

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2017-127

Council Meeting Date: 05-08-2017

Date Adopted: 05-08-2017

TITLE: RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE BOROUGH OF NEW PROVIDENCE AND THE COUNTY OF UNION REGARDING ROAD CLOSURES OF COUNTY ROADS FOR COMMUNITY EVENTS

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

BE IT RESOLVED by the Mayor and Borough Council of the Borough of New Providence, County of Union and State of New Jersey, that they do hereby approve and authorize an agreement between the Borough of New Providence and the County of Union in regard to street closures on County roadways during the period of May 29, 2017 and December 31, 2017 for the following events:

Road Closures:

1. Monday, May 30, 2016 from 7:00 am to 12:00 pm for the Annual Memorial Day Parade: Springfield Avenue from Central Avenue to Gales Drive.
2. Monday, July 3, 2017 from 6:00 pm to 11:00 pm for the "Downtown Fireworks Spectacular: South Street, from Gales Drive to Springfield Avenue.
3. Sunday, October 22, 2017 from 7:00 am to 7:00 pm for the Annual Street Fair: Springfield Avenue, from South Street to Livingston Avenue.
4. Friday, November 24, 2017 from 4:00 pm to 10:00 pm for the "Downtown Christmas Walk": South Street - Central Avenue to Springfield Avenue and Springfield Avenue – South Street to Academy Street

and;

BE IT FURTHER RESOLVED they do further authorize and direct the Mayor and Borough Clerk to execute same on behalf of the Borough of New Providence.

APPROVED, this 8th day of May, 2017.

RECORD OF VOTE

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

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 8th day of May, 2017.

Wendi B. Barry, Borough Clerk

**TEMPORARY LICENSE AGREEMENT- For Road Closures or
Banner Displays over County Roadways**

THIS AGREEMENT made this _____ day of _____, 2017, by and between the County of Union with offices located at 10 Elizabethtown Plaza, Elizabeth, New Jersey, hereinafter "Licensor" , and:

BOROUGH OF NEW PROVIDENCE, whose address

Is 360 Elkwood Avenue, New Providence, New Jersey, hereinafter "Licensee";

WHEREAS, Licensee seeks permission from Licensor to:

- Close Springfield Avenue, County roadway on the date(s) and time(s) set forth below and for the following purpose;
- Close South Street, County roadway on the date(s) and time(s) set forth below and for the following purpose:

WHEREAS, the reasons for the requested roadway closings are as follows:

- Close Springfield Avenue, County roadway on the date(s) and time(s) set forth below and for the following purpose; Monday, May 30, 2016 from 7:00 am to 12:00 pm for the Annual Memorial Day Parade: Springfield Avenue from Central Avenue to Gales Drive
- Close South Street, County roadway on the date(s) and time(s) set forth below and for the following purpose: Monday, July 3, 2017 from 6:00 pm to 11:00 pm for the "Downtown Fireworks Spectacular: South Street, from Gales Drive to Springfield Avenue.
- Close Springfield Avenue, County roadway on the date(s) and time(s) set forth below and for the following purpose; Sunday, October 22, 2017 from 7:00 am to 7:00 pm for the Annual Street Fair: Springfield Avenue, from South Street to Livingston Avenue.
- Close Springfield Avenue and South Street, County roadways on the date(s) and time(s) set forth below and for the following purpose; Friday, November 24, 2017 from 4:00 pm to 10:00 pm for the "Downtown Christmas Walk": South Street - Central Avenue to Springfield Avenue and Springfield Avenue – South Street to Academy Street

WHEREAS, Licensor has reviewed the request for the temporary license as set forth above and approves same, subject to the following conditions;

A. Licensee hereby agrees to defend, indemnify and hold the County harmless from any and all damage resulting from this temporary license, including, but not limited to, property damage and/or personal injury, to themselves and/or third parties, and hereby releases, waives and forever discharges the said County, its servants, agents and employees from all such claims.

B. Licensee agrees to provide the County with a **Certificate of Insurance** which Certificate shall contain the following language:

“The County of Union, its Board of Chosen Freeholders, officers, employees, agents and servants are included as additional insured under the general liability policy of Licensee.”

Said Certificate shall be in coverage amounts not less than as set forth in **Schedule A** attached and made a part of this agreement.

C. IT IS UNDERSTOOD AND AGREED TO BY LICENSEE THAT NO ENTRY ONTO COUNTY PROPERTY FOR THE PURPOSE(S) OUTLINED HEREIN SHALL BE UNDERTAKEN UNTIL THIS AGREEMENT IS SIGNED, AND THE CERTIFICATE OF INSURANCE IS PROVIDED AND APPROVED BY THE COUNTY.

ATTEST:

THE COUNTY OF UNION

James E. Pelletiere,
Secretary to the Board

Alfred J. Faella,
County Manager

Approved as to Form

Robert E. Barry,
County Counsel

ATTEST:

Licensee

Wendi B. Barry, Borough Clerk

Gary Kapner, Council President

SCHEDULE A

UNION COUNTY INSURANCE REQUIREMENTS

VENDORS/SUPPLIERS (incl. purchase/lease equipment or other products and do not perform other functions including installation or maintenance)

General Liability	\$1,000,000.00
Personal & Adv. Injury	\$1,000,000.00
Med, Expense Any One Person	\$ 5,000.00
Damage to Premises	\$ 50,000.00
General Aggregate	\$2,000,000.00
Products – Comp/Op Aggregate	\$1,000,000.00
Auto Liability – Incl BI and PD (AL)	(2)
Any Auto	\$1,000,000.00
Or	
All Owned	\$1,000,000.00
All Hired	\$1,000,000.00
All Non-Owned	\$1,000,000.00
Workers Compensation and Employee Liability	If Applicable
Each Employee	Statutory
Each Accident	Statutory

- (1) The per occurrence and aggregate limits for specified coverage should apply on a per location or per project basis
- (2) Automobile Liability is required if an automobile is used in the execution of their contract
- (3) \$5,000,000 CSL is required if driving out of state
- (4) Minimum limits for small contractors, artisans, consultants can be decreased to \$500,000 per occurrence
- (5) Liquor liability is required is supplying alcohol beverages for event