

**RESOLUTION**  
of the  
**BOROUGH OF NEW PROVIDENCE**  
Resolution No. 2014-322

Council Meeting Date: 09-22-2014

Date Adopted: 09-22-2014

TITLE: RESOLUTION AMENDING RESOLUTION 2014-190 "A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A COOPERATIVE AGREEMENT WITH THE COUNTY OF UNION FOR FISCAL YEARS 2015 – 2017" ADOPTED JUNE 9, 2014

Councilperson Kapner submitted the following resolution, which was duly seconded by Councilperson Muñoz.

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) provides a mechanism through which counties and municipalities may enter into agreements for the provision of joint services; and

WHEREAS, Title I of the Housing and Community Development Act of 1974 provides for substantial federal funds being made to certain urban counties for use therein through the Community Development Block Grant ("CDBG") Entitlement Program, HOME Investment Partnerships ("HOME") Program and Emergency Solutions Grants ("ESG") Program; and

WHEREAS, A Cooperative Agreement between the County of Union and the Borough of New Providence was authorized previously this year by resolution 2014-190 on June 9, 2014 to establish a legal mechanism through which the County government may apply for, receive and disburse federal funds from federal fiscal year 2015, 2016 and 2017 appropriations; and

WHEREAS, it is the desire of the Borough of New Providence to amend the Cooperative Agreement with the County of Union to reflect the following changes:

- Page 2, Section E – Add the following language to the very end of the last paragraph, "and that such failure to comply will void the automatic renewal for such qualification period."

- Page 3, Section G – Add the following language in a new item, numbered 4 -  
“The County and the Municipality are obligated to comply with all other applicable laws.”
- Page 3, Section I – In the first paragraph in sentence three, change the word  
“Subsection (d) to read Section (d):”

NOW, THEREFORE BE IT RESOLVED that the Borough of New Providence hereby authorizes the above amendments to the Cooperative Agreement previously authorized and executed between the Borough of New Providence and the County of Union; and

BE IT FURTHER RESOLVED that a copy of the Resolution shall be forwarded to the County of Union.

APPROVED, this 22<sup>nd</sup> day of September, 2014

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RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
GALLUCCIO	X			
GENNARO	X			
KAPNER	X			
MADDEN	X			
MUÑOZ	X			
ROBINSON	X			
HERN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 22<sup>nd</sup> day of September, 2014.

Wendi B. Barry, Borough Clerk



18SEP14 PM 1:05

# COUNTY OF UNION

OFFICE OF THE COUNTY COUNSEL  
*Robert E. Barry, Esq., County Counsel*

September 15, 2014

Ms. Wendi Barry  
Borough of New Providence  
Municipal Center  
360 Elkwood Avenue  
New Providence, NJ 07974

**BOARD OF  
CHOSEN FREEHOLDERS**

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**WILLIAM REYES, JR.**  
*Deputy County Manager*

**ROBERT E. BARRY, ESQ.**  
*County Counsel*

**JAMES E. PELLETTIERE**  
*Clerk of the Board*

Dear Ms. Barry,

The Borough of New Providence adopted by resolution #2014-190 dated June 9<sup>th</sup>, 2014 authorizing your town to enter in to a Cooperative Agreement between the County of Union and Participating Municipalities for Conducting Certain Community Development Activities. In short, this agreement enabled the County to requalify for Entitlement Status as an Urban County and to receive and distribute to your Community Development Block Grant Funding.

The County submitted all of the required paperwork to the Housing and Urban Development Office in July. After HUD Counsel Review, several minor revisions are necessary to be made. In order to accomplish this, an AMENDMENT must be passed by your governing body accepting the below stated revisions. A model resolution is attached for your convenience.

Page 2, Section E – Please add the following language to the very end of the last paragraph, “and that such failure to comply will void the automatic renewal for such qualification period.”

Page 3, Section G – Please add the following language in a new item, numbered 4 - “The County and the Municipality are obligated to comply with all other applicable laws.”

Page 3, Section I – In the first paragraph in sentence three, please change the word “Subsection (d) to read Section (d).”

Please reach out to Brandon Givens, Community Development at 908-527-4462 or via email [bgivens@ucnj.org](mailto:bgivens@ucnj.org) to further assist you in meeting this requirement placed upon the County by HUD. We ask that you forward copies of the amending resolution after your next council meeting to the office of Community Development, Attn: Thomas Connell, 10 Elizabethtown Plaza Administration Building, Elizabeth, NJ, 07207

Very truly yours,

  
CAROLYN SULLIVAN KROPP, ESQ.  
Assistant County Counsel

CMS/deb  
Encl.

ADMINISTRATION BUILDING

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Elizabeth, NJ 07207

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