

## RESOLUTION

R-09-314  
4-14-09

**WHEREAS** the County of Passaic Health Department desires to further the public interest through an application to the Department of Environmental Protection (DEP), State of New Jersey for a grant for calendar year 2009 in the amount of \$387,756.00 for the following project: Provision of the County Environmental Health Act Program in Passaic County; and

**WHEREAS** of this said Grant \$227,256.00 of the funds will be provided for by the DEP and \$159,000.00 will be provided by the County of Passaic by way of a in kind match; and

**WHEREAS** this matter was discussed with the Freeholders on the Health, Education and Community Services Committee who recommended that it be approved by the whole Board; and

**NOW THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Passaic that, pursuant to the terms and conditions set forth above, it hereby authorizes the appropriate county representative to file a grant application with the State of New Jersey Department of Environmental Protection for the above-referenced project in the amount of \$387,756.00, and accept the grant dollars accordingly for the County Environmental Health Program for Passaic County for 2009; and

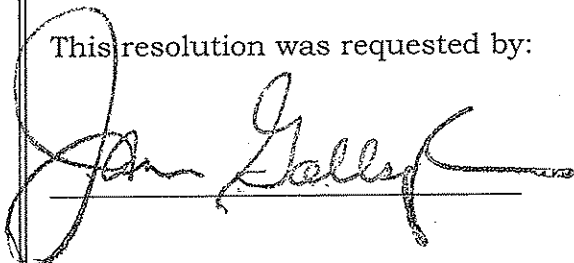
**BE IT FURTHER RESOLVED** that the Director and

Clerk to the Board be authorized to execute this Grant

Agreement on behalf of the County of Passaic.

MHG:lc

This resolution was requested by:



Reviewed by:



ANTHONY J. DE NOVA  
COUNTY ADMINISTRATOR

APPROVED AS TO FORM AND  
LEGALITY:



WILLIAM J. PASCRELL, III  
COUNTY COUNSEL

**RECORD OF VOTE**

Freeholder	Y	N	NV	ABS	RES	SEC
Duffy	X					
Gallagher			X			
Hannigan	X					X
James	X					
Lepore	X				X	
Rosado	X					
Dir. Way	X					

Y=yes N=no NV=not voting  
ABS=abstain RES=moved  
SEC=seconded

Dated: April 14, 2009

GRANT AGREEMENT  
BETWEEN

PASSAIC COUNTY HEALTH DEPARTMENT  
(print name of Grantee; all capitals)  
AND  
THE STATE OF NEW JERSEY  
BY AND FOR  
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER: EN09-025

GOVERNING BODY RESOLUTION

The governing body of \_\_\_\_\_  
(print Grantee's name)

desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$ \_\_\_\_\_  
to fund the following project:

\_\_\_\_\_  
\_\_\_\_\_

Therefore, the governing body resolves that \_\_\_\_\_ or the successor to the office of  
(print name)

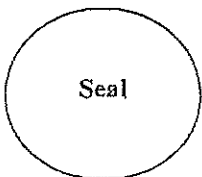
\_\_\_\_\_ is authorized (a) to make application for such a grant, (b) if awarded, to execute  
(print title of authorized official)  
a grant agreement with the State for a grant in an amount not less than \$ \_\_\_\_\_ and not more than \$ \_\_\_\_\_,  
and (c) to execute  any amendments thereto  any amendments thereto which do not increase the Grantee's obligations.

\*The \_\_\_\_\_ authorizes and hereby agrees to  
(print name of Grantee's governing body, e.g., board of chosen freeholders)  
match \_\_\_\_\_% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the  
match for such purposes, whether cash, services, or property, is hereby certified. \_\_\_\_\_% of the match will be made up of in-kind  
services (if allowed by grant program requirements and the agreement).\*

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant  
to the agreement.

Introduced and passed \_\_\_\_\_

Ayes: \_\_\_\_\_  
Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_



\* The portion of this form between the asterisks should only be completed if matching funds are required under the terms of the  
agreement. Where in-kind services are allowed and are stipulated by the Grantee, an attachment must be provided and appended  
hereto, breaking out the in-kind services to be provided by the Grantee.

CERTIFICATION\*

I, \_\_\_\_\_,  municipal clerk  county clerk  Utilities Authority Clerk  
 (other, specify) \_\_\_\_\_ of \_\_\_\_\_  
(print name) (print Grantee's name)  
certify that this resolution was duly adopted by \_\_\_\_\_ at a  
(print name of Grantee's governing body)  
meeting duly held on the \_\_\_\_ day of \_\_\_\_\_; that this resolution has not been amended or repealed, and that it  
remains in full force and effect on the date I have subscribed my signature.\*\*

\_\_\_\_\_  
(signature)\*  
\_\_\_\_\_  
(print name)  
\_\_\_\_\_  
(print title)  
Date: \_\_\_\_\_\*\*

\* Certification must be signed by an official other than the individual authorized to execute the agreement.

\*\* This date must be no more than sixty (60) days prior to the Grantee's execution of the agreement. If the original certification expires prior to the Grantee's execution, Grantee must submit a currently certified copy of this Attachment E when it returns the executed agreement to the Department.

**GRANT AGREEMENT  
BETWEEN**

**PASSAIC COUNTY HEALTH DEPARTMENT**  
(print name of Grantee; all capitals)  
**AND**  
**THE STATE OF NEW JERSEY**  
**BY AND FOR**  
**THE DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**GRANT IDENTIFIER: EN09-025**

**SUBCONTRACTOR CERTIFICATION**

As a condition of the State's consent to the subcontract entered into between \_\_\_\_\_  
\_\_\_\_\_ (the "subcontractor") and \_\_\_\_\_

\_\_\_\_\_ (the "Grantee") (such subcontract, the "subcontract") for work in furtherance of the grant agreement with the State of New Jersey (the "State") captioned above (the "grant agreement") and in consideration of any payment or benefit the subcontractor may receive for its performance of the subcontract, the subcontractor agrees that the following terms, provisions, and conditions ("terms") shall be additional terms of the subcontract, shall inure to the benefit of the State, and shall not be modified in any way without the written agreement of the State:

1. With respect to all services and goods the subcontractor provides pursuant to the subcontract or in furtherance of the grant agreement, the subcontractor shall comply with, and shall be bound by, all terms of the grant agreement (excepting only (a) those terms, if any, requiring the provision of goods or services not required by the subcontract, (b) the following Sections of the General Terms and Conditions of the grant agreement: IV, IX, X, XI, XIII, XV, XVI, XVII, and XXII, and (c) Attachments B, B-1, B-2, C, and G) as though it were the Grantee and as though all such terms were explicit terms of the subcontract for the benefit of the State as third party beneficiary. The subcontractor acknowledges that the Grantee has given it a complete copy of the grant agreement and that it is familiar with all of the grant agreement's terms.
2. The subcontractor acknowledges and accepts that it is an independent principal working for the Grantee and has no relationship with the State in connection with the grant agreement as its agent, servant, employee, grantee, contractor, or otherwise.
3. The subcontractor shall make no claim or demand against the State, its officers, its agents, its servants, or its employees (the "State or its agents") (a) which arises out of or in connection with, or which is based on, (i) the subcontract or the grant agreement, (ii) any services or goods the subcontractor provides pursuant to the subcontract or in furtherance of the grant agreement, or (iii) the relationship between the subcontractor and the Grantee in connection with the subcontract or (b) which would not exist if the subcontract did not exist.
4. The subcontractor shall defend, indemnify, protect, and save harmless the State, its officers, its agents, its servants, and its employees from and against any damage, claim, demand, liability, judgment, loss, expense, or cost (collectively, "damage") arising, or claimed to arise, from, in connection with, or as a result of, the subcontractor's performance, attempted performance, or failure to perform in connection with the subcontract (collectively, "performance"), regardless of whether such performance was undertaken by the subcontractor, its officers, its directors, its agents, its servants, its employees, its subcontractors, or any other person at its request, subject to its direction, or on its behalf. As nonrestrictive examples only, this indemnification shall apply, but shall not be limited, to (a) any settlement by the State of any claim or judgment against the State or its agents, provided the subcontractor had the opportunity to participate in the settlement negotiation, and (b) all attorneys' fees, litigation costs, and other expenses of any nature, incurred by the State in connection with any damage. The subcontractor (a) shall immediately notify the State of any damage for which it or the State might be liable and (b) shall, at its sole expense, (i) appear, defend, and pay all charges for attorneys, all costs, and all other expenses incurred in connection with any damage and (ii) promptly satisfy and discharge any judgment rendered against the State or its agents, or any settlement entered into by the State, for any damage. The subcontractor shall not assert any defense which would be available to the State but not to the subcontractor, whether arising pursuant to the New Jersey Tort Claims Act or otherwise, without having first obtained the written approval of the New Jersey Division of Law. This agreement to indemnify shall continue in full force and effect after the termination or expiration of the subcontract and the grant agreement. The subcontractor does not hereby agree to indemnify the State against damage to the extent it results from the State's tortious action or inaction for which it would be liable under the New Jersey Tort Claims Act. As soon as practicable after it receives a claim for damage made against it, the State shall notify the subcontractor in writing and shall have a copy of such claim forwarded to the subcontractor.

Date: \_\_\_\_\_

\_\_\_\_\_  
(print name of subcontractor)

by:

\_\_\_\_\_  
(signature)

\_\_\_\_\_  
(print name)

\_\_\_\_\_  
(print title)

ATTEST:

\_\_\_\_\_  
(signature of another officer of subcontractor,  
if corp. or org.; otherwise, person as witness)

\_\_\_\_\_  
(number and street)

\_\_\_\_\_  
(print name and title)

\_\_\_\_\_  
(municipality, state, and zip code)

\_\_\_\_\_  
(telephone number)

**CERTIFICATION\***

I, \_\_\_\_\_, \_\_\_\_\_ of  
(print name) (print title)

\_\_\_\_\_ (print subcontractor's name) certify that the individual who executed this  
Subcontractor Certification on behalf of the subcontractor was duly authorized to do so.

ATTEST:

\_\_\_\_\_  
(signature of another officer of subcontractor,  
if corp. or org.; otherwise, person as witness)

\_\_\_\_\_  
(signature of subcontractor's secretary or equivalent)

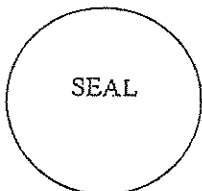
\_\_\_\_\_  
(print name)

\_\_\_\_\_  
(print name)

\_\_\_\_\_  
(print title)

\_\_\_\_\_  
(print title)

Date: \_\_\_\_\_



\*This certification must be completed if the subcontractor is an organization, rather than a sole proprietorship.

### REFERENCE BIBLIOGRAPHY

This bibliography is provided for reference purposes only. It lists documents incorporated by reference into this agreement and other documents which might be helpful to the Grantee.

#### A. New Jersey Department of the Treasury

- State Circular Letter 04-04-OMB : Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid
- State Grant Compliance Supplement

#### B. United States General Accounting Office

- Government Auditing Standards (Yellow Book)

#### C. United States Office of Management and Budget

- Circular A-21: Cost Principles for Educational Institutions
- Circular A-87: Cost Principles for State, Local, and Indian Tribal Governments
- Circular A-102: Grants and Cooperative Agreements with State and Local Governments
- Uniform Administrative Requirements for Grants and Cooperative Agreements with State and Local Governments (Common Rule), (March 11, 1988)
- Circular A-110: Uniform Administrative Requirements for Grants and Other Agreements with Institutions of Higher Education, Hospitals and Other Nonprofit Organizations
- Circular A-122: Cost Principles for Nonprofit Organizations
- Circular A-133 Revised: Audits of States, Local Governments, and Non-profit Organizations
- Compliance Supplement for Single Audits of State and Local Governments-Uniform Requirements for Grants to State and Local Governments (Compliance Supplement, Revised)

#### D. American Institute of Certified Public Accountants ("AICPA")

- State and Local Governments – Audit and Accounting Guide
- Not-for-Profit Organizations — AICPA Audit and Accounting Guide
- Auditing Recipients of Federal Awards: Practical Guidance for Applying OMB Circular A-133
- Government Auditing Standards and Circular A-133 Audits – AICPA Audit and Accounting Guide

GRANT AGREEMENT  
 BETWEEN

PASSAIC COUNTY HEALTH DEPARTMENT  
 (print name of Grantee; all capitals)  
 AND  
 THE STATE OF NEW JERSEY  
 BY AND FOR  
 THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER: EN09-025

APPROVED PROJECT BUDGET

ACCOUNT DESCRIPTION	TOTAL BUDGET	FEDERAL	STATE	GRANTEE	OTHER
A. Personnel Costs					
Salaries	312,500		153,500	159,000	
Fringe Benefits					
B. Consultants and Subcontractors					
C. Other Costs					
Specify:					
DEP Warehouse	1,500		1,500		
SDW Supplement	4,000		4,000		
Regulated UST	62,821		62,821		
Pesticide Inspections	4,935		4,935		
Right to Know	2,000		2,000		
D. Audit					
Subtotal Direct Costs	387,756		228,756	159,000	
Less Program Income					
Total Direct Costs	387,756		228,756	159,000	
Indirect Costs					
TOTAL PROJECT AMOUNT	387,756		228,756	159,000	

TOTAL GRANT AMOUNT (sum of "Federal" and "State" column totals) \$228,756.00

The sums identified in the "Total Budget" column are itemized and justified in (check one or more as appropriate)

Attachment D, Scope of Services, on page(s) \_\_\_\_\_.

Attachment D-2, Grantee's Proposal, on page(s) \_\_\_\_\_.

Attachment B-1, Itemization and Justification of Budget, comprising 1 page.

GRANT AGREEMENT  
BETWEEN  
PASSAIC COUNTY HEALTH DEPARTMENT  
(print name of Grantee; all capitals)  
AND  
THE STATE OF NEW JERSEY  
BY AND FOR  
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GRANT IDENTIFIER: EN09-025

ITEMIZATION AND JUSTIFICATION OF BUDGET

If neither Attachment D, Scope of Services, nor Attachment D-2, Grantee's Proposal, provides an itemization, explanation, and justification for the Approved Project Budget, they must be provided on this Attachment B-1, comprising 1 page, including this page.

APPROVED 2009 CEHA BUDGET

BUDGET CATEGORY	AMOUNT	
<u>PERSONNEL</u>		
Salaries	153,500	
		SUBTOTAL \$153,500
<u>CONSULTANTS</u>		
<u>OTHER</u>		
DEP Warehouse	1,500	
SDW Supplement	4,000	
Regulated UST	62,821	
Pesticide Inspections	4,935	
Right to Know	2,000	
		SUBTOTAL \$ 75,256
		TOTAL \$228,756

**GRANT AGREEMENT  
 BETWEEN  
 PASSAIC COUNTY HEALTH DEPARTMENT  
 (print name of Grantee; all capitals)  
 AND  
 THE STATE OF NEW JERSEY  
 BY AND FOR  
 THE DEPARTMENT OF ENVIRONMENTAL PROTECTION**

GRANT IDENTIFIER: EN09-025

EXPENDITURE REPORT: For the period beginning January 1, 2009 and ending December 31, 2009

ACCOUNT DESCRIPTION	APPROVED PROJECT BUDGET	ACTUAL EXPENDITURES AS OF <u>(date)</u>	CUMULATIVE EXPENDITURES	COUNTY MATCHING FUNDS	UNEXPENDED BALANCE
A. Personnel Costs					
Salaries	153,500				
Fringe Benefits					
B. Consultants and Subcontractors					
C. Other Costs					
Specify:					
DEP Warehouse	1,500				
SDW Supplement	4,000				
Regulated UST	62,821				
Pesticide Inspections	4,935				
Right to Know	2,000				
D. Audit					
Subtotal Direct Costs	228,756				
Less Program Income					
Total Direct Costs	228,756				
Indirect Costs					
<b>TOTAL PROJECT AMOUNT</b>	<b>228,756</b>				

**CERTIFICATION BY CHIEF FINANCIAL OFFICER**

I certify that the above expenditures for the period are accurate as stated, that all procurements for which payment is required have been made in accordance with the standards contained in this agreement, and that each obligation for which an expenditure is listed arose during the work period.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_  
(Signature)

\_\_\_\_\_ Margaret Cherone  
(print name)

Title: \_\_\_\_\_ Director of Finance

**GRANT AGREEMENT  
BETWEEN**

**PASSAIC COUNTY HEALTH DEPARTMENT**  
(print name of Grantee; all capitals)

**AND**

**THE STATE OF NEW JERSEY**

**BY AND FOR**

**THE DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**GRANT IDENTIFIER: EN09-025**

**SCOPE OF SERVICES**

The Scope of Services for this agreement comprises Attachment D-2, Grantee's Proposal; any project requirements delineated in Attachment D-1, Project Requirements; and any modifications, amendments, and additions to the Grantee's proposal discussed in this Attachment D. In case of conflict among the provisions of Attachments D, D-1, and D-2, the order of priority shall be: (1) Attachment D-1, (2) Attachment D, (3) Attachment D-2. This Attachment D comprises 2 pages, including this page.

CEHA funds will be utilized to provide environmental health services consistent with the following documents and any amendments thereto:

1. CEHA Performance Standards (N.J.A.C. 7:1H-1 et seq.)
2. Work Program
3. Any interagency agreements executed with the Department.
4. Attachment D-2

The program outputs described in Attachment D-2 are minimum outputs.

ORIGINAL WORK PROGRAM APPROVAL DATES

<u>County</u>	<u>Dates</u>
Atlantic	2/85
Bergen	2/85
Burlington	3/84
Camden	1/85
Cape May	1/84
Cumberland	3/85
Essex	12/93
Gloucester	1/85
Hudson	6/84
Hunterdon	2/85
Mercer	9/04
Middlesex	6/83
Monmouth	2/85
Morris	6/03
Ocean	12/83
Passaic	5/85
Salem	2/85
Somerset	5/93
Sussex	2/88
Union	4/86
Warren	2/85

Work program is the document and any amendments thereto prepared in accordance with N.J.A.C. 7:1H-2.3 which describes program elements, personnel and resources to meet program objectives, and a program implementation schedule.

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DEP-069G  
3/06

PCDH

PAGE 13/13

ATTACHMENT D-2  
Page 1 of 19

**GRANT AGREEMENT  
BETWEEN**

**PASSAIC COUNTY HEALTH DEPARTMENT**

(print name of Grantee; all capitals)

**AND**

**THE STATE OF NEW JERSEY**

**BY AND FOR**

**THE DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**GRANT IDENTIFIER: EN09-025**

**GRANTEE'S PROPOSAL**

Grantee's project proposal, comprising 19 pages, including this page, is incorporated into this agreement as this Attachment D-2. Except as modified, amended, or supplemented by Attachment D, this Attachment D-2, Grantee's Proposal, describes the assignment tasks and project work units which the Grantee shall perform and deliver pursuant to this agreement.

## RESOLUTION

R-09-315  
4-14-09

**WHEREAS** the Passaic County Board of Chosen Freeholders previously accepted a grant from the State of New Jersey Department of Community Affairs entitled Weatherization Assistance #09-05228-1497; and

**WHEREAS** the State of New Jersey, Department of Community Affairs has notified the Passaic County Board of Chosen Freeholders by e-mail notification that it proposes a grant agreement; and

**WHEREAS** the stated purpose of the New Grant is to: (1) award the amount of \$347,488.00 and; (2) to increase the time period allowed for expenditure of the funds and completion of the project through March 31, 2010 and finally; (3) to increase the allowable average unit cost to \$3,055.00 per unit; and

**WHEREAS** in order to accept the funds the County is required to execute the grant amendments; and

**WHEREAS** this matter was discussed with the Freeholders on the Committee for Health, Education and Community Services and recommended to the full board for approval; and

**WHEREAS** this matter will not result in the expenditure of any funds by the County in implementing the program.

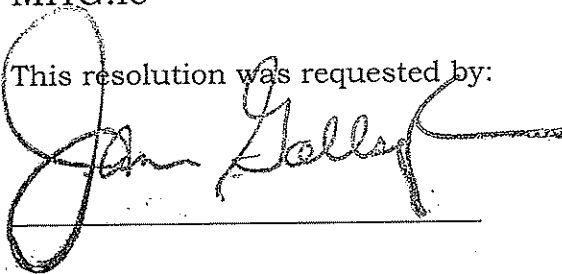
**NOW THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Passaic that, pursuant to the terms and conditions set forth above, it hereby authorizes the execution of the Grant Agreement, for weatherizing and conservation of energy of

the homes of elderly, handicapped and low-income persons within Passaic County, with the New Jersey Department of Community Affairs; and

**BE IT FURTHER RESOLVED** that the Board of Chosen Freeholders of the County of Passaic hereby authorizes the Director and Clerk to execute any necessary agreements in connection with the above referenced matter.

MHG:lc

This resolution was requested by:



Reviewed by:



ANTHONY J. DE NOVA  
COUNTY ADMINISTRATOR

APPROVED AS TO FORM AND  
LEGALITY:



WILLIAM J. PASCRELL, III  
COUNTY COUNSEL

**RECORD OF VOTE**

Freeholder	Y	N	NV	ABS	RES	SEC
Duffy	X					
Gallagher			X			
Hannigan	X					X
James	X					
Lepore	X				X	
Rosado	X					
Dir. Way	X					

Y=yes N=no NV=not voting  
ABS=abstain RES=moved SEC=seconded

Dated: April 14, 2009

SAGE

DOE Weatherization 2009  
Log #: 2009-05228-1497  
Applicant: Passaic County  
Status: Application In Process  
Access Level: Application Administrator

Start Menu | Agency Info | Application Menu

User: Carol Ryle | Help | Logout

[Go to Budget Overview](#) **BUDGET SUMMARY**

**Instructions:** To add a budget item, click the [Add Budget Item](#) tab. To view the budget detail, click the [Budget Detail](#) tab. To view the budget summary, click the [Budget Summary](#) tab.

[Budget Summary](#) | [Budget Detail](#) | [Add Budget Item](#)

View PDF

DOE Weatherization: Carol Ryle

Budget Category	DCA Funds Requested
<b>ADM - Personnel</b>	
Salaries/Wages	\$35,019.00
Fringe Benefits	
Training	
In - Service Training	\$11,495.00
Other	\$2,200.00
Sub-Total	\$48,714.00
<b>ADM - Purchased Services</b>	
Audit	\$6,949.00
Sub-Total	\$6,949.00
<b>PROGRAM - Operating Cost</b>	
Insurance	\$4,378.00
Sub-Total	\$4,378.00
<b>PROGRAM - Development</b>	
Weatherization - Health & Safety	\$20,849.00
Weatherization - Contract Labor	\$32,525.00
Weatherization - In- House Labor	\$148,761.00
Weatherization - Non - Labor	\$4,000.00
Weatherization - Material	\$81,312.00
Sub-Total	\$287,447.00
<b>Total</b>	<b>\$347,488.00</b>

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## RESOLUTION

R-09-316  
4-14-09

**WHEREAS** the New Jersey Board of Public Utilities (BPU) has authorized an incentive program to subsidize a portion of the cost to New Jersey's local governmental agencies for completing an energy audit of their eligible facilities; and

**WHEREAS** the energy audit must be provided by a prequalified energy Audit Firm; and

**WHEREAS** participants in the Local Government Energy Audit Program (the Program) are also eligible for incentives toward the cost of implementing specific energy improvements recommended in the energy audit; and

**WHEREAS** these incentives are part of the suite of New Jersey's Clean Energy Program offering to the Commercial & Industrial market sector; and

**WHEREAS** the program is restricted to public buildings owned by local government agencies; municipal and county governments, local and regional authorities, boards of educations, and county colleges; and

**WHEREAS** public buildings must be owned by the government agency, and include but are not limited to: offices, police and fire facilities schools, public works and transportation facilities, utility plants, libraries, and recreation/senior/community centers; and

**WHEREAS** the Board of Chosen Freeholders of the County of Passaic is desirous of submitting an application in connection with the aforesaid Local Government Energy Audit Program to New Jersey's Clean Energy Program and also the Freeholder Board is desirous of authorizing the competitive contracting process for the above; and

**WHEREAS** applicants are not required to use their own competitive process to hire an Energy Auditing Firm; and

**WHEREAS** applicants must use the New Jersey Division of Purchase and Property State Contract (T-2545) under the State Cooperative Purchasing Program;

**WHEREAS** pursuant to a recent change to the local public contract law, N.J.S.A. 40A:11-1 et seq., public entities are required to do competitive contracting for the hiring operation and management for these types of services; and

**WHEREAS** the Freeholder Committee for Energy and Sustainability is recommending that an application be submitted as set forth above and that Request For Proposals (RFP) be prepared under this competitive contracting mechanism; and

**WHEREAS** under this law, public entities are required to advertise their RFP at least twenty (20) days prior to the date they are to be received; and

**WHEREAS** the said Board of Chosen Freeholders is desirous of authorizing this request for proposal process and having the Engineer, Planning and the Purchasing Department prepare the necessary RFP and advertising same pursuant to the new law;

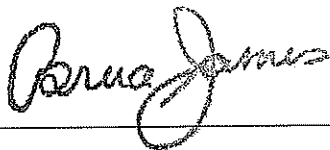
**NOW THEREFORE BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Passaic authorizes an application to be submitted under New Jersey's Clean Energy Program and that the County accept and receive funding accordingly; and

**BE IT FURTHER RESOLVED** that the Board of Chosen Freeholders of the County of Passaic that it hereby authorizes the Passaic County Purchasing Department in cooperation with the Engineer and Planning Department to develop and advertise a request for proposal for above; and

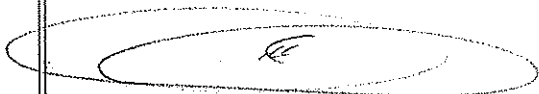
**BE IT FURTHER RESOLVED** that the said Purchasing Department is hereby authorized to establish the appropriate dates for submission of proposals pursuant to this resolution.

JDP:lc

This resolution was requested by:

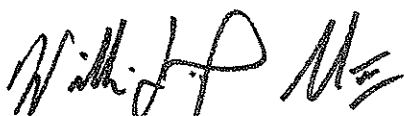


Reviewed by:



ANTHONY J. DE NOVA  
COUNTY ADMINISTRATOR

APPROVED AS TO FORM AND LEGALITY:



WILLIAM J. PASCRELL, III  
COUNTY COUNSEL

**RECORD OF VOTE**

Freeholder	Y	N	NV	ABS	RES	SEC
Duffy	X					
Gallagher			X			
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Lepore	X				X	
Rosado	X					
Dir. Way	X					

Y=yes N=no NV=not voting  
ABS=abstain RES=moved  
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Dated: April 14, 2009

**RESOLUTION OF THE BOARD OF CHOSEN FREEHOLDERS  
OF THE COUNTY OF PASSAIC MAKING APPLICATION  
TO THE LOCAL FINANCE BOARD FOR  
A REDUCED PENSION CONTRIBUTION  
PURSUANT TO N.J.S.A 43:15A-24(c) and/or  
N.J.S.A. 43:16A-15(9)**

R-09-317  
4-14-09

**WHEREAS** the Board of Chosen Freeholders of the County of Passaic desires to make application to the Local Finance Board for its approval of a reduced pension contribution for its Police and Fire Retirement System contribution pursuant to N.J.S.A. 43:15A-24(c) and its Public Employee Retirement System contribution pursuant to N.J.S.A. 43:16A-15(9) for certain normal and accrued liability contributions in the amount of:

- *Police and Fire Retirement System in the amount of \$6,600,998*
- *Public Employee Retirement System in the amount of \$2,966,197; and*

**WHEREAS** the Board of Chosen Freeholders has made certain determinations concerning this application as required by statute and has completed the required Attachment that documents said determinations; and

**WHEREAS** the Board of Chosen Freeholders determined that it needs to pay the reduced contribution and said determination is in the public interest; and,

1. The inability of the County of Passaic to meet the cap without jeopardizing public safety, health, and welfare or jeopardizing the fiscal stability

**NOW THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Passaic as follows:

Section 1. The reduced pension contribution Attachment, as attached hereto, is incorporated by reference into this Resolution as if contained fully within.

Section 2. The reduced pension contribution for PFRS in the amount of \$6,600,998 and PERS in the amount of \$2,966,197, pursuant to N.J.S.A. 43:15A-24(c) and N.J.S.A. 43:16A-15(9), et seq. have been confirmed by the Chief Financial Officer and are the amounts deemed by the governing body for application to the Local Finance Board and as allowed by the New Jersey Division of Pension and Benefits.

Section 3. The application to the Local Finance Board is hereby approved, and the Chief Financial Officer, along with other representatives of the County of Passaic are hereby authorized to submit such application and to represent the County of Passaic in matters pertaining thereto.

Section 4. The Certification of the Chief Financial Officer of the County of Passaic, is incorporated into this Resolution as a certification of the truth and accuracy of the facts submitted in the application for pension deferral.

Section 5. The Clerk of the County of Passaic is hereby directed to file a copy of this reduced pension contribution resolution as part of the application with the Local Finance Board.

Section 6. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by law.

This resolution was requested by:

*Barua James*

Reviewed by:

*R*

ANTHONY J. DE NOVA  
COUNTY ADMINISTRATOR

APPROVED AS TO FORM AND LEGALITY:

*William J. Pascrell, III*

WILLIAM J. PASCRELL, III  
COUNTY COUNSEL

**RECORD OF VOTE**

Freeholder	Y	N	NV	ABS	RES	SEC
Duffy	X					
Gallagher			X			
Hannigan	X					X
James	X					
Lepore	X				X	
Rosado	X					
Dir. Way	X					

Y=yes N=no NV=not voting  
ABS=abstain RES=moved  
SEC=seconded

Dated: April 14, 2009

**Certification of Clerk:**

The foregoing is a true copy of a resolution and pension deferral application adopted by the Board of Chosen Freeholders of the County of Passaic on April 14, 2009.

\_\_\_\_\_  
(Signature and seal of clerk)

\_\_\_\_\_  
Date

**Certification of Chief Financial Officer:**

I, Daniel Gonzalez, Chief Financial Officer, of the County of Passaic do hereby declare:

1. That the documents submitted herewith and the statements contained herein are true to the best of my knowledge and belief; and
2. That this application was considered, confirmed and approved, by this Resolution, by the governing body of the County of Passaic on April 14, 2009.

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Signature of Chief Financial Officer

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Date