

RESOLUTION 12-173

AUTHORIZING EXECUTION OF CONTRACT BETWEEN THE COUNTY OF MIDDLESEX AND SOUTH PLAINFIELD FOR "SKYWATCH" SURVEILLANCE PLATFORM OF WHICH CAN BE BORROWED FROM THE COUNTY ON AN AS-NEEDED BASIS

WHEREAS, the United States Department of Homeland Security has heretofore established the Urban Area Security Initiative, hereinafter (UASI) which is a homeland security designation and is based upon the infrastructure and risks within the Counties and Municipalities in the State of New Jersey; and

WHEREAS, the County of Middlesex is one of seven (7) counties in the State of New Jersey, which includes two (2) core cities, that falls under the purview of the Urban Area Security Initiative (UASI); and

WHEREAS, the Critical Infrastructure Subcommittee of the UASI has funded the purchase of a "Skywatch" surveillance platform for each County and core city in the UASI region to be deployed on an "as needed" basis to support homeland security initiatives; and

WHEREAS, the "Skywatch" surveillance platform can also be deployed for other functions, such as surveillance of large scale events to monitor crowd and/or traffic movements, to deter crime and to promote a "birds eye" view of an area for security purposes; and

WHEREAS, the municipal law enforcement agencies of the Borough of South Plainfield and the County of Middlesex are partners in the collaborative efforts of the Middlesex County Prosecutor's Office, the State of New Jersey Office of Homeland Security and Preparedness, and the United States Department of Homeland Security to provide for the safety and welfare of the citizens of Middlesex County by participating in the deployment of the "Skywatch" surveillance platform;

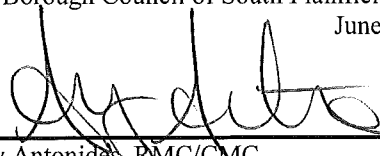
NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of South Plainfield that based upon the recommendation of the Chief of Police, authorization is hereby given for the Mayor and Municipal Clerk to execute the Agreement with Middlesex County to implement the deployment of the "Skywatch" surveillance platform on an as-needed basis with the Borough being responsible to return the "Skywatch" surveillance equipment back to the County after use with a full tank of fuel.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

1. Chief of Police
2. Chief Financial Officer
3. Municipal Clerk
4. County of Middlesex

COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Barletta	x		x				
Councilman Bengivenga			x				
Councilman Frank			x				
Councilman McConville			x				
Councilman White		x	x				
Council President Rusnak			x				
VOTE:			6	0			
Mayor Anesh – TIE ONLY							

I do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Mayor and Borough Council of South Plainfield Borough on June 18, 2012.



 Amy Antonides, RMC/CMC
 Municipal Clerk – South Plainfield Borough

MEMORANDUM OF UNDERSTANDING
by and between
MIDDLESEX COUNTY PROSECUTOR'S OFFICE
and the
BOROUGH OF SOUTH PLAINFIELD and BOROUGH OF SOUTH PLAINFIELD
POLICE DEPARTMENT
for the
"SKYWATCH" SURVEILLANCE PLATFORM

WHEREAS, the Middlesex County Prosecutor is the Chief Law Enforcement Officer for the County of Middlesex, and as such is charged with, inter alia, the responsibility of providing for the safety and welfare of the citizens of Middlesex County and does so by ensuring that the law enforcement professionals that serve said citizens are provided with state of the art technology and training in the field of homeland security; and

WHEREAS, the United States Department of Homeland Security has heretofore established the Urban Area Security Initiative, hereinafter (UASI), which is a homeland security designation and is based upon the infrastructure and risks within the Counties and Municipalities in the State of New Jersey; and

WHEREAS, Middlesex County is one of seven (7) counties in the State of New Jersey, which includes two (2) core cities, that falls under the purview of the Urban Area Security Initiative (UASI); and

WHEREAS, the Critical Infrastructure Subcommittee of the UASI has funded the purchase of a "Skywatch" surveillance platform for each County and core city in the UASI region to be deployed on an "as-needed" basis to support homeland security initiatives; and

WHEREAS, the "Skywatch" surveillance platform can also be deployed for other functions, such as surveillance of large scale events to monitor crowd and/or traffic movements, to deter crime and to promote a "birds eye" view of an area for security purposes; and

WHEREAS, the municipal law enforcement agencies of the Borough of South Plainfield and the Borough of South Plainfield, collectively referred to herein as "BOROUGH," within the County of Middlesex, are partners in the collaborative efforts of the Middlesex County Prosecutor's Office, the State of New Jersey Office of Homeland Security and Preparedness, and the United States Department of Homeland Security to provide for the safety and welfare of the citizens of Middlesex County by participating in the deployment of the "Skywatch" surveillance platform;

NOW, THEREFORE, BE IT RESOLVED that the parties of this Memorandum of Understanding agree to implement the deployment of the "Skywatch" surveillance platform on an as-needed basis as follows:

A. EQUIPMENT AND TRAINING

1. "Skywatch" surveillance platform allows for surveillance of large scale events to monitor crowd and/or traffic movements, inter alia, in an effort to prevent and deter crime by promoting a "bird's eye" view of an area for security purposes.

2. "Skywatch" surveillance equipment shall be issued in such a manner that it is utilized solely and exclusively by law enforcement personnel of the BOROUGH, who have successfully completed the established training requirements for the operation of the "Skywatch" and the equipment contained therein.

3. BOROUGH shall be fully responsible for the care, maintenance and/or damages to the "Skywatch" and the equipment contained therein, during their use and while in their custody.

B. DEPLOYMENT

1. "Skywatch" surveillance equipment will be stored at the Middlesex County Fire Academy and will be made available to the BOROUGH for use on an "as-needed" basis, subject to availability.

2. All requests for the use of the "Skywatch" surveillance equipment are to be made directly to the Middlesex County Prosecutor's Office.

3. BOROUGH receiving the "Skywatch" equipment agrees to provide a written request for the equipment with an explanation describing the event in which it is to be employed, the reason the equipment is needed and the intended duration that the equipment will be needed.

4. BOROUGH agrees to provide proof of an insurance rider with each request submitted.

5. BOROUGH agrees to return the "Skywatch" surveillance equipment with a full tank of fuel. In the event the BOROUGH fails to do so, the BOROUGH shall pay the rate of fuel charged by the COUNTY.

6. BOROUGH agrees to report any damage to the "Skywatch" surveillance equipment, as well as any equipment contained therein directly to the Prosecutor's Office.

7. BOROUGH agrees to report any non-functioning or mal-functioning components of the "Skywatch" surveillance equipment, as well as any of the components to the equipment contained therein directly to the Prosecutor's Office.

8. BOROUGH agrees to provide the proper means to transport the "Skywatch" surveillance equipment to and from the Middlesex County Fire Academy, where the equipment will be stored.


C. INDEMNIFICATION

The BOROUGH shall save, protect, indemnify and save harmless the County of Middlesex, County Prosecutor, their elected officials and employees from any and all damages or claims for damages to persons or property which may result or arise from the use or maintenance of the "Skywatch" surveillance equipment.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by its proper officers and have their proper corporate seal affixed, the day and year first written above.

**OFFICE OF THE MIDDLESEX COUNTY
PROSECUTOR**


COUNTY OF MIDDLESEX




BRUCE J. KAPLAN
Middlesex County Prosecutor



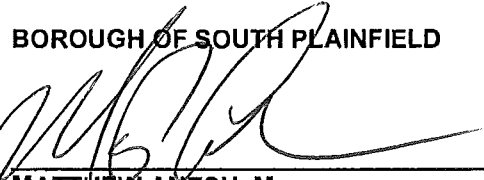
CHRISTOPHER D. RAFANO, Director
Board of Chosen Freeholders

ATTEST:


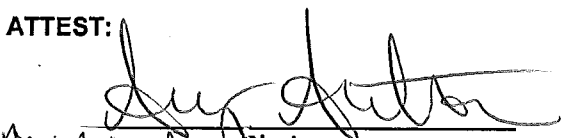
MARGARET E. PEMBERTON, CLERK
Board of Chosen Freeholders



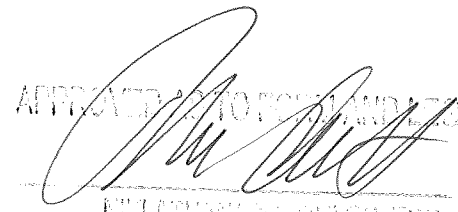
CHIEF/DIRECTOR OF POLICE
James Parker
(Printed Name)

BOROUGH OF SOUTH PLAINFIELD


MATTHEW ANESH, Mayor

ATTEST:


Amy Antonides, Clerk
Borough of South Plainfield

APPROVED AS TO FORM AND LEGALITY


NOTARY PUBLIC, STATE OF NJ
DEPUTY COUNTY CLERK

Christopher D. Rafano
Freeholder Director

Ronald G. Rios
Deputy Director

Carol Barrett Bellante
Stephen J. Dalina
H. James Polos
Charles E. Tomaro
Blanquita B. Valenti
Freeholders



COUNTY OF MIDDLESEX

CLERK OF THE BOARD

Ronald G. Rios
Chairperson, Administration

John A. Pulomena
County Administrator

Margaret E. Pemberton, RMC
Clerk of the Board

December 11, 2012

Amy Antonides
Borough of South Plainfield
2480 Plainfield Avenue
South Plainfield, NJ 07080-3531

RE: Resolution #12-2064

Enclosed please find one (1) certified copy of the above resolution and one (1) copy of the agreement executed by Director Rafano which was adopted at the regular meeting of the Board of Chosen Freeholders on November 15, 2012.

This copy is being forwarded to you for your records. Should you have additional questions, please contact the County Department who has requested your services.

Very truly yours,

Margaret E. Pemberton
Clerk of the Board

DR
Enc.
C: File



Middlesex County

Adopted

Resolution: 12-2064-R

Administration Building
75 Bayard Street
New Brunswick, NJ
08901

File Number: 12-2064-R

Authorize the Execution of the "Skywatch" Surveillance Platform Memorandum of Understanding Between the County and Various Municipalities in the County. This Equipment Will be Supplied to the Law Enforcement Agency of the Participating Municipalities. the Following Law Enforcement Agencies Shall Have Access to This Equipment: Carteret, Cranbury, Dunellen, East Brunswick, Edison, Helmetta, Highland Park, Jamesburg, Metuchen, Middlesex, Milltown, Monroe, New Brunswick, North Brunswick, Old Bridge, Perth Amboy, Piscataway, Plainsboro, Sayreville, South Amboy, South Brunswick, South Plainfield, South River, Spotswood, Woodbridge and Rutgers

WHEREAS, the Middlesex County Prosecutor is the Chief Law Enforcement Officer for the County of Middlesex, and as such is charged with, inter alia, the responsibility of providing for the safety and welfare of the citizens of Middlesex County and does so by ensuring that the law enforcement professionals that serve said citizens are provided with state of the art technology and training in the field of homeland security; and

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November 15, 2012



Middlesex County

Adopted

Resolution: 12-2064-R

Administration Building
75 Bayard Street
New Brunswick, NJ
08901

WHEREAS, the following law enforcement agencies shall have access to this equipment:

- | | |
|----------------|------------------|
| Carteret | New Brunswick |
| Cranbury | North Brunswick |
| Dunellen | Old Bridge |
| East Brunswick | Perth Amboy |
| Edison | Piscataway |
| Helmetta | Plainsboro |
| Highland Park | Sayreville |
| Jamesburg | South Amboy |
| Metuchen | South Brunswick |
| Middlesex | South Plainfield |
| Milltown | South River |
| Monroe | Spotswood |
| | Woodbridge |
| | Rutgers |

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Middlesex that the County shall be and is hereby authorized to enter into a Memorandum of Understanding with the municipalities and law enforcement agencies set forth above for "Skywatch" Surveillance Platform, as more fully outlined in the Memorandum of Understanding;

November 15, 2012



Middlesex County

Adopted

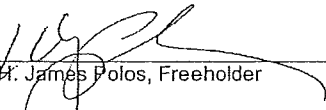
Resolution: 12-2064-R

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08901


BE IT FURTHER RESOLVED that the Director of this Board shall be and is hereby authorized to execute the agreement and the Clerk of this Board shall attest same and affix thereto the corporate seal of the County;

BE IT FURTHER RESOLVED that the Clerk of this Board shall forward certified copies of this resolution to the above mentioned municipalities and law enforcement agencies.

At a meeting of the Board of Chosen Freeholders on 11/15/2012, a motion was made by H. James Polos, seconded by Charles E. Tomaro, that this Resolution be Adopted. The Motion passed. The above is a true copy, as certified by the Clerk of the Board.


H. James Polos, Freeholder 12/4/2012

Approved as to form and legality


Niki Athanasopoulos, Deputy County Counsel 10/8/2012

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	H. James Polos, Blanquita B. Valenti
SECONDER:	Charles E. Tomaro, Freeholder
AYES:	Carol Barrett Bellante, H. James Polos, Charles E. Tomaro, Blanquita B. Valenti, Christopher D. Rafano
ABSENT:	Stephen J. Dalina, Ronald G. Rios

I, Margaret E. Pemberton, Clerk of the Board of Chosen Freeholders of the County of Middlesex and State of New Jersey, do hereby certify that the above is a true copy of a resolution adopted at a meeting of the Board held on November 15, 2012

November 15, 2012



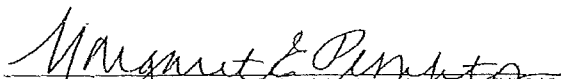
Middlesex County

Adopted

Resolution: 12-2064-R

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Administration Building
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New Brunswick, NJ
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Margaret E. Pemberton, Clerk of the Board 12/4/2012

November 15, 2012

Packet Pg. 393