

6-2010-4

**RESOLUTION OF THE HUDSON COUNTY IMPROVEMENT
AUTHORITY AUTHORIZING PAYMENT OF CERTAIN
COSTS AND EXPENSES OF THE AUTHORITY
FOR THE MONTH OF JUNE**

WHEREAS, the costs and expenses set forth on the attached list, having been reviewed and authorized for payment by the Finance Committee with the Chief Executive Officer from funds available for such purpose, are herewith presented to the Authority's Board for final approval and authorization to pay.

RECORDED VOTE:

	YES	NO	ABSTAIN	NOT PRESENT
Fred M. Bado				X
Oren K. Dabney, Sr.				X
James P. Doran, ED.D	X			
Stephen J. Gallo	X			
Frank Lorenzo	X			
Martin T. Martinetti	X			
John A. Peneda	X			
Frank Pestana				X
John L. Shinnick	X			

The foregoing is a true and complete copy of a resolution of the Hudson County Improvement Authority adopted at a meeting thereof duly called and held on Thursday, June 23, 2010.



**CARMEN LOZANO, ASSISTANT SECRETARY
(SEAL)**

6-2010-5

**RESOLUTION OF THE HUDSON COUNTY IMPROVEMENT
AUTHORITY AUTHORIZING PURCHASE OF DENTAL/LIFE
AND OPTICAL INSURANCE**

WHEREAS, the Authority maintains Group Insurance Coverage for its employees;
and

WHEREAS, this coverage includes Group Dental, Life and Optical Insurance and;

WHEREAS, the Authority is desirous of providing Group Dental, Life and Optical Insurance; and

WHEREAS, the Authority received proposals from American General Insurance Co. through Art Yorke Calabro, the Authority's Insurance Broker and after consultation with the Executive Director the Director's recommends the following:

Group Dental monthly premium of \$5,212.84
Group Life Insurance monthly premium of \$571.12
Group Optical monthly premium of \$805.94

WHEREAS, pursuant to the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(M), insurance contracts may be negotiated or awarded without public advertising for bids and bidding thereof; and

WHEREAS, the Authority is desirous of accepting the aforesaid recommendations at a total monthly premium of \$6,589.90 for the Dental, Life and Optical Programs commencing July 1, 2010 through June 30, 2011; and

WHEREAS, the Executive Director of the Authority pursuant to statute has executed the required certification concerning the solicitation of quotations for the aforementioned insurance, which certification is attached hereto and made a part hereof; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds have been allocated for this purpose in the Authority's 2010 Operating Budget:

NOW, THEREFORE BE IT RESOLVED by the Hudson County Improvement Authority as follows:

1. The aforesaid recitals are incorporated herein as fully set forth at length.

2. The Chief Executive Officer or Executive Director of the Authority is hereby authorized to obtain Group Dental, Life and Optical Insurance for a total monthly premium amount of \$6,589.90 from American General Insurance Company for a one year period beginning July 1, 2010 and ending June 30, 2011, consistent with the Local Public Contracts Law or any other law.

3. This resolution shall be published as required by law.

4. This resolution shall take effect immediately.

RECORDED VOTE:

	YES	NO	ABSTAIN	NOT PRESENT
Fred M. Bado				X
Oren K. Dabney, Sr.				X
James P. Doran, Ed.D.	X			
Stephen J. Gallo	X			
Frank Lorenzo	X			
Martin T. Martinetti	X			
John A. Peneda	X			
Frank Pestana				X
John L. Shinnick	X			

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**CARMEN LOZANO, ASSISTANT SECRETARY
(SEAL)**

6-2010-6

**RESOLUTION OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY
RECOMMENDING AN AMENDMENT TO THE HUDSON COUNTY
DISTRICT SOLID WASTE MANAGEMENT PLAN MODIFYING THE TERMS
FOR THE INCLUSION OF THE VEOLIA TRANSFER
STATION/MATERIALS RECOVERY FACILITY AND AUTHORIZING THE
EXECUTION OF AN AGREEMENT MEMORIALIZING CERTAIN TERMS
AND CONDITIONS FOR THE PLAN AMENDMENT**

WHEREAS, the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq. ("Act"), designated each of the twenty-one (21) counties in the State of New Jersey, and the Hackensack Meadowlands District, as solid waste management districts, and required each such district to adopt a solid waste management plan; and

WHEREAS, the Board of Chosen Freeholders of the County of Hudson ("County") has designated the Hudson County Improvement Authority ("Authority") as the implementing agency for the Hudson County Solid Waste Management Plan ("County Plan") and the Authority has been charged with implementing, updating and amending the aforesaid Plan from time to time; and

WHEREAS, in accordance with the Act and regulations promulgated thereunder, the Authority developed, implemented and financed the existing Hudson County Solid Waste Management System ("County System") as included in the County Plan, premised upon regulatory waste flow control requiring all solid waste generated within the County to be delivered to the County System for disposal; and

WHEREAS, Veolia ES Solid Waste of New Jersey ("Veolia") is the owner and licensed operator of a transfer station/materials recovery facility ("Facility") located on properties designated as Block 1602, Lots 11-26, and Block 1603, Lots 37-59, on the Tax Map of the City of Jersey City and more commonly known as 266 Broadway, Jersey City, New Jersey; and

WHEREAS, the Facility is included in the County Plan and is currently permitted by the New Jersey Department of Environmental Protection ("NJDEP") to accept 375 tons per day, Monday through Saturday, of solid waste Types ID 10, 13, 13C, 23 and 27; and

WHEREAS, Veolia submitted an application to the Authority, seeking an amendment to the County Plan to increase the Facility's daily tonnage capacity for the receipt, transfer and recycling of solid waste from 375 tons per day to 900 tons per day ("Plan Amendment"); and

WHEREAS, the Authority and Veolia have agreed upon certain terms and conditions for the increase in tonnage capacity, including, among other things, a phase-in of the tonnage increase in three steps over the course of a period of at least one year upon the receipt of all necessary permits and approvals from NJDEP; and

WHEREAS, the approval of the agreement with Veolia and recommendation of the Plan Amendment is necessary for the efficient operations of the Authority and the County System, and to ensure the continued availability of safe, adequate and proper solid waste disposal services to the citizens of Hudson County at a reasonable market price; and

WHEREAS, after careful analysis and evaluation, the Authority has prepared a proposed Plan Amendment (appended hereto as Appendix A), providing for effectuation of the requested increase in daily tonnage capacity in accordance with the terms of the agreement between the parties as part of the County System; and

WHEREAS, the proposed Plan Amendment to the County Plan is necessary for the efficient operations of the Authority and the County System, and to ensure the continued availability of safe, adequate and proper solid waste disposal services to the citizens of the County at a reasonable market price;

NOW, THEREFORE, BE IT RESOLVED BY THE HUDSON COUNTY IMPROVEMENT AUTHORITY, as follows:

1. That the aforesaid recitals are incorporated herein as if fully set forth at length.
2. The Authority hereby formally recommends to the Board of Chosen Freeholders of the County of Hudson that the Hudson County Solid Waste Management Plan be amended as set forth substantially in the form of the proposed Plan Amendment (Appendix A), upon the requisite notice and public hearings being conducted in accordance with the Act, and the rules and regulations made and provided for same.
3. A copy of this Resolution shall be forwarded to the New Jersey Department of Environmental Protection.
4. Copies of this Resolution shall be available for public inspection in the offices of the Clerk of the County of Hudson, and at the offices of the Authority at 574 Summit Avenue, Fifth Floor, Jersey City, New Jersey.
5. That the agreement setting forth the terms and conditions for the implementation of the proposed increase in daily tonnage capacity at the Facility be and is hereby approved and the Executive Director is hereby authorized to execute the agreement, in substantially the form attached

hereto as Exhibit B, with such revisions as may be deemed necessary by General Counsel and Special Counsel, in consultation with the Chairman of the Authority.

6. This Resolution shall take effect immediately.

RECORDED VOTE:

	YES	NO	ABSTAIN	NOT PRESENT
Fred M. Bado				X
Oren K. Dabney, Sr.				X
James P. Doran, ED.D.	X			
Stephen J. Gallo	X			
Frank Lorenzo	X			
Martin T. Martinetti	X			
John A. Peneda	X			
Frank Pestana				X
John L. Shinnick	X			

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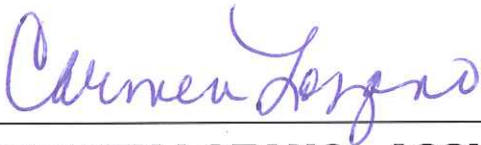


**CARMEN LOZANO, ASSISTANT SECRETARY
(SEAL)**

TABLED

RESOLUTION #: 6-2010-7

**RESOLUTION OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING A CONTRACT FOR LEGAL SERVICES WITH
CHIARAVALLOTI, LLC AS SPECIAL COUNSEL**



**CARMEN LOZANO, ASSISTANT SECRETARY
(SEAL)**

6-2010-8

**RESOLUTION OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY
MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO
N.J.S.A. 40A:5A-6**

WHEREAS, The Hudson County Improvement Authority (the "Authority") desires to make application to the Local Finance Board for its review and/or approval of a proposed \$205,000,000 project financing, collectively on behalf of the City of Bayonne, City of Hoboken, the Township of Weehawken, the Town of West New York, the Bayonne Redevelopment Authority, the County of Hudson, and the Township of Harrison through the Authority's \$300,000,000 County-Guaranteed Pooled Note Local Unit Loan Program, in accordance with Sections 54(a) of the county improvement authorities law (N.J.S.A. 40:37A-54(a)); and

WHEREAS, the Authority believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the local unit or units;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit or units and will not create an undue financial burden to be placed upon the local unit or units;

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

Section 1. The application to the Local Finance Board is hereby approved, and the Authority's Bond Counsel and financial advisor, along with other representatives of the Authority, are hereby authorized to prepare such application and to represent the Authority in matters pertaining thereto.

Section 2. The Secretary of the Authority is hereby directed to prepare and cause bond counsel to the Authority to file a copy of this resolution with the Local Finance Board as part of such application.

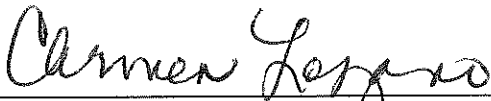
Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Section 4. This resolution shall take effect immediately.

RECORDED VOTE:

	YES	NO	ABSTAIN	NOT PRESENT
Fred M. Bado				X
Oren K. Dabney, Sr.				X
James P. Doran, Ed.D.	X			
Stephen J. Gallo	X			
Frank Lorenzo	X			
Martin T. Martinetti	X			
John A. Peneda	X			
Frank Pestana				X
John L. Shinnick	X			

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**CARMEN LOZANO, ASSISTANT SECRETARY
(SEAL)**

6-2010-9

RESOLUTION OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY CONCERNING REVIEW OF THE FINDINGS OF THE LOCAL FINANCE BOARD MADE AT A MEETING OF SAID BOARD ON MAY 19, 2010 IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:5A-7 WITH RESPECT TO THE ISSUANCE OF COUNTY-GUARANTEED POOLED NOTES (LOCAL UNIT LOAN PROGRAM)

WHEREAS, the Local Finance Board (the "Board") has issued findings in connection with a resolution (the "Resolution") of The Hudson County Improvement Authority (the "Authority") providing for the issuance of not to exceed \$300,000,000 aggregate principal amount of the Authority's County-Guaranteed Pooled Notes (Local Unit Note Program) with respect to a \$16,397,000 project financing, collectively on behalf of the City of Hoboken and the Township of Weehawken, through the Authority's County-Guaranteed Pooled Note Local Unit Loan Program; and

WHEREAS, N.J.S.A. 40A:5A-7 requires that the governing body of the Authority, within 45 days of receipt of the Board's findings and recommendations, certify by resolution to the Board that the members of the Authority have personally reviewed the findings and recommendations; and

WHEREAS, the members of the governing body of the Authority have personally reviewed the Board's findings on the proposed financing, as set forth in the resolution of the Board attached hereto, as evidenced by a group affidavit of the governing body; and

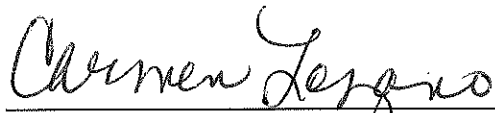
WHEREAS, failure to comply with this requirement may subject the members of the Authority to the penalty provisions of R.S. 52:27BB-52; and

NOW THEREFORE, BE IT RESOLVED that the members of The Hudson County Improvement Authority hereby state that the Authority has complied with the requirements of N.J.S.A. 40A:5A-6 and does hereby submit a certified copy of this resolution and the required affidavit to the Board to show evidence of compliance with N.J.S.A. 40A:5A-7.

RECORDED VOTE:

	YES	NO	ABSTAIN	NOT PRESENT
Fred M. Bado				X
Oren K. Dabney, Sr.				X
James P. Doran, Ed.D.	X			
Stephen J. Gallo	X			
Frank Lorenzo	X			
Martin T. Martinetti	X			
John A. Peneda	X			
Frank Pestana				X
John L. Shinnick	X			

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**CARMEN LOZANO, ASSISTANT SECRETARY
(SEAL)**