the calendar year 2024 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$13,692,436.00; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:4-19 the Board of County Commissioners of the County of Passaic authorizes the following temporary appropriations for the period beginning January 1, 2024, and the adoption of the County of Passaic Budget for the temporary grant budget:

Emergency temporary appropriations be and the same are hereby in the amount as set forth in the table attached to and made part of this resolution.

Section 1. Administration.

GRANT	AMOUNT
LEAP County Coordinator Fellowship Grant	75,000.00
TOTAL	\$75,000.00

Section 2. Cultural & Historic Affairs.

GRANT	AMOUNT
Westside Park Pedestrian Bridge	69,451.00
TOTAL	\$69,451.00

Section 3. Election Departments.

GRANT	AMOUNT
Early Voting Grant Program	770,000.00
TOTAL	\$770,000.00

Section 4. Prosecutor's Office.

GRANT	AMOUNT
Victim Witness Advocacy-Victim Services	46,130.00
Child Advocacy Development Grant	172,096.00
TOTAL	\$218,226.00

GRAND TOTAL \$1,132,677.00

Said emergency temporary appropriations will be provided for in the 2024 County of Passaic Budget.

That the Clerk of the Board will send one certificated copy of this resolution; shall be filed with the Director of the Division of Local Government Services.

LET IT BE FURTHER RESOLVED that this resolution is approved by not less than two-thirds of the members of the Board of County Commissioners of the County of Passaic.

LET IT BE FURTHER RESOLVED that the Chief Financial Officer, County Administrator, County Counsel, and County Treasurer are authorized to take any and all action to carry out the purposes of this resolution.

RC/md

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

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Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION APPROVING THE PASSAIC COUNTY SURROGATE'S COURT FIVE (5) YEAR CAPITAL PLAN, PURSUANT TO N.J.S.A. 22A:2-51.1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 FINANCE

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/9/2024
Adopted Date	
Agenda Item	1.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION APPROVING THE PASSAIC COUNTY SURROGATE'S COURT FIVE (5) YEAR CAPITAL PLAN, PURSUANT TO N.J.S.A. 22A:2-51.1, ET SEQ.

WHEREAS, the County of Passaic ("County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic ("Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 22A:4-17.2(a), the Passaic County Treasurer shall return to the Passaic County Surrogate two dollars (\$2.00) of each fee received for the probate of a will; for the grant of general administration; for the grant of letters of guardianship; for the grant of letters of trusteeship; for the filling of inventories; for the filling of accountings; and for any other proceeding filed, recorded or issued in the Passaic County Surrogate's Court, and such sums shall be returned within ten (10) days of receipt by the County Treasurer; and

WHEREAS, monies received by the Passaic County Surrogate pursuant to N.J.S.A. 22A:4-17.2(a) shall be used to upgrade and modernize the services provided by the Passaic County Surrogate's Court, and such monies shall not be used for budgetary reductions by the County, except as otherwise stated under N.J.S.A. 22A:4-17.2(c); and

WHEREAS, N.J.S.A. 22A:2-51.1 sets forth the requirements of dedicated check off fee revenues allocated for the upgrading and modernizing the services provided by the offices of constitutional officers; and

WHEREAS, pursuant to N.J.S.A. 22A:2-51.1(a), each constitutional officer shall prepare and submit to the Board, for its approval, a five (5) year capital plan, setting forth the capital purposes to which the check off fee revenues are to be applied, which purposes shall include improving recording and election related records when applicable; and

WHEREAS, any dispute concerning the use of the check off fee revenues shall be submitted to and resolved by the Passaic County Assignment Judge, who shall be the final arbiter of such disputes; and

WHEREAS, pursuant to N.J.S.A. 22A:2-51.1(c), check off fee revenues shall not be used for budgetary reduction by the County, and the Director of the Division of Local Government Services in the Department of Community Affairs shall require the amendment of any county budget that is not in compliance with the requirements of N.J.S.A. 22A:2-51.1(c); and

WHEREAS, interest earned on check off fee revenues held in a dedicated or trust account shall accrue to that account and shall be used only for the purposes of check off fee revenues; and

WHEREAS, the Passaic County Surrogate's Court five (5) year capital plan is attached hereto and made part of this Resolution, which the Passaic County Chief Financial Officer is recommending to the Board for approval; and

WHEREAS, this matter was discussed at the January 10, 2024, Administration & Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 22A:2-51.1, et seq., the Board of County Commissioners of the County of Passaic approves the attached Passaic County Surrogate Court's five (5) year plan for the purposes stated therein, in accordance with the requirements set forth in N.J.S.A. 22A:2-51.1, et seq.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Chief Financial Officer, Passaic County Surrogate, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.



County of Passaic

Court House – Surrogate's Court
71 Hamilton Street, Paterson, New Jersey 07505

Hon. Zoila Cassanova, Esq.
Surrogate Court Judge

Tel: (973) 881-4760
Fax: (973) 523-3449

County Commissioner - Director Pasquale Lapore:

Re: PASSAIC COUNTY SURROGATE COURT'S FIVE-YEAR PLAN

The following represents the Surrogate's Court Five-Year Plan for your approval. This Plan is required by N.J.S.A. 22A:2-51.1 and the adoption of same as it relates thereto. The composition of this Plan affords the Board of Chosen Commissioners a snapshot of the revenues collected over the last five years, which based upon the same provides a projection for future revenues and the Capital Improvements needed in the Surrogate's Court. Your review and adoption of this Plan is critical to the continued growth and modernization of this Court. I am happy to report that Passaic County is now in compliance with the Administration of Courts guardianship monitor requirement. Prior to my appointment as Surrogate, Passaic County had a 5 year noncompliance backlog.¹

The New Jersey Constitution provides that all Surrogates shall be both the Judges of the Surrogate Court and Deputy Clerks of the Chancery Division, Probate Part of the Superior Court. N.J.S.A. 2B:14-1. *See also In re Judges of Passaic County, 100 N.J., 352 (1985).* By way of background, the Passaic County Surrogate Court (hereinafter known as "Court") is responsible for probating Wills, conducting hearings for the appointment of Administrators who manage and distribute the Estates of deceased persons who die intestate (without a will); the appointment of a Guardian over a minor or over the property and things of a person adjudged incapacitated; and the supervision of adoption hearings and the maintaining of the records thereof. In addition, the Surrogate shall perform such duties and maintain files and records on behalf of the Superior Court as may be required by law and the Rules of Court. (Please see addendum expounding on the Surrogate Court)

Annually, the Passaic County Surrogate's Court generates revenues for the Passaic County Treasury which is used to offset taxation in the County's Budget. In 2022 the Surrogate's Court generated a total of \$483,163.28 in total revenue, of which \$ 30,722.00 was reimbursed to the Surrogate's Court from the County Treasury. The following represents a summary of the revenues generated by the Surrogate's Court between 2018 and 2022:

¹ Pursuant to the New Jersey Court Rules, the Surrogates oversee the guardianship monitoring of court appointed guardians of individuals adjudicated incapacitated. As monitor, the Surrogate ensures that guardians file annual well-being reports, and when required financial reports. The Surrogates are required to report noncompliant guardians to the Superior Court and the Administration of Courts. When necessary, the Surrogate may seek removal of the guardian.

- 2018 \$436,301.42
- 2019 \$459,734.18
- 2020 \$544,269.74*
- 2021 \$497,270.38
- 2022 \$483,163.28

In addition to the foregoing, the Surrogate's Court is empowered and required to provide to the Passaic County Board of Commissioners a Five-Year Plan for the use of "Check off" fee revenues which includes the interest generated thereon. The Check-off fees are surcharges to be used for various improvement projects, including but not limited to, the upgrading and modernization of the services provided by the Court. These check-off fees, however, shall not be used by the County for budgetary reductions. *N.J.S.A. 22A:4-17.2*. The Surcharges are maintained in the Surrogate Court's Trust Fund.

As you know, the Passaic County Surrogate's Court serves approximately 530,985 residents making it one of the highest volume County's in the State of New Jersey. Guided by the legislatively mandated use of the check off surcharge fees for Capital Improvements, we aim to further modernize our Court by creating an efficient and user-friendly space for our customers. It is anticipated through the use of these fees, the next five years shall bring new expansions, addition of Artificial Intelligent to improve multilingual on-line interface, upgrading of scanners and portable printers, subscription to legal text and research; an upgraded server which will afford staff faster program processing applications and access thereto; as well as training to ensure that staff understand the application of law.

I have conferred with Richard Cahill, the Chief Financial Officer, regarding the projected average revenues for the next five years based on the past revenues generated. He and I agree that the average revenues generated will likely remain consistent short of the legislature amending the fee schedules, which is not currently anticipated. Based on the prior check off fee revenue, it is projected that the next five-year projections should remain relatively consistent with that which is set forth below. As you will see, over the course of the last five (5) years, the Surrogate Court has collected on average \$25,000.00 in check off fee surcharge revenue. This average excludes 2021, which generated a significantly higher than average amount of \$77,454.00 in check off surcharges due in part to the Covid-19 pandemic.² The following represents the annual collection amount between 2018 and 2022³:

- 2018 \$21,986.00
- 2019 \$27,664.00
- 2020 \$25,902.00
- 2021 \$77,454.00
- 2022 \$30,722.00

² Due to deaths caused by the Covid 19 pandemic the estate and State closures, filings for 2021 doubled resulting in a higher than usual number of estate filings fees.

³ The 2017 fiscal year was included as an example of the average prior to increase in the volume of deaths caused by the Covid 19 pandemic.

Based on the foregoing, it is anticipated that the next five years will generate a minimum of \$110,865.00 in combined check off fee surcharge revenue.

By way of example, in 2017, the number of Estates settled were 2,004 which included Administrations, Affidavits, Probates, and Succeeding Executors. Additionally, in 2017 this Court oversaw and processed 37 Adoptions. Currently, the Minor's Trust Account has a balance of 22,538,792.61. The Capital Improvements from the last five years, consisted of, but were not limited to, new flooring and carpeting, shelving units, panel frames, Covid-19 front glass tile protective guards, as well as round tabletops and a cafeteria. These improvements cost \$36,511.52, in total, a significantly lower cost than the average \$22,000.00 per year in check off fee surcharges allotted for Capital Improvements. Therefore, the current proposed Five-Year Plan is well funded.

These upgrades will also create a more conducive working environment for the staff. As technology is advanced, outdated equipment will need to be replaced by new and innovative hardware and software. The goal of staying on the cutting edge of progress, as we evolve along with new technological advancements, remains paramount to this Office. The Passaic County Surrogate's Court continues to provide outstanding mobile services to the community through our Night Court Sessions. Rotating within the County to the various municipalities, the Probate Clerks are fully equipped with laptops and portable printers to conveniently serve the Citizens of Passaic with their probate needs. Through the acquisition of new technology, I intend to expand the Night Court Sessions to other municipalities.

This Court continues to advance the goal of having a superb Information Technology System, process and procedures; and the most efficient means of serving the citizens of this County. An upgraded server, laptops, scanners, printers, and the modernization of office equipment, as well as improved social media presences, such as the 2023 launch of a multilingual AI website interface, shall be an on-going process to insure the best facilities for the public *par none* in the State of New Jersey.

The foregoing Five-Year Plan is but a blueprint for my vision of progress and adaptation to fast changing technology and the requirements of the State for the various programs and mandates of the Surrogate's Court. It is my expectation that the positive changes that will be undertaken will become apparent over the course of the next five years as we continue to improve upon the last Five-Year Plan, bringing our current vision closer to fruition.

I ask that this Plan be adopted at the next full Meeting of the Board of Chosen Commissioners.

Hon. Zoila Cassanova, Judge of the Surrogate Court

Cc: County Commissioners, Matthew Jordan Esq, County Administrator; Louis E. Imhof, III, Clerk to the Commissioner Board; Richard Cahill, Chief Financial Officer

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
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Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION TO ESTABLISH A TEMPORARY CAPITAL BUDGET

THIS RESOLUTION WAS REQUESTED BY:
 FINANCE

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/8/2024
Adopted Date	
Agenda Item	2.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

County of Passaic
TEMPORARY CAPITAL BUDGET

Whereas the local capital budget for the year 2024 has not been adopted, and

Whereas it is desired to introduce a capital ordinance,

Now, Therefore Be It Resolved, by the Board of County Commissioners of the County of Passaic, that the following temporary capital budget for 2024 be made:

	(((
RECORDED VOTE	AYES		NAYS		ABSTAIN
(Insert last names)	(((
	(((
	(((

CAPITAL BUDGET (Current Year Action)
2024

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	PLANNED FUNDING SERVICES FOR CURRENT YEAR 2024					6 TO BE FUNDED IN FUTURE YEARS
				5a 2024 Budget Appropriations	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	
Various Capital Improvements		\$ 10,500,000			\$ 525,000			\$ 9,975,000	
Various Improvements-PCCC-Chp.12		3,944,831						3,944,831	
Various Improvements-PCCC		2,098,982						2,098,982	
Courthouse Improvements		11,500,000					\$ 2,250,000	9,250,000	
TOTAL ALL PROJECTS		\$ 28,043,813	\$ -	\$ -	\$ 525,000	\$ -	\$ 2,250,000	\$ 25,268,813	

6 YEAR CAPITAL PROGRAM 2023 - 2028
ANTICIPATED PROJECT SCHEDULE AND FUND REQUIREMENT

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER YEAR					
				Budget Year 2024	2025	2026	2027	2028	2029
Various Capital Improvements		\$ 10,500,000		\$ 10,500,000					
Various Improvements-PCCC-Chp.12		3,944,831		3,944,831					
Various Improvements-PCCC		2,098,982		2,098,982					
Courthouse Improvements		11,500,000		11,500,000					
TOTALS ALL PROJECTS		\$ 28,043,813		\$ 28,043,813					

6 YEAR CAPITAL PROGRAM 2024 - 2029
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 Estimated TOTAL COST	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid And Other Funds	7 BONDS AND NOTES			
		Current Year 2024	Future Years				General	Self Liquidating	Assessment	School
Various Capital Improvements	\$ 10,500,000			\$ 525,000			\$ 9,975,000			
Various Improvements-PCCC-Chp.12	3,944,831						3,944,831			
Various Improvements-PCCC	2,098,982						2,098,982			
Courthouse Improvements	11,500,000					\$ 2,250,000		\$ 9,250,000		
TOTAL ALL PROJECTS	\$ 28,043,813	\$ -		\$ 525,000	\$ -	\$ 2,250,000	\$ 16,018,813	\$ 9,250,000		

It is hereby certified that this is a true copy of a resolution creating the temporary capital budget section adopted by the Board of County Commissioners, County of Passaic on the 23rd day of January 2024.

Certified by me

(DATE)

CLERK OF THE BOARD

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION RETAINING WEBER DOWD LAW, LLC TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF SARRA V. COUNTY OF PASSAIC, ET AL., DOCKET NO. PAS-L-3326-23, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-038

THIS RESOLUTION WAS REQUESTED BY:
 COUNTY COUNSEL

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/9/2024
Adopted Date	
Agenda Item	3.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION RETAINING WEBER DOWD LAW, LLC TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF SARRA V. COUNTY OF PASSAIC, ET AL., DOCKET NO. PAS-L-3326-23, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-038

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the County of Passaic, the Passaic County Sheriff’s Office, and the Passaic County Jail are named defendants in Sarra v. County of Passaic, et al., Docket No. PAS-L-3326-23, a matter pending in Superior Court, requiring retention of outside legal counsel; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq., on September 22, 2023, the Passaic County Purchasing Agent issued RFQ-24-038, Outside Legal Counsel (“RFQ-24-038”), seeking qualified law firms to provide outside legal services to the County in calendar year 2024; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the request for qualifications for a pool of outside legal counsel for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, on December 12, 2023, the Board passed Resolution No. R-23-1123, qualifying a pool of outside legal counsel for calendar year 2024 to be hired on an as-needed basis and as recommended by the Passaic County Counsel, which included Weber Dowd Law, LLC; and

WHEREAS, the Passaic County Counsel is recommending to retain Weber Dowd Law, LLC to represent the County defendants in the Sarra matter, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00); and

WHEREAS, funds are available in Account No. T-19-56-850-000-801, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), the Board of County Commissioners of the County of Passaic retains Weber Dowd Law, LLC to represent the County of Passaic, the Passaic County Sheriff’s Office and the Passaic County Jail in the matter of Sarra v. County of Passaic, et al., Docket No. PAS-L-3326-23, in an amount not to exceed one hundred twenty-five thousand dollars (\$125,000.00), in accordance with the terms and conditions set forth in RFQ-24-038.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract awarded to Weber Dowd Law, LLC, and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION RETAINING THE LAW FIRM OF KENYATTA STEWART, P.C. TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF ELIE-GEORGES V. COUNTY OF PASSAIC, ET AL., DOCKET NO. 22-CV-04506-EP-ESK, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-059

THIS RESOLUTION WAS REQUESTED BY:
 COUNTY COUNSEL

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/10/2024
Adopted Date	
Agenda Item	4.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION RETAINING THE LAW FIRM OF KENYATTA STEWART, P.C. TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF ELIE-GEORGES V. COUNTY OF PASSAIC, ET AL., DOCKET NO. 22-CV-04506-EP-ESK, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-059

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the County of Passaic; Lucinda Corrado, Executive Director of Preakness Healthcare Center; and Leslie Park, Deputy County Counsel, are named defendants in Elie-Georges v. County of Passaic, et al., Docket No. 22-cv-04506-EP-ESK, a matter pending in United States District Court for the District of New Jersey, requiring retention of outside legal counsel; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq., on December 4, 2023, the Passaic County Purchasing Agent issued RFQ-24-059, Expand Pool Outside Legal Counsel (“RFQ-24-059”), seeking to expand the pool of qualified law firms to provide outside legal services to the County in calendar year 2024; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the request for qualifications for a pool of outside legal counsel for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, on December 28, 2023, the Board passed Resolution No. R-23-1207, qualifying a pool of outside legal counsel for calendar year 2024 to be hired on an as-needed basis and as recommended by the Passaic County Counsel, which included The Law Firm of Kenyatta Stewart, P.C.; and

WHEREAS, on August 9, 2022, the Board passed Resolution No. R-22-0717, retaining Mariniello & Mariniello, P.C. to represent the County defendants in the Elie-Georges matter, in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00); and

WHEREAS, Mariniello & Mariniello, P.C. is no longer able to represent the County defendants in the Elie-Georges matter; and

WHEREAS, the Passaic County Counsel is recommending to retain The Law Firm of Kenyatta Stewart, P.C. to represent the County defendants in the Elie-Georges matter, in an amount not to exceed two hundred thousand dollars (\$200,000.00); and

WHEREAS, funds are available in Account No. T-19-56-850-000-801, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), the Board of County Commissioners of the County of Passaic retains The Law Firm of Kenyatta Stewart, P.C. to represent the County of Passaic, Lucinda Corrado, and Leslie Park in the matter of Elie-Georges v. County of Passaic, et al., Docket No. 22-cv-04506-EP-ESK, in an amount not to exceed two hundred thousand dollars (\$200,000.00), in accordance with the terms and conditions set forth in RFQ-24-059.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract awarded to The Law Firm of Kenyatta Stewart, P.C., and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

RESOLUTION RETAINING THE LAW FIRM OF KENYATTA STEWART, P.C. TO PROVIDE OUTSIDE LEGAL SERVICES IN THE MATTER OF ELIE-GEORGES V. COUNTY OF PASSAIC, ET AL., DOCKET NO. 22-CV-04506-EP-ESK, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ. AND RFQ-24-059

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the County of Passaic; Lucinda Corrado, Executive Director of Preakness Healthcare Center; and Leslie Park, Deputy County Counsel, are named defendants in Elie-Georges v. County of Passaic, et al., Docket No. 22-cv-04506-EP-ESK, a matter pending in United States District Court for the District of New Jersey, requiring retention of outside legal counsel; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq., on December 4, 2023, the Passaic County Purchasing Agent issued RFQ-24-059, Expand Pool Outside Legal Counsel (“RFQ-24-059”), seeking to expand the pool of qualified law firms to provide outside legal services to the County in calendar year 2024; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the request for qualifications for a pool of outside legal counsel for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, on December 28, 2023, the Board passed Resolution No. R-23-1207, qualifying a pool of outside legal counsel for calendar year 2024 to be hired on an as-needed basis and as recommended by the Passaic County Counsel, which included The Law Firm of Kenyatta Stewart, P.C.; and

WHEREAS, on August 9, 2022, the Board passed Resolution No. R-22-0717, retaining Mariniello & Mariniello, P.C. to represent the County defendants in the Elie-Georges matter, in an amount not to exceed two hundred fifty thousand dollars (\$250,000.00); and

WHEREAS, Mariniello & Mariniello, P.C. is no longer able to represent the County defendants in the Elie-Georges matter; and

WHEREAS, the Passaic County Counsel is recommending to retain The Law Firm of Kenyatta Stewart, P.C. to represent the County defendants in the Elie-Georges matter, in an amount not to exceed two hundred thousand dollars (\$200,000.00); and

WHEREAS, funds are available in Account No. T-19-56-850-000-801, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), the Board of County Commissioners of the County of Passaic retains The Law Firm of Kenyatta Stewart, P.C. to represent the County of Passaic, Lucinda Corrado, and Leslie Park in the matter of Elie-Georges v. County of Passaic, et al., Docket No. 22-cv-04506-EP-ESK, in an amount not to exceed two hundred thousand dollars (\$200,000.00), in accordance with the terms and conditions set forth in RFQ-24-059.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract awarded to The Law Firm of Kenyatta Stewart, P.C., and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL NO. 11, REPRESENTING MOTOR VEHICLE OPERATOR AND ELDERLY HANDICAP EMPLOYEES IN THE PASSAIC COUNTY PARATRANSIT DIVISION, PURSUANT TO N.J.S.A. 34:13A-1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/10/2024
Adopted Date	
Agenda Item	5.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION RATIFYING MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL NO. 11, REPRESENTING MOTOR VEHICLE OPERATOR AND ELDERLY HANDICAP EMPLOYEES IN THE PASSAIC COUNTY PARATRANSIT DIVISION, PURSUANT TO N.J.S.A. 34:13A-1, ET SEQ.

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the International Brotherhood of Teamsters, Local No. 11 (“Union”) is the designated bargaining unit for motor vehicle operator and elderly handicap employees in the Passaic County Department of Senior Services, Disability & Veterans Affairs, Paratransit Division; and

WHEREAS, the County and Union are members to a Collective Negotiations Agreement (“CNA”) that became effective on January 1, 2020 and expired on December 31, 2023; and

WHEREAS, the County and Union negotiated various amendments to the CNA, in good faith and in compliance with N.J.S.A. 34:13A-1, et seq., prior to the expiration of 2020-2023 CNA; and

WHEREAS, the County and Union executed a Memorandum of Agreement (“MOA”), attached hereto and made part of this Resolution, setting forth the terms and conditions to be amended in the succeeding CNA, which became effective on January 1, 2024 and will expire on December 31, 2027; and

WHEREAS, in accordance with N.J.S.A. 34:13A-1, et seq., a majority of the Union’s membership ratified the MOA; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 34:13A-1, et seq., the Board of County Commissioners of the County of Passaic ratifies the Memorandum of Agreement between the County of Passaic and the International Brotherhood of Teamsters, Local No. 11, representing motor vehicle operator and elderly handicap employees in the Passaic County Paratransit Division.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, County Administrator and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

proposed terms to the

International Brotherhood of Teamsters, Local No. 11

representing Motor Vehicle Operator and Elderly Handicap employees in the Paratransit Division

WHEREAS, this Memorandum of Agreement (hereafter "MOA") is entered into between the County of Passaic (hereafter "County") and the International Brotherhood of Teamsters, Local No. 11 (hereafter "Union") representing Motor Vehicle Operator and Elderly Handicap employees in the County's Division of Paratransit; and

WHEREAS, the terms negotiated herein were done so in good faith and in compliance with N.J.S.A. 34:13A-1, et seq., and amend the collective bargaining agreement (hereafter "Agreement") that expired between the County and Union on December 31, 2023; and

WHEREAS, at negotiation sessions between representatives of the County and Union, having bargained in good faith and agreed, hereby state the following amendments to the Agreement:

ARTICLE 6. HOURS OF WORK¹

Amend the language as follows:

Section 2. Stand-By.

~~Drivers are to report to the Paratransit offices and must sign in and notify management of their location. During the term of the Agreement, employees in the unit shall be entitled to a one half (1/2) hour unpaid lunch, with an allowable fifteen (15) minute grace period for travel time after the drop off of a patient. Employees will be scheduled according to the needs of the department. If scheduled for Stand-By work, drivers are to report on their scheduled time and remain available in the driver's room.~~

Section 3. Lunch Break. [NEW]

Employees in the unit shall be entitled to a one half (1/2) hour unpaid lunch, with an allowable fifteen (15) minute grace period for travel time after the drop off a passenger.

ARTICLE 7. RATES OF PAY

Amend the language as follows:

Section 7. Employee Rate of Pay.

- (a) Salary Guide. Effective and retroactive to January 1, 2024~~0~~, the Salary Guide attached hereto shall be applicable to all Employees in the Union.

¹ Any text underlined is a new addition to the Agreement, any text with a strikethrough is being deleted.

- (b) Rate of Pay in 20240. Effective and retroactive to January 1, 20240, Employees in the Union will move one (1) step on the Salary Guide with no cost of living adjustment. Effective and retroactive to January 1, 20240, all Employees at maximum on the Salary Guide shall receive a two and half percent (2.5%) increase one thousand two hundred and fifty dollars (\$1,250.00) on base salary.
- (c) Rate of Pay in 20251. Effective January 1, 20251, Employees in the Union will move one (1) step on the Salary Guide with no cost of living adjustment. Effective January 1, 20251, all Employees at maximum on the Salary Guide shall receive a two and half percent (2.5%) increase one thousand two hundred and fifty dollars (\$1,250.00) on base salary.
- (d) Rate of Pay in 20262. Effective January 1, 20262, Employees in the Union will move one (1) step on the Salary Guide with no cost of living adjustment. Effective January 1, 20262, all Employees at maximum on the Salary Guide shall receive a two and half percent (2.5%) increase one thousand two hundred and fifty dollars (\$1,250.00) on base salary.
- (e) Rate of Pay in 20273. Effective January 1, 20273, Employees in the Union will move one (1) step on the Salary Guide with no cost of living adjustment. Effective January 1, 20273, all Employees at maximum on the Salary Guide shall receive a two and half percent (2.5%) increase one thousand two hundred and fifty dollars (\$1,250.00) on base salary.

Section 8. Commercial Drivers License. [NEW]

Effective January 1, 2024, the County shall pay for the costs related to an Employee in the Union to obtain his/her commercial driver's license, pursuant to the following conditions:

- (a) An employee will be hired provisionally as a Senior Clerk Driver pending completion of all required certifications for a commercial driver's license in the State of New Jersey. During the provisional period, the employee shall drive non-CDL vehicles, as directed by the County.
- (b) During the provisional period, the employee shall be required to complete the certification for a commercial driver's license in the State of New Jersey within six (6) months of his/her date of hire, with the County paying all costs related to same. If the employee fails to obtain the certification, he/she shall be subject to termination.
- (c) Once the employee completes the commercial driver's license certification, he/she shall be promoted to the title of Motor Vehicle Operator Elderly & Handicap and be placed on the first step of the Salary Guide.
- (d) An employee who receives the commercial driver's license certification from the County is required to provide at least two (2) years of service in the title of Motor Vehicle Operator Elderly & Handicap to the County. If the employee is separated from employment before the two (2) years of service, he/she shall be required to reimburse the County for the costs associated with obtaining the commercial driver's license certification.

ARTICLE 8. PAY FOR TIME NOT WORKED

Amend the language as follows:

Section 1. Holidays.

Employees within the Union shall be entitled to the following holidays with pay computed on the employee's regular straight time rate:

New Year's Day	Columbus Day
Martin Luther King's Birthday	Election Day
President's Day	Veterans Day
Good Friday	Thanksgiving Day
Memorial Day	Friday after Thanksgiving
<u>Juneteenth (third Friday of June)</u>	½ day Christmas Eve
Independence Day	Christmas Day
Labor Day	½ day New Year's Eve
Employee's Birthday	

ARTICLE 14. NON-CASH BENEFITS

Add the following section:

Section 5. Prescription Benefits. [NEW]

- (a) Prescription Refills. Employees will be able to fill a 30 day supply for long term medications at any non-CVS pharmacy of their choice. For 90 day-supplies, medications must be filled at any CVS retail or CVS mail order pharmacy.
- (b) Three Tier Copays. Employees co-pays for prescription benefits will be paid according to the following rates:
- i. Tier One: Generic Drugs (\$5.00 Brand – Plan 1).

Prescription Type	Copay
Retail generics	\$0.00
Retail preferred brands	\$5.00
Retail non-preferred brands	\$20.00
Mail generics	\$0.00
Mail preferred brands	\$5.00
Mail non-preferred brands	\$20.00
Preventive retail generics	\$0.00
Preventive retail preferred brands	\$5.00
Preventive retail non-preferred brands	\$20.00
Preventive mail generics	\$0.00
Preventive mail preferred brands	\$5.00
Preventive mail non-preferred brands	\$20.00
Specialty retail generics	\$0.00

Specialty retail preferred brands	\$5.00
Specialty retail non-preferred brands	\$20.00
Specialty mail generics	\$0.00
Specialty mail preferred brands	\$5.00
Specialty mail non-preferred brands	\$20.00

ii. Tier Two: Preferred Brands (\$10.00 Brand – Plan 2)

Prescription Type	Copay
Retail generics	\$0.00
Retail preferred brands	\$10.00
Retail non-preferred brands	\$25.00
Mail generics	\$0.00
Mail preferred brands	\$10.00
Mail non-preferred brands	\$25.00
Preventive retail generics	\$0.00
Preventive retail preferred brands	\$10.00
Preventive retail non-preferred brands	\$25.00
Preventive mail generics	\$0.00
Preventive mail preferred brands	\$10.00
Preventive mail non-preferred brands	\$25.00
Specialty retail generics	\$0.00
Specialty retail preferred brands	\$10.00
Specialty retail non-preferred brands	\$25.00
Specialty mail generics	\$0.00
Specialty mail preferred brands	\$10.00
Specialty mail non-preferred brands	\$25.00

Generic Prescriptions. When a generic prescription is available but the pharmacy dispenses the brand per the employee or physician's request, the employee will pay the difference between the brand discount and the generic discount, in addition to the generic copayment.

ARTICLE 16. MISCELLANEOUS BENEFITS

Amend the language as follows:

Section 7. Shoe Allowance.

~~The County shall contribute two hundred dollars (\$200.00) per employee towards the purchase of work shoes each year of the Agreement, payable in the second pay period of each year, with no requirement of receipt. Employees may purchase multiple shoes up to two hundred dollars (\$200.00).~~

Employees will have the ability to choose work shoes in an amount not to exceed two hundred dollars (\$200.00) from a County selected vendor, which will be accessible during work hours. Employees shall have the ability to select his/her work shoes one time in each year the Agreement is in place.

Section 8. Fingerprinting.

The County shall pay the cost of fingerprinting as required by State law for the drivers who hold a CDL license. The County shall pay the cost of the Medical Certification Renewal Fee at a location as designated an Immedicenter located at either 500 Union Boulevard #3, Totowa, New Jersey 07512 or 1355 Broad Street, Clifton, New Jersey 07013, as approved by the County. This would not cover new employees who are required to have a background check as part of the requirement for employment.

Section 9. Union DRIVE Voluntary Contribution. [NEW]

The County agrees to deduct from the paycheck of all employees covered by this Agreement voluntary contributions to the Democrat Republican Independent Voter Education (hereafter "DRIVE"). DRIVE shall notify the County of the amounts designated by each contributing employee that are deducted from his/her paycheck on a weekly basis for all hours worked. The County shall transmit to DRIVE national headquarters monthly in one (1) check the total amount deducted along with the name of each employee on whose behalf a deduction is made, the employee's social security number, and the amount deducted from the employee's check.

ARTICLE 25. DURATION OF AGREEMENT

This Agreement shall become effective on January 1, 20240 and shall continue in full force and effect until December 31, 20273, shall automatically renew itself from year to year thereafter, unless either of the parties is given notice in writing at least ninety (90) days prior to the expiration date to change, modify, or terminate this Agreement. In such cases, the parties shall endeavor to negotiate a new Agreement within the ninety (90) days prior to the expiration of this Agreement.

ACKNOWLEDGEMENT OF RATIFICATION AND INCORPORATION

The County and Union agree to recommend these terms and conditions to their respective constituents for ratification. All issues agreed to shall be incorporated into the new Agreement. All issues not previously agreed to and not mentioned herein are withdrawn. All other language in the expired Agreement shall continue in the new contract and remain status quo.

COUNTY OF PASSAIC:

IBT TEAMSTERS LOCAL 11:



Matthew P. Jordan, Esq.
Passaic County Administrator

Michael J. Curcio, President
International Brotherhood of Teamsters,
Local 11

DATED: *January 4, 2027*

DATED: *1/4/2024*

SALARY GUIDE

STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7	STEP 8	STEP 9
\$43,680	\$45,580	\$47,480	\$49,380	\$51,280	\$53,180	\$55,080	\$56,980	\$58,340

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
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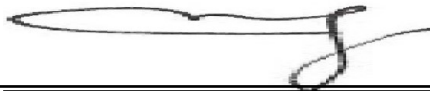
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION RETAINING THE TAYLOR LAW GROUP, LLC TO SERVE AS OUTSIDE LABOR COUNSEL, CONDUCT WORKPLACE INVESTIGATIONS, AND PROVIDE EMPLOYMENT TRAININGS TO THE COUNTY OF PASSAIC IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ AND RFQ-24-060

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/10/2024
Adopted Date	
Agenda Item	6.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION RETAINING THE TAYLOR LAW GROUP, LLC TO SERVE AS OUTSIDE LABOR COUNSEL, CONDUCT WORKPLACE INVESTIGATIONS, AND PROVIDE EMPLOYMENT TRAININGS TO THE COUNTY OF PASSAIC IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ AND RFQ-24-060

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the County requires qualified law firms to undertake representation in labor matters, conduct workplace investigations, and provide employment trainings to County employees in calendar year 2024; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq., on December 5, 2023, the Passaic County Purchasing Agent issued RFQ-24-060, Expand Pool Outside Labor Counsel, Workplace Investigations, and Employment Training (“RFQ-24-060”), seeking to expand the pool of outside labor counsel for calendar year 2024; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the request for qualifications for a pool of outside labor counsel for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, on December 28, 2023, the Board passed Resolution No. R-23-1208, qualifying various law firms to serve as outside labor counsel, and conduct workplace investigations and employment trainings for calendar year 2024, which included the Taylor Law Group, LLC; and

WHEREAS, the Passaic County Administrator is recommending to retain the Taylor Law Group, LLC as outside labor counsel for calendar year 2024, in an amount not to exceed one hundred thousand dollars (\$100,000.00); and

WHEREAS, funds are available in Account No. 4-01-20-102-001-233, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), the Board of County Commissioners of the County of Passaic retains the Taylor Law Group, LLC to serve as outside labor counsel, conduct workplace investigations and provide employment trainings to the County of Passaic in calendar year 2024, in an amount not to exceed one hundred thousand dollars (\$100,000.00), in accordance with the terms and conditions set forth in RFQ-24-060.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service and amount of the contract awarded to the Taylor Law Group, LLC and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, County Administrator, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION APPOINTING ANTHONY J. DENOVA, III AND KEITH SPILLANE TO THE PASSAIC COUNTY IMPROVEMENT AUTHORITY, PURSUANT TO N.J.S.A. 40:37A-46, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/12/2024
Adopted Date	
Agenda Item	7.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION APPOINTING ANTHONY J. DENOVA, III AND KEITH SPILLANE TO THE PASSAIC COUNTY IMPROVEMENT AUTHORITY, PURSUANT TO N.J.S.A. 40:37A-46, ET SEQ.

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to the County Improvement Authorities Law, N.J.S.A. 40:37A-44, et seq., the Board created the Passaic County Improvement Authority (“PCIA”); and

WHEREAS, in accordance with N.J.S.A. 40:37A-46, the PCIA shall consist of five (5) members who shall be residents of the County and who shall be appointed by resolution of the Board; and

WHEREAS, pursuant to N.J.S.A. 40:37A-48, after initial appointments, the Board may appoint members to the PCIA for a five (5) year term, expiring February 1st of the fifth year; and

WHEREAS, pursuant to N.J.S.A. 40:37A-51, members of the PCIA shall serve without compensation, but the PCIA may reimburse its members for necessary expenses incurred in the discharge of their duties; and

WHEREAS, on February 12, 2019, the Board passed Resolution No. R20190103, reappointing Wayne Alston and Michael Bradley as members of the PCIA for a five (5) year term, beginning March 1, 2019 and terminating March 1, 2024; and

WHEREAS, Mr. Alston and Mr. Bradley are no longer able to serve as members of the PCIA; and

WHEREAS, the Passaic County Administrator is recommending to appoint Anthony J. DeNova, III and Keith Spillane to the PCIA, as follows:

1. Keith Spillane, for a term commencing March 1, 2024 and expiring February 1, 2028;
2. Anthony J. DeNova, III for a term, commencing March 1, 2024 and expiring February 1, 2029; and

WHEREAS, Mr. DeNova and Mr. Spillane are residents of the County, in compliance N.J.S.A. 40:37A-46, and are otherwise qualified to serve as members of the PCIA; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration & Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:37A-46, et seq., the Board of County Commissioners of the County of Passaic appoints Anthony J. DeNova, III and Keith Spillane as members of the Passaic County Improvement Authority, as follows:

1. Keith Spillane, for a term commencing March 1, 2024 and expiring February 1, 2028.
2. Anthony J. DeNova, III for a term, commencing March 1, 2024 and expiring February 1, 2029.

LET IT BE FURTHER RESOLVED, that pursuant to N.J.S.A. 40:37A-48, the Clerk of the Board shall send a certified copy of this Resolution to the New Jersey Secretary of State.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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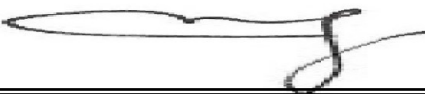
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE 519 RINGWOOD AVENUE VETERANS HOUSING PROJECT ON BEHALF OF THE PASSAIC COUNTY AFFORDABLE HOUSING CORPORATION, PURSUANT N.J.S.A 40A:11-23, ET SEQ.


THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:



 Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



 Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/16/2024
Adopted Date	
Agenda Item	8.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE 519 RINGWOOD AVENUE VETERANS HOUSING PROJECT ON BEHALF OF THE PASSAIC COUNTY AFFORDABLE HOUSING CORPORATION, PURSUANT N.J.S.A. 40A:11-23, ET SEQ.

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Passaic County Affordable Housing Corporation seeks to undertake the 519 Ringwood Avenue Veterans Housing Project, which will provide affordable housing for seniors and veterans; and

WHEREAS, it is necessary to authorize the Passaic County Purchasing Agent to advertise and receive bids for the 519 Ringwood Avenue Veterans Housing Project on behalf of the Passaic County Affordable Housing Corporation; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23, et seq., the County shall publish the advertisements for construction bids in an official newspaper of the County, sufficiently in advance of the date fixed for receiving the bids to promote competitive bidding, but in no event less than ten (10) days prior to such date; and

WHEREAS, this matter was discussed at January 10, 2024 Administration & Finance Committee meeting, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-23, et seq., the Board of County Commissioners of the County of Passaic authorizes the Passaic County Purchasing Agent to advertise and receive bids for the 519 Ringwood Avenue Veterans Housing Project.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, Purchasing Agent and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
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 Pasquale "Pat" Lepore

401 Grand Street
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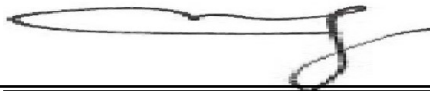
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION EXERCISING THE SECOND ONE-YEAR OPTION WITH SONOMA RESTAURANT CORPORATION TO OPERATE THE CAFETERIA LOCATED WITHIN THE PASSAIC COUNTY HISTORIC COURTHOUSE, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. AND RFP-20-010

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/16/2024
Adopted Date	
Agenda Item	9.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION EXERCISING THE SECOND ONE-YEAR OPTION WITH SONOMA RESTAURANT CORPORATION TO OPERATE THE CAFETERIA LOCATED WITHIN THE PASSAIC COUNTY HISTORIC COURTHOUSE, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. AND RFP-20-010

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, N.J.S.A. 40A:11-4.1 authorizes the County to utilize competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

WHEREAS, N.J.S.A. 40A:11-4.1(j) specifically authorizes the County to utilize competitive contracting to procure concessions; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.3, on December 10, 2002, the Board approved Resolution No. R-02-602-02-10-2002, authorizing competitive contracting for a concession at the Passaic County Historic Courthouse (“Courthouse”); and

WHEREAS, on February 28, 2020, the Passaic County Purchasing Agent issued RFP-20-010, Operation of a Cafeteria for County and State Personnel, Jurors, Guests, and Visitors at the Passaic County Court House, 77 Hamilton Street, Paterson, NJ 07505 (“RFP-20-010”), seeking a qualified concessionaire; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for proposals was a fair and open process, specifically, the request for proposals seeking a qualified concessionaire was publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and was publicly opened and announced when awarded; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.1, et seq., on June 16, 2020, the Board approved Resolution No. R20200452, authorizing a three (3) year agreement with Sonoma Restaurant Corporation for the operation of the cafeteria located at the Courthouse, beginning May 1, 2020 and expiring April 30, 2023, with the County retaining two (2) one (1) year options to be exercised at the discretion of the Board; and

WHEREAS, on February 14, 2023, the Board passed Resolution No. R-23-0081, exercising the first one (1) year option with Sonoma Restaurant Corporation for a lease term, beginning May 1, 2023 and terminating April 30, 2024, whereby Sonoma would pay the County a monthly rate of one thousand three hundred and fifty dollars (\$1,350.00), for a total lease payment of sixteen thousand two hundred dollars (\$16,200.00); and

WHEREAS, the Passaic County Administrator is recommending to exercise the second and last one (1) year option with Sonoma Restaurant Corporation for a lease term, commencing May 1, 2024 and expiring April 30, 2025, whereby Sonoma shall be responsible to pay rent to the County on a monthly basis, in an amount not to exceed one thousand four hundred dollars (\$1,400.00), for a total contract amount, not to exceed sixteen thousand eight hundred dollars (\$16,800.00); and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-4.1, et seq., the Board of County Commissioners of the County of Passaic exercises the second one (1) year option with Sonoma Restaurant Corporation for a lease term, beginning May 1, 2024 and expiring April 30, 2025, whereby Sonoma shall pay the County a monthly rate of one thousand four hundred dollars (\$1,400.00) for an annual lease payment not to exceed sixteen thousand eight hundred dollars (\$16,800.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service and amount of the contract awarded to Sonoma Restaurant Corporation, and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
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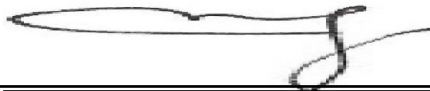
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION REAPPOINTING NANCY MERAMO OF WEST MILFORD TO THE PASSAIC COUNTY ADVISORY COUNCIL ON DISABILITY FOR A THREE (3) YEAR TERM, COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2026, PURSUANT TO N.J.S.A. 40:20-1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/16/2024
Adopted Date	
Agenda Item	10.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION REAPPOINTING NANCY MERAMO OF WEST MILFORD TO THE PASSAIC COUNTY ADVISORY COUNCIL ON DISABILITY FOR A THREE (3) YEAR TERM, COMMENCING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2026, PURSUANT TO N.J.S.A. 40:20-1, ET SEQ.

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, on May 21, 1997, the Board created the Passaic County Advisory Council on Disability; and

WHEREAS, on December 8, 2020, the Board passed Resolution No. R20201062, reappointing Nancy Meramo of West Milford to the Passaic County Advisory Council on Disability for a three (3) year term, commencing January 1, 2021 and expiring December 31, 2023; and

WHEREAS, the Director of Senior Services, Disability & Veteran Affairs is recommending to reappoint Ms. Meramo to the Passaic County Advisory Council on Disability for a three (3) year term, beginning January 1, 2024 and terminating December 31, 2026; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic hereby reappoints Nancy Meramo of West Milford to the Passaic County Advisory Council on Disability for a three (3) year term, commencing January 1, 2024 and expiring December 31, 2026.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, Director of Senior Services, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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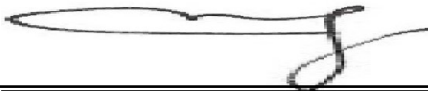
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION REAPPOINTING LINDA LEPORE AND APPOINTING ROBIN CANETTI TO THE PASSAIC COUNTY CAMP HOPE COMMISSION FOR A FIVE (5) YEAR TERM, PURSUANT TO N.J.S.A. 40:23-6.1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/16/2024
Adopted Date	
Agenda Item	11.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION REAPPOINTING LINDA LEPORE AND APPOINTING ROBIN CANETTI TO THE PASSAIC COUNTY CAMP HOPE COMMISSION FOR A FIVE (5) YEAR TERM, PURSUANT TO N.J.S.A. 40:23-6.1, ET SEQ.

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, N.J.S.A. 40:23-6.1 authorizes the Board to conduct and operate a summer camp for under-nourished and under-privileged children of the county, and children of the county whose health may be benefitted by it, and to establish rules and regulations for admission to the same; and

WHEREAS, pursuant to N.J.S.A. 40:23-6.2, the Board created the Passaic County Camp Hope Commission; and

WHEREAS, in accordance with N.J.S.A. 40:23-6.3, the Camp Hope Commission shall be composed of five citizens of the County, at least two of whom shall be women, to be appointed by the Board, who, with two designated members of the Board and the County adjuster, as ex-officio member, shall constitute the Camp Hope Commission and managers of the camp; and

WHEREAS, pursuant to N.J.S.A. 40:23-6.4, members of the Camp Hope Commission shall hold their offices for five (5) years, except that the first appointments shall be respectively for one (1), two (2), three (3), four (4), and five (5) years; and

WHEREAS, on March 13, 2018, the Board passed Resolution No. R20180190, reappointing Linda Lepore and Doris Whitaker to the Camp Hope Commission, as follows:

1. Reappointing Ms. Lepore to a four (4) year term, expiring December 31, 2021;
2. Reappointing Ms. Whitaker to a five (5) year term, expiring December 31, 2022; and

WHEREAS, the Passaic County Administrator is recommending to reappoint Ms. Lepore to the Camp Hope Commission for a five (5) year term, commencing January 1, 2022 and expiring December 31, 2026; and

WHEREAS, Ms. Whitaker is no longer able to serve on the Camp Hope Commission and the County Administrator is recommending to appoint Robin Canetti for a five (5) year term, commencing January 1, 2023 and expiring December 31, 2027; and

WHEREAS, pursuant to N.J.S.A. 40:23-6.5, members of the Camp Hope Commission shall receive no compensation for their services but shall be allowed their actual and necessary expenses, on the approval of the Commission, all of which shall be audited and paid in the same manner as other expenses are paid in and for the County; and

WHEREAS, pursuant to N.J.S.A. 40:23-6.7, the Board of Managers of the Camp Hope Commission shall have charge of all matters relating to the government, discipline, contracts, and fiscal concerns of the camp, and shall make such rules and regulations as may be necessary for carrying out the purposes of the camp; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration & Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:23-6.1, et seq., the Board of County Commissioners of the County of Passaic hereby reappoints Linda Lepore and appoints Robin Canetti to the Passaic County Camp Hope Commission for a five (5) year term, as follows:

1. Reappointing Linda Lepore to a five (5) year term, retroactive to January 1, 2022 and expiring December 31, 2026.
2. Appointing Robin Canetti to a five (5) year term, retroactive to January 1, 2023 and expiring December 31, 2027.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION APPROVING THE 2024 OPEN SPACE, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND BUDGET, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 ADMINISTRATION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/10/2024
Adopted Date	
Agenda Item	12.
CAF#	
Purchase Req. #	
Result	

Administration and Finance

COMMITTEE NAME

RESOLUTION APPROVING THE 2024 OPEN SPACE, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND BUDGET, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, on April 25, 2017, the Board approved Resolution No. R20170349, adopting a uniform body of rules and regulations governing the Open Space, Farmland, and Historic Preservation Trust Fund (“Rules”); and

WHEREAS, Chapter 17 of the Rules requires the Board to pass a yearly budget for appropriations from the Open Space, Farmland, and Historic Preservation Trust Fund, outlining improvement projects and other allowable expenses within the Passaic County Park System; and

WHEREAS, pursuant to Chapter 17, Part 1(a), the County Administrator, in consultation with the County Engineer, Director of the Department of Parks and Recreation, Director of the Planning and Economic Development Department, and Director of the Cultural and Historic Affairs Department, prepared the 2024 Open Space, Farmland, and Historic Preservation Trust Fund Budget, attached hereto and made part of this Resolution, which is being recommended to the Board for approval; and

WHEREAS, this matter was discussed at the January 10, 2024 Administration and Finance Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic approves the attached 2024 Open Space, Farmland, and Historic Preservation Trust Fund Budget.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, Chief Financial Officer, County Counsel, County Administrator and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A CONTRACT AWARD TO AMERICAN WEAR, INC. D/B/A AMERICAN WEAR UNIFORMS TO PROVIDE UNIFORM RENTAL AND CLEANING SERVICES TO PREAKNESS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-4, ET SEQ. AND SB-24-015

THIS RESOLUTION WAS REQUESTED BY:
 PREAKNESS HEALTHCARE CENTER

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/17/2024
Adopted Date	
Agenda Item	13.
CAF#	4-01-27-172-001-213
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING A CONTRACT AWARD TO AMERICAN WEAR, INC. D/B/A AMERICAN WEAR UNIFORMS TO PROVIDE UNIFORM RENTAL AND CLEANING SERVICES TO PREAKNESS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-4, ET SEQ. AND SB-24-015

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, Preakness Healthcare Center (“Preakness”) is a New Jersey Department of Health licensed, 406-bed skilled nursing facility that is owned and operated by the Board; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., for every contract awarded by the County for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold established pursuant to N.J.S.A. 40A:11-3, shall be awarded by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on November 27, 2023, the Passaic County Purchasing Agent issued SB-24-015, Preakness Healthcare Center Security Staff Uniform Rental and Cleaning (“SB-24-015”), in compliance with N.J.S.A. 40A:11-4, et seq., that solicited competitive pricing from qualified vendors for the goods and services sought therein; and

WHEREAS, American Wear, Inc. d/b/a American Wear Uniforms is the lowest responsible bidder to SB-24-015, as evidenced by the tally sheet attached hereto and made part of this Resolution; and

WHEREAS, American Wear, Inc. d/b/a American Wear Uniforms agreed to extend pricing under the Passaic County CO-OP #38PCCP; and

WHEREAS, the Executive Director of Preakness is recommending to make a contract award to American Wear, Inc. d/b/a American Wear Uniforms to provide uniform rental and cleaning services to security staff at Preakness for a one (1) year contract award, beginning March 1, 2024 and terminating February 28, 2025, in an amount not to exceed twenty-eight thousand six hundred dollars (\$28,600.00), with the Board retaining two (2) one-year options to be exercised at the discretion of the Board; and

WHEREAS, funds are available in Account No. 4-01-27-172-001-213, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 16, 2024, Health and Human Services Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-4, et seq., the Board of County Commissioners of the County of Passaic authorizes a contract award to American Wear, Inc. d/b/a American Wear Uniforms to provide uniform rental and cleaning services to Preakness Healthcare Center for a one (1) year contract term, commencing March 1, 2024 and expiring February 28, 2025, in an amount not to exceed twenty-eight thousand six hundred dollars (\$28,600.00), with the Board retaining two (2) one-year options to be exercised at the discretion of the Board, in accordance with the terms and conditions set forth in SB-24-015.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Purchasing Agent, Executive Director of Preakness, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$28,600.00

APPROPRIATION: *Contingent upon availability of funds in 2024 adopted budget

PURPOSE: Award contract to American Wear, Inc. d/b/a American Wear Uniforms to provide uniform rental and cleaning services to Preakness Healthcare Center.



Richard Cahill, Director of Finance

DATED: January 23, 2024

COUNTY OF PASSAIC
 PREAKNESS HEALTH, Co of Passaic
 (Q) 973-585-1493
 305 OLDHAM RD - WYKENA GREEN
 WAYNE, NJ 07470

REQUISITION	
NO.	R4-08606

S H I P T O	COUNTY OF PASSAIC PREAKNESS HEALTHCARE CENTER 305 OLDHAM ROAD WAYNE, NJ 07470
V E N D O R	VENDOR #: 01670 AMERICAN WEAR, INC. AMERICAN WEAR UNIFORMS 261 NORTH 18TH STREET EAST ORANGE, NJ 07017-5352

ORDER DATE: 01/09/24
 DELIVERY DATE:
 STATE CONTRACT:
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	Security Uniform Rental & Cleaning Period: 3/1/2024-12/31/2024 SB-24-015 Reso: Date:	4-01-27-172-001-213	23,833.0000	23,833.00
			TOTAL	23,833.00

 REQUESTING DEPARTMENT DATE

COUNTY OF PASSAIC

BID TALLY SHEET

Straight Bids

Sherry Arvanitakis, Q.P.A.
Purchasing Agent

Nadege Allwaters, Esq.
County Counsel
Leslie Park, Esq.
Deputy County Counsel

Taken by: Darlene Morel

Taken by: **Hashiah Brown**

Typed by: Zyanya Cordova

PURCHASING DEPARTMENT

Bids received at 10:30 a.m. on December 7, 2023 at the Passaic County Procurement Center, 495 River Street Second Floor, Paterson, NJ 07524

SB-24-015 Preakness Healthcare Center Security Staff Uniform Rental and Cleaning

Vendor	Ack of Addenda	Stmt. Corp. Owner	Non-Coll. Aff.	Disc. I/A Iran	Business Reg. Cert.	Avail to Co-Op	Non-Inv. Russia/Belarus	Bid Total
American Wear Inc 261 North 18 th St East Orange NJ 07017	X	X	X	X	X	YES	X	Year 1: \$28,600.00 Option Year 1: \$28,600.00 Option Year 2: \$28,600.00

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

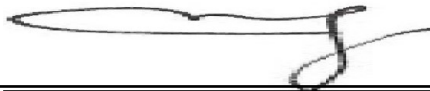
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BY AND BETWEEN THE COUNTY OF PASSAIC AND THE COUNTY OF BERGEN FOR THE PROVISION OF JUVENILE DETENTION FACILITY SERVICES FOR CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 HUMAN SERVICES

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	14.
CAF#	4-01-27-170-002-213
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BY AND BETWEEN THE COUNTY OF PASSAIC AND THE COUNTY OF BERGEN FOR THE PROVISION OF JUVENILE DETENTION FACILITY SERVICES FOR CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ.

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Department of Human Services (“Department”) is an umbrella social service agency concerned with planning and funding services for the County’s disadvantaged and homeless citizens; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq. authorizes the County to enter into an agreement with any other local unit(s) to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the Executive Director of Human Services is recommending to enter into a Shared Services Agreement with the County of Bergen, which is attached hereto and made part of this Resolution, for the detention of Passaic County juveniles at the Bergen County Juvenile Detention Center, at a daily rate of three hundred twenty-five dollars (\$325.00) per juvenile, in a total amount not to exceed thirty thousand dollars (\$30,000.00) for calendar year 2024; and

WHEREAS, funds are available in Account No. 4-01-27-170-002-213, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 16, 2024, Health and Human Services Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:65-1, et seq., the Board of County Commissioners of the County of Passaic authorizes the attached Shared Services Agreement by and between the County of Passaic and the County of Bergen for the detention of Passaic County juveniles at the Bergen County Juvenile Detention Center, at a daily rate of three hundred twenty-five dollars (\$325.00) per juvenile, in a total amount not to exceed thirty thousand dollars (\$30,000.00) for calendar year 2024.

LET IT BE FURTHER RESOLVED, pursuant to N.J.S.A. 40A:65-4(b), this Agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Executive Director of Human Services, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$30,000.00

APPROPRIATION: *Contingent upon availability of funds in 2024 adopted budget

PURPOSE: Authorize Shared Services Agreement by and between the County of Passaic and the County of Bergen for the detention of Passaic County juveniles at the Bergen County Juvenile Detention Center.


Richard Cahill, Director of Finance

DATED: January 23, 2024

COUNTY OF PASSAIC
 HUMAN SERVICES, CO OF PASSAIC
 (Q) 973-881-2834
 401 GRAND ST. ROOM 506
 PATERSON, NJ 07505

REQUISITION	
NO.	R4-08 566

S H I P T O	COUNTY OF PASSAIC-HUMAN SERV HUMAN SERVICES 401 GRAND ST. ROOM 506 PATERSON, NJ 07505
V E N D O R	VENDOR #: 06025 BERGEN CNTY DEPT OF HUMAN SRVC ONE BERGEN COUNTY PLAZA 2ND FL ATTN: ADWOA ASA-AWUKU HACKENSACK, NJ 07601-7076

ORDER DATE: 01/09/24
 DELIVERY DATE:
 STATE CONTRACT:
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00 AT	BERGEN COUNTY DETAINEES BERGEN COUNTY DETAINEES 2024 ONLY TO BE PAID IN PARTIAL PAYMENTS PLACEMENT FOR PASSAIC COUNTY JUVENILES RATE: @ \$325.00 PER DAY ON A NEEDED BASIS CONTRACT PERIOD: JANUARY 1, 2023 TO DECEMBER 31, 2023 AS PER: 23- RESOLUTION DATE:	4-01-27-170-002-213	30,000.0000	30,000.00
			TOTAL	30,000.00

 REQUESTING DEPARTMENT DATE

SHARED SERVICES AGREEMENT

BY AND BETWEEN THE

COUNTY OF BERGEN, NEW JERSEY

AND

COUNTY OF PASSAIC, NEW JERSEY

FOR:

THE PROVISION OF JUVENILE DETENTION FACILITY SERVICES

January 1, 2024 – December 31, 2024

PREPARED BY:

OFFICE OF THE COUNTY COUNSEL
COUNTY OF BERGEN
ONE BERGEN COUNTY PLAZA
HACKENSACK, NJ 07601

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SHARED SERVICES AGREEMENT

THIS SHARED SERVICES AGREEMENT (“Agreement”), made this 1st day of **January, 2024** by and between:

The **County of Bergen** (“Bergen”), a body politic and corporate of the State of New Jersey, with its main offices located at One Bergen County Plaza, Hackensack, New Jersey 07601; and

The **County of Passaic** (“Passaic”), a body politic and corporate of the State of New Jersey, with its main offices located at 401 Grand Street, Room 214, Paterson, New Jersey 07505.

Bergen and Passaic may hereinafter also be referred to individually as a “party” and collectively as the “parties.”

WITNESSETH:

WHEREAS, Bergen and Passaic wish to enter into a shared services agreement (“SSA” or “Agreement”) to house and provide services to Passaic County juveniles at the BCJDC for a period commencing January 1, 2024 and ending December 31, 2024; and

WHEREAS, this SSA is established in accordance with the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.); and

WHEREAS, Passaic has authorized this SSA by adoption of Resolution No. _____ on January 23, 2024; and

WHEREAS, Bergen has authorized this SSA by adoption of Resolution No. _____ on _____, 2024.

NOW, THEREFORE, LET BE IT AGREED, Bergen and Passaic agree to perform in accordance with the provisions, terms, and conditions set forth in this SSA as follows:

TERMS OF THE AGREEMENT

A. DESCRIPTION OF THE PROJECT AND SCOPE OF SERVICES

1. Consistent with the terms of this Agreement, the Passaic County Sheriff's Department will transport to the BCJDC and the BCJDC may accept from Passaic, at its discretion, when there is available bed space, juveniles for secure care at the BCJDC. Bergen shall accept, house, feed, educate, medically treat and supervise Passaic juvenile placements in accordance with all applicable laws, rules and regulations concerning the maintenance and operation of the BCJDC.
2. Pursuant to the BCJDC Admission Policy, it is expressly understood that the BCJDC reserves the absolute reasonable discretion to decline a request by Passaic to admit one or more of its juveniles into the BCJDC. Some of the reasons that a particular juvenile may be denied admission into the facility include, but are not limited to: when it is determined that the juvenile has a pre-existing medical, mental, psychiatric or psychological condition that would make him or her unfit to be housed within the facility, or when it is determined that the juvenile would otherwise pose a threat to the safety and security of other juveniles being housed by the BCJDC or its staff.
3. Prior to admission of any juvenile to the BCJDC, Passaic will contact the BCJDC Administration to discuss the available space and the appropriateness of the placement. Bergen will provide to all Passaic juveniles all services which it provides to Bergen juveniles detained in the BCJDC.
4. The use of personal property and funds in the possession of Passaic juveniles when admitted to the BCJDC will be administered and controlled in accordance with the policies and procedures of the BCJDC.
5. Any Passaic juveniles housed at the BCJDC shall be subject to the same rules and regulations governing other juveniles being housed at the BCJDC, and shall be disciplined in accordance with the same rules and regulations governing Bergen or any other juveniles.
6. Bergen may, without the prior approval of Passaic, move Passaic juveniles from the BCJDC to another suitable location for housing in the event of an emergency such as fire, earthquake, other catastrophe, or conditions presenting imminent danger to the safety of the juveniles. Bergen agrees to notify Passaic as soon as possible of the location at which the Passaic juveniles are being held.
7. Bergen may, without the prior approval of Passaic, require Passaic to move some or all juveniles from the BCJDC to another location for housing because of unforeseen circumstances such as an increase in Bergen County admissions, widespread illness impacting the facility, a sudden decrease in BCJDC staffing, or other conditions requiring a decrease in out-of-county juveniles. The transfer of Passaic juveniles is to be completed within three (3) business days.

8. In the event that any Passaic juvenile(s) shall escape from the BCJDC, Bergen shall use all reasonable means to recapture the subject juvenile(s). The escapee(s) shall be reported to Passaic immediately.
9. Passaic shall have access to the BCJDC at all reasonable times for the purpose of inspecting the facilities and visiting any of the Passaic juveniles confined therein under the terms of this Agreement. Further, Passaic will be provided with the opportunity to inspect the facility prior to signing said Agreement.
10. The Passaic County Board of County Commissioners agrees to be bound by all rules and regulations promulgated regarding the BCJDC with respect to all juveniles from Passaic who are accepted for secure care at the BCJDC.

B. FEES AND COSTS

1. Passaic agrees to pay Bergen a **per diem rate for each juvenile referred**, for each day, or any part of a day, for which secure care is provided by the BCJDC in accordance with the following amount:

January 1, 2024 through December 31, 2024 – **\$325.00** daily bed rate per individual

2. Passaic will reimburse Bergen for the cost of repair for any and all physical damage done to the BCJDC by Passaic juveniles. Bergen will provide Passaic with all incident reports related to any damage caused by Passaic juveniles.
3. Bergen will submit a monthly invoice to Passaic for services rendered under this Agreement. The subject fees will include any reimbursable expenses incurred by Bergen that are applicable to the Passaic juveniles. Passaic juveniles will be listed with their length of stay, along with any additional charges incurred for that monthly billing cycle, pursuant to Passaic’s voucher.

All payments in accordance with this Agreement shall be rendered within sixty (60) days of receipt of an acceptable invoice for payment. If Passaic disputes any invoice, it must do so in writing within fifteen (15) days, stating with specificity the reason(s) for any such dispute.

C. MEDICAL TREATMENT

1. Bergen shall provide Passaic juveniles all ordinary medical treatment as part of the services provided pursuant to this Agreement.
2. Bergen shall also cause to be provided to Passaic juveniles any necessary care from hospitals and/or emergency providers. To that end, Bergen will notify Passaic of any medical problems encountered by Passaic juveniles.

3. Standard, ordinary, non-hospital, non-emergency care provided by Bergen in the BCJDC to Passaic juveniles will not be charged separately to Passaic. Emergency care, non-ordinary medical care or medical care for pre-existing conditions shall also be provided to Passaic juveniles in the same manner as such care is provided to Bergen juveniles. All psychiatric evaluations including, but not limited to, those necessary for residential placements or to begin new medications, are not considered ordinary medical treatment and will be provided for outside of the BCJDC by independent providers arranged by Passaic. Passaic will reimburse Bergen for all emergency, non-ordinary medical care and/or medical care for pre-existing conditions not covered by Medicaid or other third party payors including, but not limited to, the cost of medications and provision of transportation and security, including any overtime incurred as a result of such medical care, to Passaic juveniles who require treatment and/or hospitalization outside of the BCJDC.
4. Bergen shall provide juveniles on psychotropic medication who are being transferred out of the BCJDC to an out-of-home placement, a thirty (30)-day prescription of current medications upon discharge or the remainder of the medication in stock as requested by the admitting facility.
5. Bergen will notify the designated Passaic representative by telephone of any occurrence of a medical emergency or other crisis situation (such as suicide attempt, escape or escape attempt, illness or the like) involving a Passaic juvenile. Bergen will thereafter provide a written report of the incident to the designated Passaic representative within seven (7) days of said occurrence.

D. PROVISION OF NECESSARY INFORMATION

1. Passaic will furnish to Bergen, on such forms as Bergen may require, all information reasonably necessary for Bergen to admit and process the Passaic juveniles. Bergen shall be entitled to two (2) hours advance notice of delivery of a Passaic juvenile to the BCJDC, if possible.
2. Bergen and Passaic hereby agree to name their own custodial liaison; and Passaic agrees to provide contact information on said liaison prior to commencement of services pursuant to this Agreement.

E. TRANSPORTATION

1. Passaic shall be responsible for transporting Passaic juveniles from Passaic to and from the BCJDC.
2. When Passaic juveniles require out-of-facility medical, psychiatric or dental care, Passaic will, if practicable, provide all transportation and security while such juveniles are outside of the BCJDC. In the alternative, Passaic will reimburse Bergen for the provision of any such transportation by Bergen.

3. In the event of a medical emergency, Bergen will provide transportation of Passaic juveniles to a hospital or medical facility if necessary. Passaic will reimburse Bergen for the transportation and security costs incurred. The BCJDC shall notify the Passaic County Community Liaison of any emergency transportation required within twelve (12) hours of transport.

F. VISITATION

Visitation with Passaic juveniles will be permitted by Bergen in accordance with its rules and regulations governing visitation of juveniles in the BCJDC.

G. DURATION AND TERMINATION OF AGREEMENT

1. This Agreement is effective commencing on January 1, 2024 through December 31, 2024.
2. Either party may terminate this Agreement for any reason by providing sixty (60) days written notice to the other party.

All Notices required herein shall be delivered to the following address:

As to Bergen County: 1) **Thomas J. Duch, Esq. County Administrator/County Counsel**
Office of the Bergen County Executive
One Bergen County Plaza, Room 580
Hackensack, New Jersey 07601

2) **Nicholas A. Montello, Ph.D., Director**
Department of Human Services-Division of Family Guidance
One Bergen County Plaza, 2nd Floor
Hackensack, New Jersey 07601

As to Passaic County: 1) **Nadege D. Allwaters, Esq., County Counsel**
Office of the Passaic County Counsel
401 Grand Street, Room 214
Paterson, New Jersey 07505

2) **Arti Kakkar, DHA, Ed.S, LMFT, Executive Director**
Couty of Passaic, Department of Human Services
401 Grand Street, Room 506
Paterson, New Jersey 07505

H. LIMITATION OF DELEGATION

1. To the extent that this Agreement constitutes a delegation of authority by Passaic, this Agreement shall not be construed to delegate any authority other than the authority to provide the services described in this Agreement.

3. However, the parties acknowledge and agree that Bergen will stand in *loco parentis* and will have the express authority to make all decisions related to the normal operations governing the care of the Passaic juveniles placed in its custody pursuant to this Agreement, as they are applied to Bergen and other juveniles housed at the BCJDC.
3. Neither Passaic nor Bergen intend by this Agreement to create any agency relationship other than that which may be specifically for the limited purpose of the provision of the subject services by Bergen County pursuant to this Agreement.

I. COMPLIANCE WITH LAWS AND REGULATIONS

1. Bergen and Passaic hereto agree that they will, at their own cost and expense, promptly comply with, or cause to be complied with the Federal Prison Rape Elimination Act (“PREA”), along with all other such Federal, State and local, laws, rules, ordinances, regulations, and governmental requirements which may be applicable to their performance of the services set forth in this Agreement and their obligations under the terms thereof.
2. Bergen agrees to cooperate and coordinate with Passaic in securing approval of the Juvenile Justice Commission for the implementation and continuation of this Agreement.

J. INSURANCE

1. Passaic will, during the term of this Agreement, maintain all necessary and appropriate insurance policies with respect to the services to be performed pursuant to this Agreement, and will cause Bergen to be named as an additional insured. Passaic will provide to Bergen a certificate of such insurance prior to the commencement of services.
2. Bergen will, during the term of this Agreement, maintain all necessary and appropriate insurance policies with respect to the services to be performed pursuant to this Agreement and will cause Passaic to be named as an additional insured. Bergen will provide to Passaic a certificate of such insurance prior to commencement of services.

K. INDEMNIFICATION

1. In addition to the other rights and remedies of the parties herein, Passaic agrees to indemnify, defend and hold harmless Bergen, including its officers, trustees, employees and agents, from any and all liability and claims for damages or injury caused by, or resulting from, the acts or omissions of Passaic arising out of this Agreement or any of the obligations assumed by Passaic hereunder including costs of reasonable fees incurred in defense of any claim regarding the housing of any Passaic juveniles in Bergen, provided it is determined by a Court having the appropriate jurisdiction that Passaic is solely responsible for such liability. In the event that it is determined by a Court that Passaic is not solely responsible for said liability, then Passaic’s liability shall be limited to that degree of liability determined by said Court to be the proportionate liability of Passaic. Passaic, upon notice from Bergen, shall resist and defend, at the expense of Passaic, such action or proceeding. In addition, at its option, Bergen may engage separate Counsel to

appear on its behalf in such action or proceeding without waiving its rights or Passaic's obligations under this paragraph.

2. In addition to the other rights and remedies of the parties herein, Bergen agrees to indemnify, defend and hold harmless Passaic, including its officers, trustees, employees and agents, from any and all liability and claims for damages or injury caused by, or resulting from, the acts or omissions of Bergen arising out of this Agreement or any of the obligations assumed by Bergen hereunder including costs of reasonable attorney's fees incurred in defense of any claim regarding the housing of any Passaic juveniles in Bergen, provided it is determined by a Court having the appropriate jurisdiction that Bergen is solely responsible for such liability. In the event that it is determined by a Court that Bergen is not solely responsible for said liability, then Bergen's liability shall be limited to that degree of liability determined by said Court to be the proportionate liability of Bergen. Bergen, upon notice from Passaic shall resist and defend, at the expense of Bergen, such action or proceeding. In addition, at its option, Passaic may engage separate Counsel to appear on its behalf in such action or proceeding without waiving its rights or Bergen's obligations under this paragraph.

L. REMEDIES

1. In the event of a controversy or dispute between the parties every effort will be made to resolve the controversy or dispute. The dispute will be presented to the Boards of County Commissioners for both Bergen and Passaic and good faith attempts at resolution will include discussions between the two parties or their attorneys, without the intervention of a third party.
2. If the dispute cannot be settled through direct discussions, the parties agree to endeavor to next attempt to settle the dispute by mediation administered by the State of New Jersey Board of Mediation, before resorting to any other remedy at law or equity.
3. In the event that mediation of a dispute fails, the parties would be permitted to pursue any remedies available to either of them in law or equity. Attorney fees will be awarded to the prevailing party in any enforcement action.

M. NO ADDITIONAL WAIVER IMPLIED BY ONE WAIVER

In the event that any agreement which is contained in this Agreement is breached by either party and thereafter such breach is waived by the other party, such waiver will be limited to the particular breach so waived and will not constitute a waiver of any other breach hereunder.

N. NO PERSONAL LIABILITY

No covenant, condition or agreement contained in this Agreement will be deemed to be the covenant, condition or agreement of any past, present or future officer, agent or employee of Bergen or Passaic, in his or her individual capacity; and neither the officers, agents or employees of either Bergen or Passaic, nor any official executing this Agreement, will be liable personally on

this Agreement by reason of the execution hereof by such person or arising out of any transaction or activity relating to this Agreement.

O. MISCELLANEOUS

1. Amendment. This Agreement may not be amended or modified for any reason without the express prior written consent of the parties hereto.
2. Severability. In the event that any provision of this Agreement is held to be invalid or unenforceable by any court of competent jurisdiction, such holding will not invalidate or render unenforceable any other provision hereof.
3. Counterparts and Electronic Delivery and Signatures. This Agreement and any amendments or addenda hereto, or any other document necessary for the consummation of the transaction(s) contemplated, administered or controlled by this Agreement (“Agreement Documents”), may be executed and delivered in any number of counterparts, each of which so executed and delivered shall be deemed to be an original and all of which shall constitute one and the same instrument. Any Agreement Document, to the extent delivered by means of a facsimile machine, electronic mail, or other electronic means, shall be treated in all manner and respects as an original agreement or instrument, and shall be considered to have the same binding legal effect as if it were the original signed version thereof delivered in person or via mail. The parties agree that Agreement Documents may be accepted, executed, or agreed to through the use of an electronic signature in accordance with the Uniform Electronic Transaction Act, N.J.S.A. 12A:12-1, et seq. and any associated regulations. Any Agreement Document accepted, executed or agreed to in conformity with such laws will be binding on all parties the same as if it were physically executed, and all parties hereby consent to the use of any third party electronic signature capture service providers as may be chosen by the County of Bergen.
4. Entire Agreement. This Agreement sets forth all the promises, covenants, agreements, conditions and undertakings between the parties hereto with respect to the subject matter hereof, and supersedes all prior or contemporaneous agreements and undertakings, inducements, or conditions, express or implied, oral or written between the parties hereto.
5. Further Assurances and Corrective Instruments. The authorized representatives of both Bergen and Passaic will execute, acknowledge and deliver, or cause to be executed, acknowledged and delivered, such supplements hereto and such further instruments as may reasonably be required for correcting any inadequate or incorrect description of the services to be provided or to correct any inconsistent or ambiguous term hereof.
6. Headings. The Article and Section headings in this Agreement are included herein for convenience of reference only and are not intended to define or limit the scope of any provision of this Agreement.

7. Non-Waiver. It is understood and agreed that nothing which is contained in this Agreement shall be construed as a waiver on the part of the parties or of any right which is not explicitly waived in this Agreement.
8. Governing Law. The terms of this Agreement shall be governed by and construed, interpreted and enforced in accordance with the laws of the State of New Jersey.

P. EFFECTIVE DATE

This Agreement shall be effective upon the signature of this document by all parties, as authorized by the applicable Resolutions passed by the governing bodies of both Passaic and Bergen.

Q. TERMINATION DATE

It is agreed that either party has the right to terminate this Agreement for any reason by providing sixty (60) days advance written notice to the other party.

[Signature Page to Follow]

IN WITNESS WHEREOF, the parties hereto have executed this Shared Services Agreement for the Provision of Juvenile Detention Facility Services and agree to be bound by the terms thereof, as of the Effective Date.

ATTEST:

COUNTY OF PASSAIC

Louis E. Imhof, III
Clerk of the Board

John W. Bartlett, Director
Board of County Commissioners

Approved as to form and legality:

Nadege D. Allwaters, Esq.
Passaic County Counsel

ATTEST:

COUNTY OF BERGEN

**James J. Tedesco, III, Bergen County Executive, or
Thomas J. Duch, Esq., Bergen County Administrator/
County Counsel**

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A CLINICAL AFFILIATION AGREEMENT BY AND BETWEEN RUTGERS, THE STATE UNIVERSITY, AN INSTRUMENTALITY OF THE STATE OF NEW JERSEY, A PUBLIC ENTITY, ON BEHALF OF ITS RUTGERS BIOMEDICAL HEALTH SCIENCES - RUTGERS SCHOOL OF NURSING AND THE COUNTY OF PASSAIC, PURSUANT TO N.J.S.A. 40:20-1.

THIS RESOLUTION WAS REQUESTED BY:
 HEALTH

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	15.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING A CLINICAL AFFILIATION AGREEMENT BY AND BETWEEN RUTGERS, THE STATE UNIVERSITY, AN INSTRUMENTALITY OF THE STATE OF NEW JERSEY, A PUBLIC ENTITY, ON BEHALF OF ITS RUTGERS BIOMEDICAL HEALTH SCIENCES - RUTGERS SCHOOL OF NURSING AND THE COUNTY OF PASSAIC, PURSUANT TO N.J.S.A. 40:20-1.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereinafter “Board”) are vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Department of Health Services (hereafter “Department”) is responsible for protecting and promoting the health of approximately 510,000 residents of the County; and

WHEREAS, the Department is requesting a Clinical Affiliation Agreement (copy attached) by and between Rutgers, the State University, an instrumentality of the State of New Jersey, a public entity, on behalf of its Rutgers Biomedical and Health Sciences - Rutgers School of Nursing and the County for the clinical education of BSN and MSN Students in the Department of Rutgers, School of Nursing and County of Passaic d/b/a Passaic County Department of Health Services; and

WHEREAS, the University offers instruction in selected allied health disciplines. As part of each Program, University seeks relevant, supervised experiences in clinical practice settings. The purpose of the Clinical Affiliation Agreement is to identify the mutual responsibilities and expectations of the University and the clinical Facility; and;

WHEREAS, the term of this Clinical Affiliation Agreement shall run from January 01, 2024 (hereafter “Effective Date”) until January 01, 2026; and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, et seq., the Board of County Commissioners of the County of Passaic (hereafter “County”) hereby authorizes a Clinical Affiliation Agreement by and between Rutgers, the State University, an instrumentality of the State of New Jersey, a public entity, on behalf of its Rutgers Biomedical Health Sciences - Rutgers School of Nursing and the County of Passaic for the clinical education of BSN and MSN Students in the Department of Rutgers, School of Nursing; and

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any other action necessary to carry out the purposes of this Resolution.

JDP

January 23, 2024

Clinical AFFILIATION AGREEMENT

This Clinical Affiliation Agreement by and between Rutgers, The State University, an instrumentality of the State of New Jersey, a public entity, on behalf of its Rutgers Biomedical and Health Sciences ("RBHS") - Rutgers School of Nursing ("University"), 65 Bergen Street, Newark, New Jersey 07103 for the clinical education of BSN and MSN Students in the Department of Rutgers, School of Nursing and County of Passaic d/b/a Passaic County Department of Health Services ("Facility"), 930 Riverview Drive #250, Totowa, New Jersey 07512.

The University offers instruction in selected allied health disciplines. As part of each Program, University seeks relevant, supervised experiences in clinical practice settings. The purpose of this Clinical Affiliation Agreement is to identify the mutual responsibilities and expectations of the University and the clinical Facility.

1. General Information.

- A. The Facility will accept students in the University's Rutgers, School of Nursing, for clinical instruction in the BSN and MSN Programs. This Clinical Affiliation Agreement shall commence on the Effective Date (as defined below).
- B. The period of time for each student's clinical education or independent study project shall be agreed upon in writing by the University and Facility at least one month before the beginning of the clinical education Program.
- C. The number of students eligible to participate in the clinical education Program or independent study projects shall be mutually determined by agreement of the parties and may be altered by mutual agreement.
- D. There shall be no discrimination against any employee engaged in the work required to produce the services and programs covered by this Clinical Affiliation Agreement, or against any applicant for such employment because of race, creed, color, national origin, nationality, ancestry, age, sex (including pregnancy and sexual harassment), marital status, domestic partnership or civil union status, affectional or sexual orientation, gender identity or expression, atypical hereditary cellular or blood trait, genetic information liability for military service, or mental or physical disability, including AIDS and HIV related illnesses or their belonging to any category now or later protected by law. This provision shall include, but not be limited to, the following: employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training including apprenticeship. The Facility and University shall insert a similar provision in all subcontracts.
- E. The parties to this Clinical Affiliation Agreement do hereby agree that the provision of N.J.S.A. 10:2-1 through 10:2-4, dealing with discrimination in employment on

public agreements, and the rules and regulations promulgated pursuant thereto, as the same may be amended or modified, are hereby made a part of this Clinical Affiliation Agreement and are binding upon both parties.

- F. The University will not be obligated to compensate the Facility for any of the activities, services, or facilities provided for in this Clinical Affiliation Agreement.
- G. The University and the Facility do not consider the student an employee of the Facility, but a student in the clinical education or independent study phase of his/her professional education.
- H. Under this Clinical Affiliation Agreement, both the University and the Facility shall continue to be autonomous and shall be governed independently by their respective governing bodies and administrations except insofar as this Clinical Affiliation Agreement specifically states to the contrary.

2. Responsibility of the University.

- A. The University shall provide the basic academic preparation of the students through classroom instruction and laboratory practice, and will assign to the Facility only those students who have satisfactorily completed the prerequisite didactic portion of the curriculum. The University shall also provide each student with instruction in infection control and safety procedures applicable to their clinical practice and patient contact.
- B. The University will designate a Clinical Coordinator to plan and evaluate with designated Facility personnel the clinical education Program as outlined in Section 1 above.
- C. The University will provide to appropriate personnel at the Facility a list of University students to receive clinical training at the Facility and will update such list as necessary.
- D. The University will promptly consider any reasonable request by the Facility for withdrawal of students for sufficient and good cause.
- E. The University shall provide the staff of the Facility's clinical department with opportunities to participate in the development of specific educational objectives for each student experience as well as in the joint planning and evaluation of these experiences.
- F. **Liability Insurance:**
 - 1. The University shall provide for professional and general liability coverage insuring its faculty, students and employees performing activities under this

Agreement. Professional Liability coverage is provided through a Program of Self-Insurance providing limits of coverage of not less than \$1,000,000/\$3,000,000 on an occurrence type basis and general liability coverage with limits of \$2,000,000/\$5,000,000 on an occurrence basis is provided through an insured program. Both liability coverages are governed by the terms and provisions of the State of NJ Tort Claims Act, N.J.S.A. 59:1-1, et seq. School assumes any and all obligations for its employees that are required pursuant to the Workers Compensation and Disability Laws of the State of New Jersey through self-funding.

2. Upon request, the University shall send evidence of the insurance policies required herein to the Office of the Passaic County Counsel. Failure to maintain the insurance policies required herein during the term of this Clinical Affiliation Agreement or to furnish a certificate of insurance upon request shall constitute cause for termination.

3. Nothing stated in this Clinical Affiliation Agreement shall be construed to imply indemnification of any party by the University.

3. Responsibility of the Facility.

A. The Facility shall provide clinical instruction and supervision of the students by personnel qualified in **Nursing** who meet the standards of recognized professional accrediting agencies or state agencies and the stated objectives of the University. The Facility shall designate in writing to the University the name and professional academic credentials of staff members participating in the clinical education program.

B. Designated Facility personnel and the University's Clinical Coordinator for the **School of Nursing** shall jointly plan and evaluate the clinical experience.

C. The Facility shall provide immediate emergency health care to the faculty, if any, and students in any instance of injury or illness at the expense of the faculty or the student. The Facility shall also orient the student to the infection control and safety procedures at the Facility that are applicable to their clinical rotation.

D. The Facility will permit faculty, if any, and students to utilize the parking facilities.

E. Liability Insurance:

1. The Facility shall either obtain and maintain at its own expense during the term of this Clinical Affiliation Agreement, and any renewal thereof, a liability policy including professional and general liability, insuring the Facility and its employees, staff, and agents against any and all claims for bodily injury or death and property damage resulting from the performance of services by the Facility, its employees, staff, and agents under this Clinical Affiliation Agreement. Such policy

shall protect the Facility, its employees, staff, and agents against claims arising against the Facility, its employees, staff, and agents with limits of not less than \$1,000,000 with respect to injury or death to any one person and not less than \$3,000,000 in the aggregate.

2. Upon request, the Facility shall send evidence of the insurance policies required herein to Rutgers University—School of Nursing. Failure to maintain the insurance policies required herein during the term of this Clinical Affiliation Agreement or to furnish a certificate of insurance upon request shall constitute cause for termination.

- F. Every patient receiving health services shall be treated with the understanding of the patient and where necessary, of the patient's parents or guardian, that he/she will be involved in the teaching program for students of the University under the guidance of the teaching staff of Rutgers University, and supervised by the supervisory personnel of the Facility. The Facility shall assume the responsibility of obtaining any necessary consent, and/or issuing any necessary notices, to a patient or a patient's parents or guardian.
- G. The facility is prohibited from using the Rutgers name, or any part thereof, its logo or symbol, or names of Rutgers components, without prior approval by the Rutgers University Department of University Relations.
- H. Nothing stated in this Clinical Affiliation Agreement shall be construed to imply indemnification of any party by the Facility.

4. Responsibilities of the Students.

- A. Students of the University shall, at all times, follow the rules and regulations established by the Facility, and shall do so under the specific instruction of supervisory personnel of the Facility.
- B. Each student shall provide evidence that his/her own health care is covered in the event of sickness or accident by appropriate insurance policy. The University shall advise and direct its students that students are required to comply with the RBHS policies on "Student Accident and Health Insurance." See the Policy at: <http://academicaffairs.rutgers.edu/rutgers-biomedical-and-health-sciences-policies>
- C. The University shall advise and direct its students that students are required to comply with the RBHS policies on "Student Immunizations and Health Requirements." See the Policy at: <http://academicaffairs.rutgers.edu/rutgers-biomedical-and-health-sciences-policies>. Students shall also comply with all applicable New Jersey Department of Health regulations.

5. Criminal Background Checks for Students.

- A. If the Facility requires evidence of criminal background checks for students engaged in training at the Facility, the Facility agrees that it will either permit University students to participate in training pursuant to this Clinical Affiliation Agreement based on the University's statement that a criminal background check with outcome deemed acceptable by the University was completed either at the time of admission or prior to the student's enrollment in clinical coursework. If a student did not complete a background check at the time of admission or prior to the student's enrollment in clinical coursework, the student shall submit to a criminal background check at the student's and/or the University's expense. If requested, the student shall provide a copy of the criminal background check.
- B. The University shall advise and direct its students that students are required to comply with the University's policies on "Criminal Background Checks for Accepted Applicants for Admission to RBHS Schools and Educational Programs and for Currently Enrolled Students." See the Policy at: <http://academicaffairs.rutgers.edu/rutgers-biomedical-and-health-sciences-policies>

6. Term of Clinical Affiliation Agreement.

- A. The term of this Clinical Affiliation Agreement shall run from **January 01, 2024** (the "Effective Date") until **January 01, 2026**. This Clinical Affiliation Agreement shall thereafter be automatically renewed for periods of one (1) year unless either party hereto shall notify the other party in writing not less than ninety (90) days prior to the termination of this Clinical Affiliation Agreement that either party wishes not to renew this Clinical Affiliation Agreement. Such written notice shall be sent by facsimile or overnight mail through a courier with a reliable system for tracking delivery to the addresses set forth below:

To the University:

Steven Andreassen, Esq.
Chief of Staff
Office of the RBHS Chancellor
Rutgers University
65 Bergen Street
Newark, New Jersey 07103

With a copy to:

Kyle D. Warren, PhD
Senior Vice Dean – Administration and Student Affairs
Rutgers University – School of Nursing
110 University Avenue, Ackerson Hall, Suite 102

Newark, New Jersey 07111

To the Facility:

Dr. Charlene W. Gungil
Passaic County Department of Health Services
930 Riverview Drive #250
Totowa, New Jersey 07512

With a copy to:

Nadege D. Allwaters, Esq.
Office of the Passaic County Counsel
401 Grand Street, Room 214
Paterson, New Jersey 07505

- B. For any renewal to be valid and binding, it must be approved by resolution of the Board of County Commissioners of the County of Passaic.
- C. This Agreement shall only be amended by an instrument in writing signed by both parties and effective as of the date stipulated therein.
- D. Upon early termination of this Clinical Affiliation Agreement, a student currently receiving clinical training shall be provided with a reasonable amount of time to complete his or her clinical education.

7. Insertion of Law.

It is the intent and understanding of the parties to this Clinical Affiliation Agreement that each and every provision required by law to be inserted in this Clinical Affiliation Agreement shall be and is deemed inserted herein. Furthermore, it is hereby stipulated that every such provision is deemed to be inserted herein, and if through a mistake or otherwise, any such provision is not inserted or is not inserted in correct form, then this Clinical Affiliation Agreement shall forthwith upon the application by either party be amended by such insertion so as to comply strictly with the law, without prejudice to the rights of either party.

8. Choice of Law and Venue.

This Clinical Affiliation Agreement shall be deemed to have been executed in the State of New Jersey, and shall be governed by and construed, and the rights and obligations of the parties hereto shall be determined, in accordance with the laws of the State of New Jersey, without resort to the conflicts of laws principles of the State of New Jersey. The parties agree that any and all claims arising under this Clinical Affiliation Agreement, or related

thereto, shall be heard and determined either in the courts of the United States with venue in New Jersey or in the courts of the State of New Jersey.

9. Warranties.

- A. The undersigned warrants and represents that this Clinical Affiliation Agreement has not been solicited or secured, directly or indirectly, in a manner contrary to the laws of the State of New Jersey and that said laws have not been violated and shall not be violated as they relate to the procurement or performance of this Clinical Affiliation Agreement by any conduct, including the paying or giving of any fee, commission, compensation, gift, gratuity, or consideration of any kind, directly and indirectly, to any State employee, officer or official.
- B. The Facility warrants and represents that it is qualified by training and experience to perform the required services and programs in the manner and on the terms and conditions set forth herein.

10. Compliance Statement.

- A. In the performance of their obligations under this Agreement, the parties will comply with all applicable laws and regulations. Without limiting the generality of the foregoing, the parties will observe and comply with the provisions relating to the federal Anti-kickback statute, set forth at 42 U.S.C. & 1320a-7b (b) ("Anti-Kickback Statute"), and the federal prohibition against physician self-referrals, set forth at 42 U.S.C. & 1395nn ("Stark Law").
- B. Nothing contained in this Agreement will be construed to require any University Staff (as that term is defined herein) to refer patients to the Facility, nor will University track any referrals made by any University Staff, nor will any compensation paid by University to any University Staff performing services under this Agreement be related to the volume or value of referrals by such University Staff to the Facility and such compensation will be consistent with fair market value as determined in arms'-length transactions.
- C. In no event will any payments, grants, or other funding from the Facility to the University be based unlawfully, directly or indirectly, on the volume or value of referrals or other business generated between the parties.
- D. Notwithstanding anything to the contrary herein, all payments associated with this Agreement are intended to comply with the requirements of applicable New Jersey State Laws, such as the Codey Law, N.J. S. A. & 45:9-22.4 et seq. (as it may be amended from time to time) and the regulations promulgated thereunder.

- E. Each party represents and warrants that it will not violate the Anti-Kickback Statute or the Stark law, with respect to the performance of its obligations under this Agreement.
- F. To the extent that the compliance office of a party to this Agreement receives a report or otherwise has knowledge of an allegation that an employee of the other party has or probably has violated the Anti-Kickback Statute, the Stark Law or Federal False Claims Act with respect to the performance of its obligations under this Agreement, and the party believes such information to be reasonably credible, such party will report the probable violation to the compliance office of the other party.

11. Counterparts.

This Clinical Affiliation Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

12. Patient Confidentiality.

The parties shall keep all patient information confidential in accordance with all applicable federal and state laws and regulations including, but not limited to, the Health Insurance Portability and Accountability Act of 1996 ("HIPAA") and the Health Information Technology for Economic and Clinical Health Act (the "HITECH Act"), as amended from time to time.

13. Severability.

If any provision of this Agreement is declared illegal, unenforceable, or ineffective by a court of competent jurisdiction, such provision shall be deemed severable, and all other provisions shall remain valid and binding on both parties.

14. Assignment.

Neither party shall assign any interest, benefit, and/or obligation, whether by assignment or novation, to a third-party without the other party's written consent. Any purported assignment without the other party's written consent will be declared null or void.

15. Waiver.

A waiver by either party of a breach or failure to perform hereunder shall not constitute a waiver of any subsequent breach or failure.

16. Force Majeure.

If performance of either party under this Agreement becomes impossible due to Force Majeure, such party's performance will be excused until such time as the Force Majeure even has ended and all facilities and operations have been repaired and/or restored.

17. Headings.

The headings in this Agreement are included for reference only and are not intended to define and/or limit the scope of any provision of this Agreement.

18. Entire Agreement.

This Agreement constitutes the entire understanding and agreement of the parties with respect to its subject matter and supersedes all prior and contemporaneous agreements, understanding, inducements, or conditions, express or implied, written, or oral, between the parties.

19. Authority.

By the signatures below, the parties execute this Agreement and confirm they are mutually bound by and fully authorized and empowered to enter into and bind their organization by the provisions contained herein.

IN WITNESS WHEREOF, the parties hereto have caused this Clinical Affiliation Agreement to be executed by their duly authorized representatives as of the dates written below.

**PASSAIC COUNTY DEPARTMENT
OF HEALTH SERVICES**

**RUTGERS, THE STATE UNIVERSITY OF
NEW JERSEY, ON BEHALF OF ITS
RUTGERS BIOMEDICAL AND
HEALTH SCIENCES - SCHOOL OF NURSING**

Recommended By:

Name: Dr. Charlene W. Gungil
(Please print or type)

Signature: _____

Title: Health Officer and Director

Date: _____

Recommended By:

Kyle D. Warren, PhD
(on behalf of) Linda Flynn, PhD, RN, FAAN, Dean - School
of Nursing

Signature:  _____
PCAD302510884P...

Senior Vice-Dean – Administration and Student Affairs

Date: 12/18/2023

Approved By:

Name: Pasquale Lepore
(Please print or type)

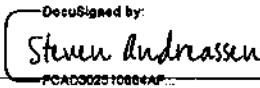
Signature: _____

Title: Director, Board of County
Commissioners of the County of Passaic

Date: _____

Approved By:

Steven Andreassen, Esq.

Signature:  _____
PCAD302510884P...

Chief of Staff, RBHS Office of the Chancellor

Date: 12/18/2023

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WEST MILFORD TO SHARE A CHIEF REGISTERED ENVIRONMENTAL HEALTH SPECIALIST, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 HEALTH

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	16.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WEST MILFORD TO SHARE A CHIEF REGISTERED ENVIRONMENTAL HEALTH SPECIALIST, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ.

WHEREAS, the County of Passaic (the “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereinafter the “Board”) are vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Department of Health Services (hereafter “Department”) is responsible for protecting and promoting the health of approximately 510,000 residents of the County; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the County to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the Chief Registered Environmental Health Specialist (hereafter “REHS”) will manage REHS staff and all staff involved in the enforcement of relevant public health laws within the Township of West Milford and will also conduct inspections, investigations, and educational outreach activities; and

WHEREAS, the Department is requesting that the County enter into a Public Health Shared Services Agreement (copy attached) with the Township of West Milford, whereby the County provides to the Township of West Milford a Chief REHS to oversee public health issues in West Milford, for a period beginning January 1, 2024 through June 30, 2024; and

WHEREAS, under this agreement, the County will be reimbursed by Township of West Milford for the salary of the Chief REHS, prorated by the days this employee serves West Milford, with the expectation that this employee will serve West Milford three to four days per week and shall not exceed Thirty Thousand (\$30,000.00) Dollars; and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:65-1, et seq., the Board of County Commissioners of the County of Passaic (hereafter “the County”) hereby authorizes the shared services agreement between the County and the Township of West Milford, whereby the County provides to the Township of West Milford a Chief Registered Environmental Health Specialist to oversee public health issues in West Milford, for a period beginning January 1, 2024 through June 30, 2024, in an amount not to exceed Thirty Thousand (\$30,000.00) Dollars.

LET IT BE FURTHER RESOLVED, that pursuant to N.J.S.A. 40A:65-(b) a copy of the shared services agreement shall be filed, for informational purposes, with the Division of Local Government Services.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any other action necessary to carry out the purposes of this Resolution.

JDP

January 23, 2024

ADDENDUM – PUBLIC HEALTH SHARED SERVICES AGREEMENT

THIS ADDENDUM, made on this ____ day of _____, 2024,
between the:

County of Passaic (hereafter “County”) with its principal place of business at 401 Grand Street, Paterson, New Jersey 07505; and the **Township of West Milford** (hereafter “Township”) with its principal place of business at 1480 Union Valley Road, West Milford, New Jersey 07480.

WITNESSETH:

WHEREAS, N.J.S.A. 40A:65-1, et seq., also known as the Uniform Shared Services and Consolidation Act (“Act”) promotes the broad use of shared services to reduce local expenses funded by property taxpayers; and

WHEREAS, the County and Township entered into a shared services agreement whereby the County furnish health services to the Township as set forth in N.J.S.A. 26:3A2-1, et seq., for a term beginning October 1, 2019 and expiring September 30, 2024; and

WHEREAS, the Township is in need of the services of a Chief Registered Environmental Health Specialist to monitor the functions of the Registered Environmental Health Specialists and support personnel employed in the Health Department; and

WHEREAS, the Chief Registered Environmental Health Specialist would also be able to conduct inspections, investigations and educational outreach activities; and

WHEREAS, the Township requires the services of a Chief Registered Environmental Health Specialist for three to four days per week; and

WHEREAS, the County is willing and able to supply the services of a Chief Registered Environmental Health Specialist for the period of January 1, 2024 through June 30, 2024; and

WHEREAS, the Township will reimburse the County for the prorated salary of the Chief Registered Environmental Health Specialist based on the number of days assigned to the Township; and

WHEREAS, this Agreement shall not exceed Thirty Thousand (\$30,000.00) Dollars;

NOW, THEREFORE, in consideration of the mutual terms herein, the County and the Township agree as follows:

1. All of the heretofore recitals are incorporated herein by reference and made a part hereof;
2. The County will furnish the Township with a Chief Registered Environmental Health Specialist to monitor the functions of the Registered Environmental Health Specialists and support personnel employed in the Health Department as well as conduct inspections, investigations, and educational outreach activities.

3. The Township requires the services of a Chief Registered Environmental Health Specialist for three to four days per week, and the Township will reimburse the County for the prorated salary based on the number of days assigned to the Township, in an amount not to exceed Thirty Thousand (\$30,000.00) Dollars.

4. This Addendum shall be in effect for the period of January 1, 2024 through June 30, 2024, and with no option to extend the Agreement.

5. All other terms and conditions of the shared services agreement between the County and Township shall remain status quo.

6. By the signatures below, the County and Township execute this Addendum and confirm that they are mutually bound by and fully authorized and empowered to enter and bind their organization by all provisions contained therein.

IN WITNESS of the foregoing provisions, the Parties have executed and delivered this Addendum as of the date set forth below:

Attest:

COUNTY OF PASSAIC

Louis E. Imhof
Clerk, Board of Chosen Freeholders
DATED:

John Bartlett
Director, Board of Chosen Freeholders
DATED:

As to form and legality:

Nadege D. Allwaters, Esq.
Passaic County Counsel
DATED:

Attest:

TOWNSHIP OF WEST MILFORD

William Senande
Municipal Clerk
DATED:

Michele Dale
Mayor
DATED:

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 055 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF PASSAIC FOR THE SERVICES OF A CHIEF REGISTERED ENVIRONMENTAL HEALTH SPECIALIST FOR THE PERIOD OF JANUARY 1, 2024 THROUGH JUNE 30, 2024

WHEREAS, the Township is in need of the services of a Chief Registered Environmental Health Specialist to monitor the functions of the Registered Environmental Health Specialists and support personnel employed in the Health Department; and

WHEREAS, the Chief Registered Environmental Health Specialist would also be able to conduct inspections, investigations and educational outreach activities; and

WHEREAS, the Township requires the services of a Chief Registered Environmental Health Specialist for three to four days per week; and

WHEREAS, the County of Passaic is willing and able to supply the services of a Chief Registered Environmental Health Specialist for the period of January 1, 2024 through June 30, 2024; and

WHEREAS, the Township Administrator and County/Township Health Officer recommends entering into the Shared Services Agreement with the County of Passaic; and

WHEREAS, the Township will reimburse the County for the prorated salary of the Chief Registered Environmental Health Specialist based on the number of days assigned to the Township; and

WHEREAS, this Agreement shall not exceed \$30,000.

WHEREAS, the Chief Financial Officer has certified as to the availability of funds in account number 01-201-47-500-201.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford hereby authorize the Shared Services Agreement with the County of Passaic for the services of a Chief Registered Environmental Health Specialist for the period of January 1, 2024 through June 30, 2024.

Adopted: January 3, 2024

Adopted this 3rd day of January, 2024
and certified as a true copy of an original

William Senande, Township Clerk

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION QUALIFYING AND AWARDDING GOTLIEB HEARING CENTER, LLC TO PROVIDE AUDIOLOGICAL SERVICES TO PREAKNESS HEALTHCARE FOR CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5, ET.SEQ. AND RFQ-24-018

THIS RESOLUTION WAS REQUESTED BY:
 PREAKNESS HEALTHCARE CENTER

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	17.
CAF#	4-01-27-172-001-213
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION QUALIFYING AND AWARDING GOTLIEB HEARING CENTER, LLC TO PROVIDE AUDIOLOGICAL SERVICES TO PREAKNESS HEALTHCARE FOR CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-5, ET.SEQ. AND RFQ-24-018

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioner of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, Preakness Healthcare Center (hereafter “Preakness”) is a New Jersey Department of Health licensed, 406-bed skilled nursing facility that is owned and operated by the Board, and is in need of audiological services for Preakness residents; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et.seq. on September 18, 2023, the Passaic County Purchasing Agent issued RFQ-24-018 Audiologist for Preakness Healthcare Center (RFQ-24-018) seeking qualifications for a pool of qualified audiologists; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.7, the County’s request for qualification is a fair and open process, specifically, the request for qualification for the pool of audiologists for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitations, and publicly opened and announces when awarded; and

WHEREAS, on September 29, 2023, the Purchasing Agent unsealed responses to RFQ-24-018 and only Gotlieb Hearing Center, LLC submitted a responsive proposal; and

WHEREAS, the Executive Director of Preakness is recommending to qualify and award a Contract to Gotlieb Hearing Center, LLC, in an amount not to exceed \$5,000.00 to provide audiological services to Preakness, as needed during calendar year 2024, January 1, 2024 through December 31, 2024, ; and

WHEREAS, funds are available in Account No. 4-01-27-172-001-213, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 16, 2024, Health, and Human Services Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A-11-5(1)(a)(i), the Board of County of Commissioners of the County of Passaic qualifies and awards Gotlieb Hearing Center, LLC to provide audiological services to Preakness Healthcare Center in an amount not to exceed \$5,000.00, as needed during the calendar year 2024, January 1, 2024 to December 31, 2024 , in accordance with the vendor’s response to RFQ-24-018.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Executive Director of Preakness, and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

LET IT BE FURTHER RESOLVED, that Resolution No. R-23-0978, dated October 24, 2023, is hereby rescinded.

JDP

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$5,000.00

APPROPRIATION: *Contingent upon availability of funds in 2024 adopted budget

PURPOSE: Award contract to Gotlieb Hearing Center, LLC to provide audiological services to Preakness Healthcare Center.


Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DIVISION OF WEATHERIZATION AND HOME ENERGY TO APPLY FOR AND ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM WEATHERIZATION 2024 GRANT, PURSUANT TO N.J.S.A. 40A:5-30.

THIS RESOLUTION WAS REQUESTED BY:
 SENIOR SERVICES, DISABILITY,
 NUTRITION, VETERAN'S AFFAIRS &
 TRANSPORTATION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	18.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DIVISION OF WEATHERIZATION AND HOME ENERGY TO APPLY FOR AND ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM WEATHERIZATION 2024 GRANT, PURSUANT TO N.J.S.A. 40A:5-30.

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1, et seq., and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with decision-making powers on behalf of the County; and

WHEREAS, the County, through its Division of Weatherization and Home Energy (hereafter "Division") of the Department of Senior Services, administers various programs to reduce energy costs for low-income residents in Passaic County by improving energy efficiency; and

WHEREAS, the United States Department of Health and Human Services, Division of Energy Assistance, administers grant funding to local government units through its Low-Income Home Energy Assistance Program (hereafter "LIHEAP"); and

WHEREAS, the State of New Jersey, Department of Community Affairs, has informed the Division that it is eligible for a grant award for the LIHEAP Weatherization 2023 Grant in the amount of One Hundred Ninety-Four Thousand Seven Hundred Ninety-One (\$194,791.00) Dollars for the grant period October 1, 2023 through September 30, 2024; and

WHEREAS, the purpose of this program is to implement energy conservation measures in low-income households in Passaic County, thereby reducing their home energy burden. The target area served by this grant includes all of Passaic County, and eligible participants include households whose income is at or below 200% the Federal Poverty Level, by household size, as well as households meeting categorical eligibility criteria specified by the Weatherization Assistance Program; and

WHEREAS, there is no dollar match required to accept this award; and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval;

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:5-30, the Board of County Commissioners of the County of Passaic (hereafter "Board") authorizes the application for such a grant and recognizes and accepts that the State of New Jersey, Department of Community Affairs (hereafter "Department"), may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the Department, does further authorize the execution of any such grant agreement and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the County of Passaic and the Department; and

LET IT BE FURTHER RESOLVED that the persons whose names and titles appear below are authorized to sign all necessary documents on behalf of the County of Passaic, and authorizes the Director of the Board and Clerk of the Board and any other County Official to execute the necessary agreements accordingly, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Kevin Batacchi, Director
Weatherization and Home Energy Division Director
County of Passaic

John Bartlett, Commissioner Director
Board of County Commissioners
County of Passaic

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEPARTMENT OF SENIOR SERVICES, DIVISION OF WEATHERIZATION AND HOME ENERGY, TO APPLY FOR AND ACCEPT ADDITIONAL FUNDS FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE DEPARTMENT OF ENERGY 2023 WEATHERIZATION GRANT, PURSUANT TO N.J.S.A. 40A:5-30.

THIS RESOLUTION WAS REQUESTED BY:
 SENIOR SERVICES, DISABILITY,
 NUTRITION, VETERAN'S AFFAIRS &
 TRANSPORTATION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	19.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEPARTMENT OF SENIOR SERVICES, DIVISION OF WEATHERIZATION AND HOME ENERGY, TO APPLY FOR AND ACCEPT ADDITIONAL FUNDS FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE DEPARTMENT OF ENERGY 2023 WEATHERIZATION GRANT, PURSUANT TO N.J.S.A. 40A:5-30.

WHEREAS, the County of Passaic (the "County") is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereinafter the "Board") are vested with decision making powers on behalf of the County; and

WHEREAS, the County, through its Division of Weatherization and Home Energy (hereafter "Division") of the Department of Senior Services administers various programs to reduce energy costs for low-income residents in Passaic County by improving energy efficiency; and

WHEREAS, the State of New Jersey, Department of Community Affairs, has informed the Division that it is eligible for the Department of Energy Weatherization 2023 Grant, in the amount of Four Hundred Eighty-Nine Thousand Fifteen and 00/100 (\$489,015.00) Dollars for the grant period July 1, 2023 through June30, 2024; and

WHEREAS, the purpose of this program is to implement energy conservation measures in low-income households in Passaic County, thereby reducing their energy burden, and eligible participants include households whose income is at or below 200% of the Federal Poverty Level, by household size, as well as households meeting categorical eligibility criteria specified by the Weatherization Assistance Program; and

WHEREAS, this is an existing program presently administered by the Division, and the grant is federally fund; and

WHEREAS, there is no dollar match required to accept this award; and

WHEREAS, pursuant to Resolution R-23-0816, the Board authorizes the Division to apply for and accept funding in the amount of Four Hundred Eighty-Nine Thousand Fifteen (\$489,015.00) Dollars for the grant period of January 1, 2023, through June 30, 2024; and

WHEREAS, the Division desires to amend the 2023 grant to accept \$308,153.32 in additional funds, thereby raising the total grant award amount from \$489,015.00 to \$797,168.32.; and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:5-30, the Board of County Commissioners of the County of Passaic (hereafter "Board") hereby authorizes the amendment to the application for such a grant and recognizes and accepts that the New Jersey Department of Community Affairs (hereafter "Department") may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the Department, does further authorize the execution of any such grant agreement and also, upon receipt of the fully executed agreement from the Department does further authorize the expenditure of funds pursuant to the terms of the agreement between the Board and the Department; and

LET IT BE FURTHER RESOLVED, that the persons whose names and titles appear below are authorized to sign all necessary documents on behalf of the County of Passaic, and authorizes the Director of the Board and Clerk of the Board and any other County Officials to execute the necessary agreements accordingly, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Kevin Batacchi, Director
Weatherization and Home Energy Division Director

John Bartlett, Commissioner Director
Board of County Commissioners

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
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401 Grand Street
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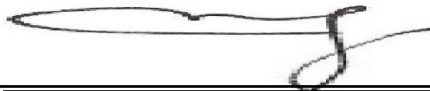
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION TO AMEND R 23-0984, DATED OCTOBER 24, 2023, TO APPLY FOR AND ACCEPT AN ADDITIONAL ALLOCATION OF SEVENTY THOUSAND (\$70,000.00) DOLLARS FROM THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT

THIS RESOLUTION WAS REQUESTED BY:
 HUMAN SERVICES

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	20.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION TO AMEND R 23-0984, DATED OCTOBER 24, 2023, TO APPLY FOR AND ACCEPT AN ADDITIONAL ALLOCATION OF SEVENTY THOUSAND (\$70,000.00) DOLLARS FROM THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT

WHEREAS, the County of Passaic (the “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereinafter the “Board”) are vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Department of Health Services (hereafter “Department”) is an umbrella social service agency concerned with planning and funding services for disadvantaged and homeless citizens; and

WHEREAS, Resolution R 23-0984, dated October 24, 2023, the Board authorized the Department to apply for and accept a grant from the State of New Jersey, Department of Human Services in the amount of One Million Five Hundred Seventy-Four Thousand Nine Hundred Fourteen (\$1,574,914.00) Dollars for the grant period beginning January 1, 2024, to December 31, 2024; and

WHEREAS, the Department is requesting a Resolution to amend R 23-0984, dated October 24, 2023, to apply for and accept an additional allocation of Seventy Thousand (\$70,000.00) Dollars from the New Jersey Department of Human Services, Division of Family Development and the revised grant amount is One Million Six Hundred Forty-Four Thousand Nine Hundred Fourteen (\$1,644,914.00) Dollars; and

WHEREAS, there is no dollar match to accept these funds; and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for Approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, et seq., the Board of County of Commissioners for the County of Passaic (hereafter “Board”) hereby authorizes the application and acceptance of additional grant funding from the State of New Jersey, Department of Human Services Division of Family Development, for the Social Services for the Homeless grant in the amount of Seventy Thousand (\$70,000.00) Dollars bring the total amount to One Million Six Hundred Forty-Four Thousand Nine Hundred Fourteen (\$1,644,914.00) Dollars to be utilized to assist individuals and families at risk of and experiencing homelessness in the Passaic County for the grant period beginning January 1, 2024 through December 31, 2024.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any other steps necessary to carry out the purpose of this Resolution.

JDP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
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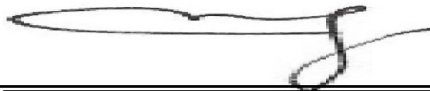
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: NEW HOPE COMMUNITY MINISTRIES A NJ NONPROFIT CORPORATION TO PROVIDE FOOD PANTRY AND FOOD DISTRIBUTION SERVICES TO COUNTY OF PASSAIC RESIDENTS IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. AND RFP-24-010

THIS RESOLUTION WAS REQUESTED BY:
 HUMAN SERVICES

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	21.
CAF#	4-01-27-160-001-213
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

NEW HOPE COMMUNITY MINISTRIES A NJ NONPROFIT CORPORATION TO PROVIDE FOOD PANTRY AND FOOD DISTRIBUTION SERVICES TO COUNTY OF PASSAIC RESIDENTS IN CALENDAR YEAR 2024, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ. AND RFP-24-010

WHEREAS, the County of Passaic (“County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (“Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Department of Human Services (“Department”) is an umbrella social service agency concerned with planning and funding services for the County’s disadvantaged and homeless citizens; and

WHEREAS, N.J.S.A. 40A:11-4.1, et seq. authorizes the County to utilize competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

WHEREAS, N.J.S.A. 40A:11-4.1(b) specifically authorizes the County to utilize competitive contracting to procure services related to the administration of social service programs, under which this program falls; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.3, on June 27, 2023, the Board approved Resolution No. R-23-0616, authorizing competitive contracting to procure social services, case management and transportation services for individuals and families who are homeless and at risk of homelessness; and

WHEREAS, on November 22, 2023, the Passaic County Purchasing Agent issued RFP-24-010, Food Distribution Grant Administered by the County Department of Human Services (“RFP-24-010”), seeking qualified respondents to provide food distribution and food pantry services to the County in calendar year 2024; and

WHEREAS, on December 12, 2023, the Purchasing Agent unsealed responses to RFP-24-010 and documented the responses received in the tally sheet, attached hereto, and made part of this Resolution; and

WHEREAS, on January 5, 2024, a review committee was convened to evaluate and rank the proposals received in response to RFP-24-010 based on a methodology for the awarding of competitive contracts, which included technical, management and cost related criteria; and

WHEREAS, in a letter attached hereto and made part of this Resolution, the review committee recommended a contract award to CUMAC ECHO, Inc. to provide food distribution services to County residents in calendar year 2024, in an amount not to exceed seventy-three thousand five hundred dollars (\$73,500.00), with four (4) one-year options to be exercised at the discretion of the Board, based on project performance, demonstrated need and availability of funding; and

WHEREAS, the review committee further recommended a contract award to CUMAC ECHO, Inc. and New Hope Community Ministries A NJ Nonprofit Corporation to provide food pantry services to County residents in calendar year 2024, in an amount not to exceed twelve thousand five hundred dollars (\$12,500.00) for each vendor, with four (4) one-year options to be exercised at the discretion of the Board, based on project performance, demonstrated need and availability of funding; and

WHEREAS, funds are available in Account No. 4-01-27-160-001-213, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent County budget(s), which is attached hereto and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 16, 2024, Health and Human Services Committee meeting, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-4.1, et seq., the Board of County Commissioners of the County of Passaic authorizes a contract award to CUMAC ECHO, Inc. and New Hope Community Ministries A NJ Nonprofit Corporation for calendar year 2024, as follows:

1. Authorizing a contract award to CUMAC ECHO, Inc. to provide food distribution services to County of Passaic residents in calendar year 2024, in an amount not to exceed seventy-three thousand five hundred dollars (\$73,500.00), with four (4) one-year options to be exercised at the discretion of the Board, in accordance with the terms and conditions set forth in RFP-24-010 and the vendor's proposal.
2. Authorizing a contract award to CUMAC ECHO, Inc. to provide food pantry services to County of Passaic residents in calendar year 2024, in an amount not to exceed twelve thousand five hundred dollars (\$12,500.00), with four (4) one-year options to be exercised at the discretion of the Board, in accordance with the terms and conditions set forth in RFP-24-010 and the vendor's proposal.
3. Authorizing a contract award to New Hope Community Ministries A NJ Nonprofit Corporation to provide food pantry services to County of Passaic residents in calendar year 2024, in an amount not to exceed twelve thousand five hundred dollars (\$12,500.00), with four (4) one-year options to be exercised at the discretion of the Board, in accordance with the terms and conditions set forth in RFP-24-010 and the vendor's proposal.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contracts awarded herein, and maintain a copy of this Resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Purchasing Agent, Executive Director of Human Services and Director of the Board are authorized to take any action necessary to carry out the purpose of this Resolution.

SF

January 23, 2024

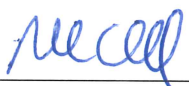
CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$98,500.00

APPROPRIATION: 4-01-27-160-001-213

PURPOSE: Award contract to CUMAC ECHO, Inc. and New Hope Community Ministries A NJ Nonprofit Corporation to provide food pantry services to County residents in calendar year 2024.



Richard Cahill, Director of Finance

DATED: January 23, 2024

RFP 24-010

Food Distribution Grant Administered by The County Department of Human Services

PASSAIC COUNTY HUMAN SERVICES DEPARTEMENT

A review committee was convened for the purpose of evaluating requests for proposals submitted to the Purchasing Department in response to RFP 24-010 for the Passaic Department of Human Services. The committee consisted of Kayann Foster, Yonette Fredericks, and Danielle Petillo.

The review committee convened on January 5, 2024. Two projects were listed in RFP 24-010. Proposals were evaluated utilizing the following criteria:

Management- 30 points, Technical -50 points and Cost -20 points

Below are the Vendors that submitted proposals and a composite point total of the evaluation.

Project #1 Food Distribution \$73,500:

1. Proposal submitted by: The Food Brigade, Inc., 33 E. Midland Avenue #214, Paramus, NJ 07653
Committee feedback and analysis: The applicant agency is well qualified to provide the proposed services. More detail could have been included with regard to the applicant's ability to serve diverse client populations. The proposal lacked detail with regard to prior achievements. There is concern about sustainability. The applicant detailed potential pantry partners but was not specific about the nature and extent of those existing relationships with other providers in Passaic County.
Total Composite Score: 95

2. Proposal submitted by: CUMAC ECHO, Inc., PO Box 2721, Paterson, NJ 07509
Committee feedback and analysis: This is a quality application from a Passaic County organization with a solid history of providing the proposed services. There could have been more detail included about staffing and training, and emergency procedures in place. The budget presentation is clear and cost effective.
Total Composite Score: 96

3. Proposal submitted by: Calvary Baptist Community Center, 575 East 18th Street, Paterson, NJ 07514
Committee feedback and analysis: The background and qualifications of this agency are not related to the type of service that is being proposed. The proposal was not specific with regards to staffing, training, and community partnerships. While this is a well established community agency in Passaic County, bulk food distribution does not appear to be its primary mission or area of expertise.
Total Composite Score: 83

The committee recommends awarding the contract for food distribution to CUMAC ECHO Inc. in the amount of \$73,500.

Project #2 Food Pantry \$25,000:

1. Proposal submitted by: CUMAC ECHO, Inc., PO Box 2721, Paterson, NJ 07509
Committee feedback and analysis: The applicant presented a thorough proposal with good objectives and a solid methodology for service delivery. The proposal lacked detail with regards to emergency procedures in place and referral procedures. The budget is cost effective and clear.
Total Composite Score: 94

2. Proposal submitted by: New Hope Community Ministries, 331 N 11th St., Prospect Park, NJ 07508
Committee feedback and analysis: The proposal is well written and clear. The applicant is an established organization with a solid history of providing this service in Passaic County. There could have been more detail on how the program will connect clients with other services. The agency offers consumer choice and is planning to install an elevator in a newly acquired building to address ADA accessibility.
Total Composite Score: 87

The committee recommends awarding contracts for food pantry in the amount of \$12,500 each to New Hope Ministries and CUMAC ECHO Inc.

RFP 24-010 Food Distribution Grant Administered by the County Department of Human Services

Award Summary

Service	Agency Recommendation	Award Amount	Account #	Requisition #
Food Distribution	CUMAC ECHO, Inc.	\$73,500	4-01-27-160-001-213	R4-08473
Food Pantry	CUMAC ECHO, Inc.	\$12,500	4-01-27-160-001-213	R4-08496
Food Pantry	New Hope Community Ministries	\$12,500	4-01-27-160-001-213	R4-08498

COUNTY OF PASSAIC

HUMAN SERVICES, CO OF PASSAIC
 (Q) 973-881-2834
 401 GRAND ST. ROOM 506
 PATERSON, NJ 07505

REQUISITION	
NO.	R4-08473

S H I P T O	COUNTY OF PASSAIC-HUMAN SERV HUMAN SERVICES 401 GRAND ST. ROOM 506 PATERSON, NJ 07505
V E N D O R	VENDOR #: 03599 CUMAC/ECHO, INC. 223 ELLISON STREET P.O. BOX 2721 PATERSON, NJ 07509

ORDER DATE: 01/08/24
 DELIVERY DATE:
 STATE CONTRACT:
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	2024 Food Distribution	4-01-27-160-001-213	18,375.0000	18,375.00
	Total Award: \$73,500.00			
			TOTAL	18,375.00

 REQUESTING DEPARTMENT

 DATE

COUNTY OF PASSAIC
 HUMAN SERVICES, CO OF PASSAIC
 (Q) 973-881-2834
 401 GRAND ST. ROOM 506
 PATERSON, NJ 07505

REQUISITION	
NO.	R4-08496

S H I P T O	COUNTY OF PASSAIC-HUMAN SERV HUMAN SERVICES 401 GRAND ST. ROOM 506 PATERSON, NJ 07505
V E N D O R	VENDOR #: 03599 CUMAC/ECHO, INC. 223 ELLISON STREET P.O. BOX 2721 PATERSON, NJ 07509

ORDER DATE: 01/08/24
 DELIVERY DATE:
 STATE CONTRACT:
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	2024 Food Pantry	4-01-27-160-001-213	3,125.0000	3,125.00
	Total Award: \$12,500.00			
			TOTAL	3,125.00

 REQUESTING DEPARTMENT

 DATE

COUNTY OF PASSAIC
 HUMAN SERVICES, CO OF PASSAIC
 (Q) 973-881-2834
 401 GRAND ST. ROOM 506
 PATERSON, NJ 07505

REQUISITION	
NO.	R4-08498

SHIP TO	COUNTY OF PASSAIC-HUMAN SERV HUMAN SERVICES 401 GRAND ST. ROOM 506 PATERSON, NJ 07505
VENDOR	VENDOR #: 08190 NEW HOPE COMMUNITY MINISTRIES 331 NORTH 11TH STREET PROSPECT PARK, NJ 07508

ORDER DATE: 01/08/24
 DELIVERY DATE:
 STATE CONTRACT:
 F.O.B. TERMS:

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	2024 Food Pantry	4-01-27-160-001-213	3,125.0000	3,125.00
	Total Award: \$12,500.00			
			TOTAL	3,125.00

 REQUESTING DEPARTMENT

 DATE

**COUNTY OF PASSAIC
BID TALLY SHEET**

Sherry Arvanitakis, Q.P.A.
Purchasing Agent

Nadege Allwaters, Esq.
County Counsel
Leslie Park, Esq.
Deputy County Counsel

Taken by: Hashiah Brown
Taken by: Darlene Morel
Typed by: Shantiece Durham

RFP
PURCHASING DEPARTMENT

Bids received at 10:30 a.m. on December 12, 2023 in the Passaic County Procurement Center, 495 River Street Second Floor, Paterson, NJ 07524
RFP-24-010 Food Distribution Grant Administered by The County Department of Human Services

Vendor	Ack. Of ADD	Statement of Corp Ownership	Non-Coll. Aff.	Standard Questionnaire	Disc. I/A Iran	Avail to Co-Op	Business Reg. Cert.	Non-Inv. Russia/Belarus	Bid Total
Calvary Baptist Community Center 575 East 18th Street Paterson, NJ 07514	X	X	X	X	X	NO	X	X	Program name: Food Distribution Program Year 1: \$73,500 Option Year 1: \$73,00 Option Year 2: \$73,500 Option Year 3: \$73,500 Option Year 4: \$73,500
Cumac Echo Inc 223 Ellison Street Paterson, NJ 07505	X	X	X	X	X	NO	X	X	Program name: Cumac Food Distribution (HSAC) Year 1: \$86,000 Option Year 1: \$86,000 Option Year 2: \$86,000 Option Year 3: \$86,000 Option Year 4: \$86,000
The Food Brigade Inc 33 E. Midland Ave #214 Paramus NJ 07653	X	X	X	X	X	NO	X	X	Program name: Food Distribution Grant Administered by The County Department of Human Services (Project #1) Year 1: \$73,500 Option Year 1: \$73,500 Option Year 2: \$73,500 Option Year 3: \$73,500 Option Year 4: \$73,500

COUNTY OF PASSAIC
BID TALLY SHEET

Sherry Arvanitakis, Q.P.A.
Purchasing Agent

Nadege Allwaters, Esq.
County Counsel
Leslie Park, Esq.
Deputy County Counsel

Taken by: Hashiah Brown
Taken by: Darlene Morel
Typed by: Shantiece Durham

RFP
PURCHASING DEPARTMENT

Bids received at 10:30 a.m. on December 12, 2023 in the Passaic County Procurement Center, 495 River Street Second Floor, Paterson, NJ 07524
RFP-24-010 Food Distribution Grant Administered by The County Department of Human Services

Vendor	Ack. Of ADD	Statement of Corp Ownership	Non-Coll. Aff.	Standard Questionnaire	Disc. I/A Iran	Avail to Co-Op	Business Reg. Cert.	Non-Inv. Russia/Belarus	Bid Total
Grandparent Relatives Care Senior Community Resource Center Inc 257-259 Rosa Parks Blvd Paterson, NJ 07501									
	Rejected								
New Hope Community Ministries 331 N 11 th Street Prospect Park, NJ 07508	X	X	X	X	X	NO	X	Not Signed	Program name: Food Pantry Year 1: \$12,500 Option Year 1: \$12,500 Option Year 2: \$12,500 Option Year 3: \$12,500 Option Year 4: \$12,500

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION REJECTING ALL RESPONSES RECEIVED UNDER SB-24-005
 PREVENTIVE MAINTENANCE & SERVICE OF DIETARY & FOOD EQUIPMENT FOR
 PREAKNSS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-13.2(d).

THIS RESOLUTION WAS REQUESTED BY:
 PREAKNESS HEALTHCARE CENTER

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	22.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION REJECTING ALL RESPONSES RECEIVED UNDER SB-24-005 PREVENTIVE MAINTENANCE & SERVICE OF DIETARY& FOOD EQUIPMENNT FOR PREAKNSS HEALTHCARE CENTER, PURSUANT TO N.J.S.A. 40A:11-13.2(d).

WHEREAS, the County of Passaic (hereafter the “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1 et.seq., and vested with the rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, et.seq., the Board of County Commissioners for the County of Passaic (hereafter the “Board”) are vested with the decision-making powers on behalf of the County; and

WHEREAS the Purchasing Agent unsealed responses to SB-24-005 Preventive Maintenance & Service of Dietary & Food Equipment (hereafter “SB-24-005”) for Preakness Healthcare Center; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2(d), the County is rejecting all bids in response to SB-24-005 to substantially revise the specifications for goods and services, in connection with the above; and

WHEREAS, the matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-13.2(d), the Board of County Commissioners of the County of Passaic (hereafter “Board”) hereby authorizes the rejection of all responses to SB-24-005 Preventive Maintenance & Service of Dietary & Food Equipment for Preakness Healthcare Center and substantially revise the section for goods and services.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, Director of Human Services, and Director of the Board are authorized to take any others steps necessary to carry out the purpose of this Resolution.

JDP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

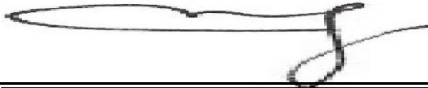
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION TO INCREASE THE AWARD AMOUNT TO NEW HOPE TO PROVIDE INPATIENT SUBSTANCE ABUSE TREATMENT FOR YOUTH AND THIS AMENDMENT IS TO COVER AN INCREASE IN THE LEVEL OF SERVICES PROVIDED IN 2023, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 HUMAN SERVICES

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	23.
CAF#	G-01-41-810-023-213
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION TO INCREASE THE AWARD AMOUNT TO NEW HOPE TO PROVIDE INPATIENT SUBSTANCE ABUSE TREATMENT FOR YOUTH AND THIS AMENDMENT IS TO COVER AN INCREASE IN THE LEVEL OF SERVICES PROVIDED IN 2023, PURSUANT TO N.J.S.A. 40A:11-4.1, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) are vested with decision making powers on behalf of the County; and

WHEREAS, the Department of Human Services (hereafter “Department”) is an umbrella social service agency concerned with planning and funding services for the County’s disadvantaged and homeless citizens; and

WHEREAS, N.J.S.A. 40A:11-4.1 authorizes the County to utilize competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.3, the Board approved Resolution No. R20181075, dated December 27, 2018, authorizing competitive contracting for addiction services; and

WHEREAS, on February 1, 2022, the Purchasing Agent unsealed responses to County Comprehensive Plan for Addiction Services 2022, RFP 22-005 (hereafter “RFP 22-005”); and

WHEREAS, pursuant to R 22-1216, dated December 27, 2022, the Board approved exercising the 1st Option to Renew for calendar year 2023; and

WHEREAS, the Director of the Department is now requesting an increase in the amount of Sixteen Thousand Five Hundred (\$16,500.00) Dollars to New Hope to provide inpatient substance abuse treatment for youth; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.10, the County is permitted to increase the award amount under contracts competitively bid pursuant to N.J.S.A. 40A:11-4.1, where such Contracts are deemed open-end contracts, as is the case here; and

WHEREAS, funds are available in Account No. G-01-41-810-023-213 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2023 and/or subsequent years’ County budget(s); and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, that pursuant to N.J.S.A. 40A:11-4.1, et seq., the Board of County Commissioners of the County of Passaic is authorizing the increase in the appropriation to New Hope for the contract under RFP 22-005 in the amount of Sixteen Thousand Five Hundred (\$16,500.00) Dollars to provide inpatient substance abuse treatment for youth.

LET IT FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and the Director of the Board are authorized to take any other steps necessary to carry out the purpose of this Resolution.

JDP

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$16,500.00

APPROPRIATION: G-01-41-810-023-213

PURPOSE: Authorize increase in award to New Hope to provide inpatient substance abuse treatment for youth.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DIVISION OF WEATHERIZATION AND HOME ENERGY TO APPLY FOR AND ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE HEATING IMPROVEMENT PROGRAM 2024 GRANT, PURSUANT TO N.J.S.A. 40A:5-30.

THIS RESOLUTION WAS REQUESTED BY:
 SENIOR SERVICES, DISABILITY,
 NUTRITION, VETERAN'S AFFAIRS &
 TRANSPORTATION

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	24.
CAF#	
Purchase Req. #	
Result	

Health and Human Services

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DIVISION OF WEATHERIZATION AND HOME ENERGY TO APPLY FOR AND ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR THE HEATING IMPROVEMENT PROGRAM 2024 GRANT, PURSUANT TO N.J.S.A. 40A:5-30.

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1, et seq., and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with decision-making powers on behalf of the County; and

WHEREAS, the County, through its Division of Weatherization and Home Energy (hereafter "Division") of the Department of Senior Services, administers various programs to reduce energy costs for low-income residents in Passaic County by improving energy efficiency; and

WHEREAS, the State of New Jersey, Department of Community Affairs, has informed the Division that it is eligible for a grant award for the Heating Improvement Program 2024 Grant in the amount of Two Hundred Sixteen Thousand Five Hundred Seventeen (\$216,517.00) Dollars for the grant period October 1, 2023, through September 30, 2024; and

WHEREAS, the purpose of this program is to implement energy conservation measures in low-income households in Passaic County, thereby reducing their home energy burden. The target area served by this grant includes all of Passaic County, and eligible participants include households whose income is at or below 200% of the Federal Poverty Level, by household size; and

WHEREAS, there is no dollar match required to accept this award; and

WHEREAS, this matter was discussed at the January 16, 2024, meeting of the Health and Human Services Committee and is being recommended to the Board for approval;

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:5-30, the Board of County Commissioners of the County of Passaic (hereafter "Board") authorizes the application for such a grant and recognizes and accepts that the State of New Jersey, Department of Community Affairs (hereafter "Department"), may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the Department, does further authorize the execution of any such grant agreement and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the County of Passaic and the Department; and

LET IT BE FURTHER RESOLVED that the persons whose names and titles appear below are authorized to sign all necessary documents on behalf of the County of Passaic, and authorizes the Director of the Board and Clerk of the Board and any other County Official to execute the necessary agreements accordingly, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Kevin Batacchi, Director
Weatherization and Home Energy Division Director
County of Passaic

John Bartlett, Commissioner Director
Board of County Commissioners
County of Passaic

JDP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
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 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
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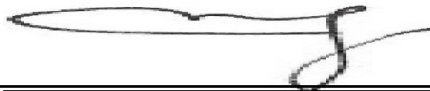
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AWARD OF CONTRACT TO THE VENDORS LISTED BELOW FOR HARDWARE SUPPLIES AND EQUIPMENT CATALOG % DISCOUNTS PRICING FOR THE COUNTY OF PASSAIC DEPARTMENTS AND INSTITUTIONS AS PER BID SB-24-023, PURSUANT TO N.J.S.A. 40A 11-4 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 BUILDINGS AND GROUNDS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	25.
CAF#	4-01-20-112-001-207
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO THE VENDORS LISTED BELOW FOR HARDWARE SUPPLIES AND EQUIPMENT CATALOG % DISCOUNTS PRICING FOR THE COUNTY OF PASSAIC DEPARTMENTS AND INSTITUTIONS AS PER BID SB-24-023, PURSUANT TO N.J.S.A. 40A 11-4 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on December 18, 2023, the Purchasing Agent issued SB-24-023, Expand Pool Hardware Supplies and Equipment Catalog % Discount for various County of Passaic Departments and Institutions (hereafter “SB-24-023”) seeking sealed proposals to expand the pool of qualified bidders for hardware supplies and equipment for various Passaic County Departments, to be used on an as-needed basis; and

WHEREAS, on December 27, 2023, bids were unsealed for SB-24-023 by the Purchasing Agent with one (1) response from qualified bidders listed below received; and

WHEREAS, the Superintendent of Buildings and Grounds is recommending an award of contract to the vendor listed below for a two (2) year contract term beginning April 1, 2024, and expiring on March, 31, 2026:

WHEREAS, the Superintendent of Buildings and Grounds is recommending that the funds appropriated for purchases under SB-24-017 also be applied to purchases under SB-24-023; and

WHEREAS, R & M Hardware has offered its prices to members of the Passaic County Cooperative #38PCCP; and

WHEREAS, funds are available in Account No. 4-01-20-112-001-207, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-1, et seq. the Board of County Commissioners of the County of Passaic authorizes an award of contract to vendors listed above for hardware supplies and equipment catalog % discount pricing for the County of Passaic Departments and Institution for a term beginning April 1, 2024 and expiring March 31, 2026

LET IT BE FURTHER RESOLVED, that the funds appropriated for purchases under SB-24-017 may also be utilized for purchases under SB-24-023.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Board of County Commissioners, and Purchasing Agent are authorized to execute agreements with the vendors listed herein and take any other steps necessary to carry out the purpose of this Resolution.

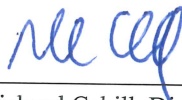
CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: Not to exceed \$100,000.00 combined with other catalog bids

APPROPRIATION: 4-01-20-112-001-207

PURPOSE: Award contract to R&M Hardware for hardware supplies and equipment catalog % discount pricing for the County of Passaic Departments and Institution.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
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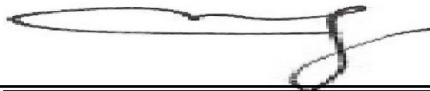
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AWARD OF CONTRACT TO THE VENDORS LISTED BELOW FOR HARDWARE SUPPLIES AND EQUIPMENT CATALOG % DISCOUNTS PRICING FOR THE COUNTY OF PASSAIC DEPARTMENTS AND INSTITUTIONS AS PER BID SB-24-017, PURSUANT TO N.J.S.A. 40A 11-4 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 BUILDINGS AND GROUNDS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	26.
CAF#	4-01-20-112-001-207
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO THE VENDORS LISTED BELOW FOR HARDWARE SUPPLIES AND EQUIPMENT CATALOG % DISCOUNTS PRICING FOR THE COUNTY OF PASSAIC DEPARTMENTS AND INSTITUTIONS AS PER BID SB-24-017, PURSUANT TO N.J.S.A. 40A 11-4 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on December 1, 2023, the Purchasing Agent issued SB-24-017, Hardware Supplies and Equipment Catalog % Discount for Various County of Passaic Departments and Institutions (hereafter “SB24-017”) seeking sealed proposals from qualified bidders for hardware supplies and equipment for various Passaic County Departments, to be used on an as-needed basis; and

WHEREAS, on December 12, 2023, bids were unsealed for SB-24-017 by the Purchasing Agent with five (5) responses from qualified bidders listed below received; and

WHEREAS, the Superintendent of Buildings and Grounds is recommending an award of contract to the vendors listed below for a two (2) year contract term beginning April 1, 2024, and expiring on March, 31, 2026:

WHEREAS, the Superintendent of Buildings and Grounds is recommending that the Board authorize an appropriation in an amount not to exceed seventy-five thousand dollars (\$75,000.00) per year, with a total amount appropriated in the contract term not to exceed one hundred fifty thousand dollars (\$150,000.00); and

WHEREAS, Oakland Ace Hardware, White & Shauger, Inc., Plastic Express, Inc., and Continental Hardware. Inc, have offered its prices to members of the Passaic County Cooperative #38PCCP; and

WHEREAS, funds are available in Account No. 4-01-20-112-001-207, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-1, et seq. the Board of County Commissioners of the County of Passaic authorizes an award of contract to vendors listed above for hardware supplies and equipment catalog % discount pricing for the County of Passaic Departments and Institution for a term beginning April 1, 2024 and expiring March 31, 2026

LET IT BE FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate seventy-five thousand dollars (\$75,000.00) per year, with a total amount appropriated in the contract term not to exceed one hundred fifty thousand dollars (\$150,000.00) to be used by the various departments for hardware supplies and equipment on an as-needed basis.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Board of County Commissioners, and Purchasing Agent are authorized to execute agreements

with the vendors listed herein and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$75,000.00

APPROPRIATION: 4-01-20-112-001-207

PURPOSE: Award contract Oakland Ace Hardware, White & Shauger, Inc., Plastic Express, Inc., and Continental Hardware. Inc, for hardware supplies and equipment catalog % discount pricing for the County of Passaic Departments and Institution..



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
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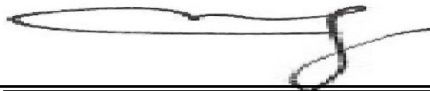
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO T.F.S., INC., D/B/A UNITED FEDERATED SYSTEMS FOR THE INSPECTION, REPAIR, AND MONITORING OF SECURITY SYSTEMS AT COUNTY INSTITUTIONS, PER BID SB-24-018, PURSUANT TO N.J.S.A. 40A:11-4 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 BUILDINGS AND GROUNDS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	27.
CAF#	4-01-20-112-001-219
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO T.F.S., INC., D/B/A UNITED FEDERATED SYSTEMS FOR THE INSPECTION, REPAIR, AND MONITORING OF SECURITY SYSTEMS AT COUNTY INSTITUTIONS, PER BID SB-24-018, PURSUANT TO N.J.S.A. 40A:11-4 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., for every contract awarded by the County for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold established pursuant to N.J.S.A. 40A:11-3, shall be awarded by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on December 1, 2023, the Purchasing Agent issued SB-24-018, Inspection, Repairing and Monitoring of County Security Systems Including Burglar Alarms, Fire and CCTV Systems (hereafter “SB-24-018”), in compliance with N.J.S.A. 40A:11-4, et seq., that solicited competitive pricing for inspection, repair, and monitoring services of security systems at various County institutions; and

WHEREAS, the lowest responsible bidder to SB-24-018 is T.F.S., Inc., d/b/a United Federated Systems; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, the Superintendent of Buildings & Grounds is recommending that the Board authorize an award of contract to T.F.S., Inc., d/b/a United Federated Systems of Totowa, New Jersey to perform the services under SB-24-018, with a contract term beginning April 1, 2024 and expiring March 31, 2026 in the contract amount of one hundred thousand dollars (\$100,000.00) per year, with a total award amount not to exceed two hundred thousand dollars (\$200,000.00) over the contract period; and

WHEREAS, T.F.S., Inc., d/b/a United Federated Systems offered its prices to members of the Passaic County Cooperative #38PCCP; and

WHEREAS, funds are available in Account Nos. 4-01-20-112-001-219, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-4 et seq., the Board of County Commissioners of the County of Passaic hereby authorizes awards of contract to T.F.S., Inc., d/b/a United Federated Systems to provide inspection, repair, and monitoring services of security systems at various County institutions under SB-24-018, with a contract period beginning April 1, 2024 through March 31, 2026 and a contract amount of one hundred thousand dollars (\$100,000.00) per year, with a total award amount not to exceed two hundred thousand dollars (\$200,000.00) over the contract period.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners of the County of Passaic are authorized to take any other steps necessary to carry out the purpose of this resolution.

KJB

January 23, 2024

-

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$100,000.00

APPROPRIATION: 4-01-20-112-001-219

PURPOSE: Award contract T.F.S., Inc., d/b/a United Federated Systems to provide inspection, repair, and monitoring services of security systems at various County institutions.


Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
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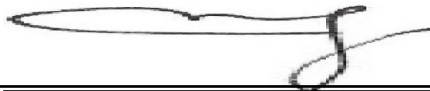
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR A CERTIFIED GOLF TEACHING PROFESSIONAL FOR THE PREAKNESS VALLEY GOLF COURSE IN THE TOWNSHIP OF WAYNE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 PARKS & RECREATION

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	28.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR A CERTIFIED GOLF TEACHING PROFESSIONAL FOR THE PREAKNESS VALLEY GOLF COURSE IN THE TOWNSHIP OF WAYNE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

WHEREAS the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, the County desires to hire a PGA-certified golf professional/instructor to provide training and instruction to patrons at Preakness Valley Golf Course in the Township of Wayne; and

WHEREAS, the Director of the Department of Parks & Recreation is recommending that the Board authorize the Purchasing Agent to advertise and receive bids for a certified golf teaching professional for Preakness Valley Golf Course; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23, et seq. the County will publish the advertisement for bids in advance of the date fixed for receiving the bids to promote competitive bidding; and

WHEREAS, this matter was discussed at January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-23, et seq., that the Passaic County Board of Commissioners hereby authorizes the Passaic County Purchasing Agent to advertise and receive bids as recommended by the Director of the Department of Parks & Recreation Affairs for a certified golf teaching professional for Preakness Valley Golf Course in the Township of Wayne.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE 11 MARSHALL STREET REDEVELOPMENT - PHASE 1 PROJECT IN THE CITY OF PATERSON, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	29.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE 11 MARSHALL STREET REDEVELOPMENT - PHASE 1 PROJECT IN THE CITY OF PATERSON, PURSUANT N.J.S.A. 40A: 11-23, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, the specifications for the 11 Marshall Street Redevelopment - Phase 1 Project have been prepared and conform with County and industry engineering standards, and the County Engineer is requesting that the Purchasing Agent advertise and receive bids for same, in compliance with N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Passaic County Engineer is recommending that the Board authorize the Purchasing Agent to advertise and receive bids for the 11 Marshall Street Redevelopment -Phase 1 Project in the City of Paterson; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23, et seq. the County will publish the advertisement for bids in advance of the date fixed for receiving the bids to promote competitive bidding; and

WHEREAS, this matter was discussed on the January 10, 2024 meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-23, et seq., that the Passaic County Board of Commissioners hereby authorizes the Passaic County Purchasing Agent to advertise and receive bids as recommended by the Passaic County Engineer for the 11 Marshall Street Redevelopment - Phase I Project in the City of Paterson.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
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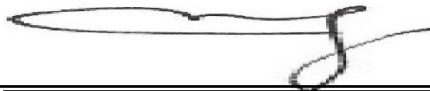
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE RIFLE CAMP PARK RESURFACING AND DRAINAGE IMPROVEMENT PROJECT IN THE BOROUGH OF WOODLAND PARK, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	30.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE RIFLE CAMP PARK RESURFACING AND DRAINAGE IMPROVEMENT PROJECT IN THE BOROUGH OF WOODLAND PARK, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, the specifications for the Rifle Camp Park Resurfacing and Drainage Improvement Project have been prepared and conform with County and industry engineering standards, and the County Engineer is requesting that the Purchasing Agent advertise and receive bids for same, in compliance with N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Passaic County Engineer is recommending that the Board authorize the Purchasing Agent to advertise and receive bids for the Rifle Camp Park Resurfacing and Drainage Improvement Project in the Borough of Woodland Park; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23, et seq. the County will publish the advertisement for bids in advance of the date fixed for receiving the bids to promote competitive bidding; and

WHEREAS, this matter was discussed on January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-23, et seq., that the Passaic County Board of Commissioners hereby authorizes the Passaic County Purchasing Agent to advertise and receive bids as recommended by the Passaic County Engineer for the Rifle Camp Park Resurfacing and Drainage Improvement project in the Borough of Woodland Park.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A TRAFFIC SIGNAL AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WEST MILFORD, JURISDICTIONAL RESPONSIBILITIES AT THE INTERSECTION OF UNION VALLEY ROAD, LAKESIDE ROAD, GREENWOOD LAKE TURNPIKE, AND STAINSBY ROAD IN THE TOWNSHIP OF WEST MILFORD, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	31.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING A TRAFFIC SIGNAL AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WEST MILFORD, JURISDICTIONAL RESPONSIBILITIES AT THE INTERSECTION OF UNION VALLEY ROAD, LAKESIDE ROAD, GREENWOOD LAKE TURNPIKE, AND STAINSBY ROAD IN THE TOWNSHIP OF WEST MILFORD, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (the “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq.; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Passaic Board of County Commissioners (the “Board”) is vested with the powers to make all decisions on behalf of the County; and

WHEREAS, the intersection of Union Valley Road, Lakeside Road, Greenwood Lake Turnpike, and Stainsby Road, in the Township of West Milford (hereafter “Township”) does not currently have a traffic signal; and

WHEREAS, Union Valley Road, Lakeside Road, and Greenwood Lake Turnpike are all county roadways, and Stainsby Road is a Township roadway; and

WHEREAS, the Township, desires to install a traffic signal at the above-mentioned intersection; and

WHEREAS, the Township provided the County with a Traffic Signal Warrant Analysis which provides justification for a traffic signal at this location; and

WHEREAS, the Township is funding the design and construction of the new traffic signal, and the Township will be responsible for the future maintenance of the traffic signal at this intersection; and

WHEREAS, the County Engineer is recommending that the County enter into a traffic signal agreement with the Township setting forth and detailing the responsibilities of each party; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, et seq., the Board of County Commissioners of the County of Passaic hereby authorizes the traffic signal agreement between the County of Passaic, and Township of West Milford concerning the traffic signal at the intersection of Union Valley Road, Lakeside Road, Greenwood Lake Turnpike and Stainsby Road in the Township of West Milford.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Director of the Board are authorized to take any other action necessary to carry out the purposes of this Resolution.

PCR

January 23, 2024

TRAFFIC SIGNAL AGREEMENT

This **TRAFFIC SIGNAL AGREEMENT** (hereafter "Agreement") made on this _____ day of _____, 20__, by and between the COUNTY OF PASSAIC, a corporate body politic with its principal office at 401 Grand Street, Paterson, New Jersey 07505 (hereafter "County") and the WEST MILFORD TOWNSHIP, a corporate body politic with its principal office at 1480, Union Valley Road, West Milford, New Jersey 07480 (hereafter "Township").

WITNESSETH:

WHEREAS, the County plans to undertake an intersection improvement project for Union Valey Road, Lakeside Road, Greenwood Lake Turnpike, and Stainsby Road ("Project"), within the Township along the County roadways; and

WHEREAS, the Project includes the installation of a new traffic signal and curb construction on the corners at the intersection of Union Valley Road, Lakeside Road, Greenwood Lake Turnpike, and Stainsby Road ("Traffic Signal"); and

WHEREAS, for the conditions and covenants as set forth herein, upon completion of the Project by the County, ownership of the Traffic Signals shall be by the Township; and

NOW, THEREFORE, in consideration of the mutual covenants and undertakings set forth herein, the Parties hereby agree as follows:

1. Incorporation of Recitals. The recitals above are hereby incorporated by reference herein.
2. Section Headings. The section headings are solely for reference purposes and neither limit of expand upon the language in each section of the Agreement.
3. Project Management. The County and Township will coordinate the plans and details of the Project. The Township will fund the design and construction of the improvement. The Township will be responsible for the bid advertisement and award of contract for the construction of the Project. The County consents to the installation of the Traffic Signal and appurtenance on the County roadways.
4. Ownership of the Traffic Signals. On completion of the Project, and approval by the County Engineer and Township Engineer, the Township agrees to accept ownership and all maintenance responsibilities of the Traffic Signal, including, but not limited to, lights, detection equipment, controllers, cables, conduit, poles and mast arms, maintenance of all equipment, performance of any repairs, all electrical costs, regulatory signing, parking prohibitions, and striping and pavement markings.
5. Municipally Owned Cross Streets. The County and Township acknowledge and recognize that there are two municipally owned cross streets as part of the Project, specifically Alps Road Extension and Grandview Drive.

6. Township Compliance with Laws and Regulations. The Township agrees to comply with all applicable rules, regulations, and statutes promulgated by the State of New Jersey and/or federal government, and any resolutions and/or ordinances duly authorized by the Board of County Commissioners of the County of Passaic.
7. Insurance. The Township will be named in all insurance and bond requirements to be produced by the contractor for the Project, including, but not limited to, performance bonds and two (2) year maintenance bonds upon acceptance of the Project by the County.
8. Assignment. Neither this Agreement nor any of the rights, interests, or obligations under this Agreement shall be assigned, in whole or in part, by operation of law or otherwise by any of the parties without the prior written consent of the other parties. Subject to the preceding sentence, this Agreement will be binding upon, inure to the benefit of, and be enforceable by, the parties and their respective successors and assigns.
9. Indemnification. To the fullest extent allowable by the law, the Township, their successors, and assigns shall hold harmless, indemnify, defend, and release the County and their members, directors, officers, employees, agents, contractors, successors, and assigns from and against all suits, liabilities, penalties, costs, losses, damages, expenses or claims, including, without limitation, reasonable attorney's fees arising from or in any way connected with the other party's performance, attempted performance, or failure to perform in connection with this Agreement or other activities as described in the Agreement, including, but not limited to, any injury to or the death of any person or any damage to any property resulting from any act, omission, condition, or other manner related to this Agreement, regardless of cause, unless due to the negligence of any of the County.
10. Entire Agreement. This Agreement constitutes the entire agreement with respect to the subject matter hereof and shall not be amended or modified without the express written consent of all Parties. No oral statement of representation of any person shall in any manner or degree modify the terms and provisions of this Agreement unless it is expressly and specifically incorporated in this Agreement. All unincorporated oral statements and representations shall be null and void.
11. Severability. If any of the provisions, terms, or clauses of this Agreement are declared illegal, unenforceable, or ineffective in a legal forum, such provisions, terms, and clauses shall be deemed severable, such that the other provisions, terms, and clauses contained in this Agreement shall remain valid and binding on all Parties.
12. Governing Law and Forum. The Parties agree that the laws of the State of New Jersey shall govern this Agreement and Release and the Parties will submit to the jurisdiction of the New Jersey courts for the resolution of any dispute that may arise hereunder.

13. Authority. By the signatures below, the Parties execute this Agreement and confirm that they are mutually bound by and fully authorized and empowered to enter and bind their organization by all provisions contained therein.

IN WITNESS WHEREOF, the Parties have caused these presents to be signed by the proper corporate officers and have caused their seals to be affixed by the day and year.

Witness:

COUNTY OF PASSAIC:

Louis E. Imhof, III
Clerk to the Board

John W. Barlett, Esq., Director
Passaic County Board of Commissioners

As to form and legality:

Nadege D. Allwaters, Esq.
County Counsel

Witness:

TOWNSHIP OF WEST MILFORD:

Bill Senande,
Township Clerk

Michele Dale,
Mayor

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ADP GROUP, INC., FOR THE REPAIR, REPLACEMENT, AND REMOVAL OF STRUCTURAL NETTING FOR 80 HAMILTON STREET IN THE CITY OF PATERSON, PER BID C-23-021, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	32.
CAF#	3-01-30-201-001-233
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ADP GROUP, INC., FOR THE REPAIR, REPLACEMENT, AND REMOVAL OF STRUCTURAL NETTING FOR 80 HAMILTON STREET IN THE CITY OF PATERSON, PER BID C-23-021, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on October 30, 2023, the Purchasing Agent issued the Repair, Replacement, and Removal of Structural Netting for 80 Hamilton Street, Bid No. C-23-021 (hereafter “C-23-021”) seeking proposals from qualified bidders to repair, replace, and remove the structural netting located at the Board of Social Services, 80 Hamilton Street, in the City of Paterson; and

WHEREAS, on November 16, 2023, bids were unsealed for C-23-021 by the Purchasing Agent and the lowest responsible bidder was determined to be ADP Group, Inc., of Paterson, New Jersey; and

WHEREAS, the County Engineer is recommending an award of contract to the lowest bidder under C-23-021, ADP Group, Inc., in an amount not to exceed two hundred twenty-seven thousand dollars (\$227,000.00); and

WHEREAS, funds are available in Account No. 3-01-30-201-001-233 any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-4, et seq. the Board of County Commissioners of the County of Passaic authorizes an award of contract to ADP Group, Inc., for the Repair, Replacement, and Removal of Structural Netting for 80 Hamilton Street in an amount not to exceed an amount not to exceed two hundred twenty-seven thousand dollars (\$227,000.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Board of County Commissioners, and Purchasing Agent are authorized to execute an agreement with ADP Group, Inc., and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024


CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$227,000.00

APPROPRIATION: 3-01-30-201-001-233

PURPOSE: Award contract to ADP Group, Inc., for the Repair, Replacement, and Removal of Structural Netting for 80 Hamilton Street.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

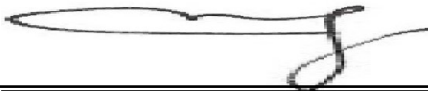
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ON-LINE CONTRACTING, INC., FOR ON-CALL DRAINAGE REPAIRS AT 920 RIFLE CAMP ROAD IN WOODLAND PARK, PER BID C-24-001, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	33.
CAF#	C-04-55-175-001-901
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ON-LINE CONTRACTING, INC., FOR ON-CALL DRAINAGE REPAIRS AT 920 RIFLE CAMP ROAD IN WOODLAND PARK, PER BID C-24-001, PURSUANT TO N.J.S.A. 40A: 11-4, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on October 23, 2023, the Purchasing Agent issued C-24-001, On Call Drainage Projects, (hereafter “C-24-001”) seeking sealed proposals from qualified bidders for on-call drainage projects, to be used on an as-needed basis; and

WHEREAS, on November 9, 2023, bids were unsealed for C-24-001 by the Purchasing Agent with eight (8) responses from qualified bidders received; and

WHEREAS, on December 12, 2023, the Board passed Resolution No. R-23-1170 qualifying a pool of construction companies and establishing unit prices for the On-Call Drainage Projects for a two-year period beginning on January 1, 2024, expiring on December 31, 2025, as recommended by the County Engineer, to be hired on an as-needed basis, which included On-Line Contracting; and

WHEREAS, the County Engineer is recommending an award of contract to On-line Contracting, Inc., in an amount not to exceed sixty-four thousand, eighty-six dollars (\$64,086.00) for On-Call Drainage Repairs to replace the entire length of a 12” CMP from Type A inlet in front of the driveway to Type B downslope with 18” RCP CL IV near 920 Rifle Camp Road in Woodland Park because the pipe and is discharging runoff through the slope behind the curb and the water is ending up within private property; and

WHEREAS, funds are available in Account No. C-04-55-175-001-901 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget (s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed on January 10, 2024, by the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-1 et seq. the Board of County Commissioners of the County of Passaic hereby authorizes an award of contract to On-Line Contracting, Inc., in an amount not to exceed sixty-four thousand, eighty-six dollars (\$64,086.00) for On-Call Drainage Repairs to replace the entire length of a 12” CMP from Type A inlet in front of the driveway to Type B downslope with 18” RCP CL IV near 920 Rifle Camp Road in Woodland Park because the pipe and is discharging runoff through the slope behind the curb and the water is ending up within private property, as recommended by the County Engineer.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
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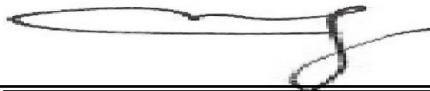
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING CHANGE ORDER NO. 1, FOR ON-LINE CONTRACTING, TO PROVIDE ON-CALL DRAINAGE REPAIRS NEAR 361 LEXINGTON AVENUE, PUBLIC SCHOOL NO. 17, IN THE CITY OF CLIFTON, PER BID C-21-025 PURSUANT TO N.J.A.C. 5:30-11.3 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	34.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1, FOR ON-LINE CONTRACTING, TO PROVIDE ON-CALL DRAINAGE REPAIRS NEAR 361 LEXINGTON AVENUE, PUBLIC SCHOOL NO. 17, IN THE CITY OF CLIFTON, PER BID C-21-025 PURSUANT TO N.J.A.C. 5:30-11.3 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on December 28, 2021, the Board passed Resolution No. R-2021-1234 qualifying a pool of construction companies and establishing unit prices for the On-Call Miscellaneous Drainage Repairs beginning on January 1, 2022, expiring on December 31, 2023, on an as-needed basis, as recommended by the County Engineer; and

WHEREAS, on December 28, 2023, the Board approved Resolution No. R-23-1253 awarding a contract to On-Line Contracting Inc., for On-Call Miscellaneous Drainage Repairs to repair a collapsed inlet on Lexington Avenue in the City of Clifton near the driveway for Public School No. 17 (“Project”) in the City of Clifton in an amount not to exceed nine thousand four hundred sixteen dollars (\$9,416.00) pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.3, et seq. the Board can authorize change orders pursuant to the conditions as set forth therein for work performed, services rendered, materials, supplies, or equipment delivered or provided shall be authorized, permitted, or accepted except by the procedures established therein; and

WHEREAS, the County Engineer is recommending that Change Order No. 1 be authorized for a net deduction to the contract for the Project in the amount of three hundred forty-four dollars, eighty cents (\$344.80), is necessary due to the additions and deletions of as-built quantities needed to complete the Project, which bring the total contract amount to nine thousand, seventy-one dollars, twenty cents (\$9,071.20); and

WHEREAS, this matter was discussed on January 10, 2024, by the Public Works Committee, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.A.C. 5:30-11.3, et seq. the Board of County Commissioners of the County of Passaic approves Change Order No. 1 for the net deduction to the contract in the amount of three hundred forty-four dollars, eighty cents (\$344.80) to On-Line Contracting Inc., for On-Call Miscellaneous Drainage Repairs to repair a collapsed inlet on Lexington Avenue in the City of Clifton near the driveway for Public School No. 17, with a new contract award as a result of the decrease, in the amount of nine thousand, seventy-one dollars, twenty cents (\$9,071.20), as recommended by the County Engineer.

LET IT BE FURTHER RESOLVED, that the County Engineer is authorized and directed to comply with all the general requirements for change orders as set forth in N.J.A.C. 5:30-11.3, et seq.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are authorized to execute an agreement and take any other action necessary to carry out the purpose of this Resolution.

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

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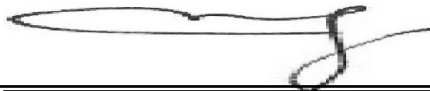
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DCRS, LLC, FOR THE CONSTRUCTION OF THE OFFICE OF EMERGENCY MANAGEMENT STORAGE BUILDING IN THE TOWNSHIP OF WAYNE, PER BID C-021-021 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	35.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DCRS, LLC, FOR THE CONSTRUCTION OF THE OFFICE OF EMERGENCY MANAGEMENT STORAGE BUILDING IN THE TOWNSHIP OF WAYNE, PER BID C-021-021 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-16.3 (b), et seq. the Board can authorize release and final payment upon acceptance of the work performed pursuant to the contract provided that the contract has been completed; and

WHEREAS, on January 25, 2022, the Board approved Resolution No. R2022-0068 awarding a contract to DCRS, LLC, for the construction of the Office of Emergency Management Storage Building in the Township of Wayne and the appropriation of three hundred fifteen thousand, one hundred seventy dollars (\$315,170.00); and

WHEREAS, on November 21, 2023, the Board passed Resolution No. R-23-1077, authorizing Change Order No. 1 to DCRS, LLC, under C-21-021, for a zero net dollar amount for final contact adjustments, and supplement items for the concrete pad for the fuel depot, motorized overhead door opener, and trench drain; and

WHEREAS, the Passaic County Engineer is advising that the Office of Emergency Management Storage Building has been completed and conforms to the construction plans, standard specifications, and County Engineering Standards; and is requesting that the Board approve the project close out, final acceptance, release of retainage, and final payment to DCRS, LLC, in the amount of thirty-seventy, six hundred fort-two dollars, four cents (\$37,642.04); and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-16.3(b) et seq., by the Passaic County Board of County Commissioners hereby authorizes and approves the Project close out, final acceptance, the release of retainage, and final payment to DCRS, LLC, in the amount of thirty-seventy, six hundred fort-two dollars, four cents (\$37,642.04) for the construction of the Office of Emergency Management Storage Building in the Township of Wayne, and the Director of Finance is hereby authorized to make payment to said company on the next bill list.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Engineer, and Director of Board of County Commissioners are authorized to execute any documents and take any other action necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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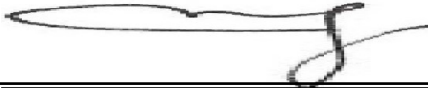
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION ENTITLED DOBCO, INC. v. COUNTY OF PASSAIC DOCKET NO. PAS-L-2776-22, PENDING IN THE SUPERIOR COURT OF NEW JERSEY, PURSUANT TO N.J.S.A. 40A:5-17(a)

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	36.
CAF#	3-01-20-112-001-213, C-04-
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION ENTITLED DOBCO, INC. v. COUNTY OF PASSAIC DOCKET NO. PAS-L-2776-22, PENDING IN THE SUPERIOR COURT OF NEW JERSEY, PURSUANT TO N.J.S.A. 40A:5-17(a)

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:5-17(a), the Board shall approve or disapprove all claims, including the approval of settlement agreements in which the County is a named party; and

WHEREAS, the County is the Defendant in the lawsuit entitled Dobco, Inc. v. County of Passaic, Docket No. PAS-L-2776-22, which is pending in the Superior Court of New Jersey; and

WHEREAS, the Parties amicably resolved the dispute, and same is being recommended for approval by the County’s outside counsel and County Counsel; and

WHEREAS, funds are available in Account Nos. 3-01-20-112-001-213, C-04-55-155-001-901, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:5-17(a), the Board of County Commissioners of the County of Passaic authorizes the settlement of the litigation entitled Dobco, Inc. v. County of Passaic, Docket No. PAS-L-2776-22 filed in the Superior Court of New Jersey, pursuant to the terms and conditions to be set forth in a Settlement Agreement and Release as approved by the County Counsel.

LET IT BE FURTHER RESOLVED that the County Administrator, County Counsel, Clerk of the Board, Chief Financial Officer, and Director of the Board of County Commissioners are authorized to take all necessary action to carry out the purpose of this resolution.

KJB

January 23, 2024

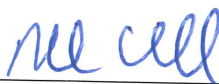
CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$730,000.00

APPROPRIATION: 3-01-20-112-001-213 - \$408,779.71
C-04-55-155-001-901 - \$321,220.29

PURPOSE: Authorize the settlement of the litigation entitled Dobco, Inc. v. County of Passaic, Docket No. PAS-L-2776-22 filed in the Superior Court of New Jersey.



Richard Cahill, Director of Finance

DATED: January 23, 2024

SETTLEMENT AGREEMENT

This Settlement Agreement (hereinafter "Agreement") is made between the following Parties:

Dobco Inc. ("Dobco")
1 Geoffrey Way
Wayne, NJ 07470

- and -

County of Passaic ("County")
County Administration Bldg.
401 Grand Street
Paterson, NJ 07505

WHEREAS, on or about May 7, 2019, Dobco was awarded a contract by the County for \$16,105,000.00 to construct a project commonly referred to as the New Department of Public Works located at 1310 Route 23 North, Wayne, NJ (hereinafter "Project");

WHEREAS, on November 15, 2022, Dobco filed an action in Superior Court entitled, *Dobco, Inc. v. County of Passaic*, Docket No.: PAS-L-2776-22 ("Action") seeking alleged damages arising from the Project;

WHEREAS, the County defended the Action and denied the claims;

WHEREAS, in the interest of avoiding the expense and inconvenience of litigation, the Parties have negotiated the following terms of settlement; and

NOW, THEREFORE, it is hereby agreed:

- 1. Settlement.** The County agrees to pay Seven hundred thirty thousand dollars (\$730,000.00) (hereinafter "Settlement Amount") to Doebo within thirty (30) days of the Effective Date of this Agreement in full and final settlement of all claims relating to the Action and/or the Project. If Dobco provides the County with their banking information the County will pay them by ACH payment. Otherwise, payment may be made to Dobco by check.
- 2. Commission Approval Required.** This Agreement is subject to approval by the Commissioners of the County of Passaic ("Commissioners") and shall be null and void unless approved by formal action of the Commissioners at a duly convened meeting.

- 3. Effective Date.** This Agreement will take effect when the Commissioners have approved this Agreement as per ¶ 2 above and all Parties have executed and exchanged their signatures to this Agreement (“Effective Date”).
- 4. Dismissal of Action.** Upon the County’s payment of the Settlement Amount as provided in ¶ 1 above, the Action shall be dismissed with Prejudice.
- 5. Release by Dobco.** With the exception of the right to enforce this Agreement, Dobco does hereby forever release the County, its past and present Commissioners, officers, employees, Project consultants and attorneys from any and all demands or claims of any nature, whether known, asserted, unknown, or unasserted, relating to the Action and/or the Project. For purposes of this provisions, “Project consultants” means anyone that supplied services on behalf of the County in connection with the Project including design, testing, building, and management. Project consultants includes, but is not limited to, Cumming Construction Management, Inc. and Coppa Montalbano Architects.
- 6. Release by the County.** With the exception of the right to enforce this Agreement and any warranties relating to the Project, the County does hereby forever release Dobco, its past and present owners, officers, employees, and attorneys from any and all demands or claims of any nature, whether known, asserted, unknown, or unasserted, relating to the Action and/or the Project.
- 7. No Admissions.** Neither Party makes any admissions in connection with entering into this Agreement.
- 8. No Modification and/or Discharge unless Written.** This Agreement may not be changed, altered, or modified except in a writing signed by the Parties.
- 9. Severability.** If any of the provisions of this Agreement are determined to be invalid under any applicable state or federal laws or by an order of a Court having legal and appropriate jurisdiction over this matter, such invalidity shall not affect or impair the validity of the other provisions, which shall be considered severable, and shall remain in full force and effect.
- 10. Binding.** This Agreement is binding on each of the Parties’ respective assigns, heirs, successors-in-interest, agents, attorneys, officers, members, shareholders, and partners.
- 11. Independent Legal Counsel.** Each Party has had the opportunity to seek the assistance of his/her/its own independent legal counsel to assist with reviewing and negotiating this Agreement and has chosen to enter into this Agreement without reservation over the meaning or legality of it. This Agreement shall be given a neutral construction, such that it shall not be construed in favor of or against any Party to this Agreement by reason of the extent to which any Party or its counsel participated in the drafting hereof.
- 12. Execution.** This Agreement may be executed in counterparts, each of which shall be deemed an original, but all of which, when taken together, shall constitute one and the same

Agreement. The signatures to this Agreement can be exchanged digitally as PDF attachments to e-mail, and the digital signatures shall be treated as though they were originals.

13. Authorized Signatures Required. By signing this Agreement, the representatives of the Parties hereto warrant and represent that he/she are properly authorized to enter into this Agreement, that he/she has read the foregoing Agreement and has executed the same freely on behalf of the Party.

Dobco Inc.

County of Passaic

By: _____
Daniel Mladenovic, *President*

By: _____
Nadege Allwaters, *County Counsel*

Dated: _____

Dated: _____

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION QUALIFYING A POOL OF CONTRACTORS FOR ON-CALL BRIDGE AND CULVERT REPAIRS CONTRACTORS AND UNIT PRICES FOR A PERIOD OF JANUARY 1, 2024, TO DECEMBER 31, 2025, PER BID C-24-002, PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	37.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION QUALIFYING A POOL OF CONTRACTORS FOR ON-CALL BRIDGE AND CULVERT REPAIRS CONTRACTORS AND UNIT PRICES FOR A PERIOD OF JANUARY 1, 2024, TO DECEMBER 31, 2025, PER BID C-24-002, PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) requires qualified consultants to provide professional services on various construction projects; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, on December 13, 2023, the Purchasing Agent issued C-24-002, On Call Drainage Projects, (hereafter “C-24-002”) seeking sealed proposals from qualified bidders for On Call Drainage Projects, to be used on an as-needed basis; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the qualification for the pool of consultants for calendar year 2023 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, the responses submitted in compliance with the law to C-24-002 are attached hereto as Schedule A, were reviewed by the County Engineer, and are being recommended for qualification by the Board of County Commissioners of the County of Passaic (hereafter “Board”) for approval as consultants in the calendar year 2024; and

WHEREAS, the Board will make specific assignments to the qualified firms on an as-needed basis by subsequent resolution of the Board; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i) that the Passaic County Board of County Commissioners qualifying the contractors set forth in Schedule A, attached to and made part of this resolution, for on-call bridge and culvert repair drainage projects with established unit prices for a two-year period beginning on January 1, 2024, and expiring on December 31, 2025 to be hired on an as-needed basis, as recommended by the County Engineer.

LET IT BE FURTHER RESOLVED, that the County Engineer is hereby authorized and directed to recommend contractors with established unit prices from the qualified list, as needed, for the period of January 1, 2024, to December 31, 2025.

PCR

January 23, 2024

SCHEDULE A

1. COLONNELLI BROTHERS, INC.
2. CMS CORPORATION
3. J. FLETCHER CREAMER & SON, INC.
4. GRADE CONSTRUCTION
5. SPARWICK CONTRACTING, INC

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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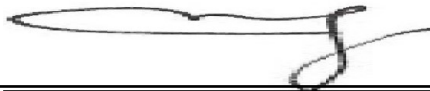
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION ACKNOWLEDGING THE VENDOR'S NAME CHANGE AND ASSIGNMENT OF ALL DUTIES, RIGHTS, AND INTERESTS UNDER THE AGREEMENT FROM ONYX RENEWABLE PARTNERS, LP TO OBSIDIAN II EAST COAST HOLDINGS, LLC, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	38.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION ACKNOWLEDGING THE VENDOR'S NAME CHANGE AND ASSIGNMENT OF ALL DUTIES, RIGHTS, AND INTERESTS UNDER THE AGREEMENT FROM ONYX RENEWABLE PARTNERS, LP TO OBSIDIAN II EAST COAST HOLDINGS, LLC, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereafter "County") is a government body incorporated pursuant to N.J.S.A. 40:18-1, *et seq.* and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter "Board") is vested with decision-making powers on behalf of the County; and

WHEREAS, on February 25, 2020, the Board approved Resolution No. R20200195 authorizing a solar energy power purchase agreement between the County and Onyx Renewable Partners, LP; and

WHEREAS, Onyx Renewable Partners, LP has notified the County in writing of its intention to assign all of its rights, duties, and interests under the agreement to its subsidiary affiliate, Obsidian II East Coast Holding, LLC; and

WHEREAS, the fully executed agreement between the County and Onyx Renewable Partners, LP authorizes the assignment of rights, duties, and interests to Obsidian II East Coast Holding, LLC; and

WHEREAS, this matter was discussed on January 12, 2024, by the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic acknowledges the assignment of all Onyx Renewable Partners, LP's rights, duties, and interests to Obsidian II East Coast Holding, LLC, pursuant to the fully executed agreement and recognizes Onyx Renewable Partners, LP's name change to Obsidian II East Coast Holding, LLC.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and Purchasing Agent are authorized to take any action necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

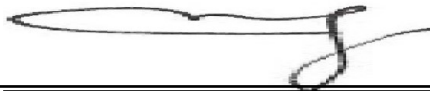
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE HARRY VREELAND HOUSE REHABILITATION & SITE IMPROVEMENTS PROJECT IN THE BOROUGH OF WANAQUE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	39.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE HARRY VREELAND HOUSE REHABILITATION & SITE IMPROVEMENTS PROJECT IN THE BOROUGH OF WANAQUE, PURSUANT N.J.S.A. 40A: 11-23, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, the County desires to undertake a project to restore the Harry Vreeland House, an early 20th house located within Highlands Meadow Park in the Borough of Ringwood; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is recommending that the Board authorize the Purchasing Agent to advertise and receive bids for the Harry Vreeland House Rehabilitation & Site Improvements Project in the Borough of Ringwood; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23, et seq. the County will publish the advertisement for bids in advance of the date fixed for receiving the bids to promote competitive bidding; and

WHEREAS, this matter was discussed at January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-23, et seq., that the Passaic County Board of Commissioners hereby authorizes the Passaic County Purchasing Agent to advertise and receive bids as recommended by the Director of the Department of Cultural & Historic Affairs for the advertisement for the Harry Vreeland House Rehabilitation & Site Improvements Project in the Borough of Ringwood.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE SCHUYLER-COLFAX RESTORATION PROJECT IN THE TOWNSHIP OF WAYNE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	40.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR THE SCHUYLER-COLFAX RESTORATION PROJECT IN THE TOWNSHIP OF WAYNE, PURSUANT N.J.S.A 40A: 11-23, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, the County desires to undertake a project to restore the Schuyler-Colfax House, an 18th Century Dutch Colonial house located at 2343 Hamburg Turnpike in the Township of Wayne; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is recommending that the Board authorize the Purchasing Agent to advertise and receive bids for the Schuyler-Colfax Restoration Project in the Township of Wayne; and

WHEREAS, pursuant to N.J.S.A. 40A:11-23, et seq. the County will publish the advertisement for bids in advance of the date fixed for receiving the bids to promote competitive bidding; and

WHEREAS, this matter was discussed at January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-23, et seq., that the Passaic County Board of Commissioners hereby authorizes the Passaic County Purchasing Agent to advertise and receive bids as recommended by the Director of the Department of Cultural & Historic Affairs for the advertisement for the Schuyler-Colfax Restoration Project in the Township of Wayne.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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 Deputy Director Cassandra "Sandi" Lazzara
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEACCESSION OF ITEMS AT DEY MANSION WASHINGTON'S HEADQUARTERS FOR PUBLIC AUCTION, FOR THE DEPARTMENT OF CULTURAL & HISTORIC AFFIARS, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	41.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEACCESSION OF ITEMS AT DEY MANSION WASHINGTON'S HEADQUARTERS FOR PUBLIC AUCTION, FOR THE DEPARTMENT OF CULTURAL & HISTORIC AFFIARS, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Director of Cultural & Historic Affairs is seeking authorization to initiate the deaccession of items from its collections, specifically the items listed in Schedule A herein, at Dey Mansion Washington's Headquarters for public auction as indicated in the object record attached hereto and made part hereof; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, that the Board of County Commissioners of the County of Passaic authorizes the Department of Cultural & Historic Affairs to initiate the deaccession of items from its collections, specifically the items listed in Schedule A herein, at Dey Mansion Washington's Headquarters for public auction.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Department of Cultural & Historic Affairs are authorized to take any action necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

Schedule A

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO BANDWANGO TO PRODUCE FOUR (4) NEW MOBILE PASSPORTS SHOWCASING THE COUNTY'S DESTINATIONS, PURSUANT TO N.J.S.A. 40A:11-6.1(a)

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	42.
CAF#	G-01-41-784-024-201
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO BANDWANGO TO PRODUCE FOUR (4) NEW MOBILE PASSPORTS SHOWCASING THE COUNTY'S DESTINATIONS, PURSUANT TO N.J.S.A. 40A:11-6.1(a)

WHEREAS, the County of Passaic (the "County") is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereinafter the "Board") are vested with decision making powers on behalf of the County; and

WHEREAS, the Department of Cultural & Historic Affairs (hereafter "Department") desires the services of a technology company to provide destination marketing services to promote destinations within the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6.1(a), the Department solicited quotes from technology companies offering destination marketing services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6.1(a), the Division has identified Bandwango, as the vendor most advantageous to the County in performing this role; and

WHEREAS, on May 9, 2023, the Board adopted Resolution R-23-0463 authorizing an award of contract to Bandwango, to provide destination marketing services by developing four (4) mobile passports to showcase destinations within Passaic County, in an amount not to exceed ten thousand dollars (\$10,000.00); and

WHEREAS, the Director of Cultural Historical desires to award a second contract to Bandwango, to produce four (4) new mobile Passports to showcase Passaic County in an amount not to exceed fourteen thousand five hundred dollars (\$14,500.00), which includes annual service fees/hosting; and

WHEREAS, funds are available in Account No. G-01-41-784-024-201 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years' County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this project is being funded through the County's Destination Marketing Organization FY24 grant.

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-6.1(a), the Board of County Commissioners of the County of Passaic authorizes an award of contract to Bandwango, to produce four (4) new mobile Passports to showcase Passaic County in an amount not to exceed fourteen thousand five hundred dollars (\$14,500.00), which includes annual service fees/hosting.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and the Director of the Board are authorized to take any other steps necessary to carry out the purpose of this resolution.

PCR

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$14,500.00

APPROPRIATION: G-01-41-784-024-201

PURPOSE: Award contract to Bandwango, to produce four (4) new mobile Passports to showcase Passaic County.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACQUIRE HISTORIC ARTIFACTS FOR PUBLIC DISPLAY, PURSUANT TO N.J.S.A. 40A:11-5(1)(k)

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	43.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACQUIRE HISTORIC ARTIFACTS FOR PUBLIC DISPLAY, PURSUANT TO N.J.S.A. 40A:11-5(1)(k)

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) are vested with decision making powers on behalf of the County; and

WHEREAS, the Department of Cultural & Historic Affairs (hereafter “Department”) creates and maintains a flourishing cultural landscape throughout the County, developing, promoting, and implementing extensive public programs to encourage public awareness and visitation to the County’s various historic sites; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(k), contracts may be negotiated and awarded by the Board without public advertising for bids and bidding thereof and shall be awarded by resolution of the Board if it is for the acquisition of artifacts or other items of unique intrinsic, artistic, or historical character; and

WHEREAS, the Director of the Department desires to expand the current collection of historic objects on display at County museums, in an effort to preserve Passaic County history; and

WHEREAS, the Director of the Department is seeking authorization from the Board to acquire historic objects to display at County museums at auctions and private sales in the area; and

WHEREAS, the Director of the Department will comply with the provisions of N.J.S.A. 40A:11-5 et seq. and N.J.S.A. 19:44A-20.8 when acquiring historic artifacts for display at County museums; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval; and

NOW, THEREFORE LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(k), the Board of County Commissioners of the County of Passaic authorizes the Director of the Department of Cultural & Historic Affairs to acquire historic artifacts to be displayed at museums in Passaic County.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, the Director of the Department of Cultural & Historic Affairs, and the Director of the Board are authorized to take any other steps necessary to carry out the purpose of this resolution.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO CLARKE CATON HINTZ TO COMPLETE A PRESERVATION PLAN FOR THE WESTSIDE PARK PEDESTRIAN BRIDGE PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	44.
CAF#	O-24-56-660-002-604
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO CLARKE CATON HINTZ TO COMPLETE A PRESERVATION PLAN FOR THE WESTSIDE PARK PEDESTRIAN BRIDGE PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with decision-making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq. the Purchasing Agent issued RFQ-24-057, Preservation Architects, Architectural Historians, Historians, Archeologists, Cultural Resource Management Consultants, Etc., for Calendar Year 2024 (hereafter “RFQ-24-057”) seeking qualifications for a pool of the listed professional service firms for calendar year 2024, to be hired on an as-needed basis, to provide professional services to the County; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the qualification for the pool of engineers, architects, land surveyors, planners, landscape architects, and environmental health and safety engineers for the calendar year 2024 was publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, on January 23, 2024. the Board anticipates adopting a resolution qualifying pool of preservation architects, architectural historians, archeologists, and cultural resource management consultants approved qualifying the pool of preservation architects, architectural historians, historians, archeologists, and cultural resource management consultants for the calendar year 2024 to be hired on an as-needed basis, which includes Clarke Caton Hintz; and

WHEREAS, the Director of Cultural & Historic Affairs is recommending an award of contract to Clarke Caton Hintz to complete a preservation plan for Westside Park Pedestrian Bridge in an amount not to exceed ninety-two thousand, six hundred two dollars (\$92,602) which is being recommended for approval; and

WHEREAS, funds are available in Account No. O-24-56-660-002-604 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget (s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5, et seq., that the Board of County Commissioners of the County of Passaic hereby authorizes an award of contract to contract to Clarke Caton Hintz to complete a preservation plan for Westside Park Pedestrian Bridge in an amount not to exceed ninety-two thousand, six hundred two dollars (\$92,602), as recommended by the Director of Cultural & Historic Affairs.

LET IT BE FURTHER RESOLVED the Clerk of the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract to Clarke Caton Hintz and maintain a copy of the Resolution on file and available for public inspection in the Office of the Clerk of the Board.

LET IT BE FURTHER RESOLVED that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are authorized to execute the contract and take any other steps necessary to carry out the purpose of this Resolution.

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$92,602.00

APPROPRIATION: *Contingent upon availability of funds in 2024 adopted budget

PURPOSE: Award contract to Clarke Caton Hintz to complete a preservation plan for Westside Park Pedestrian Bridge.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AWARD OF CONTRACT TO AA BERMS, LLC, FOR EXTERIOR IMPROVEMENTS FOR THE PASSAIC COUNTY ART CENTER AT THE JOHN W. REA HOUSE II, PER BID C-23-004, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	45.
CAF#	C-01-41-838-017-PE1, C-01-
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO AA BERMS, LLC, FOR EXTERIOR IMPROVEMENTS FOR THE PASSAIC COUNTY ART CENTER AT THE JOHN W. REA HOUSE II, PER BID C-23-004, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter “Board”) is vested with decision making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on December 1, 2023, the County’s Purchasing Agent issued C-23-004 (hereafter “C-23-004”) seeking qualified bidders for exterior improvements for the Passaic County Arts Center at the John W. Rea House- Phase II; and

WHEREAS, On December 21, 2023, bids were unsealed for C-23-004 the Purchasing Agent with three (3) responses from qualified bidders received; and

WHEREAS, the Director of Historic Cultural and Affairs is recommending an award of contract to AA Berms, LLC, in an amount not to exceed one hundred thirty-eight thousand dollars (\$138,000.00) for exterior improvements for the Passaic County Arts Center at the John W. Rea House- Phase II; and

WHEREAS, funds are available in Account No. C-01-41-838-017-PE1, C-01-41-838-018-PE, and C-01-41-838-019-PE1, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed on January 10, 2024, by the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-1 et seq. the Board of County Commissioners of the County of Passaic hereby authorizes an award of contract to AA Berms, LLC, in an amount not to exceed one hundred thirty-eight thousand dollars (\$138,000.00) for exterior improvements for the Passaic County Arts Center at the John W. Rea House- Phase II as recommended by the Director of Historic Cultural and Affairs.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$138,000.00

APPROPRIATION: G-01-41-838-017-PE1 - \$25,904.18
G-01-41-838-018-PE1 - \$63,398.06
G-01-41-838-017-PE1 - \$48,697.76

PURPOSE: Award contract to AA Berms, LLC for exterior improvements for the Passaic County Arts Center at the John W. Rea House- Phase II.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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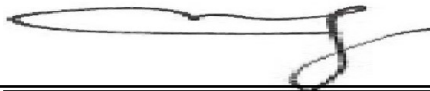
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE CHANGE ORDER NO. 3 TO M & M CONSTRUCTION COMPANY, INC., FOR THE LAMBERT CASTLE CARRIAGE HOUSE RESTORATION AND REHABILITATION PROJECT, PER BID C-22-023, PURSUANT TO N.J.A.C. 5:30-11.3 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	46.
CAF#	C-04-55-162-001-901
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE CHANGE ORDER NO. 3 TO M & M CONSTRUCTION COMPANY, INC., FOR THE LAMBERT CASTLE CARRIAGE HOUSE RESTORATION AND REHABILITATION PROJECT, PER BID C-22-023, PURSUANT TO N.J.A.C. 5:30-11.3 ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on November 22, 2022, the Board passed Resolution No. R-2022-1050, authorizing an award of contract to M & M Construction Company, Inc., as the lowest responsible bidder to C-22-023, Lambert Castle Carriage House Restoration and Rehabilitation Project (hereafter “Project”); and

WHEREAS, on May 9, 2023, the Board passed Resolution No. R-23-0462 authorizing Change Order No. 1 to M&M Construction Company, Inc., for the project in the increased amount of twenty-one thousand one hundred eight dollars and twenty-eight cents (\$21,108.28), due to unforeseen masonry repairs and tree removal to provide access for masonry repairs needed to complete the Project, with a new total contract award, as a result of the increase, in the amount of five million one hundred eighty-one thousand one hundred one dollars and twenty-eight cents (\$5,181,101.28); and

WHEREAS, on September 26, 2023, the Board passed Resolution No. R R-23-0897 authorizing Change Order No. 2 to M&M Construction Company, Inc., for the project in the increased amount of seven thousand eight hundred ninety-nine dollars and thirty-nine cents (\$7,899.39), to install a concrete slab for a new door, now needed to complete the Project, with a new total contract award, as a result of the increase, in the amount of five million, one hundred eighty-nine thousand and sixty-seven cents (\$5,189,000.67); and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is recommending that Change Order No. 3 be authorized for a net addition to the contract for the Project in the amount of forty-five thousand three hundred eighty-two dollars and fifty cents (\$45,382.50) for the additional work and time to be performed with a new total contract award, as a result of the increase, in the amount of five million two hundred thirty-four thousand three hundred eighty-three dollars and seventeen cents (\$5,234,383.17); and

WHEREAS, pursuant to N.J.A.C. 5:30-11.3, et seq. the Board can authorize, permit, or accept change orders for work performed, services rendered, materials, supplies, or equipment delivered or provided pursuant to the conditions as set forth therein; and

WHEREAS, funds are available in Account No. C-04-55-162-001-901, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee, and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.A.C. 5:30-11.3, et seq., the Board of County Commissioners of the County of Passaic approve Change Order No. 3, in the increased amount of forty-five thousand three hundred eighty-two dollars and fifty cents (\$45,382.50) for the additional work and time to be performed with a new total contract award, as a result of the increase, in the amount of five million two hundred thirty-four thousand three hundred

eighty-three dollars and seventeen cents (\$5,234,383.17).

LET IT BE FURTHER RESOLVED, that the Director of the Department of Cultural & Historic Affairs is authorized and directed to comply with all of the general requirements for change orders as set forth in N.J.A.C. 5:30-11.3, et seq.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Department of Cultural & Historic Affairs, and Director of Board of County Commissioners are authorized to take any other action necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$45,382.50

APPROPRIATION: C-04-55-162-001-901

PURPOSE: Authorize Change Order No. 3 to M&M Construction Company, Inc. for the Lambert Castle Carriage House Restoration and Rehabilitation Project.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DELL TECH, INC., FOR THE DEY MANSION STRUCTURAL REPAIRS PROJECT PER BID C-22-012 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	47.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DELL TECH, INC., FOR THE DEY MANSION STRUCTURAL REPAIRS PROJECT PER BID C-22-012 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-16.3 (b), et seq. the Board can authorize release and final payment upon acceptance of the work performed pursuant to the contract provided that the contract has been completed; and

WHEREAS, on September 26, 2023, the Board approved Resolution No-23-0896 awarding a contract to Dell Tech Inc., for the Dey Mansion Structural Repairs Project in an amount not to exceed one hundred sixty-nine thousand, three hundred dollars (\$169,300.00); and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is advising that the Dey Mansion Structural Repairs Project has been completed and conforms to the construction plans, and standard specifications, and also requesting that the Board approve the project close out, final acceptance, release of retainage, and final payment to Dell Tech, Inc., in an amount not to exceed one hundred sixty-nine thousand three hundred dollars (\$169,300.00); and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-16.3(b) et seq., by the Passaic County Board of County Commissioners hereby authorizes and approves the Project close out, final acceptance, the release of retainage, and final payment to Dell Tech, Inc., in an amount not to exceed one hundred sixty-nine thousand three hundred dollars (\$169,300.00). for the Dey Mansion Structural Repairs Project, and the Director of Finance is hereby authorized to make payment to said company on the next bill list.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Engineer, and Director of Board of County Commissioners are authorized to execute any documents and take any other action necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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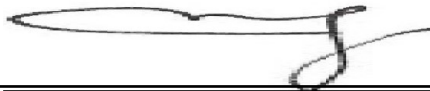
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DELL TECH, INC., FOR THE DEY MANSION WASHINGTON'S HEADQUARTERS HVAC REPAIRS & IMPROVEMENTS PER BID C-22-012 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	48.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO DELL TECH, INC., FOR THE DEY MANSION WASHINGTON'S HEADQUARTERS HVAC REPAIRS & IMPROVEMENTS PER BID C-22-012 PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-16.3 (b), et seq. the Board can authorize release and final payment upon acceptance of the work performed pursuant to the contract provided that the contract has been completed; and

WHEREAS, on June 14, 2022, the Board approved Resolution No-22-0671 awarding a contract to Dell Tech Inc., for the Dey Mansion Washington's Headquarters HVAC Repairs & Improvements in an amount not to exceed one hundred eighty-eight thousand (\$188,000.00); and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is advising that the Dey Mansion Washington's Headquarters HVAC repairs and improvement project has been completed and conforms to the construction plans, and standard specifications, and also requesting that the Board approve the project close out, final acceptance, release of retainage, and final payment to Dell Tech, Inc., in the amount of seven thousand one hundred ninety dollars (\$7,190.00); and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-16.3(b) et seq., by the Passaic County Board of County Commissioners hereby authorizes and approves the Project close out, final acceptance, the release of retainage, and final payment to Dell Tech, Inc., in the amount of seven thousand one hundred ninety dollars (\$7,190.00) for the Dey Mansion Washington's Headquarters HVAC repairs and improvement project, and the Director of Finance is hereby authorized to make payment to said company on the next bill list.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Engineer, and Director of Board of County Commissioners are authorized to execute any documents and take any other action necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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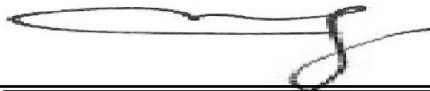
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO JOHN O'HARA COMPANY FOR THE LAMBERT CASTLE RESTORATION & REHABILITATION PROJECT, PER BID C-20-026, PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	49.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING ACCEPTANCE, FINAL PAYMENT, AND PROJECT CLOSE OUT TO JOHN O’HARA COMPANY FOR THE LAMBERT CASTLE RESTORATION & REHABILITATION PROJECT, PER BID C-20-026, PURSUANT TO N.J.S.A. 40A:11-16.3 (b) ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-16.3 (b), et seq. the Board can authorize release and final payment upon acceptance of the work performed pursuant to the contract provided that the contract has been completed; and

WHEREAS, on December 8, 2020, the Board approved Resolution No. 2020-1118 awarding a contract to John O’ Hara Company, for the Lambert Castle Restoration & Rehabilitation Project in the amount of six million seven hundred ninety-two thousand four hundred fifteen dollars (\$6,792,415.00); and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is advising that the Lambert Castle Restoration & Rehabilitation Project has been completed and conforms to the construction plans, and standard specifications, and is requesting that the Board approve the project close out, final acceptance, release of retainage, and final payment to John O’ Hara Company; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-16.3(b) et seq., by the Passaic County Board of County Commissioners hereby authorizes and approves the Project close out, final acceptance, the release of retainage, and final payment to John O’ Hara Company for the Lambert Castle Restoration & Rehabilitation Project.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Engineer, and Director of Board of County Commissioners are authorized to execute any documents and take any other action necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
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 Pasquale "Pat" Lepore

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Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT FROM THE NATIONAL ENDOWMENT FOR THE ARTS UNDER THE CHALLENGE AMERICA GRANT PROGRAM, PURSUANT TO N.J.S.A. 40A:5-30

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	50.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT FROM THE NATIONAL ENDOWMENT FOR THE ARTS UNDER THE CHALLENGE AMERICA GRANT PROGRAM, PURSUANT TO N.J.S.A. 40A:5-30

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the National Endowment for the Arts is a federal agency that funds arts and art education nationwide, and is offering the Challenge America grant to support projects that extend the each of the arts to underserved communities; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs (hereafter “Department”) was informed by the National Endowment for the Arts that it was eligible to apply for and accept the grant under the Challenge America Program, in the amount of ten thousand dollars (\$10,000.00); and

WHEREAS, the Department will be using this grant award to provide arts programming for the Morris Canal Arts District, which will include a public art installation along the Morris Canal Greenway; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, that the Board of County Commissioners of the County of Passaic authorizes the acceptance of a grant under the Challenge America Program from the National Endowment for the Arts, in the amount of ten thousand dollars (\$10,000.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Department of Cultural & Historic Affairs, and Director of the Board of County Commissioners are authorized execute any documents for the grant application and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

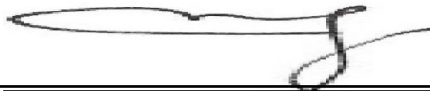
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE CREATIVE AGING INITIATIVE GRANT PROGRAM FROM THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	51.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE CREATIVE AGING INITIATIVE GRANT PROGRAM FROM THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the State of New Jersey, Department of State is offering a grant under the Creative Aging Initiative Grant program, which provides funding to arts organizations, libraries, veterans homes, and senior and community centers to cover costs of arts learning experiences for New Jersey's older adults; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs (hereafter “Department”) was informed by the Department of State that it was eligible to apply for and accept the Creative Aging Initiative Grant, in the amount of ten thousand dollars (\$10,000.00); and

WHEREAS, the Department will be using this grant award to create two twelve-week courses in art theory and instruction for Passaic County Seniors, which will culminate in a six-week gallery showing and artist reception at the Passaic County Arts Center at the John W. Rea House in the Borough of Hawthorne; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, that the Board of County Commissioners of the County of Passaic authorizes the acceptance the Creative Aging Initiative Grant from the State of New Jersey, Department of State, in the amount of ten thousand dollars (\$10,000.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Department of Cultural & Historic Affairs, and Director of the Board of County Commissioners are authorized execute any documents for the grant application and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE COUNTY HISTORIC PARTNERSHIP PROGRAM FROM THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, NEW JERSEY HISTORICAL COMMISSION, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	52.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE COUNTY HISTORIC PARTNERSHIP PROGRAM FROM THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, NEW JERSEY HISTORICAL COMMISSION, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the State of New Jersey, Department of State, New Jersey Historical Commission (hereafter “NJHC”) is offering a grant under the County History Partnership Program, which enables the NJHC to support both existing and emerging local history organizations and practitioners serving diverse audiences; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs (hereafter “Department”) was informed by the NJHC that it was eligible to apply for and accept the grant under the County Historic Partnership Program, in the amount of seven thousand dollars (\$7,000.00); and

WHEREAS, the Department will be using this grant award to acquire archival material for storing, cataloging and inventorying the County’s new Civil War collection; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, that the Board of County Commissioners of the County of Passaic authorizes the acceptance of a grant under the County Historic Partnership Program from the State of New Jersey, Department of State, New Jersey Historical Commission, in the amount of seven thousand dollars (\$7,000.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Department of Cultural & Historic Affairs, and Director of the Board of County Commissioners are authorized execute any documents for the grant application and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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 Pasquale "Pat" Lepore

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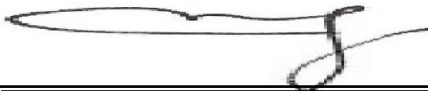
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE ARTS REGRANT PROGRAM FROM THE PASSAIC COUNTY CULTURAL HERITAGE COUNCIL, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	53.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DEPARTMENT OF CULTURAL & HISTORIC AFFAIRS TO ACCEPT A GRANT UNDER THE ARTS REGRANT PROGRAM FROM THE PASSAIC COUNTY CULTURAL HERITAGE COUNCIL, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs (hereafter “Department”) was informed by the Passaic County Cultural Heritage Council that it was eligible to apply for and accept the grant under the Arts Regrant Program, in the amount of ten thousand three hundred dollars (\$10,300.00); and

WHEREAS, the Department will be using this grant award to provide arts programming to be hosted at the Passaic County Arts Center at the John W. Rea House in the Borough of Hawthorne; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40:20-1, that the Board of County Commissioners of the County of Passaic authorizes the acceptance of a grant under the Arts Regrant Program from the Passaic County Cultural Heritage Council, in the amount of ten thousand three hundred dollars (\$10,300.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, Director of the Department of Cultural & Historic Affairs, and Director of the Board of County Commissioners are authorized execute any documents for the grant application and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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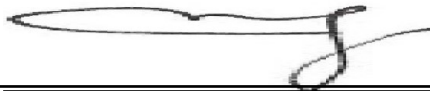
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A ONE-YEAR EXTENSION OF THE SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WAYNE FOR THE MANAGEMENT OF THE WAYNE HISTORIC HOUSE MUSEUMS, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	54.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING A ONE-YEAR EXTENSION OF THE SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND THE TOWNSHIP OF WAYNE FOR THE MANAGEMENT OF THE WAYNE HISTORIC HOUSE MUSEUMS, PURSUANT TO N.J.S.A. 40A:65-1, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of Commissioners for the County of Passaic (hereafter “Board”) is vested with decision making powers on behalf of the County; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., authorizes the County to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its jurisdiction; and

WHEREAS, on December 8, 2020, the Board approved Resolution No. R20201081, authorizing a shared service agreement between the County of Passaic and the Township of Wayne whereby the County manages three (3) historic homes, the Van Ripper-Hopper House, the Van Duyne House, and the Schuyler-Colfax House located in the Township of Wayne, for a three year term commencing January 1, 2021 through December 31, 2023; and

WHEREAS, on July 18, 2023, the Board approved Resolution No. R-23-0664, whereby the County approved the acquisition of the Schuyler-Colfax House from the Township of Wayne; and

WHEREAS, the Director of the Department of Cultural & Historic Affairs is recommending that the Board approve a one-year extension of the Shared Services Agreement between the County and Township of Wayne for the management of historic homes within Wayne with a period commencing January 1, 2024, through December 31, 2024; and

WHEREAS, the County will receive from the Township of Wayne fifty-two thousand dollars (\$52,000.00) for services rendered by the County under the Shared Services Agreement; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-1, et seq., the Board of County Commissioners of the County of Passaic authorizes the one-year extension of the Shared Services Agreement with the Township of Wayne for the management of historic house museums within the Township, for a period beginning January 1, 2024 through December 31, 2024.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, the Director of the Department of Cultural & Historic Affairs, County Counsel, and the Director of the Board are hereby authorized to execute all necessary agreements on behalf of the County of Passaic as prepared by the Office of County Counsel for said purpose.

KJB

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION QUALIFYING A POOL OF PRESERVATION ARCHITECTS, ARCHITECTURAL HISTORIANS, ARCHEOLOGISTS, AND CULTURAL RESOURCE MANAGEMENT CONSULTANTS FOR CALENDAR YEAR 2024, RFQ-24-057, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	55.
CAF#	
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION QUALIFYING A POOL OF PRESERVATION ARCHITECTS, ARCHITECTURAL HISTORIANS, ARCHEOLOGISTS, AND CULTURAL RESOURCE MANAGEMENT CONSULTANTS FOR CALENDAR YEAR 2024, RFQ-24-057, PURSUANT TO N.J.S.A. 40A:11-5, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) are vested with decision making powers on behalf of the County; and

WHEREAS, the County requires qualified preservation architects, architectural historians, archeologists and cultural resource management consultants for calendar year 2024 to be used on an as-need basis for various projects; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5, et seq. the Purchasing Agent issued RFQ-24-057, Preservation Architects, Architectural Historians, Historians, Archeologists, Cultural Resource Management Consultants, Etc., for Calendar Year 2024 (hereafter “RFQ-24-057”) seeking qualifications for a pool of the listed professional service firms for calendar year 2024, to be hired on an as-needed basis, to provide professional services to the County; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4, the County’s request for qualifications is a fair and open process, specifically, the qualification for the pool of preservation architects, architectural historians, archeologists and cultural resource management consultants for calendar year 2024 is publicly advertised, awarded under a process that provides for public solicitation of qualifications, established the basis of an award and disclosure process documented in writing prior to any solicitation, and is publicly opened and announced when awarded; and

WHEREAS, the responses submitted in compliance with the law to RFQ-24-057 are attached hereto as Schedule A, were reviewed by the Passaic County Director of Cultural and Historic Affairs, and are being recommended for qualification by the Board for approval in calendar year 2024; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Public Works Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(1)(a)(i) that the Board of County Commissioners of the County of Passaic is qualifying the pool of preservation architects, architectural historians, historians, archeologists and cultural resource management consultants for calendar year 2024 who responded to RFQ-24-057, as set forth in Schedule A, attached to and made part of this resolution, to be hired on an as-needed basis as recommended by the Director of Cultural and Historic Affairs.

LET IT BE FURTHER RESOLVED, that the Director of Cultural and Historic Affairs is hereby authorized and directed to recommend consultants from the qualified list, as needed, in calendar year 2023 for the Board to retain same.

KJB

January 23, 2024

SCHEDULE A

1. Connolly & Hickey Historical Architects, Cranford, NJ
2. Clark Caton Hintz, Trenton, NJ
3. ETM Associates, LLC., Highland Park, NJ
4. HMR Architects, Princeton, NJ
5. Richard Grubb & associates Inc., Cranbury, NJ
6. Paulus Sokolowski and Sartor LLC, Warren, NJ
7. Hunter Research Inc., Trenton, NJ
8. Empire Environmental Ltd., Montville, NJ

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS
 REQUIRED FOR THE OLDHAM ROAD IMPROVEMENTS PROJECT IN WAYNE TOWNSHIP,
 PURSUANT TO N.J.S.A. 20:3-6

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	56.
CAF#	C-04-55-166-001-920
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS REQUIRED FOR THE OLDHAM ROAD IMPROVEMENTS PROJECT IN WAYNE TOWNSHIP, PURSUANT TO N.J.S.A. 20:3-6

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant N.J.S.A. 20:3-6, the County is first required to obtain the necessary real property acquisition through bona fide negotiations with the prospective property owner, such negotiations shall include an offer in writing by the County to the property owner holding the title of record to the property, setting forth the property and interest therein to be acquired, the compensation offered to be paid and a reasonable disclosure of the manner in which the amount of such offered compensation has been calculated; prior to such offer the County shall appraise said property and the owner shall be given an opportunity to accompany the appraiser during inspection; and

WHEREAS, the Board retained New Jersey Realty Advisory Group to complete a real property appraisal report relative to the value of the land that needs to be acquired and the value of damages associated with the acquisition of the necessary land and easements; and

WHEREAS, the County made revised offers in writing to the property following property owners:

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$46,200.00

APPROPRIATION: C-04-55-166-001-920

PURPOSE: Authorize purchases of real property interests necessary to complete the Oldham Road Improvements Project and authorizes payment to the property owner for the purchase of the listed easements.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS
 REQUIRED FOR THE RIFLE CAMP RECONSTRUCTION PROJECT IN THE BOROUGH OF
 WOODLAND PARK, PURSUANT TO N.J.S.A. 20:3-6

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	57.
CAF#	C-04-55-160-002-920
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS REQUIRED FOR THE RIFLE CAMP RECONSTRUCTION PROJECT IN THE BOROUGH OF WOODLAND PARK, PURSUANT TO N.J.S.A. 20:3-6

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant N.J.S.A. 20:3-6, the County is first required to obtain the necessary real property acquisition through bona fide negotiations with the prospective property owner, such negotiations shall include an offer in writing by the County to the property owner holding the title of record to the property, setting forth the property and interest therein to be acquired, the compensation offered to be paid and a reasonable disclosure of the manner in which the amount of such offered compensation has been calculated; prior to such offer the County shall appraise said property and the owner shall be given an opportunity to accompany the appraiser during inspection; and

WHEREAS, the Board retained New Jersey Realty Advisory Group to complete a real property appraisal report relative to the value of the land that needs to be acquired and the value of damages associated with the acquisition of the necessary land and easements; and

WHEREAS, the County made revised offers in writing to the property following property owners:

WHEREAS, the above property owners have agreed to and accepted the County’s offer for the easements needed to complete the Rifle Camp Reconstruction Project; and

WHEREAS, County Counsel is recommending that the Board approves payments to the property owners herein and authorizes the purchase the above listed easements for the Rifle Camp Reconstruction Project; and

WHEREAS, funds are available in Account No. C-04-55-160-002-920, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, that pursuant to N.J.S.A. 20:3-6 the Passaic County Board of County Commissioners hereby authorizes of above purchases of real property interests necessary to complete the Rifle Camp Reconstruction Project and authorizes payment to the property owner for the purchase of the above listed easements.

LET IT BE FURTHER RESOLVED, that the County Counsel is authorized and directed to draft and prepare agreements reflecting the terms and conditions, as set forth in this Resolution, and consistent with the negotiations undertaken with Property Owners.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are hereby authorized to execute the agreements and take any other steps necessary to carry out the purpose of this Resolution.

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$6,850.00

APPROPRIATION: C-04-55-166-001-920

PURPOSE: Authorize purchases of real property interests necessary to complete the Rifle Camp Reconstruction Project and authorizes payment to the property owner for the purchase of the above listed easements.


Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS
 REQUIRED FOR THE OLDHAM ROAD IMPROVEMENTS PROJECT IN WAYNE TOWNSHIP,
 PURSUANT TO N.J.S.A. 20:3-6

THIS RESOLUTION WAS REQUESTED BY:
 ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	58.
CAF#	C-04-55-166-002-920
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY INTERESTS REQUIRED FOR THE OLDHAM ROAD IMPROVEMENTS PROJECT IN WAYNE TOWNSHIP, PURSUANT TO N.J.S.A. 20:3-6

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant N.J.S.A. 20:3-6, the County is first required to obtain the necessary real property acquisition through bona fide negotiations with the prospective property owner, such negotiations shall include an offer in writing by the County to the property owner holding the title of record to the property, setting forth the property and interest therein to be acquired, the compensation offered to be paid and a reasonable disclosure of the manner in which the amount of such offered compensation has been calculated; prior to such offer the County shall appraise said property and the owner shall be given an opportunity to accompany the appraiser during inspection; and

WHEREAS, the Board retained New Jersey Realty Advisory Group to complete a real property appraisal report relative to the value of the land that needs to be acquired and the value of damages associated with the acquisition of the necessary land and easements; and

WHEREAS, on November 9, 2021, the Board passed Resolution No. R20211038, approving an offer made to J. Muzikowski, owner of the property located at Block 1902, Lot 110; and

WHEREAS, on June 13, 2023, the Board passed Resolution No. R-23-0588, approving an offer made to L. & J. Rosen, owner of the property located at Block 1901, Lot 25; and

WHEREAS, due to design changes for the Oldham Road Improvements Project, and due to rejections of the County’s previous offers, the County revised its offers to the previously stated property owners; and

WHEREAS, the County made revised offers in writing to the property following property owners;

WHEREAS, the above property owners have agreed to and accepted the County’s offer for the easements needed to complete the Project; and

WHEREAS, County Counsel is recommending that the Board approves payments to the property owners herein and authorizes the purchase the above listed easements for the Oldham Road Improvements Project; and

WHEREAS, funds are available in Account No. C-04-55-166-002-920, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2023 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the November 29, 2023 meeting of the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, that pursuant to N.J.S.A. 20:3-6 the Passaic County Board of County Commissioners hereby authorizes of above purchases of real property interests necessary to complete the Oldham Road Improvements Project and authorizes payment to the property owner for the purchase of the above listed easements.

LET IT BE FURTHER RESOLVED, that the County Counsel is authorized and directed to

draft and prepare agreements reflecting the terms and conditions, as set forth in this Resolution, and consistent with the negotiations undertaken with Property Owners.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are hereby authorized to execute the agreements and take any other steps necessary to carry out the purpose of this Resolution.

KJB

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$21,650.00

APPROPRIATION: C-04-55-166-002-920

PURPOSE: Authorize purchases of real property interests necessary to complete the Oldham Road Improvements Project and authorize payment to the property owner for the purchase of the listed easements.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO YOLCC, LLC FOR PRODUCTION OF AN EPISODE OF THE PBS SHOW "TRAVELS WITH DARLEY" WHICH WILL FOCUS ON REVOLUTIONARY WAR HISTORY IN PASSAIC COUNTY, PURSUANT TO N.J.S.A. 40A:11-5(k)

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	59.
CAF#	G-01-41-784-024-201
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT TO YOLCC, LLC FOR PRODUCTION OF AN EPISODE OF THE PBS SHOW “TRAVELS WITH DARLEY” WHICH WILL FOCUS ON REVOLUTIONARY WAR HISTORY IN PASSAIC COUNTY, PURSUANT TO N.J.S.A. 40A:11-5(k)

WHEREAS, the County of Passaic (hereafter “County”) is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners for the County of Passaic (hereafter “Board”) are vested with decision making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(k), contracts may be negotiated and awarded by the Board without public advertising for bids and bidding thereof and shall be awarded by resolution of the Board if it is for the acquisition of artifacts or other items of unique intrinsic, artistic, or historical character; and

WHEREAS, YOLCC, LLC provided a quote to the Director of the Department of Cultural & Historic Affairs to produce a half-hour episode of the PBS show “Travels with Darley” which will highlight the Revolutionary War history within Passaic County, in a total amount not to exceed eighty-five thousand dollars (\$85,000.00), which is being recommended for approval by the Director of the Department of Cultural & Historic Affairs; and

WHEREAS, YOLCC, LLC executed and notarized the County’s Business Entity Disclosure Certification for non-fair and open contracts required pursuant to N.J.S.A. 19:44A-20.8, which is attached to and made part of this resolution; and

WHEREAS, funds are available in Account No. G-01-41-784-024-201 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed at the January 10, 2024 meeting of the Public Works Committee, and is being recommended to the Board for approval; and

NOW, THEREFORE LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5(k), the Board of County Commissioners of the County of Passaic authorizes an award of contract to YOLCC, LLC, in a total amount not to exceed eighty-five thousand dollars (\$85,000.00) for the production of a half-hour episode of the PBS show “Travels with Darley” which will highlight the Revolutionary War history within Passaic County.

LET IT BE FURTHER RESOLVED, the Clerk to the Board shall print, in the official newspaper, a brief notice stating the nature, duration, service, and amount of the contract to the YOLCC, LLC, and maintain a copy of the resolution on file and available for public inspection in the Office of the Clerk to the Board.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and the Director of the Board are authorized to take any other steps necessary to carry out the purpose of this resolution.

KJB

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$85,000.00

APPROPRIATION: G-01-41-784-024-201

PURPOSE: Award contract to YOLCC, LLC, for the production of a half-hour episode of the PBS show "Travels with Darley" which will highlight the Revolutionary War history within Passaic County.


Richard Cahill, Director of Finance

DATED: January 23, 2024



60 W 76th Street, 3i
New York, NY 10023

Oct 20, 2023

Kelly C. Ruffel, Director
County of Passaic
Department of Cultural & Historic Affairs
Dey Mansion Washington's HQ,
199 Totowa Rd., Wayne, NJ 07470

Delivered via email

Dear Kelly,

Everyone at YOLCC, LLC is looking forward to working with you on the "Travels with Darley" PBS series and content development featuring "Revolutionary Road Trips" in Passaic County, New Jersey.

Darley and the production team will be traveling to Passaic County, New Jersey to film footage for a half hour episode of Darley's PBS TV show and related social and digital content on New Jersey related to heritage tourism and travel. This episode will broadcast on PBS stations and subsequently will be distributed streaming sites.

We propose the following project timeline:

- The YOLCC production crew will film in Passaic County spring 2024.
- One half hour episode will be scheduled for release to PBS stations starting winter 2025.
- All contracted creative assets for Passaic's use will be electronically delivered by Sept 30, 2024.
- The social and digital videos featuring Passaic, New Jersey will begin during and after the filming.

In addition to the one episode that includes Passaic, YOLCC will create, produce and deliver the following:

- Three digital short videos (up to 3 minutes each), licensed for 3 years royalty-free to Passaic County for non-exclusive use on website, YouTube Channel and other social sites, blog, newsletter, and at events. Series related promos provided to Passaic.
- YOLCC will also distribute these video clips featuring Passaic, New Jersey to YOLCC's digital and social platforms.
- 3 to 4 minutes of b-roll licensed royalty free to the Passaic.
- Minimum of 15 social media posts during and post-filming across Darley Newman's social sites including Twitter, Facebook, LinkedIn and Instagram.
- Recognition in a Sponsor Spot on season release to PBS stations featuring the episode (spots run front & back of each episode).
- Videos, blog posts and content on Darley's website(s) with outbound links to the Passaic.

- Press outreach and social media surrounding the episode on PBS, including in lead up to the 250th commemorations.

For the services rendered, County of Passaic Department of Cultural & Historic Affairs agrees to pay YOLCC, LLC, \$85,000 in three payments with one payment of \$28,333 being made within sixty (60) days of signature of the agreement and the second payment of \$28,333 being made within one week following the filming in Passaic County and the third and final amount of \$28,334 being within thirty (30) days of Sept 30, 2024 at the receipt of deliverables and final invoice.

We look forward to working with you!

Darley Newman
 Founder & Member
 YOLCC, LLC

SIGNATURES BELOW

**Accepted and Agreed to by County of Passaic
 Department of Cultural & Historic Affairs:**

Accepted and Agreed to by YOLCC, LLC:

Authorized Signature:

Authorized Signature:

Name: _____

Name: Darley Newman

Title: _____

Title: Founder & Member

Date: _____

Date: January 24, 2024



BUSINESS ENTITY DISCLOSURE CERTIFICATION

FOR NON-FAIR AND OPEN CONTRACTS

Required Pursuant to N.J.S.A. 19:44A-20.8

COUNTY OF PASSAIC

Part I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstance, does hereby certify that the _____, its subsidiaries, assigns or principals controlling an excess of ten percent (10%) of the business entity has neither made a reportable contribution prohibited under N.J.S.A. 19:44A-20.4, et seq., in the year preceding the Non-Fair and Open Contract awarded in the year _____ for _____ (“Contract”) nor will it make any reportable contributions during the term of the Contract to any of the following name candidate committees, joint candidate committees, and political party committees representing the elected officials of the County of Passaic, as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r)

Bruce James for County Commissioner	Gallo for Commissioner
Friends of Pat Lepore	Friends of Danielle Ireland Imhof
Friends of John Bartlett	Friends of Cassanova for Surrogate
Friends of Terry Duffy	Friends of Berdnik for Sheriff
Sandi Lazzara for Freeholder	Passaic County Democratic Committee
Friends of Orlando Cruz for Commissioner	Passaic County Regular Republican Organization

Part II – Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address

Part 3 – Signature and Attestation

The undersigned is fully aware that if I have misrepresented in whole or in part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: _____

Signed: Darley Kern

Title: _____

Printed Name: _____

Date: _____

Subscribed and sworn before me this _____ day of _____, _____.	_____
	(Affiant)
My Commission expires: _____	_____
	(Print name & title of affiant) (Corporate Seal)

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING AWARD OF CONTRACT TO JOHN O' HARA COMPANY FOR THE LAMBERT TOWER RESTORATION & SITE IMPROVEMENT PROJECT, PER BID C-23-013, PURSUANT TO N.J.S.A 40A: 11-4, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 CULTURAL AND HISTORIC AFFAIRS

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	60.
CAF#	G-01-41-789-023-610, C-04-
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO JOHN O' HARA COMPANY FOR THE LAMBERT TOWER RESTORATION & SITE IMPROVEMENT PROJECT, PER BID C-23-013, PURSUANT TO N.J.S.A. 40A: 11-4, ET SEQ.

WHEREAS, the County of Passaic (hereafter "County") is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter "Board") is vested with decision making powers on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

WHEREAS, on October 31, 2023, the County's Purchasing Agent issued C-23-013 (hereafter "C-23-013") seeking qualified bidders for the Lambert Tower Restoration & Site Improvement Project; and

WHEREAS, On December 20, 2023, bids were unsealed for C-23-013 the Purchasing Agent with three (3) responses from qualified bidders received; and

WHEREAS, the ETM Associates LLC, project director, and Director of Historic Cultural and Affairs is recommending an award of contract to John O' Hara Company, in an amount not to exceed two million, two hundred sixty-five thousand, eight hundred forty-four dollars (\$2,265,844.00) for the Lambert Tower Restoration & Site Improvement Project; and

WHEREAS, funds are available in Account No. G-01-41-789-023-610, C-04-55-176-001-901, and Friends of PC Parks, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years' County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed on January 10, 2024, by the Public Works Committee and is being recommended to the Board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-1 et seq. the Board of County Commissioners of the County of Passaic hereby authorizes an award of contract to John O' Hara Company, in an amount not to exceed two million, two hundred sixty-five thousand, eight hundred forty-four dollars (\$2,265,844.00) for the Lambert Tower Restoration & Site Improvement Project, as recommended by the ETM Associates LLC, project director Director of Historic Cultural and Affairs.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and Director of the Board of County Commissioners are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this Resolution.

PCR

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$2,265,844.00

APPROPRIATION: G-01-41-789-023-610 - \$750,000.00
C-04-55-176-001-901 - \$1,515,844.00

PURPOSE: Award contract John O' Hara Company for the Lambert Tower Restoration & Site Improvement Project.


Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING PURCHASE OF MAITENANCE FOR THE PASSAIC COUNTY OFFICE OF EMERGENCY MANAGEMENT ACTIVU DISPLAY WALL, PURSUANT TO N.J.S.A. 40A:11-10, ET SEQ

THIS RESOLUTION WAS REQUESTED BY:
 OFFICE OF EMERGENCY MANAGEMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	61.
CAF#	G-01-41-846-022-223
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AUTHORIZING PURCHASE OF MAINTENANCE FOR THE PASSAIC COUNTY OFFICE OF EMERGENCY MANAGEMENT ACTIVU DISPLAY WALL, PURSUANT TO N.J.S.A. 40A:11-10, ET SEQ

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Passaic County Office of Emergency Management (hereafter “OEM”) has requested the purchase of a Maintenance Plan from Activu Corporation for its Activu Display Board for the period of December 21, 2023 to December 20, 2024; and

WHEREAS, N.J.S.A. 17:12-1A.5 permits Federal Supply Schedule Contracts for use by a public entity as an alternative method for procuring goods and services; and

WHEREAS, N.J.S.A. 17:12-1A.5 requires that the public entity follow the procurement procedures as set forth by the New Jersey Division of Local Government Services, Department of Community Affairs (hereinafter “DCA”); and

WHEREAS, DCA has issued Local Finance Notice 2009-20, which sets forth the way in which training for homeland security, law enforcement and public safety, may be purchased by a local government when using a Homeland Security Grant as the funding source; and

WHEREAS, Local Finance Notice 2009-20 permits a local unit to buy from a General Services Administration (hereinafter “GSA”) or other federal contractor in situations where, as here, the equipment is not available to purchase through state contract or other in-state procurement options; and

WHEREAS, OEM intends to purchase the Activu Display Board maintenance with funds from its FY-22 UASI Homeland Security Grant under contract number, GSA #GS-35F-0632N; and

WHEREAS, the total cost for the purchase of the Activu Display Board Maintenance Plan shall not exceed six thousand two hundred dollars (\$6,200.00); and

WHEREAS, funds are available in Account No. G-01-41-846-022-223, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years’ County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter has been reviewed by the Law and Public Safety Committee and is being recommended to the Board of for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 17:12-1A.5 and Local Finance Notice 2009-20 the Board of County Commissioners of the County of Passaic authorizes a purchase from Activu Corporation in an amount not to exceed six thousand two hundred dollars (\$6,200.00) for an Activu Display Board Maintenance plan for the period of December 21, 2023 to December 21, 2024.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, Purchasing Agent, Chief Financial Officer and Director of the Board of County Commissioners of the County of Passaic are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this resolution.

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$6,200.00

APPROPRIATION: G-01-41-846-022-223

PURPOSE: Award contract to Activu Corporation for an Activu Display Board Maintenance plan for the Passaic County Office of Emergency Management.


Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING PURCHASE OF GEORELEVANT MAPPING OF THE ST. JOSEPH'S HOSPITAL, MAIN STREET PATERSON FLOOR PLAN BY THE PASSAIC COUNTY OFFICE OF EMERGENCY MANAGEMENT, PURSUANT TO N.J.S.A. 40A:11-10 ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
 OFFICE OF EMERGENCY MANAGEMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	62.
CAF#	G-01-41-846-022-223 and G
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AUTHORIZING PURCHASE OF GEORELEVANT MAPPING OF THE ST. JOSEPH'S HOSPITAL, MAIN STREET PATERSON FLOOR PLAN BY THE PASSAIC COUNTY OFFICE OF EMERGENCY MANAGEMENT, PURSUANT TO N.J.S.A. 40A:11-10 ET SEQ.

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Passaic County Office of Emergency Management (hereafter "OEM") has requested the purchase of GeoRelevant mapping of the floor plan of St. Joseph's Hospital, Main Street, Paterson, New Jersey in an amount not to exceed twenty-six thousand dollars (\$26,000.00) for use in furtherance of its objectives; and

WHEREAS, said goods and services are being procured through Cooperative Purchasing Agreements in which the County of Passaic is a member, as permitted by N.J.S.A. 40A:11-10 and as specified below; and

WHEREAS, this matter was discussed by the Law and Public Safety Committee and is being recommended to the Board for approval; and

WHEREAS, the Board is desirous of approving said purchases in accordance with the terms of the applicable contracts and authorizing the Purchasing Agent to issue the appropriate Purchase Orders; and

WHEREAS, funds are available in accounts G-01-41-846-022-223 and G-01-41-846-023-223 or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years' County budget(s), which is attached to and made part of this Resolution; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-10, et. seq. and the Board of County Commissioners of the County of Passaic that it hereby authorizes the purchase of the following goods and/or services in accordance with the terms of the applicable cooperative agreement:

Description: GeoRelevant mapping floor plans - St. Joseph Hospital, Main Street,
Paterson, NJ
Using Agency: OEM
Purchase Price: \$26,000.00
Account: G-01-41-846-022-223 (\$6,000.00) & G-01-41-846-023-223 (\$20,000.00)
Vendor: Critical Response Group, Inc.
Authority: Bergen County Cooperative Contract Purchasing System
Contract No.: BC-Bid-21-57

LET IT BE FURTHER RESOLVED, that the Purchasing Agent, Sheriff, Clerk to the Board, and County Counsel hereby are authorized and directed to take such further actions and sign such documents as are necessary to effectuate the purpose of this resolution, including but not limited to issuance of appropriate Purchase Orders.

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$26,000.00

APPROPRIATION: G-01-41-846-022-223- \$6,000.00
G-01-41-846-023-223 - \$20,000.00

PURPOSE: Award contract to Critical Response Group, Inc. for the purchase of GeoRelevant mapping of the St. Joseph's Hospital, Main Street Paterson floor plan.


Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
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Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AMENDING PREVIOUSLY ADOPTED RESOLUTION R-23-1189 TO CORRECT A TYPOGRAPHICAL ERROR

THIS RESOLUTION WAS REQUESTED BY:
 PROSECUTOR'S OFFICE

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	63.
CAF#	
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AMENDING PREVIOUSLY ADOPTED RESOLUTION R-23-1189 TO CORRECT A TYPOGRAPHICAL ERROR

WHEREAS, the County of Passaic (hereinafter the “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioner of the County of Passaic (hereinafter the “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, on February 28, 2023, the Board passed Resolution R-23-0195, which authorized the Passaic County Prosecutor’s Office (hereinafter the “PCPO”) to apply for the FFY22 STOP Violence Against Woman Act Grant Program (Subaward Number VAWA-46-22) (hereinafter the “VAWA Grant”), which would make the PCPO eligible to receive funding of up to \$46,140.00 to support the County Office of Victim Witness Advocacy Victim Services Project for the period of July 1, 2023 to June 30, 2024; and

WHEREAS, R-23-0195 also authorized an in-kind salary/fringe match for the VAWA grant in the amount of \$15,380.00; and

WHEREAS, on March 28, 2023, the Board passed Resolution R-23-0318, which increased the in-kind salary/fringe match for VAWA-46-22 from \$15,380.00 to \$24,696.00 for total project amount of \$70,836.00; and

WHEREAS, on December 12, 2023 the Board passed Resolution R-23-0318, which corrected a clerical error in the previous Resolutions, and reduced the Federal Award amount from \$46,140.00 to \$46,130.00, with the in-kind match of \$24,696.00 but left the total project amount of \$70,836.00 the same; and

WHEREAS, the PCPO now seeks to amend the total award amount, which should have been reflected as \$70,826.00; and

WHEREAS, this matter was discussed by the Law and Public Safety committee and is now being recommended to the full board for approval.

NOW, THEREFORE, LET IT BE RESOLVED, that the Board of County Commissioner of the County of Passaic hereby authorizes the Passaic County Prosecutor’s Office to received a Federal Award amount of \$46,130.00 with an in-kind match of \$24,696.00 for a total project amount of \$70,826.00 for the VAWA-46-22 Grant to be used for the term of July 1, 2023 to June 30, 2024.

LET IT BE FURTHER RESOLVED, that the Passaic County Prosecutor’s Office shall use the grant funds received for their purposes described in the application submitted for same.

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and the Director of the Board of County Commissioners are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this resolution.

LSP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AMENDING R 23-0774 TO INCLUDE THE AWARD AMOUNT FROM THE STATE OF NEW JERSEY BODY ARMOR REPLACEMENT FUND PROGRAM, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 PROSECUTOR'S OFFICE

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	64.
CAF#	
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AMENDING R 23-0774 TO INCLUDE THE AWARD AMOUNT FROM THE STATE OF NEW JERSEY BODY ARMOR REPLACEMENT FUND PROGRAM, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereinafter the “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioner of the County of Passaic (hereinafter the “Board”) is vested with managing the property, finances, and affairs of the County; and

WHEREAS, on August 8, 2023, by Resolution R 23-0774 the Board approved the Passaic County Prosecutor’s Office (hereinafter “PCPO”) to apply for funds through the State Fiscal Year 2023 State of New Jersey Body Armor Replacement Fund Grant Program to assist with the purchase of bullet proof vests for its investigators; and

WHEREAS, the PCPO now seeks to amend R 23-0774 to include the total award amount received of five thousand two hundred and thirty-five dollars and twelve cents (\$5,235.12); and

WHEREAS, this matter has been reviewed by the Law and Public Safety and is being recommended to the Board of for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, that the Board of County Commissioners for the County of Passaic hereby authorizes an amendment to Resolution R 23-0774 which authorized the Passaic County Prosecutor’s Office to apply for funds through the State Fiscal Year 2023 State of New Jersey Body Armor Replacement Fund Grant Program to assist with the purchase of bullet proof vests for its investigators to include the total award amount received of five thousand two hundred and thirty-five dollars and twelve cents (\$5,235.12); and

LET IT BE FURTHER RESOLVED, that the Passaic County Prosecutor’s Office shall use the funds received for the purposes set forth in its application for the receipt of said grant funds and as set forth in this resolution.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, Passaic County Prosecutor, and Director of the Board of County Commissioners are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this resolution.

LSP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
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 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

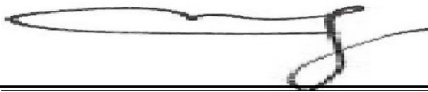
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AWARDING A CONTRACT FOR ON BI-ANNUAL SUBSCRIPTION FEES FOR THE P-25 RADIO SYSTEM TO NJOIT FISCAL SERVICES FOR THE PASSAIC COUNTY SHERIFF'S OFFICE, PURSUANT TO N.J.S.A. 40A:11-5(2).

THIS RESOLUTION WAS REQUESTED BY:
 SHERIFF'S OFFICE

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	65.
CAF#	3-01-25-157-001-213 & 3-01
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AWARDING A CONTRACT FOR ON BI-ANNUAL SUBSCRIPTION FEES FOR THE P-25 RADIO SYSTEM TO NJOIT FISCAL SERVICES FOR THE PASSAIC COUNTY SHERIFF'S OFFICE, PURSUANT TO N.J.S.A. 40A:11-5(2).

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Passaic County Sheriff's Office (hereinafter PCSO) requires a subscription with the New Jersey Office of Information Technology (NJOIT) Fiscal Services in order to use the P-25 Radio system to communicate between units in the field, the dispatch center and agencies in surrounding areas; and

WHEREAS, pursuant to N.J.S.A. 40A:11-3 when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the bid threshold, the contract may be awarded by a purchasing agent or other employee so designated by the governing body when so authorized by ordinance or resolution as appropriate to the contracting unit without public advertisement for bids; and

WHEREAS, on June 30, 2020 the Board approved Resolution No. R20200514 setting the bid threshold at forty-four thousand dollars (\$44,000.00), in accordance with the law; and

WHEREAS, pursuant to N.J.S.A. 40A:4-5(2), any contract the amount of which exceeds the bid threshold, may be negotiated and awarded by the governing body without public advertising for bids and bidding therefore and shall be awarded by resolution of the governing body if it is made or entered into with the State of New Jersey; and

WHEREAS, the PCSO is seeking to make payment in the amount of twenty-five thousand six hundred and twenty dollars (\$25,620.00) for the period from April 1, 2022 through March 31, 2023; and

WHEREAS, funds are available in Account Nos. 3-01-25-157-001-213 (\$12,810.00) and 3-01-22-130-001-213 (\$12,810.00) or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years' County budget(s), which is attached to and made part of this Resolution; and

WHEREAS, this matter was discussed by the Law and Public Safety Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to N.J.S.A. 40A:11-5 that the Board of County Commissioners of the County of Passaic authorizes payment to the New Jersey Office of Information Technology Fiscal Services for use of the P-25 Radio System during the period of April 1, 2022 through March 31, 2023 in an amount not to exceed twenty-five thousand six hundred and twenty dollars (\$25,620.00).

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, and the Director of the Board are authorized to take any other steps necessary to carry out the purpose of this resolution.

LSP

January 23, 2024

CERTIFICATION OF AVAILABLE FUNDS

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

AMOUNT: \$25,620.00

APPROPRIATION: 3-01-25-157-001-213 - \$12,810.00
3-01-22-130-001-213 - \$12,810.00

PURPOSE: Authorize payment to the New Jersey Office of Information Technology Fiscal Services for use of the P-25 Radio System during the period of April 1, 2022 through March 31, 2023.



Richard Cahill, Director of Finance

DATED: January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE DONATION OF A SURPLUS VEHICLE FROM THE PASSAIC COUNTY SHERIFF'S OFFICE TO THE HALEDON POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 40A:11-36(2)

THIS RESOLUTION WAS REQUESTED BY:
 SHERIFF'S OFFICE

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	66.
CAF#	
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AUTHORIZING THE DONATION OF A SURPLUS VEHICLE FROM THE PASSAIC COUNTY SHERIFF'S OFFICE TO THE HALEDON POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 40A:11-36(2)

WHEREAS, the County of Passaic (hereafter "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36 any contracting unit by resolution of its governing body may authorize by sealed bid or public auction the sale of its personal property not needed for public use; and

WHEREAS, more specifically, pursuant to N.J.S.A. 40A:11-36(2) whenever the transfer of such surplus property is to another contracting unit or any body politic to which it contributes tax raised funds, the law does not require the use of a sealed bid or public auction; and

WHEREAS, the Haledon Police Department, as another contracting unit, has inquired about the availability of any surplus vehicles that may be available from the Passaic County Sheriff's Office (hereafter "PCSO") for transfer in accordance with N.J.S.A. 40A:11-36(2); and

WHEREAS, the PCSO has identified a 2010 Dodge Charger, Vin #2B3CK5CT8AH217577, has come to the end of its usefulness to the County and as such is available for said transfer; and

WHEREAS, the PCSO now seeks approval of the Board to accomplish same; and

WHEREAS, this matter has been reviewed by the Law and Public Safety Committee and is being recommended to the Board of for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, that the Board of County Commissioners of the County of Passaic hereby authorizes the Passaic County Sheriff's Office to transfer its surplus vehicle, namely a 2010 Dodge Charger, Vin #2B3CK5CT8AH217577 to the Haledon Police Department, pursuant to N.J.S.A. 40A:11-36(2).

LET IT BE FURTHER RESOLVED, that the Sheriff or his designee, Director of the Board of County Commissioners, County Administrator, County Counsel, Clerk of the Board, Chief Financial Officer, and any other employee for the County of Passaic may take any action necessary to effectuate the purpose of this Resolution.

LSP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
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 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
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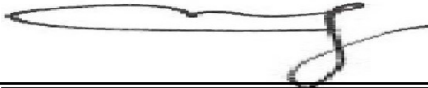
Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE PASSAIC COUNTY SHERIFF'S OFFICE TO APPLY FOR AND ACCEPT FUNDS FROM THE STATE OF NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY THROUGH THE PASSAIC COUNTY SUSTAINED ENFORCEMENT GRANT, PURSUANT TO N.J.S.A. 40:20-1

THIS RESOLUTION WAS REQUESTED BY:
 SHERIFF'S OFFICE

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	67.
CAF#	
Purchase Req. #	
Result	

Law and Public Safety

COMMITTEE NAME

RESOLUTION AUTHORIZING THE PASSAIC COUNTY SHERIFF'S OFFICE TO APPLY FOR AND ACCEPT FUNDS FROM THE STATE OF NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY THROUGH THE PASSAIC COUNTY SUSTAINED ENFORCEMENT GRANT, PURSUANT TO N.J.S.A. 40:20-1

WHEREAS, the County of Passaic (hereinafter the "County") is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioner of the County of Passaic (hereinafter the "Board") is vested with managing the property, finances, and affairs of the County; and

WHEREAS, the Passaic County Sheriff's Office (hereinafter "PCSO") seeks permission to apply and accept funds in the amount of ninety thousand dollars (\$90,000.00) from the State of New Jersey Division of Highway Traffic Safety for funds in conjunction with a program called Passaic County Sustained Enforcement Grant (Grant # PT-24-03-04-01) to be used from October 1, 2023 through September 30, 2024; and

WHEREAS, this matter has been reviewed by the Law and Public Safety and is being recommended to the Board of for approval; and

NOW, THEREFORE, LET IT BE RESOLVED that the Board of County Commissioners for the County of Passaic hereby authorizes the Passaic County Sheriff's Office to apply and accept funds in the amount of ninety thousand dollars (\$90,000.00) for from the State of New Jersey Division of Highway Traffic Safety in conjunction with a program called Passaic County Sustained Enforcement Grant (Grant #PT-24-03-04-01) to be used from October 1, 2023 through September 30, 2024.

LET IT BE FURTHER RESOLVED, that the Passaic County Sheriff's Office shall use the funds received for the purposes set forth in its application for the receipt of said grant funds and as set forth in this resolution.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County Administrator, Passaic County Sheriff, and Director of the Board of County Commissioners are authorized to execute an agreement and take any other steps necessary to carry out the purpose of this resolution.

LSP

January 23, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A SECOND NO COST TIME EXTENSION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020 TOTOWA SANITARY SEWER PROJECT ON LINCOLN AVENUE BETWEEN FRANKLIN PLACE TO TOTOWA ROAD UNTIL APRIL 26, 2024

THIS RESOLUTION WAS REQUESTED BY:
 PLANNING AND ECONOMIC
 DEVELOPMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/17/2024
Adopted Date	
Agenda Item	68.
CAF#	
Purchase Req. #	
Result	

Planning and Economic Development

COMMITTEE NAME

RESOLUTION AUTHORIZING A SECOND NO COST TIME EXTENSION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020 TOTOWA SANITARY SEWER PROJECT ON LINCOLN AVENUE BETWEEN FRANKLIN PLACE TO TOTOWA ROAD UNTIL APRIL 26, 2024

WHEREAS, the Passaic County Board of County Commissioners (hereafter “Board”) adopted Resolution R-2018-0536 on June 26, 2018, authorizing the submission of a Five (5) Year Consolidated Plan for the period of FY 2018-2022 to the US Department of Housing and Urban Development (hereafter “USHUD”) in compliance with the rules and regulations governing the Community Development Block Grant Program (hereafter “CDBG”); and

WHEREAS, the Board adopted the FY 2020 Annual Action Plan via Resolution R-2020-0594 on July 14, 2020; and

WHEREAS, the Board is cognizant of the conditions imposed by the USHUD and included a grant allocation in the FY 2020 Annual Action Plan to the Borough of Totowa (hereafter “Borough”) for \$105,000.00 to implement the Sanitary Sewer Project on Lincoln Avenue between Franklin Place to Totowa Road; and

WHEREAS, the Board adopted Resolution R-22-0759 on August 9, 2022, to provide a first no-cost time extension until December 31, 2023 to permit the Borough to complete the project which experienced construction delays due to COVID-19; and

WHEREAS, the Borough has notified the Division of Economic Development, see attached correspondence, that the Borough is experiencing significant construction delays due to a deteriorated section of pipe with excessive leakage which has delayed the relining of the sewer and is now requesting that the CDBG FY 2020 grant award be extended for the second time to April 26, 2024 to permit the Borough the time to complete the project; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the County Commissioner Planning and Economic Development Committee and is being recommended to the Board for approval; and

WHEREAS, the Board considers this matter to be a benefit to the community and its residents;

NOW, THEREFORE, LET IT BE RESOLVED by the Board of County Commissioners of the County of Passaic that it hereby authorizes the second no-cost time extension of the Community Development Block Grant Program FY 2020 grant to the Borough of Totowa to April 26, 2024 as set forth above; and

LET IT BE FURTHER RESOLVED, that the County of Passaic Commissioner Director and Director of Economic Development are hereby authorized to act as the authorized representatives of the County to execute all necessary documents and certifications on behalf of the County of Passaic.

JDP

January 23, 2024

Borough of Totowa

JOHN COIRO
MAYOR

JOSEPH WASSEL, RMC
MUNICIPAL CLERK

PASSAIC COUNTY, NEW JERSEY



MUNICIPAL COMPLEX
537 TOTOWA ROAD AT CHERBA PLACE
TOTOWA, NJ 07512
Phone: (973) 956-1000 ext. 1009
Fax: (973) 956-8414

December 13, 2023

VIA EMAIL

Ms. Deborah Hoffman, Director
County of Passaic
Division of Economic Development
401 Grand Street, Room 417
Paterson, NJ 07505

Re: Request for 2nd Grant Extension - CDBG FY 2020
Project Name: Totowa Sewer Lining Reconstruction
Lincoln Avenue from Franklin Place to Totowa Road

Dear Ms. Hoffman:

The above referenced project has been delayed due to a deteriorated section of pipe with excessive leakage and the engineer and the contractor have recommended waiting for the cold weather for reduced groundwater infiltration to attempt the relining, so we are requesting a 2nd no-cost grant extension of the Community Development Block Grant (CDBG) FY 2020 project until April 26, 2024.

This project is important to the health and welfare of our community, and we appreciate the no-cost grant extension.

Thank you for your attention to this matter.

Very truly yours,

Joseph Wassel, RMC
Municipal Clerk

JW/dlz
CDBGFY2020 extension II

c: Honorable Mayor and Council

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A SECOND NO COST TIME EXTENSION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020 TOTOWA SANITARY SEWER PROJECT ON LINCOLN AVENUE BETWEEN FRANKLIN PLACE TO TOTOWA ROAD UNTIL APRIL 26, 2024

THIS RESOLUTION WAS REQUESTED BY:
 PLANNING AND ECONOMIC
 DEVELOPMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/17/2024
Adopted Date	
Agenda Item	69.
CAF#	
Purchase Req. #	
Result	

Planning and Economic Development

COMMITTEE NAME

RESOLUTION AUTHORIZING A SECOND NO COST TIME EXTENSION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2020 TOTOWA SANITARY SEWER PROJECT ON LINCOLN AVENUE BETWEEN FRANKLIN PLACE TO TOTOWA ROAD UNTIL APRIL 26, 2024

WHEREAS, the Passaic County Board of County Commissioners (hereafter “Board”) adopted Resolution R-2018-0536 on June 26, 2018, authorizing the submission of a Five (5) Year Consolidated Plan for the period of FY 2018-2022 to the US Department of Housing and Urban Development (hereafter “USHUD”) in compliance with the rules and regulations governing the Community Development Block Grant Program (hereafter “CDBG”); and

WHEREAS, the Board adopted the FY 2020 Annual Action Plan via Resolution R-2020-0594 on July 14, 2020; and

WHEREAS, the Board is cognizant of the conditions imposed by the USHUD and included a grant allocation in the FY 2020 Annual Action Plan to the Borough of Totowa (hereafter “Borough”) for \$105,000.00 to implement the Sanitary Sewer Project on Lincoln Avenue between Franklin Place to Totowa Road; and

WHEREAS, the Board adopted Resolution R-22-0759 on August 9, 2022, to provide a first no-cost time extension until December 31, 2023, to permit the Borough to complete the project which experienced construction delays due to COVID-19; and

WHEREAS, the Borough has notified the Division of Economic Development, see attached correspondence, that the Borough is experiencing significant construction delays due to a deteriorated section of pipe with excessive leakage which has delayed the relining of the sewer and is now requesting that the CDBG FY 2020 grant award be extended for the second time to April 26, 2024 to permit the Borough the time to complete the project; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the County Commissioner Planning and Economic Development Committee and is being recommended to the Board for approval; and

WHEREAS, the Board considers this matter to be a benefit to the community and its residents;

NOW, THEREFORE, LET IT BE RESOLVED by the Board of County Commissioners of the County of Passaic that it hereby authorizes the second no-cost time extension of the Community Development Block Grant Program FY 2020 grant to the Borough of Totowa to April 26, 2024, as set forth above; and

LET IT BE FURTHER RESOLVED, that the County of Passaic Commissioner Director and Director of Economic Development are hereby authorized to act as the authorized representatives of the County to execute all necessary documents and certifications on behalf of the County of Passaic.

JDP

January 23, 2024

Borough of Totowa

JOHN COIRO
MAYOR

JOSEPH WASSEL, RMC
MUNICIPAL CLERK

PASSAIC COUNTY, NEW JERSEY



MUNICIPAL COMPLEX
537 TOTOWA ROAD AT CHERBA PLACE
TOTOWA, NJ 07512
Phone: (973) 956-1000 ext. 1009
Fax: (973) 956-8414

December 13, 2023

VIA EMAIL

Ms. Deborah Hoffman, Director
County of Passaic
Division of Economic Development
401 Grand Street, Room 417
Paterson, NJ 07505

Re: Request for 2nd Grant Extension - CDBG FY 2020
Project Name: Totowa Sewer Lining Reconstruction
Lincoln Avenue from Franklin Place to Totowa Road

Dear Ms. Hoffman:

The above referenced project has been delayed due to a deteriorated section of pipe with excessive leakage and the engineer and the contractor have recommended waiting for the cold weather for reduced groundwater infiltration to attempt the relining, so we are requesting a 2nd no-cost grant extension of the Community Development Block Grant (CDBG) FY 2020 project until April 26, 2024.

This project is important to the health and welfare of our community, and we appreciate the no-cost grant extension.

Thank you for your attention to this matter.

Very truly yours,

Joseph Wassel, RMC
Municipal Clerk

JW/dlz
CDBGFY2020 extension II

c: Honorable Mayor and Council

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
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 Pasquale "Pat" Lepore

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Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE ADVERTISEMENT OF AN AMENDMENT TO THE PASSAIC COUNTY CITIZEN PARTICIPATION PLAN AND SCHEDULING OF A PUBLIC HEARING TO BE HELD ON FEBRUARY 9, 2024, PURSUANT TO CFR 91.105.

THIS RESOLUTION WAS REQUESTED BY:
 PLANNING AND ECONOMIC
 DEVELOPMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	70.
CAF#	
Purchase Req. #	
Result	

Planning and Economic Development

COMMITTEE NAME

RESOLUTION AUTHORIZING THE ADVERTISEMENT OF AN AMENDMENT TO THE PASSAIC COUNTY CITIZEN PARTICIPATION PLAN AND SCHEDULING OF A PUBLIC HEARING TO BE HELD ON FEBRUARY 9, 2024, PURSUANT TO CFR 91.105.

WHEREAS, the Passaic County Board of County Commissioners (hereafter “Board”), on September 9, 2008, passed Resolution R-08-760 which adopted the Passaic County Citizen Participation Plan (hereafter “Plan”) under 24 CFR 91.105, for the Community Development Block Grant Program (hereafter “CDBG”); and

WHEREAS, the Board, on August 16, 2016, adopted Resolution R-2016-701 amending the Plan for the CDBG Program to comply with recent US Housing and Urban Development (hereafter “HUD”) regulations to include the Affirmatively Furthering Fair Housing Final Rule requirements found at 24 CFR 91.105 and 24 CFR 5; and

WHEREAS, the Plan was further amended by Resolution R-2017-0505 on July 12, 2017, to comply with added outreach requirements for Broadband access and emergency management supplemented to 24 CFR 91.105; and

WHEREAS, the Plan was further amended by Resolution R-2020-0438 on May 19, 2020, to incorporate language related to community access to program information and to permit public hearings to be held electronically in times of emergency as well as follow HUD guidance on shortened public review times during times of emergencies; and

WHEREAS, the Department of Planning and Economic Development (hereafter “Department”) seeks to advertise a new amendment to the Plan to permit public hearings to be held in-person and virtually in a simultaneous manner and has updated contact information, as highlighted in the attached Plan; and

WHEREAS, the Department seeks to advertise, note attached public notice, the availability of the revised Citizen Participation Plan on public display for a 15-day period from February 1, 2024, to February 15, 2024, in order to permit the public to comment on the plan and proposed revisions; and

WHEREAS, the Department will hold a public hearing on February 9, 2024 at 3 p.m. to solicit public comments in-person at 401 Grand Street, Paterson, NJ 07505, Room 417 and simultaneously via Web Ex link attached hereto; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Planning and Economic Development Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to CFR 91.105, that the Board of County Commissioners of the County of Passaic (hereafter “Board”) hereby authorizes the action of the Department of Planning and Economic Development as set forth above; and

LET IT BE FURTHER RESOLVED, that the Board hereby authorizes the Department to advertise that the revised Citizen Participation Plan has been placed on public display at 401 Grand Street, Paterson, NJ 07505, Room 417; in the offices of the Passaic County Board of County Commissioners; and on the County website, www.passaiccountynj.org as detailed above and in the attached public notice.

JDP

January 23, 2024

DRAFT – ON PUBLIC DISPLAY
February 1, 2024 to February 15, 2024
PASSAIC COUNTY, NJ



**AMENDED CITIZEN PARTICIPATION PLAN
RELATING TO THE ADMINISTRATION OF
THE COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM
OF THE U.S. DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT (HUD)**

Adopted by the Passaic County Board of Commissioners via
Resolution R-24- on February XX, 2024



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**COUNTY OF PASSAIC
AMENDED CITIZEN PARTICIPATION PLAN
RELATING TO THE ADMINISTRATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM OF
THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**

A. Introduction

1. Purpose

Pursuant to the citizen participation requirements of 24 CFR Section 91.105 and 24 CFR Part 5, the County of Passaic (referred to as the "County") sets forth the following Citizen Participation Plan (the "Plan") as it relates to the administration of the Community Development Block Grant Program (CDBG) funded by the U.S. Department of Housing and Urban Development (HUD). The Plan presents the County's plan for providing for and encouraging all citizens to participate in the development, revision, amendment, adoption, and implementation of:

1. The Citizen Participation Plan
2. The Analysis of Impediments to Fair Housing (AI)
3. The Consolidated Plan (CP)
4. The Annual Action Plan (AAP)
5. The Consolidated Annual Performance and Evaluation Report (CAPER), and
6. The Section 108 Loan Guarantee Program

a. Lead Agency

The County Department of Planning and Economic Development is the lead agency responsible for the administration of the Community Development Block Grant Program (CDBG).

b. Effective Date

Subsequent to approval of this Citizen Participation Plan by Passaic County Board of Commissioners, the Plan shall be effective until it is amended or otherwise replaced.

2. Encouragement of Citizen Participation

a. General

The County provides for and encourages citizens to participate in the development, revision, amendment, adoption and implementation of the Citizen Participation Plan, the Analysis of Impediments to Fair Housing, the Consolidated Plan, the Annual Action Plan, and the CAPER. The County encourages participation by low- and moderate-income persons, particularly those living in areas designated as revitalization areas or in slum and blighted areas and in areas where HUD funds are proposed to be used, and by residents of predominantly low- and moderate- income neighborhoods. With respect to the public participation initiatives included in this Plan, the County will take appropriate actions to encourage the participation of all its citizens, including minorities, non-English speaking persons, and persons with disabilities, as described below.

b. Non-English Speakers

The County has determined that, based on 2015 American Community Survey data, the latest available source of information, 7.6 percent of its residents (age 5 and older) speak English less than very well. Of these, a total of 3.4 percent of County residents are native Spanish-speakers who speak English less than very well. Italian speakers also exceeded the 1,000 persons threshold with just

under 1% of the County population. Unlike Spanish-speaking residents, few of the social services programs of the county indicated that they had frequent contact with Italian-only speaking persons.

To encourage these residents to participate in the development of the Analysis of Impediments to Fair Housing (AI) and the Consolidated Plan (CP), the County will undertake the following initiatives in addition to publishing advertisements in the *Herald News* and the *Record* for these activities:

- A notice will be published, in Spanish, in the Spanish publication *El Especialito*
- At least one stakeholder interview or focus group session will be scheduled during the stakeholder consultation processes for both the AI and CP and will focus on persons with limited English proficiency, and
- The County will provide a Spanish version of meeting agendas, handouts and surveys at meetings and stakeholder interviews conducted for each planning process. The County will continue to include the following language in the advertisements related to the development of these documents:
 - *La información será proporcionada en español a petición.*

c. Persons with Disabilities

To encourage the participation of persons with disabilities, the County will include the following language in all of its public meeting notices published in the *Herald News* and the *Record*:

The County of Passaic will make reasonable accommodations and services necessary for sensory-impaired and disabled citizens at the public meeting. Additionally, translation services may be offered upon request and availability. Persons requiring such accommodations/services should contact the County at least three working days in advance of the meeting. Persons requiring information in alternative formats should contact the Department at (973) 569-4720 (TDD Users: 7-1-1 NJ Relay Center).

The County will conduct all public meetings in locations that are handicapped-accessible, when available.

If requested, the County will mail copies of public meeting notices to persons who are homebound and request such accommodation no less than seven days prior to the public meeting.

d. Low- and Moderate-Income Persons

The County will conduct at least one public meeting during the development of Analysis of Impediments to Fair Housing, the Consolidated Plan, and the Annual Action Plan in a municipality that contains at least 42.76% low- and moderate-income residents, or the most recent exception limit for Passaic County as set by HUD for determining if an area is considered low and moderate income.

e. Organizations and Agencies

The County encourages the participation of local and regional institutions, the Continuum of Care, businesses, developers, nonprofit organizations, philanthropic organizations, broadband internet service providers, organizations engaged in narrowing the digital divide, agencies whose primary responsibilities include the management of flood prone areas, public land or water resources, and emergency management agencies, and community-based and faith-based organizations in the process of developing, revising, amending, adopting and implementing all documents covered by this Plan. This will be achieved through stakeholder interviews, focus groups and/or public meetings.

f. Local Public Housing Agency

The County encourages, in consultation with the Passaic County Housing Agency (PHA), the participation of residents of Section 8 Housing Choice Vouchers issued by the PHA, in the process of developing, revising, amending, adopting and implementing the documents covered by this Plan. The County will provide information to the Executive Director of PHA about the Assessment of Fair Housing, its affirmatively furthering fair housing strategy, and Consolidated Plan activities related to housing developments and communities so the PHA can make this information available at the annual public hearings required for its Public Housing Agency Plan.

The County encourages participation by PHA stakeholders. This will be carried out by providing to the PHA information on public meetings, surveys and other outreach initiatives related to the documents covered by this Plan. To the greatest extent possible, the County will collaborate with the PHA to prepare a joint AI.

g. Public Notices

Public review/comment periods and public hearings held in the process of developing, revising, amending, adopting and implementing the documents covered by this Plan shall be advertised in the *Record* and the *Herald News* no less than seven days before the public review and comment period commences or the public hearing is held.

h. Public Hearings

All public hearings will be scheduled at times and locations that are convenient for potential and actual program beneficiaries, and with accommodation for persons with disabilities and non-English Spanish speakers in accordance with this Plan. For any public hearings described in this Citizen Participation Plan, the County, at its discretion, may choose to host a hybrid hearing. A physical location for the public hearing will be provided, but online participation will be available for those wishing to attend virtually.

i. Technical Assistance

CDBG staff are available to assist organizations and other eligible individuals that are interested in submitting a proposal to obtain funding through the CDBG program. The Department of Planning and Economic Development will host an annual workshop during the application submission window to provide guidance on submitting an application and to answer questions related to the CDBG program and eligible activities. All potential applicants are strongly encouraged to contact the County Department of Planning and Economic Development for technical assistance before initiating a funding request application.

j. Online Access

The County will post draft copies and final copies of all documents covered by this Plan on its website accessible at <https://www.passaiccountynj.org>

k. Other Engagement Techniques

The Plan may be amended as the County continues to gain access to technology that improves the avenues of participation by its residents.

l. Contact Person

All communication regarding the Plan, the Assessment of Fair Housing, the Consolidated Plan, the Annual Action Plan, the CAPER, comments, complaints, reasonable accommodation for disabled persons, translation services, or other elements shall be directed to:

Deborah Hoffman
Director of Economic Development
County of Passaic
401 Grand Street, Room 417
Paterson, NJ 07505
Deborahh@passaiccountynj.org
Telephone: 973-569-4720

B. In the Event of an Emergency

In the event of a local, state or federally declared disaster or emergency where public places may be closed to the public or in-person participation may not be feasible or large gatherings may be considered a public health risk, the county may opt to conduct public hearings and meetings exclusively via virtual methods (conference call or live web-streaming) with the ability to ask questions and provide comment in real time. Public comment periods during declared emergencies shall be a minimum of five calendar days, or some length as described by HUD.

Accommodations will be made for persons with disabilities and non-English-speaking persons upon request, such as sign language or language interpretation services. Documents for public review will be shared via the county's website. Copies of the document may be mailed or e-mailed upon request.

During a declared emergency, the County may schedule its two required public hearings at times that can be accommodated during an emergency. This may include scheduling both hearings prior to the approval of the Consolidated Plan, or one during the development of the Consolidated Plan and one before the submission of the CAPER for the same program year.

C. The Citizen Participation Plan

1. Plan Development

The County shall implement the following procedure when amending its Citizen Participation Plan.

a. Public Review of the Draft Plan

The draft Citizen Participation Plan will be made available for public review for a 15-day period prior to the consideration and adoption by the Passaic County Board of Commissioners, and may be done concurrently with the public review and comment process for the Consolidated Plan. Copies of the draft Citizen Participation Plan will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND

The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

b. Public Hearing

The County will conduct a public hearing to accept comments on the draft Citizen Participation Plan prior to its approval and submittal to HUD. This public hearing may be held concurrently with a public hearing held in conjunction with the Consolidated Plan.

c. Comments Received on the Draft Plan

Written comments will be accepted by the County Contact Person, or a designee, during the 15-day public review period.

d. Passaic County Board of Commissioners Action

Following the public hearing, the Plan will be presented to Passaic County Board Commissioners for consideration and formal action. A summary of all written comments and those received orally during the public hearing, as well as the County's responses to all written comments, will be attached to the Plan prior to submission to HUD.

e. Submission to HUD

The Plan will be approved as a stand-alone document and submitted to HUD with a summary of all written comments and those received orally during the public hearing as well as the County's responses to written comments and proof of compliance with the 15-day public review and comment period requirement. A summary of any comments or views not accepted and the reasons for non-acceptance shall be supplied to HUD as well.

2. Amendments to the Approved Citizen Participation Plan

The County shall follow the following procedure to amend its approved Citizen Participation Plan, as needed.

a. Amendment Considerations

The County will amend the Plan, as necessary, to ensure adequate engagement and involvement of the public in making decisions related to its HUD programs. Substantial amendments to the Citizen Participation Plan may be required should a provision of the Plan be found by the County to conflict with HUD regulations, or when changes in HUD regulations occur. Edits to the Plan that only include updated contact information or editorial changes for clarity will not be released for public review and comment.

b. Draft Amended Plan Review

The draft Amended Plan will be made available for public review for a 15-day period prior to County Board of Commissioner's consideration and adoption, and may be done concurrently with the public review and comment process for the Consolidated Plan. Copies of the draft Amended Plan will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING

AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

c. Comments Received on Draft Amended Plan

Written comments will be accepted by the County Contact Person, or a designee, during the 15-day public review period.

d. Public Hearing

The County will conduct a public hearing to review and accept public comments on the draft Amended Plan prior to its approval and submittal to HUD. This public hearing may be held concurrently with the public hearing held in conjunction with the Consolidated Plan.

e. Passaic County Board of Commissioners Action

Following the public hearing, the Plan will be presented to Passaic County Board of Commissioners for consideration and formal action.

f. Submission to HUD

A copy of the Amended Citizen Participation Plan, including a summary of all written comments and those received during the public hearing as well as the County's responses and proof of compliance with the minimum 15-day public review and comment period requirement, will be submitted to HUD. A summary of any comments or views not accepted and the reasons therefore shall be supplied to HUD as well.

3. Plan Access

The approved Amended Citizen Participation Plan will be kept on file at the Department of Planning and Economic Development, 401 Grand Street, Room 417; Paterson, NJ 07505

The plan can be accessed online at www.passaiccountynj.org

Hard copies can be made available to those requesting the approved Amended Plan by contacting the County Contact Person, or a designee.

D. The Analysis of Impediments to Fair Housing (AI)

1. Plan Development

The County will follow the process and procedures described below in the development of its Analysis of Impediments to Fair Housing (AI).

a. HUD-approved Data for Public Review

The County will make available to the general public the HUD-approved data and other supplemental information that the County plans to incorporate into its AI. The County will make this data available no later than 60 days after the initiation of the AI document. The data will be made available online and accessible at www.passaiccountynj.org. This may include a link to HUD's website where the data can be readily accessed. The data will also be made available during the stakeholder consultation and citizen outreach initiatives conducted during the preparation of the AI.

b. Stakeholder Consultation and Citizen Outreach

In the development of the AI, the County will consult with other public and private agencies including, but not limited to, the following:

- Passaic County Housing Agency
- Other assisted housing providers
- Social service providers including those focusing on services to minorities, families with children, the elderly, persons with disabilities, persons with HIV/AIDS and their families, homeless persons, and other protected classes
- Community-based and regionally-based organizations that represent protected class members and organizations that enforce fair housing laws
- Regional government agencies involved in metropolitan-wide planning and transportation responsibilities
- Broadband internet service providers and organizations engaged in narrowing the digital divide,
- Agencies whose primary responsibilities include the management of flood prone areas, public land or water resources, and emergency management agencies
- A variety of mechanisms may be utilized to solicit input from these entities. These include telephone or in-person interviews, mail surveys, internet-based feedback and surveys, focus groups, and/or consultation workshops.

c. Public Hearing/Public Meeting

To obtain the views of the general public on AI-related data and affirmatively furthering fair housing in the County's housing and community development programs, the County will schedule two opportunities for comment.

The first public meeting shall be held before the draft AI is published for comment, and will solicit input on fair housing issues in the County. This may be held jointly with a public hearing held during the Consolidated Planning process.

The second opportunity will be a public hearing conducted during or after the 30-day public comment period during which the County will address identified factors contributing to fair housing issues, and proposed fair housing goals and priorities for affirmatively furthering fair housing. This hearing may be held jointly with a public hearing held during the Consolidated Planning process.

d. Public Display and Comment Period

The draft AI will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the content and purpose of the draft AI, the dates of the public display and comment period, the locations where copies of the draft document can be examined, how comments will be accepted, when the document will be considered for action by the Passaic County Board of Commissioners, and the anticipated submission date to HUD. Copies of the draft AI will be made available for public review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

In addition, the County will make available a reasonable number of free copies of the proposed document to residents and groups that request them.

e. Comments Received on the Draft Assessment of Fair Housing
Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing, or orally at the public hearings, in preparing the final AI. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final AI for submission to County Board of Commissioners and to HUD.

f. Passaic County Board of Commissioners Action
Following the public hearing, the AI will be presented to the Passaic County Board of Commissioners for consideration and formal action.

g. Submission to HUD
The AI will be submitted to HUD in accordance with HUD's required submission timeframe.

2. Revisions to the Analysis of Impediments to Fair Housing

The County shall follow the following procedure to revise its AI, as needed.

a. Revision Considerations
The County will revise its AI previously accepted by HUD under the following circumstances:

- A material change occurs. A material change is a change in circumstances in the County that affects the information on which the AI is based to the extent that the analysis, the fair housing contributing factors, or the priorities and goals of the Assessment no longer reflect actual circumstances. Examples include, but are not limited to:
 - Presidentially declared disasters, under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*), in the County that are of such a nature as to significantly impact the steps the County may need to take to affirmatively further fair housing
 - Significant demographic changes
 - New significant contributing factors in the County, and
 - Civil rights findings, determinations, settlements (including voluntary compliance agreements), or court orders
- Upon HUD's written notification specifying a material change that requires the revision.

b. Public Display and Comment Period

The draft Revised AI will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the revisions, the dates of the public display and comment period, the locations where copies of the proposed revised plan can be examined, how comments will be accepted, when the document will be considered for action by the Passaic County Board of Commissioners, and the anticipated submission date to HUD. Copies of the draft Revised AI will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

In addition, the County will make available a reasonable number of free copies of the proposed revised document to residents and groups that request it.

c. Comments Received on the Draft Revised Analysis of Impediments

Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing, or orally at public hearings, in preparing the final Revised AI. A summary

of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final Revised AI for submission to HUD.

d. Passaic County Board of Commissioners Action

Following the public hearing, the Revised AI will be presented to the Passaic County Board of Commissioners for consideration and formal action.

e. Submission to HUD

The Revised AI will be submitted to HUD within 30 days following the end of the public display and comment period.

3. Plan Access

The HUD-accepted AI will be kept on file at the Department of Planning and Economic Development, 401 Grand Street, Room 417; Paterson, NJ 07505

The plan can be accessed online at www.passaiccountynj.org

Hard copies can be made available to those requesting the HUD-accepted AI by contacting the County Contact Person, or a designee.

E. The Consolidated Plan (CP)

1. Plan Development

The County will follow the process and procedures described below in the development of its Consolidated Plan (CP).

a. Stakeholder Consultation and Citizen Outreach

In the development of the CP, the County will consult with other public and private agencies including, but not limited to, the following:

- Passaic County Housing Agency
- Other assisted housing providers
- Social service providers including those focusing on services to minorities, families with children, the elderly, persons with disabilities, persons with HIV/AIDS and their families, homeless persons, and other protected classes
- Community-based and regionally-based organizations that represent protected class members and organizations that enforce fair housing laws
- Regional government agencies involved in metropolitan-wide planning and transportation responsibilities
- Broadband internet service providers and organizations engaged in narrowing the digital divide,
- Agencies whose primary responsibilities include the management of flood prone areas, public land or water resources, and emergency management agencies

When preparing the portion of the CP concerning lead-based paint hazards, the County shall consult with local or state health and child welfare agencies and examine existing data related to lead-based paint hazards and poisonings, including health department data on the addresses of housing units in which children have been identified as lead-poisoned.

When preparing the description of priority non-housing community development needs, the County will notify adjacent units of local government, to the extent practicable. This shall involve, at a minimum, the County sending a letter to the chief elected official of each adjacent unit of government notifying them of the draft CP and how to access a copy online for review and comment. In addition, the County will submit its non-housing community development plan to the New Jersey Department of Community Development.

A variety of mechanisms may be utilized to solicit input from these persons/service providers/agencies/entities. These include written letters, telephone or in-person interviews, mail surveys, internet-based feedback and surveys, focus groups, and/or consultation workshops.

b. Public Hearings

The County will conduct at least two public hearings in the development of the CP. The first public hearing will be conducted before the draft CP is published for public comment, during which the County will address housing and community development needs, development of proposed activities, the amount of assistance the County expects to receive (including grant funds and program income), the range of activities that may be undertaken, including the estimated amount that will benefit low- and moderate-income residents, and a review of program performance.

The second public hearing will be conducted during or after the 30-day public comment period during which the County will address identified housing and community development needs, proposed eligible activities, and proposed strategies and actions for affirmatively furthering fair housing consistent with the AI.

b. Potential Displacement of Persons

Although the County does not anticipate any residential displacement to occur in the foreseeable future, it is required to describe its plans to minimize the displacement of persons and to assist any persons displaced. When displacement is unavoidable on a temporary or permanent basis, the County will comply with the federal Uniform Relocation Act.

Should displacement of residents be necessary as a result of the use of funds covered by this Plan, the County shall compensate residents who are actually displaced in accordance with *HUD Handbook No. 1378, Tenant Assistance, Relocation and Real Property Acquisition*. This resource is accessible online at

http://portal.hud.gov/hudportal/HUD?src=/program_offices/administration/hudclips/handbooks/cpd/13780.

c. Public Display and Comment Period

The draft CP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary and purpose of the CP; the anticipated amounts of funding (including program income, if any); proposed activities likely to result in displacement, if any; plans for minimizing the displacement of persons as a result of CDBG activities, if any; plans to assist persons actually displaced by the project, if any; the dates of the public display and comment period; the locations where copies of the draft CP can be examined; how comments will be accepted; when the document will be considered for action by County Board of Commissioners; and, the anticipated submission date to HUD. Copies of the draft CP will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING

AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

In addition, the County will make available a reasonable number of free copies of the draft document to residents and groups that request them.

d. Comments Received on the Draft Consolidated Plan

Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing, or orally at the public hearings, in preparing the final CP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final CP for submission to HUD.

e. Passaic County Board of Commissioners Action

Following the public hearing, the CP will be presented to the Passaic County Board of Commissioners for consideration and formal action.

f. Submission to HUD

The CP will be submitted to HUD no less than 45 days before the start of the County's five-year program cycle, or at such time as instructed by HUD.

2. Revisions to the Consolidated Plan

The County shall follow the following procedure to revise its CP, as needed.

a. Revision Considerations

There are two types of amendments that may occur with the CP: minor amendments and substantial amendments. An amendment to the approved CP is considered substantial under the following circumstances:

- When an eligible activity is added or deleted
- When there is a change in the priorities identified in the CP

All other changes that do not meet the criteria defined above will be considered minor amendments and will not be subject to public comments. These changes will be fully documented and approved by the Passaic County Board of Commissioners.

The County may choose to submit a copy of each amendment to the CP to HUD as it occurs, or at the end of the program year. Letters transmitting copies of amendments will be signed by the President of the Board of Commissioners.

b. Public Display and Comment Period

The draft Revised CP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the revisions, the dates of the public display and comment period, the locations where copies of the proposed revised CP can be examined, how comments will be accepted, when the document will be considered for action by the Passaic County Board of Commissioners, and the anticipated submission date to HUD. Copies of the draft Revised CP will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

In addition, the County will make available a reasonable number of free copies to residents and groups that request them.

c. Comments Received on the Draft Revised Consolidated Plan

Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing, or orally at public hearings, in preparing the final Revised CP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final Revised CP for submission to HUD.

d. Passaic County Board of Commissioners Action

Following the public hearing, the Revised CP will be presented to the Passaic County Board of Commissioners for consideration and formal action.

e. Submission to HUD

The Revised CP will be submitted to HUD within 30 days following the end of the public display and comment period.

3. Plan Access

The Revised CP will be kept on file at the Department of Planning and Economic Development, 401 Grand Street, Room 417; Paterson, NJ 07505

The plan can be accessed online at www.passaiccountynj.org

Hard copies can be made available to those requesting the Revised CP by contacting the County Contact Person, or a designee.

F. The Annual Action Plan (AAP)

The Annual Action Plan (AAP) is a component of the CP, and it describes the County's proposed use of available federal and other resources to address the priority needs and specific objectives in the CP for each program year; the County's method for distributing funds to local non-profit organizations; and, the geographic areas of the County to which it will direct assistance.

1. Plan Development

The County will follow the process and procedures described below in the development of its AAP.

a. Public Hearings

The County will conduct at least two public hearings during the development of the AAP. The first public hearing will be conducted before the AAP draft is published for public comment. During the first public hearing the County will address housing and community development needs, development of proposed activities, the amount of assistance the County expects to receive (including grant funds and program income), the range of activities that may be undertaken, including the estimated amount that will benefit low- and moderate-income residents, and a review of program performance.

The second public hearing will be conducted during or after the 30-day public comment period during which the County will address identified housing and community development needs, proposed eligible activities, and proposed strategies and actions for affirmatively furthering fair housing consistent with the Assessment of Fair Housing.

b. Public Display and Comment Period

The draft AAP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the AAP, the anticipated amounts of funding (including program income, if any), the dates of the public display and comment period, the locations where copies of the draft AAP can be examined, how comments will be accepted, when the document will be considered for action by the Passaic County Board of Commissioners, and the anticipated submission date to HUD. Copies of the draft AAP will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

In addition, the County will make available a reasonable number of free copies to residents and groups that request them.

c. Comments Received on the Draft Annual Action Plan

Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing, or orally at the public hearings, in preparing the final AAP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final AAP for submission to HUD.

d. Passaic County Board of Commissioners Action

Following the public hearing, the AAP will be presented to the Passaic County Board of Commissioners for consideration and formal action.

e. Submission to HUD

The AAP will be submitted to HUD no less than 45 days before the start of the County's annual program year, or at such time as instructed by HUD.

2. Revisions to the Annual Action Plan

The County shall follow the following procedure to revise its AAP, as needed.

a. Revision Considerations

There are two types of amendments that may occur with the AAP: minor amendments and substantial amendments. An amendment to the approved AAP is considered substantial under the following circumstances:

- When an eligible activity is added or deleted
- When a change occurs in the purpose, location, or beneficiaries of an activity previously approved
- When a 50 percent change in federal funding occurs where the project is \$25,000 or less
- When a 25 percent change in federal funding occurs where the project is more than \$25,000.

All other changes to funding allocations or approved eligible activities that do not meet the criteria defined above will be considered minor amendments, and will not be subject to public comments.

These changes will be fully documented and executed by the Commissioner Director of the Passaic County Board of Commissioners. The County will submit all amendments via IDIS.

b. Public Display and Comment Period

The draft Revised AAP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the revisions, the dates of the public display and comment period, the locations where copies of the draft revised AAP can be examined, how comments will be accepted, when the document will be considered for action by the Passaic County Board of Commissioners, and the anticipated submission date to HUD. Copies of the draft Revised AAP will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

In addition, the County will make available a reasonable number of free copies to residents and groups that request them.

c. Comments Received on the Draft Revised Annual Action Plan

Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing, or orally at public hearings, in preparing the final Revised AAP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final Revised AAP for submission to HUD.

d. Passaic County Board of Commissioners Action

Following the public hearing, the Revised AAP will be presented to the Passaic County Board of Commissioners for consideration and formal action.

e. Submission to HUD

The Revised AAP will be submitted to HUD within 30 days following the end of the public display and comment period.

3. Plan Access

The Annual Plan and any Revisions will be kept on file at the Department of Planning and Economic Development, 401 Grand Street, Room 417; Paterson, NJ 07505

The plan and revisions can be accessed online at www.passaiccountynj.org

Hard copies can be made available to those requesting the Revised AAP by contacting the County Contact Person, or a designee.

G. Consolidated Annual Performance and Evaluation Report (CAPER)

1. Report Development

The County shall follow the following procedure in the drafting and adoption of its Consolidated Annual Performance and Evaluation Report (CAPER).

a. Report Considerations

The County Department of Planning and Economic Development will evaluate and report the accomplishments and expenditures of the previous program year for CDBG and draft the CAPER in accordance with HUD requirements.

b. Public Display and Comment Period

The draft CAPER will be placed on display for a period of no less than 15 days to encourage public review and comment. Public notice of the display and comment period will be published in the *Herald News* and *The Record* no less than two weeks before the period begins with accommodation for persons with disabilities and non-English Spanish speakers in accordance with this Plan. The public notice shall include a brief summary and purpose of the CAPER, a summary of program expenditures, a summary of program performance, the dates of the public display and comment period, the locations where copies of the draft CAPER can be examined, how comments will be accepted, and the anticipated submission date to HUD. Copies of the draft CAPER will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY
155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND
The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

c. Comments Received on the Draft CAPER

Written comments will be accepted by the County Contact Person, or a designee, during the 15-day public display and comment period. The County will consider any comments or views of County residents received in writing in preparing the final CAPER. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final CAPER for submission to HUD.

d. Submission to HUD

The CAPER will be submitted to HUD within 90 days following the end of the County's annual program year.

2. Plan Access

The CAPER will be kept on file at the Department of Planning and Economic Development, 401 Grand Street, Room 417; Paterson, NJ 07505

The CAPER can be accessed online at www.passaiccountynj.org

H. Section 108 Loan Guarantee Program

1. Development of Section 108 Loan Guarantee Application

Applications for assistance filed by the County for Section 108 Loan Guarantee assistance authorized under HUD regulation 24 CFR Part 570, Subpart M, are subject to all provisions set forth within this Plan. Such applications for Section 108 assistance may be included as part of the Consolidated Planning process, or may be undertaken separately anytime during the County's program year.

Before the County submits an application for Section 108 loan guarantee assistance, the County will make available to citizens, public agencies and other interested parties information that includes the amount of assistance the County expects to be made available (including program income), the range of activities that may be undertaken, the estimated amount that will benefit persons of low- and moderate-income, and any activities likely to result in displacement.

2. Public Display and Comment Period

The County will publish its proposed Section 108 loan application for review and comment. The public notice shall include a summary describing the contents and purpose of the application and listing the locations where the entire application may be examined. An application for Section 108 Loan Guarantee funding shall be made available for public review for a 30-day period prior to consideration and submission to HUD, and may be done concurrently with the public review and comment process for the Consolidated Plan.

Copies of the proposed Section 108 loan application will be made available for review at the following locations:

PASSAIC COUNTY DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT
401 Grand Street, Room 417
Paterson, NJ 07505

AND
PASSAIC COUNTY PUBLIC HOUSING AGENCY

155 Willowbrook Boulevard, Suite 100
Wayne, NJ 07470

AND

The Municipal Clerk's Office of the following municipalities: Bloomingdale, Haledon, Hawthorne, Little Falls, North Haledon, Pompton Lakes, Prospect Park, Ringwood, Totowa, Wanaque, West Milford, and Woodland Park

AND

<http://www.passaiccountynj.org>

3. Comments Received on the Proposed Section 108 Application

Written comments will be accepted by the County Contact Person, or a designee, during the 30-day public display and comment period. The County will consider any comments or views of County residents received in writing in preparing the final application. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final application for submission to HUD.

4. Submission to HUD

The Section 108 Loan Application will be submitted to HUD.

I. Complaints

Residents may register complaints regarding any aspect of the CDBG program by contacting the County Contact Person, or a designee. All written complaints received will be addressed in writing within 15 days.

Residents wishing to object to HUD approval of the final CP may send written objections to the Newark HUD Field Office:

Annemarie C. Uebbing, Director
Community Planning and Development Division
US Department of Housing and Urban Development
Newark Field Office- Region II
One Newark Center, 13th Floor
Newark, NJ 07102

Objections should be made within 30 days after the County has submitted the CP to HUD. Any objections made will only be submitted to HUD for the following reasons:

- The applicant's description of needs and objectives is plainly inconsistent with available facts and data
- The activities to be undertaken are plainly inappropriate to meeting the needs and objectives identified by the applicant
- The application does not comply with the requirements of the CDBG program or other applicable laws

- The application proposed activities which are otherwise ineligible under the program regulations.

Objections shall include both an identification of requirements not met and available facts and data.

**NOTICE OF AVAILABILITY AND PUBLIC HEARING
AMENDED PASSAIC COUNTY CITIZEN PARTICIPATION PLAN**

Notice is hereby given by Passaic County that the Citizen Participation Plan (the Plan) for the County's Community Development Block Grant (CDBG) Program has been amended to permit both in-person and virtual public hearings at the same time and is available for inspection and comment from February 1, 2024 to February 15, 2024.

The Plan outlines the County's responsibilities for engaging the public on the development and amendment of its Consolidated Plan, Annual Action Plans, and the Comprehensive Annual Performance and Evaluation Report (CAPER) and any future Section 108 loan applications to HUD. The Plan has been amended to include new provisions to permit both in-person and virtual public hearings to be held at the same time.

Anyone wishing to comment on the Plan may do so in writing to:

Deborah Hoffman
Director, Division of Economic Development
Department of Planning and Economic Development
401 Grand Street, Room 417
Paterson, NJ 07505
deborahh@passaiccountynj.org

Copies of the plan are available on-line at <http://www.passaiccountynj.org> and at the Department of Planning and Economic Development, 401 Grand Street, Room 417, Paterson, NJ 07505 and the Passaic County office of the Board of County Commissioners, 401 Grand Street, Paterson, NJ 07505, 2nd Floor, Clerk's office. All comments received by February 15, 2024 will be considered.

The Plan will be on public display for not less than 15 days before being submitted to the Board of County Commissioners for approval. In addition, Passaic County will hold a public hearing to accept comments on the proposed amendment. The public hearing will be held in-person and virtually simultaneously on Friday, February 9 at 3:00 p.m. 401 Grand Street, Room 417 Paterson, NJ 07505. Participants wishing to join virtually may do so via WebEx Link: <https://passaiccounty.webex.com/passaiccounty/j.php?MTID=m6828b9ffc81128837865ef0a19084a6a>; Meeting Number (access code): 2346 951 3836; Meeting Password: T3TiBKYFC92; Join by Telephone: +1-408-418-9388.

All questions or comments may be directed to the Department of Planning and Economic Development at 973-569-4720. (TTY Users: NJ Telecommunications Relay Service 7-1-1).

La información será proporcionada en español a petición.

Publication date: January 26, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING THE ADVERTISEMENT OF A SUBSTANTIAL AMENDMENT TO THE PASSAIC COUNTY ANNUAL ACTION PLANS FOR FY 2022 AND FY 2023 AND A PUBLIC HEARING TO BE HELD ON FEBRUARY 16, 2024, TO PERMIT PUBLIC COMMENTS, PURSUANT TO 24 CFR 91.105.

THIS RESOLUTION WAS REQUESTED BY:
 PLANNING AND ECONOMIC
 DEVELOPMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	71.
CAF#	
Purchase Req. #	
Result	

Planning and Economic Development

COMMITTEE NAME

RESOLUTION AUTHORIZING THE ADVERTISEMENT OF A SUBSTANTIAL AMENDMENT TO THE PASSAIC COUNTY ANNUAL ACTION PLANS FOR FY 2022 AND FY 2023 AND A PUBLIC HEARING TO BE HELD ON FEBRUARY 16, 2024, TO PERMIT PUBLIC COMMENTS, PURSUANT TO 24 CFR 91.105.

WHEREAS, the Passaic County Board of County Commissioners (hereafter “Board”), on September 9, 2008, passed Resolution R-08-760 which adopted the Passaic County Citizen Participation Plan (hereafter “Plan”) under 24 CFR 91.105, for the Community Development Block Grant Program (hereafter “CDBG”); and

WHEREAS, the Board, on August 16, 2016, adopted Resolution R-2016-701 amending the Plan for the CDBG Program to comply with recent US Housing and Urban Development (hereafter “HUD”) regulations to include the Affirmatively Furthering Fair Housing Final Rule requirements found at 24 CFR 91.105 and 24 CFR 5; and

WHEREAS, the Plan was further amended by Resolution R-2017-0505 on July 12, 2017, to comply with added outreach requirements for Broadband access and emergency management supplemented to 24 CFR 91.105; and

WHEREAS, the Plan was further amended by Resolution R-2020-0438 on May 19, 2020, to incorporate language related to community access to program information and to permit public hearings to be held electronically in times of emergency as well as follow HUD guidance on shortened public review times during times of emergencies; and

WHEREAS, the Department of Planning and Economic Development (hereafter “Department”) seeks to advertise a substantial amendment to the Passaic County Annual Action Plans for Fiscal Years 2022 and 2023 to permit funding allocated to the Borough of Bloomingdale (FY 2022: \$90,000 and FY 2023: \$60,000) to be reprogrammed for the Reconstruction of the Bloomingdale Senior Center Floor which has buckled and has created a public safety hazard; and

WHEREAS, the Council of the Borough of Bloomingdale adopted Resolution R-23-12.21 requesting the substantial amendment to the Passaic County Community Development Block Grant Program Annual Action Plans for FY 2022 and FY 2023 to reprogram the grant awards to the Borough of Bloomingdale for a new project: Reconstruction of Bloomingdale Senior Center Floor; and

WHEREAS, the Department seeks to hold a public hearing to solicit comments from the public on the amended Annual Action Plans for CDBG FY 2022 and CDBG 2023 on February 16, 2024, 12:00 p.m. at 401 Grand Street Paterson, NJ 07505, Rom 417 and virtually via WebEx link attached hereto; and

WHEREAS, the Department seeks to advertise, note attached public notice, the availability of the amended scope of work for the CDBG Annual Action Plans for FY 2022 and FY 2023 that will be on public display for a 30-day period from January 29, 2024, to February 28, 2024, in order to permit the public time to comment on the proposed amendments; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Planning and Economic Development Committee and is being recommended to the Board for approval; and

NOW, THEREFORE, LET IT BE RESOLVED, pursuant to 24 CFR 91.105, that the Board of County Commissioners of the County of Passaic (hereafter “Board”) hereby authorizes the action of the Department of Planning and Economic Development as set forth above; and

LET IT BE FURTHER RESOLVED, that the Board hereby authorizes the Department to advertise the proposed amendment to the CDBG FY 2022 and FY 2023 Annual Action Plans that has been placed on public display at 401 Grand Street, Paterson, NJ 07505, Room 417; in the offices of the Board of County Commissioners, 2nd floor; and on the County website, www.passaiccountynj.org as detailed above and in the attached public notice.

JDP

January 23, 2024

NOTICE OF AVAILABILITY AND PUBLIC HEARING
PROPOSED SUBSTANTIAL AMENDMENT TO ANNUAL ACTION PLANS OF CDBG
FY 2022 AND CDBG FY 2023 GRANT AWARDS TO THE BOROUGH OF BLOOMINGDALE,
NJ, PASSAIC COUNTY

Notice is hereby given by Passaic County that the Annual Action Plans for the Passaic County Community Development Block Grant (CDBG) FY 2022 and FY 2023 will be substantially amended to reflect a change in the scope of work for the grant awards for the Borough of Bloomingdale, NJ for FY 2022 (\$90,000) and FY 2023 (\$60,000). The grant awards will be amended to permit the rehabilitation of the Borough of Bloomingdale Senior Center flooring. A public hearing on the change in scope of work will be held both in-person and virtually at the same time and the new proposed scope of work will be available for inspection and comment from January 29, 2024 to February 28, 2024

The new scope of work will include reconstruction of the Bloomingdale Senior Center interior floor, including the sub-floor and finished flooring which is approximately 2,500 square feet; and replacement of adjacent interior, non-structural demising walls.

Anyone wishing to comment on the new scope of work may do so in writing to:

Deborah Hoffman
Director, Division of Economic Development
Department of Planning and Economic Development
401 Grand Street, Room 417
Paterson, NJ 07505
deborahh@passaiccountynj.org

Copies of the new scope of work are available on-line at <http://www.passaiccountynj.org> and at the Department of Planning and Economic Development, 401 Grand Street, Room 417, Paterson, NJ 07505 and the Passaic County office of the Board of County Commissioners, 401 Grand Street, Paterson, NJ 07505, 2nd Floor, Clerk's office and at the Borough of Bloomingdale, 101 Hamburg Turnpike, Bloomingdale, NJ 07403 and virtually at www.bloomingdalenj.net. All comments received by February 28, 2024 will be considered.

The new scope of work will be on public display for not less than 30 days before being submitted to the Board of County Commissioners for approval. In addition, Passaic County will hold a public hearing to accept comments on the proposed amendment to the CDBG FY 2022 and CDBG FY2023 Annual Action Plans. The public hearing will be held in-person and virtually simultaneously on Friday, February 16 at 12 p.m. 401 Grand Street, Room 417 Paterson, NJ 07505. Participants wishing to join virtually may do so via WebEx Link: <https://passaiccounty.webex.com/passaiccounty/j.php?MTID=md8979ede8d7eb8bd1c8c6486bc5f0a82>; Meeting Number (access code): 2338 187 1001; Meeting Password: JHw63pqqYj3; Join by Telephone: +1-408-418-9388.

All questions or comments may be directed to the Department of Planning and Economic Development at 973-569-4720. (TTY Users: NJ Telecommunications Relay Service 7-1-1).

La información será proporcionada en español a petición.

Publication date: January 29, 2024

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: RESOLUTION AUTHORIZING A HOLD HARMLESS AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND TILCON NEW YORK INC. FOR PROPERTY AT 839 RIVERVIEW DRIVE, BLOCK 171, LOTS 12, 12.01 AND 13, TOTOWA, NEW JERSEY.

THIS RESOLUTION WAS REQUESTED BY:
 PLANNING AND ECONOMIC
 DEVELOPMENT

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/18/2024
Adopted Date	
Agenda Item	72.
CAF#	
Purchase Req. #	
Result	

Planning and Economic Development

COMMITTEE NAME

RESOLUTION AUTHORIZING A HOLD HARMLESS AGREEMENT BETWEEN THE COUNTY OF PASSAIC AND TILCON NEW YORK INC. FOR PROPERTY AT 839 RIVERVIEW DRIVE, BLOCK 171, LOTS 12, 12.01 AND 13, TOTOWA, NEW JERSEY.

WHEREAS, the Passaic County Department of Planning and Economic Development is in receipt of a proposed Agreement (attached hereto) by and between the County of Passaic (hereafter “County”) and Tilcon New York Inc. (hereafter “Applicant”) regarding waiver of responsibility for any and all stormwater, silt or debris that enters Applicant’s property from the County right-of-way; and

WHEREAS, Applicant applied to the Passaic County Planning Board (hereafter “Board”) under File No. SP-22-070 for site plan approval for construction at 839 Riverview Drive, Block 171, Lots 12, 12.01 and 13, Totowa, New Jersey (hereafter “Property”); and

WHEREAS, the Board granted conditional approval for the application, which did not show the required driveway profile with a maximum slope of two (2%) percent within fifty (50) feet of the right-of-way line of Minnisink Road (a County right-of-way), and required the Applicant to satisfy several conditions, including but not limited to entering into a hold harmless agreement as memorialized in the Board’s December 20, 2023, correspondence attached hereto; and

WHEREAS, the Board required the Applicant to enter into this hold harmless agreement due to the slope of the site driveway away from Minnisink Road; and

WHEREAS, due to the slope of the Property and the grade away from Minnisink Road, there is concern for stormwater runoff, silt, and debris from Minnisink Road entering the Property; and

WHEREAS, the Board has agreed to the site driveway conditioned on the Applicant’s agreement to protect and hold the County harmless and enter into an Agreement indemnifying the County for any claims or damages to the Applicant’s Property related to stormwater, silt, or debris that enters the property from the County right-of-way; and

WHEREAS, this matter was discussed at the January 10, 2024, meeting of the Planning and Economic Development Committee and is being recommended to the Passaic County Board of County Commissioners for approval;

NOW, THEREFORE, LET IT BE RESOLVED, by the Passaic County Board of County Commissioners that the County Commissioner Director and Clerk of the Board be and are hereby authorized to execute the attached Agreement by and between the County of Passaic and Tilcon New York Inc. as set forth above.

JDP

January 23, 2024



County of Passaic

Department of Planning & Economic Development
401 Grand Street, Room 417
Paterson, New Jersey 07505

www.passaiccountynj.org

Andras Holzmann AICP, PP
Director

PLANNING BOARD
TEL (973) 569-4040
FAX (973) 569-4041

December 20th, 2023

Totowa Planning Board
537 Totowa Road
Totowa, NJ 07512

Re: Site Plan Review – Tilcon Asphalt Batch Plant; 859 Riverview Drive, Totowa; Block 171, Lots 12, 12.01, 12.02, & 13 (Passaic County File Number **SP-22-070**)

Members of the Board,

The above referenced site plan prepared by Wayne J. Ingram, P.E. (N.J. Lic. No. 42582) and dated September 20th, 2022, revised as of November 27th, 2023, was reviewed pursuant to the provisions of the Passaic County Site Plan Resolution. On December 19th, 2023, the Passaic County Planning Board granted the applicant's waiver requests.

Passaic County Standards and Requirements: All submissions must consist of 2 paper copies plus a PDF digital file of all plans and technical reports. Signed and sealed copies of all plans and technical reports must be submitted to the Department of Planning & Economic Development at 401 Grand Street, Room 417, Paterson, NJ 07505.

This site plan application has granted **conditional approval** pending receipt in an acceptable form of the following:

1. The plans indicate a variable right-of-way width along both Riverview Drive and Minnisink Road. Any variations in right-of-way width must be indicated in the correct location along both frontages. **Complete.**
2. The Master Plan right-of-way widths must be indicated for both Riverview Drive (66 feet) and Minnisink Road (66 feet). If the Master Plan right-of-way half-width(s) extend beyond the existing right-of-way line(s) adjacent to the site, the applicant shall enter into an "if and when" agreement to provide a right-of-way dedication to the County at a later date (if and when requested by the County). **Complete (no agreement required).**
3. The applicant shall submit a cross-easement agreement for access between the three (3) lots. **The lot consolidation deed shall be recorded by the applicant.**
4. The applicant shall install a 5-foot sidewalk and 3-foot grass strip along the Riverview Drive frontage of the site. **Complete.**



Passaic County Planning Board
Tilcon Asphalt Batch Plant (SP-22-070)
859 Riverview Drive, Totowa
Block 171, Lots 12, 12.01, 12.02, & 13

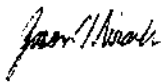
5. The applicant shall enter into an “if and when” agreement to install a 5-foot sidewalk and 3-foot grass strip along the Minnisink Road frontage at a later date, if and when requested by the County or Borough. **Incomplete.**
6. For the Board to consider allowing multiple driveways on County roads, the applicant must submit a waiver request with a written justification for providing both driveways. **The applicant’s waiver request has been granted by the Board, on the condition that a sight distance plan is submitted and deemed acceptable by staff.**
7. For the Board to consider allowing the driveways to be within 10 feet of a side property line, the applicant must submit a waiver request with a written justification. **The applicant’s waiver request has been granted by the Board, on the condition that a sight distance plan is submitted and deemed acceptable by staff.**
8. A stop bar, stop sign, and 50-foot double yellow centerline must be provided at each driveway. All striping shall be noted as thermoplastic. **Complete.**
9. The distance between the curb line and the existing gates (in both open and closed conditions) must be dimensioned on the plan at both driveways. **Complete.**
10. The plans must include a driveway profile for the first 50 feet from the right-of-way line at both the Riverview Drive and Minnisink Road driveways. **Complete.**
11. Upon obtaining the Certificate of Occupancy from the Borough of Totowa, the applicant must submit an inspection report from a professional engineer on the conditions of the stormwater system. The applicant shall address any recommendations, if any, within 90 calendar days of the report. The inspection report is to be performed and submitted every two (2) years to the Totowa Building Department and the Passaic County Planning Board. **The above note must be added to the plan set. Manhole castings, which must be detailed, shall be added to the proposed seepage pits for maintenance.**
12. A trench drain must be installed (at the property line) at the Riverview Drive driveway. **The trench drain must be labeled on the site plan.**
13. As the Minnisink Road driveway is sloped away from the County right-of-way, the applicant shall enter into a hold harmless agreement with the County for any stormwater, silt, or debris that enters the site from the County right-of-way. **A signed agreement has been submitted and is under review by staff.**
14. All internal inlet heads shall be replaced with NJDEP stormwater compliant inlet heads. **Complete.**
15. The applicant shall provide documentation from the State of New Jersey regarding the referenced emergency operations of the facility. **Complete.**

Passaic County Planning Board
Tilcon Asphalt Batch Plant (SP-22-070)
859 Riverview Drive, Totowa
Block 171, Lots 12, 12.01, 12.02, & 13

16. The applicant shall provide the Corridor Enhancement Fee of \$5,252.00 payable to Passaic County. **Complete.**

Subsequent submissions must include a cover letter indicating how each condition has been addressed. Plans submitted without a cover letter will be considered incomplete.

Best Regards,



Jason Miranda, AICP
Senior Planner

Cc: Passaic County Engineer
Alan J. Zakin, Esq.
File

Tilcon New York, Inc.
Wayne J. Ingram, P.E.

AGREEMENT

THIS AGREEMENT, entered into this _____ day of May, 2023 by and among the County of Passaic (hereinafter referred to as the "County"), and Tilcon New York Inc (the "Applicant"), with a business address of 9 Entin Road, Parsippany, NJ 07054 with respect to a waiver of responsibility for any and all stormwater, silt or debris that enters the Applicant's Property located at known as Block 171, Lots 12, 12.01 and 13, 839 Riverview Drive, Totowa, Passaic County, New Jersey, ("Property").

WHEREAS, the Passaic County Planning Board ("County Planning Board") reviewed the Applicant's Amended and Executed Site Plan Resolution, approved March 8, 2023, pursuant to the provisions of the Passaic County Site Plan Resolution (Passaic County File No. 58-22-00), and granted conditional approval pending satisfaction of certain conditions, and pending approval from the 21st December 2022 meeting of the Passaic County Planning Board; and

WHEREAS, the Applicant's site plan did not show the required driveway profile with a maximum slope of two percent (2%) within fifty (50) feet of the County right-of-way as per the provisions of the Passaic County Site Plan Resolution; and

WHEREAS, the County Planning Board did not require the Applicant to modify the slope of the driveway on the basis that the site is graded in such a manner that all stormwater, silt, and debris would flow away from the County right-of-way; and

WHEREAS, in lieu of requiring modifications to the driveway, the County Planning Board required the Applicant to enter into an agreement to protect and hold the County harmless for any and all damage caused to Applicant's Property in connection with any stormwater, silt, or debris that enters the Applicant's Property from the County right-of-way; and

WHEREAS, the Applicant and the County are willing to enter into this Agreement to memorialize the parties understanding.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the County and the Applicant agree as follows:

1. The Applicant waives any and all claims against the County of Passaic for any and all damage to Applicant's Property that may be caused by any stormwater, silt, or debris that enters the Applicant's Property from the County right-of-way.
2. The Applicant shall indemnify and hold the County harmless for any and all claims against the County of Passaic for any and all damage to Applicant's Property that may be caused by any stormwater, silt, or debris that enters the Applicant's Property from the County right-of-way.
3. The County waives the requirement of the Applicant to provide a maximum slope of two percent (2%) within fifty (50) feet of the County right-of-way.
4. This Agreement shall inure to the benefit of and be binding upon the Parties hereto, their heirs, personal representative, successors and assigns and shall be a covenant that runs with the land described above and this Agreement shall be recorded in the office of the Passaic County Clerk's Office.
5. This Agreement shall be governed by the Laws of the State of New Jersey and shall only be amended in writing signed by all Parties.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the parties have caused their presence to be signed and attested to by its property corporate officers on the day and year first written above.

Witness:

Witness:


Anne F. Poltorak

Name: *Anne F. Poltorak*
Title: *Notary*

Name:
Title:

TILCON NEW YORK, INC

COUNTY OF PASSAIC



Name: *Clifford Morris*
Title: *President*

By: _____
Name: *Pat Lepore*
Title: *County Commissioner Director*

RECORD AND RETURN TO:
OFFICE OF THE COUNTY COUNSEL
401 GRAND STREET, ROOM 214
PATERSON, NJ 07505

STATE OF New Jersey }
COUNTY OF Morris }

I CERTIFY that on August 24, 2023, Charles C. Morris personally known to me or proven to me under oath and to my satisfaction, personally appeared before me and did acknowledge under oath and to my satisfaction that:

- (a) This person is the owner of the Property;
- (b) This document was signed and delivered by voluntary act within the signer's authority;
- (c) This person attested to the truth of these facts.

Anne T. Pollorak
Notary Public

Anne T Pollorak
NOTARY PUBLIC
State of New Jersey
ID # 2038745
My Commission Expires 12/18/2027

STATE OF NEW JERSEY }
COUNTY OF PASSAIC }

I CERTIFY that on _____, 2023, Pat Lepore, personally known to me or proven to me under oath and to my satisfaction, personally appeared before me and did acknowledge under oath and to my satisfaction that:

- (a) This person is the Director of the Board of County Commissioners of COUNTY OF PASSAIC,
- (b) This document was signed and delivered by voluntary act within the signer's authority;
- (c) This person attested to the truth of these facts.

Notary Public of State of New Jersey

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
Tel: 973-881-4402
Fax: 973-742-3746

Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: 2024-01

AMENDED AND RESTATED GUARANTY ORDINANCE OF THE COUNTY OF PASSAIC, NEW JERSEY, SECURING THE PASSAIC COUNTY IMPROVEMENT AUTHORITY'S COUNTY OF PASSAIC GUARANTEED REVENUE BONDS (VETERANS HOUSING PROJECT), SERIES 2024 IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000

THIS ORDINANCE WAS REQUESTED BY:
 CLERK TO THE COUNTY
 COMMISSIONER BOARD

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	2.
CAF#	
Purchase Req. #	
Result	

Board of County Commissioners Regular Meeting

COMMITTEE NAME

2024-01

AMENDED AND RESTATED GUARANTY ORDINANCE OF THE COUNTY OF PASSAIC, NEW JERSEY, SECURING THE PASSAIC COUNTY IMPROVEMENT AUTHORITY'S COUNTY OF PASSAIC GUARANTEED REVENUE BONDS (VETERANS HOUSING PROJECT), SERIES 2024 IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000

WHEREAS, The Passaic County Improvement Authority (the “*Authority*”) has been duly created by resolution duly adopted by the Board of County Commissioners (the “*Board of County Commissioners*”) of the County of Passaic, New Jersey (the “*County*”) as a public body corporate and politic of the State of New Jersey (the “*State*”) pursuant to and in accordance with the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, and the acts amendatory thereof and supplemental thereto (the “*Act*”), and other applicable law;

WHEREAS, the Passaic County Affordable Housing Corporation (the “*Corporation*”), a New Jersey not-for-profit corporation and a charitable organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the “*Code*”), proposes to acquire certain real estate (the “*Project Site*”) located in the Borough of Pompton Lakes (the “*Borough*”), and to construct thereon a multifamily rental housing project (the “*Housing Project*”), comprising approximately 65 one-bedroom units, exclusively for use by low and moderate income senior citizen households with preference for veterans and Borough residents;

WHEREAS, the Project Site is expected to be acquired by the Corporation pursuant to a Purchase and Sale Agreement (the “*Purchase and Sale Agreement*”) to be entered into between the County, as seller, and the Corporation, as buyer, as authorized by a resolution adopted by the Board of County Commissioners on December 28, 2021;

WHEREAS, pursuant to the Purchase and Sale Agreement, the Corporation will agree to pay the purchase price for the Project Site in multiple installments over time (the “*Deferred Project Site Purchase Payments*”), as and when sufficient Project operating revenues are available for such payments;

WHEREAS, the Corporation expects to enter into a Housing Assistance Payments Contract (the “*HAP Contract*”) with the Passaic County Public Housing Agency (the “*Agency*”), by which the Agency will agree, subject to the satisfaction of certain requirements, to make certain periodic subsidy payments to the Corporation (the “*HAP Payments*”), which are expected to be derived from periodic payments from the United States Department of Housing and Urban Development to the Agency, in support of the affordable housing units to be provided by the Housing Project;

WHEREAS, the Corporation expects to charge rents in respect of the use and occupancy of the units comprising the Housing Project (the “*Rents*”), which rents shall be subject to certain limitations imposed by the HAP Contract and applicable federal and state regulations;

WHEREAS, in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “*LRHL*”), the governing body of the Borough has, by resolution adopted on April 28, 2021, designated a portion of the Borough, including the Project Site, as a non-condemnation area in need of redevelopment (the “*Redevelopment Area*”);

WHEREAS, in accordance with the LRHL, the governing body of the Borough has, by ordinance finally adopted on July 19, 2023, adopted a redevelopment plan governing the Redevelopment Area (the “*Redevelopment Plan*”);

WHEREAS, in accordance with the LRHL, the Borough’s designated redevelopment entity, the Pompton Lakes Redevelopment Agency, by resolution, has designated or will designate the Corporation as the redeveloper of the Project Site and has authorized or will authorize the execution and delivery of a redevelopment agreement with the Corporation, by which the Corporation will agree to construct the Housing Project;

WHEREAS, in accordance with the Long-Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq., the governing body of the Borough, by ordinance, has authorized or will authorize the execution and delivery of a financial agreement with the Corporation, by which the Corporation will agree to pay certain service charges in lieu of property taxes on the Project Site and the Project;

WHEREAS, pursuant to Section 37 (“*Section 37*”) of the Act (N.J.S.A. 40:37A-80) and other applicable law, the Board of County Commissioners of the County is adopting this amended and restated guaranty ordinance (the “*Guaranty Ordinance*”) in support of the redevelopment project consisting of the construction of the Housing Project by the Corporation;

WHEREAS, the County and the Authority have determined that it in their best interests to, among other things: (i) cause the Authority to issue its County of Passaic Guaranteed Revenue Bonds (Veterans Housing Project), Series 2024 (the “*Series 2024 Bonds*”) for the purpose of financing the costs of constructing the Housing Project, (ii) cause the County to adopt this Guaranty Ordinance, execute the hereinafter-defined Guaranty Agreement and execute a certificate of guaranty on the face of each Series 2024 Bond (collectively, the “*County Guaranty*”), authorizing the guaranty of the principal of and interest on the Series 2024 Bonds, (iii) cause the County to authorize and execute the hereinafter-defined Subsidy and Deficiency Agreement for the Series 2024 Bonds to provide for an initial County capital contribution and certain ongoing County subsidy payments and deficiency payments pursuant to N.J.S.A. 40:37A-79 of the Act as more fully described herein, and (iv) cause the County and the Authority to take any and all other actions deemed necessary, desirable and convenient in connection with matters detailed herein (collectively, the “*Series 2024 Project*”);

WHEREAS, the Series 2024 Bonds shall be sold by negotiated sale to one or more entities as determined by the Authority, as underwriter(s) (collectively, the “*Underwriter*”) of the Series 2024 Bonds, the terms of which sale shall be as set forth in that certain Bond Purchase Agreement (as defined herein);

WHEREAS, the Series 2024 Bonds shall be issued pursuant to the terms of a bond resolution to be adopted by the governing body of the Authority, as may be amended and supplemented from time to time in accordance with its terms, including by a Certificate of an Authorized Officer of the Authority to be dated the date of issuance of the Series 2024 Bonds (collectively, the “*Bond Resolution*”), the Act and other applicable law;

WHEREAS, the payment of the principal (including mandatory sinking fund installments, if any) of, and interest (at interest rates not to exceed the maximum rates set forth in the Local Finance Board Application) on the Series 2024 Bonds, but not any redemption premium, shall be fully, unconditionally and irrevocably guaranteed in accordance with (i) the terms of this Guaranty Ordinance, (ii) a guaranty certificate to be executed by an authorized officer of the County within each Series 2024 Bond and (iii) a Guaranty Agreement to be dated the date of issuance of the Series 2024 Bonds (as the same may be amended and supplemented from time to time in accordance with its terms, the “*Guaranty Agreement*”) by and between the County and the Authority, setting forth, among other things, the County’s obligation to make any such guaranty payments in accordance with and within the parameters set forth in this Guaranty Ordinance and the Bond Resolution, all pursuant to Section 37 and other applicable law, which payments are included as part of the Trust Estate (as defined in the Bond Resolution) applicable to the Series 2024 Bonds pledged by the Authority to the Trustee under the Bond Resolution (the “*Trustee*”);

WHEREAS, simultaneously with the issuance of the Series 2024 Bonds, the Authority and the Corporation will each enter into a Loan Agreement (the “*Loan Agreement*”), by which the Corporation will agree to make certain periodic loan repayments to the Authority (the “*Loan Repayments*”) in amounts that are sufficient, in both time and amount, to pay all debt service requirements in respect of the Bonds, taking into account various credits, as provided therein;

WHEREAS, the Loan Repayments are expected to be derived from, and will be secured by a pledge and assignment of, all revenues received by the Corporation, including but not limited to the Rents and the HAP Payments;

WHEREAS, simultaneously with the issuance of the Series 2024 Bonds, the County, the Authority and the Trustee will each enter into a Capital Contribution, Subsidy and Deficiency Agreement to be dated the date of issuance of the Series 2024 Bonds (as the same may be amended and supplemented from time to time in accordance with its terms, the “*Subsidy and Deficiency Agreement*”), setting forth, among other things, the rights to receive payment from the County, subject to annual appropriation, pursuant to N.J.S.A. 40:37A-79 of the Act, representing (i) an initial capital contribution in support of the Housing Project, (i.e., the Capital Contribution, as defined therein), (ii) certain scheduled payments to be made by the County in support of the Housing Project (i.e., the Subsidy Payments, as defined therein) and (iii) certain voluntary payments in the case of any Deficiency (as defined herein), prior to any mandatory payment under the County Guaranty (i.e., the Deficiency Payments, as defined therein);

WHEREAS, the debt service payable on the Series 2024 Bonds is expected to be paid from, and will be secured by, the revenues received by the Corporation, together with any Subsidy Payments and Deficiency Payments made from time to time by the County;

WHEREAS, payment of the principal of (including mandatory sinking fund installments, if any) and interest on the Series 2024 Bonds, shall be secured by the Trust Estate (as defined in the Bond Resolution), including the above-referenced sources and any payments made from time to time by the County under the County Guaranty (the “*Guaranty Payments*”);

WHEREAS, pursuant to the Loan Agreement and the Bond Resolution, all revenues received by (or for the benefit of) the Corporation will be deposited with the Trustee and will thereupon be used to make Loan Repayments, pay the costs of operating and maintaining the Housing Project, provide necessary reserves, pay the Deferred Project Site Purchase Payments to the County, and reimburse the County for any and all Deficiency Payments and Guaranty Payments;

WHEREAS, to further secure the payment of the Deferred Project Site Purchase Payments and the reimbursement of the Deficiency Payments and the Guaranty Payments, the Corporation will, simultaneously with the issuance and delivery of the Series 2024 Bonds, execute and deliver a Mortgage, Assignment of Leases and Rents, Security Agreement, Financing Statement, and Fixture Filing to be dated the date of issuance of the Series 2024 Bonds (the “*County Security Document*”), granting to the County a first lien mortgage on the Project Site and the Housing Project and a security interest in the Corporation’s personal property, accounts, rents and general intangibles, subject only to such lien (if any) as may be granted by the Corporation to the Authority or the Trustee to secure payment of the Loan Repayments, and assigning to the County all leases and proceeds thereof, subject only to such assignment (if any) as may be granted by the Corporation to the Authority or the Trustee to secure payment of the Loan Repayments;

WHEREAS, the County Security Document shall secure only the County, and shall not constitute security for the Series 2024 Bonds;

WHEREAS, as a “materially obligated person” within the meaning and for the purposes set forth in Rule 15c2-12 of the U.S. Securities and Exchange Commission (“*Rule 15c2-12*”), the County will be required to enter into that certain County Continuing Disclosure Agreement dated the first day of the month of issuance of the Series 2024 Bonds (as the same may be amended and supplemented from time to time in accordance with its terms, the “*County Continuing Disclosure Agreement*”) with the dissemination agent named therein, in order to satisfy the secondary market disclosure requirements of Rule 15c2-12;

WHEREAS, pursuant to the terms of the County Continuing Disclosure Agreement, the Authority shall (i) not be considered a “materially obligated person” within the meaning and for the purposes set forth in Rule 15c2-12, and (ii) be required to provide certain material events notices in accordance with Rule 15c2-12, and accordingly, the Authority shall be required to provide such material events notices under the terms of the County Continuing Disclosure Agreement, all in order to satisfy the secondary market disclosure requirements of Rule 15c2-12;

WHEREAS, the Corporation, as a “materially obligated person” within the meaning and for the purposes set forth in Rule 15c2-12, shall be required to enter into that certain Corporation Continuing Disclosure Agreement dated the first day of the month of issuance of the Series 2024 Bonds (as the same may be amended and supplemented from time to time in accordance with its terms, the “*Corporation Continuing Disclosure Agreement*”) with the dissemination agent named therein, in order to satisfy the secondary market disclosure requirements of Rule 15c2-12;

WHEREAS, in accordance with the Act and N.J.S.A. 40A:5A-6, 7 and 8 of the Local Authorities Fiscal Control Law, the Authority has made an application (the “*Local Finance Board Application*”) seeking findings from the Local Finance Board (the “*Local Finance Board*”) in the Department of Local Government Services of the State Department of Community Affairs;

WHEREAS, the Local Finance Board issued positive findings in respect of the Local Finance Board Application;

WHEREAS, in order to market and sell the Series 2024 Bonds by negotiated sale the Authority shall have authorized (a) the distribution of a preliminary official statement “deemed final” within the meaning and for the purposes of Rule 15c2-12 describing the terms of the Series 2024 Bonds (the “*Preliminary Official Statement*”); (b) the execution and delivery of a bond purchase agreement (the “*Bond Purchase Agreement*”) with the Underwriter to purchase all or a portion of the Series 2024 Bonds; and (c) the execution and delivery of a final Official Statement incorporating the terms of the sale of the Series 2024 Bonds and certain other information into the Preliminary Official Statement (the “*Official Statement*”, and together with the Preliminary Official Statement, and the Bond Purchase Agreement, and any of the same or other offering or sale documents that may be required, the “*Sale Documents*”);

WHEREAS, in accordance with Section 13 (“*Section 13*”) of the Act (N.J.S.A. 40:37A-56), the Authority has heretofore made a detailed report regarding the Series 2024 Project to the Board of County Commissioners, consisting of the Local Finance Board Application, which includes, without limitation, descriptions of the Series 2024 Bonds, the Bond Resolution, the Loan Agreement, the County Security Document, County Continuing Disclosure Agreement, the Corporation Continuing Disclosure Agreement, the County Guaranty, the Guaranty Agreement, the Subsidy and Deficiency Agreement and, to the extent available, the Sale Documents (collectively, the “*Financing Documents*”), and which report shall be accepted by the County by resolution adopted, or to be

adopted, by the Board of County Commissioners pursuant to Section 13;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF PASSAIC, NEW JERSEY, as follows:

Section 1. This Guaranty Ordinance shall be adopted by the governing body of the County in the manner provided for adoption of a bond ordinance as provided in the Local Bond Law, constituting Chapter 169 of the Pamphlet Laws of 1960 of the State, as amended (the "*Local Bond Law*").

Section 2. Pursuant to and in accordance with the terms of the Act, specifically Section 37, the County is hereby authorized to and hereby shall fully, unconditionally and irrevocably guarantee the punctual payment of the principal, when due, of (including sinking fund installments, if any) and interest on the Series 2024 Bonds in an aggregate principal amount not exceeding \$20,000,000, which Series 2024 Bonds are to be issued to finance the Series 2024 Project as described in the preambles hereof. Notwithstanding the provisions of any other Program Document, upon the endorsement of the Series 2024 Bonds referred to in Section 3 below by an authorized officer of the County, the County shall be fully, unconditionally and irrevocably obligated to pay, when due, the principal of (including sinking fund installments, if any) and interest on the Series 2024 Bonds to the extent the Trustee, for any reason, has insufficient monies on any such payment dates to pay the principal of and interest on the Series 2024 Bonds in full when due on any such payment dates, in the same manner and to the same extent as in the case of bonds issued by the County, and accordingly, the County shall be fully, unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment thereof without limitation as to rate or amount. The full faith and credit of the County are hereby pledged for the full and punctual performance of said County guaranty. This full, unconditional and irrevocable guaranty of the County effected hereby to pay the principal of (including sinking fund installments, if any) and interest on the Series 2024 Bonds when due in accordance with the terms hereof and of the Program Documents may not be waived, setoff or otherwise abrogated by action or inaction of the Authority, the County, the Corporation or for any other reason.

Section 3. The Director of the Board of County Commissioners (the "*Commissioner-Director*") shall, by manual or facsimile signature, and is hereby directed to execute an endorsement on each of the Series 2024 Bonds evidencing this guaranty by the County as to the punctual payment of the principal of (including sinking fund installments, if any), when due, and interest thereon. The endorsement on each Series 2024 Bond shall be in substantially the following form, and absent the fully executed endorsement in such following form on any such Series 2024 Bonds, such Series 2024 Bonds shall not be entitled to the benefits of this Guaranty Ordinance:

“GUARANTY OF THE COUNTY OF PASSAIC, NEW JERSEY

The payment of the principal of (including sinking fund installments, if any) and interest on the within Series 2024 Bond shall be fully, irrevocably and unconditionally guaranteed by the County of Passaic, New Jersey (the “County”) in accordance with the provisions of N.J.S.A. 40:37A-80 and the guaranty ordinance of the County finally adopted pursuant thereto and the Guaranty Agreement executed by the County in connection therewith, and the County is fully, irrevocably and unconditionally liable for the payment, when due, of the principal of (including sinking fund installments, if any) and interest on this Series 2024 Bond, and if necessary the County shall levy *ad valorem* taxes upon all the taxable property within the County without limitation as to rate or amount in order to make such payments on time and in full.

IN WITNESS WHEREOF, the County has caused this County Guaranty to be executed by the manual or facsimile signature of its Commissioner-Director.

COUNTY OF PASSAIC, NEW JERSEY

**By: _____
Commissioner-Director”**

The Commissioner-Director is hereby further authorized to execute or acknowledge such other certificates or agreement relating to this full, irrevocable and unconditional guaranty that may be required by the Authority to comply with the terms of the Program Documents, including without limitation, (i) the Guaranty Agreement in substantially the form attached hereto as **Exhibit A**, with such changes thereto as the Commissioner-Director, in consultation with counsel to the County and other professional advisors deems in his sole discretion to be necessary, desirable or convenient for the execution thereof and to consummate the transactions contemplated hereby, which execution

thereof shall conclusively evidence the Commissioner-Director's approval of any changes to the forms thereof, (ii) any letters of representation or similar undertakings to be executed in connection with the sale of the Series 2024 Bonds, setting forth certain representations, warranties and covenants of the County as an inducement to the purchase of the Series 2024 Bonds, (iii) any certificates deeming "final" (for the purposes of Rule 15c2-12 of the U.S. Securities and Exchange Commission) any Preliminary or final Official Statements of the Authority in connection with the Series 2024 Bonds and (iv) any bond purchase agreement executed in connection with the sale of the Series 2024 Bonds. Such further agreements or certificates shall not in any manner relieve the County from its obligations hereunder, and shall contain only such terms as are consistent with or within the parameters herein set forth.

The Commissioner-Director, Deputy Commissioner-Director or Director of Finance is hereby further authorized to execute one or more continuing disclosure agreement(s) or other instrument(s) undertaking the secondary disclosure obligations of the County required by Rule 15c2-12 of the U.S. Securities and Exchange Commission in connection with the issuance of the Series 2024 Bonds by the Authority.

Section 4. It is hereby found, determined and declared by the governing body of the County that:

(a) This Guaranty Ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Series 2024 Bonds which shall be entitled to the benefits of this Guaranty Ordinance, being an amount not to exceed \$20,000,000, shall, after their issuance, be included in the gross debt of the County for the purpose of determining the indebtedness of the County under or pursuant to the Local Bond Law.

(b) The principal amount of Series 2024 Bonds entitled to the benefits of this Guaranty Ordinance and included in the gross debt of the County shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of the Local Bond Law (i) from and after the time of issuance of the Series 2024 Bonds until the end of the fiscal year beginning next after the completion of acquisition, construction, installation or renovation of the Series 2024 Bonds, and (ii) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal of and interest on all such guaranteed Series 2024 Bonds, all bonds of the County issued as provided in Section 36 of the Act (N.J.S.A. 40:37A-79) and all bonds of the Authority issued under the Act.

Section 5. The following matters are hereby determined, declared, recited and stated:

(a) The maximum principal amount of Series 2024 Bonds (including one or more series of bonds) of the Authority which are hereby and hereunder fully, unconditionally and irrevocably guaranteed as to the punctual payment of the principal thereof (including sinking fund installments, if any) and interest thereon is \$20,000,000; the maximum principal amount of Series 2024 Bonds (including one or more series of bonds) of the Authority that may be outstanding at any one time is \$20,000,000; and the estimated cost of the Series 2024 Project to be financed in accordance with the transactions contemplated hereby is approximately \$26,500,000.

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

(c) The Series 2024 Bonds of each series shall mature within thirty-five (35) years from the date of issue.

(d) A supplemental debt statement of the County has been duly made and filed in the office of the Clerk of the Board, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the County, as defined in the Local Bond Law, is increased by this Guaranty Ordinance by \$20,000,000 in accordance with the provisions of the Act, the net debt of the County is not increased, and the obligation of the County authorized by or incurred pursuant to the terms of this Guaranty Ordinance is permitted by an exception to the debt limitations of the Local Bond Law which exception is contained in the Act, so long as the payment obligations of the County hereunder are not called

upon.

(e) Other than the publication requirements set forth below, all other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to the County's guaranty of the Series 2024 Bonds hereby.

Section 6. To the extent one or more series of the Series 2024 Bonds are not issued in 2024, references herein to "2024" may without any further action be changed to the year of issuance of such Series 2024 Bonds and all dates related to such year of issuance shall be automatically adjusted.

Section 7. The Clerk of the Board of County Commissioners is hereby directed to publish and post notice of this Guaranty Ordinance as required by applicable law, including the Act and Local Bond Law.

Section 8. This Guaranty Ordinance amends and restates in its entirety Ordinance No. 2023-05 finally adopted by the Board of County Commissioners on July 18, 2023.

Section 9. This Guaranty Ordinance shall take effect at the time and in the manner provided by law.

Exhibit A

Form of County Guaranty Agreement

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

401 Grand Street
Paterson, New Jersey 07505
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Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

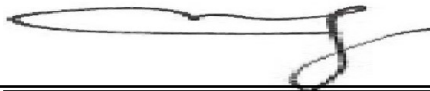
Date: Feb 02, 2024 - 12:00 PM

Agenda: 2024-02

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE PASSAIC COUNTY COURTHOUSE EXTERIOR RESTORATION PROJECT IN, BY AND FOR THE OPEN SPACE TRUST FUND OF THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$11,500,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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.

THIS BOND ORDINANCE WAS
 REQUESTED BY:
 CLERK TO THE COUNTY
 COMMISSIONER BOARD

REVIEWED BY:



Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:



Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	4.
CAF#	
Purchase Req. #	
Result	

Board of County Commissioners Regular Meeting

COMMITTEE NAME

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE PASSAIC COUNTY COURTHOUSE EXTERIOR RESTORATION PROJECT IN, BY AND FOR THE OPEN SPACE TRUST FUND OF THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$11,500,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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 County Commissioners of the County of Passaic, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring), as follows:

Section 1. The County of Passaic (the "County"), State of New Jersey is hereby authorized to undertake the Passaic County Courthouse Exterior Restoration Project in, by and for the Open Space Trust Fund of the County. It is hereby determined and stated that such public building being improved is 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"). Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$11,500,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the State grant appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) the making of such improvement is not a current expense of said County, and (2) it is necessary to finance said purpose by the issuance of obligations of said County pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$11,500,000, and (4) \$2,250,000 of said sum is to be provided by a State grant hereinafter appropriated, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$9,250,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$2,000,000 which is estimated to be necessary to finance the cost of such purpose, 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 4. It is hereby determined and stated that the sum of \$2,250,000 received or to be received as a New Jersey Historic Trust grant is hereby appropriated to the payment of the cost of such purpose.

Section 5. To finance said purpose, bonds of said County of an aggregate principal amount not exceeding \$9,250,000 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 6. To finance said purpose, bond anticipation notes of said County of an aggregate principal amount not exceeding \$9,250,000 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 7. 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 notes shall be signed by the Director or Deputy Director of the Board of County Commissioners and by the Director of Finance and shall be under the seal of said County and attested by the Clerk or Deputy Clerk of the Board of County Commissioners. Said officers are hereby authorized to execute said notes and to issue 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 Director of Finance who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. 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 County Commissioners 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 \$9,250,000, but said \$9,250,000 shall be deducted from gross debt pursuant to Section 44(h) of the Local Bond Law, 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 10. Any funds received from private parties, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purpose, 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 purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. 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 County Commissioners and is available for public inspection.

Section 12. The County intends to issue the bonds or notes to finance the cost of the improvement described in Section 1 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 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

Director John W. Bartlett
 Deputy Director Cassandra "Sandi" Lazzara
 Orlando Cruz
 Terry Duffy
 Nicolino Gallo
 Bruce James
 Pasquale "Pat" Lepore

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Matthew P. Jordan, Esq.
 Administrator
 Nadege D. Allwaters, Esq.
 County Counsel
 Louis E. Imhof, RMC
 Clerk Of The Board

Date: Feb 02, 2024 - 12:00 PM

Agenda: 2024-03

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$10,500,000 TO PAY THE COST THEREOF, 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

THIS BOND ORDINANCE WAS
 REQUESTED BY:
 CLERK TO THE COUNTY
 COMMISSIONER BOARD

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	2/2/2024
Introduced Date	1/19/2024
Adopted Date	
Agenda Item	6.
CAF#	
Purchase Req. #	
Result	

Board of County Commissioners Regular Meeting

COMMITTEE NAME

2024-03

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$10,500,000 TO PAY THE COST THEREOF, 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 County Commissioners of the County of Passaic, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring), as follows:

Section 1. The County of Passaic (the "County"), State of New Jersey is hereby authorized to make various public improvements in, by and for said County, as more particularly described in Section 4 hereof. The cost of the improvements 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 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 down appropriated by this ordinance. Said improvements 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 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 down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) 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. Building Improvements - Undertaking of improvements to various County buildings and facilities, including, but not limited to: (i) restoration of the Vreeland House; (ii) various improvements to 495 River Street; (iii) design phase for the construction of a Parks Department Building; (iv) various improvements to the Preakness Healthcare Center; (v) design phase for the construction of an indoor firing range at the Police Academy; and (vi) flooring improvements and locker room renovation

at the Police Academy. It is hereby determined and stated that such 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	\$ 4,225,000
Down Payment Appropriated	\$ 201,200
Bonds and Notes Authorized	\$ 4,023,800
Period of Usefulness	15 years

B. Road Improvements - Undertaking of road and parking lot resurfacing (including design phase) and intersection, sidewalk, roadway safety, guiderail and right-of-way improvements at various locations.

Appropriation and Estimated Cost	\$ 2,900,000
Down Payment Appropriated	\$ 163,000
Bonds and Notes Authorized	\$ 2,737,000
Period of Usefulness	10 years

C. Bridges - Undertaking of (i) inspections and improvement or replacement of various bridges and (ii) the design phase of various bridge improvements and replacements.

Appropriation and Estimated Cost	\$ 1,900,000
Down Payment Appropriated	\$ 90,500
Bonds and Notes Authorized	\$ 1,809,500
Period of Usefulness	15 years

D. Salt Storage Building - Construction of a new salt storage building at the Pompton Lakes DPW Yard.

Appropriation and Estimated Cost	\$ 300,000
Down Payment Appropriated	\$ 14,300
Bonds and Notes Authorized	\$ 285,700
Period of Usefulness	20 years

E. Acquisition of Easements and Rights of Way - Acquisition of various easements and rights of way in connection with County infrastructure projects.

Appropriation and Estimated Cost	\$ 300,000
Down Payment Appropriated	\$ 14,300
Bonds and Notes Authorized	\$ 285,700
Period of Usefulness	40 years

F. Engineering - Undertaking of geotechnical and construction testing services for various infrastructure improvements.

Appropriation and Estimated Cost	\$ 75,000
Down Payment Appropriated	\$ 3,600
Bonds and Notes Authorized	\$ 71,400
Period of Usefulness	15 years

G. Sheriff's Office - Acquisition and installation of a prefabricated steel storage building at the Public Safety Facility. It is hereby determined and stated that such public building being installed will be of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 800,000
Down Payment Appropriated	\$ 38,100
Bonds and Notes Authorized	\$ 761,900
Period of Usefulness	30 years

Aggregate Appropriation and Estimated Cost	\$10,500,000
Aggregate Down Payment Appropriated	\$ 525,000

Aggregate Amount of Bonds and Notes
Authorized \$ 9,975,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$2,990,000 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. It is hereby determined and stated that moneys exceeding \$525,000, 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 \$525,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said County of an aggregate principal amount not exceeding \$9,975,000 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 8. To finance said purposes, bond anticipation notes of said County of an aggregate principal amount not exceeding \$9,975,000 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 9. 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 Director or Deputy Director of

the Board of County Commissioners and by the Director of Finance and shall be under the seal of said County and attested by the Clerk or Deputy Clerk of the Board of County Commissioners. 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 Director of Finance who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. 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 15.63 years computed from the date of said bonds.

Section 11. 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 County Commissioners 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 \$9,975,000 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 12. 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, 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 13. The County intends to issue the bonds or notes to finance the cost of the improvements 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 14. 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 15. 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 County Commissioners and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.