

**UNION COUNTY  
WATCHDOG ASSOCIATION**

*Shining a Light  
on Government*

908-709-0530

Fax: 908-709-9209

Website: [unioncountywatchdog.org](http://unioncountywatchdog.org)

Email: [tinarena@unioncountywatchdog.org](mailto:tinarena@unioncountywatchdog.org)

202 Walnut Avenue • Cranford, New Jersey 07016

# UNION COUNTY MUSICFEST 2010

## MISSING MONEY

Followup to the  
**Union County Prosecutor's Report**  
Released October 11, 2011

### **Our Mission**

*The Union County Watchdog Association, Inc. is a nonpartisan, nonprofit 501(c)3 organization working on behalf of residents and taxpayers to monitor Union County government and advocate for the elimination of waste, corruption and incompetence. We believe that good government can only be achieved through a system of checks and balance - a system that includes the watchful eye of the people.*

**Report on the  
2010  
Union County Musicfest  
MISSING MONEY**

- A Introduction
- B Beer Sales
- C 50/50 Raffle
- D LHSF Walk-a-Thon
- E Kids Kingdom and Merchandise Sales
- F Sponsorship Donations
- G Adding It All Up

## **Section A**

### **Introduction**

On August 13, 2011 the Union County Prosecutor released a scathing report on the management of the 2010 Union County Musicfest with 28 recommendations but concluding that “there is insufficient evidence which warrants the filing of criminal charges in this matter.”

We believe there is indeed insufficient evidence as the management of the county has covered up obvious thefts, including money intended to ease the suffering of cancer patients. Based on circumstantial evidence, it appears that hundreds of thousands of dollars raised on behalf of a cancer charity, Union County Love Hope Strength Foundation (UCLHS), was unaccounted for and likely misappropriated by former county manager George Devanney and/or his underlings.

Yet, not one county employee has been held responsible for MusicFest 2010. Not even the freeholders have apologized for their gross lack of oversight. George Devanney retired effective August 1, 2011 to spend more time with his family and to work for his wife’s business, Keyword Strategies. Still, the freeholders allowed Devanney to be very much involved with running Musicfest 2011. County employees were still handling money for his LHSF. The County Prosecutor was still publicly socializing with the Devanney family.

The UCWA asked the State Attorney General’s office to investigate the missing cash from Musicfest 2010. The State AG then allowed the county to conduct the investigation. We do not believe the Union County Prosecutor can conduct an independent criminal investigation involving the Lesniak family. Theodore Romankow’s ties to the freeholder board and Senator Raymond Lesniak, County Manager George Devanney’s uncle, show that he was clearly conflicted.

## **Section A**

### **Introduction (continued)**

The Prosecutor's Report cited negligence when it concluded that "the use of public monies demands much more than it received" yet no one was held accountable. There is enough that is not cited in the Union County Prosecutor's report that calls for an independent criminal investigation. The county courts are filled with defendants having to answer for much less.

"Every society gets the kind of criminal it deserves. What is equally true is that every community gets the kind of law enforcement it insists on."

Robert F. Kennedy (1925–1968), U.S. attorney general, Democratic politician. The Pursuit of Justice, pt. 3, "Eradicating Free Enterprise in Organized Crime," (1964).

## **Section B** **Beer Sales**

Based on the prosecutor's report \$15,195 worth of alcohol was purchased by UCLHS from High Grade Beverage for sale at Musicfest 2010. Receipts that would show the breakdown and costs of what was purchased were not available per this response to an OPRA request:

*As to your OPRA request today for "bills, receipts and vouchers from High Grade Beverage and any other bills, receipts and vouchers for the purchase of alcohol for the 2010 Musicfest", the County has conducted a search of the County's government records and it is not in possession of any responsive documents. The Prosecutor's Office was notified of your request; however, disclosure of responsive documents is denied pursuant to an exemption from public access for confidentiality and secrecy pursuant to the following Rules of Court: R. 1:38-3, R.3:6-6, R. 3:6-7 and R. 3:6-8.*

We are left to approximate what \$15,195 would have bought based on the following assumptions:

Beer keg (15.5 gallons) costing \$60

Average cost of 16 ounce cup of beer: \$6

Sale price of one keg: \$744 = 1,984 ounces / 16 x \$6

\$15,195 would buy 253 kegs at \$60 per keg.

253 kegs x \$744 comes to \$188,232

\$37,507 was found in the safe in the Union County Finance Department as relating to the sale of beer at musicfest 2010 for the benefit of UCLHSF.

\$188,232 - \$37,507 =

**Missing Money: \$150,725**

## **Section B**

### **Beer Sales (continued)**

The Prosecutor's report mentions that the county manager handled the cash collected from the " Beer Garden ". The report does not mention that George Devanney did not have official access to the safe.

*"The LHS Beer Garden generated a significant amount of cash through the sale of alcoholic beverages. This money was collected by County employees. The money was then ultimately transported to the Union County Administration Building where it was placed in a safe at the Union County Finance Department. The total amount placed in the safe was \$37,507. This money was then deposited in the Union County Chapter of LHS's bank account. These deposits were made incrementally by George Devanney. When questioned as to the reason behind this method of deposit, Devanney informed our investigator that he did this as a safety precaution because he was not comfortable carrying large amounts of cash at one time."*

#### Exhibits Attached:

B3-B4 Excerpt from UC Prosecutor's Report

B5 Email relating to prices to be charged

B6 Investigative memo listing employees authorized to access safe

Mr. Alfred Faella, Union County Manager

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August 23, 2011

engage in fundraising activities at the site of the 2010 MusicFest (Exhibit 7). LHS is a national charity based in Denver, Colorado with a local chapter in Union County. The charity *Love, Hope, Strength Foundation* has undertaken a global initiative to raise funds and awareness through music related events and promotions. The Valerie Fund is a non-profit organization dedicated to providing support for the comprehensive healthcare of children with cancer and blood disorders. The President, Treasurer, Secretary, and several Board members of LHS's Union County Chapter are employed in various positions by Union County.

During the 2010 MusicFest, LHS engaged in fundraising activities, such as: a raffle and a walk-a-thon for the benefit of the Valerie Fund, and the sale of alcoholic beverages in a "Beer Garden" tent for LHS. The appropriate permit was obtained from the New Jersey Alcoholic Beverage Control Board by LHS to sell alcoholic beverages, which it purchased from High Grade Beverage Company at a cost of \$15,194.94. The sale of alcoholic beverages generated proceeds of \$37,507.00. In addition, LHS conducted a 50/50 raffle which produced a profit of \$4,618.50, and a Walk-a-Thon, which generated income; however there are no records to verify the amount.

The LHS "Beer Garden" generated a significant amount of cash through the sale of alcoholic beverages. This money was collected by County employees. The money was then ultimately transported to the Union County Administration Building where it was placed in a safe at the Union County Finance Department. The total amount placed in the safe was \$37,507.00. This money was then deposited in the Union County Chapter of LHS's bank account. These deposits were made incrementally by George Devanney. When questioned as to the reason behind this method of

B.3

deposit, Devanney informed our investigators that he did this as a safety precaution because he was not comfortable carrying large amounts of cash at one time.

This Office recommends that:

- (1) County employees should not personally handle the funds raised by a charitable organization;
- (2) Proceeds collected by a charity should not be placed in a County safe;
- (3) A charity should be responsible for collecting the funds, transporting the funds, accounting for the funds, and depositing the funds into its own account;
- (4) All County officials with authority to select contractors, vendors, concessionaires, or any other party with a commercial interest in the event should be required to disclose their commercial or personal interest with that party to the Board of Freeholders; and
- (5) Other charities should be afforded the opportunity to engage in fundraising in connection with the event, or the alternative, the County should reconsider the policy of contributing to a charity to the exclusion of others.

**KIDS KINGDOM AND MERCHANDISE SALES:**

Additionally, Union County operated independent, income-generating events at the MusicFest, including the sale of artist merchandise, county merchandise, and a children's play area called *Kids Kingdom*. These events produced profits of \$17,345.10.

|                          |                     |
|--------------------------|---------------------|
| County Merchandise Sales | \$ 13,327.00        |
| Artist Merchandise Sales | \$ 2,144.10         |
| <i>Kids Kingdom</i>      | \$ 1,874.00         |
| <b>Total</b>             | <b>\$ 17,345.10</b> |

The *Kids Kingdom* profits were deposited in the County's account promptly after the conclusion of MusicFest. The \$15,471.10 generated from the sale of County merchandise and artist's merchandise was placed in a safe at the Finance Department of Union County. The \$15,471.10

B4



**Melinda Zito**

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**From:** Victoria Durbin  
**Sent:** Friday, August 27, 2010 10:44 AM  
**To:** Melinda Zito  
**Subject:** FW: Beer Garden Signage

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**From:** Carolyn Sullivan  
**Sent:** Tuesday, August 24, 2010 11:53 AM  
**To:** Victoria Durbin  
**Subject:** RE: Beer Garden Signage

Mug price is \$10 to start... That item went missing. Sorry and glad to help always!

**From:** Victoria Durbin  
**Sent:** Tuesday, August 24, 2010 11:51 AM  
**To:** Carolyn Sullivan  
**Subject:** Re: Beer Garden Signage

Thank you!!! So very helpful!!

---

**From:** Carolyn Sullivan  
**Sent:** Tuesday, August 24, 2010 11:43 AM  
**To:** Victoria Durbin  
**Subject:** RE: Beer Garden Signage

2009 Prices were:

Domestic = \$6 Bud & Bud Light  
Imported = \$7 Bass & Stella  
Wine = \$7 red or white provided by Berkeley Wine  
Mugs = with 1 free beer, \$1 off all additional beer purchases (so a Bud/Bud Light will now be \$5 with a mug; a Bass/Stella would be \$6 with a mug)

Keep in mind, we have the Jack Daniels sponsor now. I am working on the contract to send to Scott for signature. This is an opportunity Lee at Crossroads got and let George/Cherron know. Knowing how information is slow to pass, I'm not sure if you and Scott are aware. If so, sorry!

Kelly has done ALL the beer signage and ticket printing for the past several years. She has designed and then has sent to Vinny for printing.

Have fun in Cooperstown!!!

---

**From:** Victoria Durbin  
**Sent:** Tuesday, August 24, 2010 11:04 AM  
**To:** Carolyn Sullivan  
**Subject:** Fw: Beer Garden Signage

Hi carolyn. I don't have any of the 2009 files to verify the beer prices. George told me to keep the same as 2009. (I do have something but believe it reflects different pricing) I am in cooperstown with the kids til tonight--any chance you

B<sup>1</sup>5

**Cassie Kim**

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**From:** Bibi Taylor  
**Sent:** Tuesday, June 07, 2011 9:52 AM  
**To:** Cassie Kim  
**Subject:** Musicfest Info  
**Attachments:** SKMBT\_75111060709350.pdf

Detective Kim,

Pursuant to your request, attached please find the financial records delineating the Kids Kingdom receipts deposited in the amount of \$1,874.

Below is a list of employees who are authorized to access the safe:

Lawrence Caroselli, Director of Finance/County Treasurer (retired May 1, 2011)  
Bibi Taylor, Director of Finance/County Treasurer (hired March 19, 2011)  
Joseph Bowe, Deputy Treasurer  
Antonette Muscaritolo, Fiscal Analyst  
Jason Shanley, Fiscal Analyst

Should you need additional information, please let me know. Thanks.

Bibi Taylor  
Director/County Treasurer  
Department of Finance  
County of Union  
10 Elizabethtown Plaza  
Elizabeth, NJ 07207

Office: (908) 527-4055  
Fax: (908) 558-3486

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## Section C

### 50/50 Raffle

According to comp-time sheets, nine Union County Employees were paid \$6,819 in comp-time to sell 50/50 raffle tickets for the Love Hope Strength Foundation. The President, Treasurer, Secretary, and several Board members of the Union County Chapter (UCLHS) are employed in various positions by Union County.

Curiously, the Prosecutor's report did not explain several things about the raffle:

- ▲ The 50/50 Raffle was split three ways
- ▲ One winner wasn't paid until the report was filed on April 4, 2011
- ▲ The Report was due to be filed by 10/15/10 but wasn't filed until April 4, 2011 and the UCLHS official signed the Report but did not certify it.

The Raffle Report of Operations to the New Jersey Office of Attorney General was filed on April 4, 2011 even though it was due on October 15, 2010. The Report shows two winners were paid on September 13, 2010 and one was paid on April 4, 2011, the same day the Report was signed by Victoria Durbin-Drake, President of UCLHS. Drake is also the Administrator of the County's Open Space Trust Fund. Although she signed the form, she did not check the box which states "I certify by placing a check in this box, that I have reviewed the report and that the information provided is true, accurate and complete."

10,000 tickets were printed though the Union County Print Shop yet only 2,135 tickets were reported as sold (\$5ea/\$20 per book of 5). The revenue generated from the 2,135 tickets was reported to the New Jersey Office of Attorney General to be \$9,237 but in work-papers provided in response to an OPRA request the dollar amount of \$6,861 appears as the 'Raffle' item reported as income at the time of the drawing when \$1,539.50 was paid out to two individuals (Rosemary Sebor and Sandra Cague-Valdez – a county employee). The calculation of the winners share could have been:

$(\$6,861 - \$203 - \$500)/2 = \$3,079$  with \$203 being the cost of printing the tickets and \$500 being an arbitrary amount that seems to have been excluded from many deposits.

**Section C**  
**50/50 Raffle (continued)**

Later, on April 4, 2011 another \$1,539.50 was paid out to Laurie Miller coincident with the filing of the Raffle Report of Operations to the New Jersey Office of Attorney General.

Considering the substantial expense of selling the tickets and the original amount of tickets ordered a sale of 5,435 tickets would be a more realistic projection. In that case, projecting sales, revenue would have been \$23,512 instead of \$9,237 leaving:

\$23,512 - \$9,237 =

**Missing Money: \$14,275**

Exhibits Attached:

C3-C5 Raffle Report of Operations

C6 Sample Raffle Ticket

C7 Invoice to UCLHS from Union County for printing Raffle Tickets

C8 Excerpt from Prosecutor's Report

C9-C10 Notes showing \$6,861 as Raffle proceeds

C11-C27 Union County Employee Comp-Time summary and sheets

C28-C31 uclhs 2009 990-EZ Filing

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**New Jersey Office of Attorney General**  
 Division of Consumer Affairs  
 Legalized Games of Chance Control Commission  
 124 Halsey Street, 6th Floor, P.O. Box 46000  
 Newark, New Jersey 07101  
 (973) 273-8000

### Raffle Report of Operations

Please print clearly.

Identification number 94-4-37310

Municipality City of Summit License number RL-865

Name of licensee Union county Love Hope Strength Association, Inc

Organization

207 Thompson Street, Cranford, NJ 07016

Street address

City

State

ZIP code

Location of games The Valerie Fund, Summit, NJ

This report, as required by N.J.S.A. 5:8-37 and N.J.A.C. 13:47-9, must be filed with the Legalized Games of Chance Control Commission no later than the 15th day of the month following the conduct of the game(s) of chance.

Occasion 1 Date 7/28-9/12/2010 Time \_\_\_\_\_ Type of raffle 50/50

|                           |                         |                            |                   |                  |                   |
|---------------------------|-------------------------|----------------------------|-------------------|------------------|-------------------|
| 1. Number of tickets sold | <u>2135</u>             | 4. Cost of prizes          | \$ <u>4618.50</u> | Type of prize(s) | <u>cash</u>       |
| 2. Ticket price           | <u>\$ ea/5 for \$20</u> | 5. Supplies/Equipment cost | \$ <u>203.60</u>  |                  |                   |
| 3. Gross receipts         | \$ <u>9237</u>          | 6. Other expenses          | \$ <u>0</u>       |                  |                   |
|                           |                         | 7. Total expenses          | \$ <u>4822.10</u> | 8. Net proceeds  | \$ <u>4414.90</u> |

Occasion 2 Date \_\_\_\_\_ Time \_\_\_\_\_ Type of raffle \_\_\_\_\_

|                           |          |                            |          |                  |          |
|---------------------------|----------|----------------------------|----------|------------------|----------|
| 1. Number of tickets sold | _____    | 4. Cost of prizes          | \$ _____ | Type of prize(s) | _____    |
| 2. Ticket price           | \$ _____ | 5. Supplies/Equipment cost | \$ _____ |                  |          |
| 3. Gross receipts         | \$ _____ | 6. Other expenses          | \$ _____ |                  |          |
|                           |          | 7. Total expenses          | \$ _____ | 8. Net proceeds  | \$ _____ |

Occasion 3 Date \_\_\_\_\_ Time \_\_\_\_\_ Type of raffle \_\_\_\_\_

|                           |          |                            |          |                  |          |
|---------------------------|----------|----------------------------|----------|------------------|----------|
| 1. Number of tickets sold | _____    | 4. Cost of prizes          | \$ _____ | Type of prize(s) | _____    |
| 2. Ticket price           | \$ _____ | 5. Supplies/Equipment cost | \$ _____ |                  |          |
| 3. Gross receipts         | \$ _____ | 6. Other expenses          | \$ _____ |                  |          |
|                           |          | 7. Total expenses          | \$ _____ | 8. Net proceeds  | \$ _____ |

Occasion 4 Date \_\_\_\_\_ Time \_\_\_\_\_ Type of raffle \_\_\_\_\_

|                           |          |                            |          |                  |          |
|---------------------------|----------|----------------------------|----------|------------------|----------|
| 1. Number of tickets sold | _____    | 4. Cost of prizes          | \$ _____ | Type of prize(s) | _____    |
| 2. Ticket price           | \$ _____ | 5. Supplies/Equipment cost | \$ _____ |                  |          |
| 3. Gross receipts         | \$ _____ | 6. Other expenses          | \$ _____ |                  |          |
|                           |          | 7. Total expenses          | \$ _____ | 8. Net proceeds  | \$ _____ |

**Occasion 5**      Date \_\_\_\_\_ Time \_\_\_\_\_ Type of raffle \_\_\_\_\_  
 1. Number of tickets sold \_\_\_\_\_ 4. Cost of prizes \$ \_\_\_\_\_ Type of prize(s) \_\_\_\_\_  
 2. Ticket price \$ \_\_\_\_\_ 5. Supplies/Equipment cost \$ \_\_\_\_\_  
 3. Gross receipts \$ \_\_\_\_\_ 6. Other expenses \$ \_\_\_\_\_  
 7. Total expenses \$ \_\_\_\_\_ 8. Net proceeds \$ \_\_\_\_\_

**Occasion 6**      Date \_\_\_\_\_ Time \_\_\_\_\_ Type of raffle \_\_\_\_\_  
 1. Number of tickets sold \_\_\_\_\_ 4. Cost of prizes \$ \_\_\_\_\_ Type of prize(s) \_\_\_\_\_  
 2. Ticket price \$ \_\_\_\_\_ 5. Supplies/Equipment cost \$ \_\_\_\_\_  
 3. Gross receipts \$ \_\_\_\_\_ 6. Other expenses \$ \_\_\_\_\_  
 7. Total expenses \$ \_\_\_\_\_ 8. Net proceeds \$ \_\_\_\_\_

Total number of occasions ..... 1  
 Total number of tickets sold (1-6 combined)..... 2135  
 Price of tickets..... \$5/5 for \$20  
 Total gross proceeds (1-6 combined)..... \$ 9237  
 Total expenses (1-6 combined) ..... \$ 4822.10 -  
 Total net proceeds (1-6 combined)..... \$ 4414.90 -

**Schedule of Expenses**

| Date      | Description                | Check number | Amount    |
|-----------|----------------------------|--------------|-----------|
| 9/13/2010 | Rosemary Sebor             | 233          | \$1539.50 |
| 9/13/2010 | Sandra Cague-Valdez        | 234          | \$1539.50 |
| 4/4/2011  | Laurie Miller              | 251          | \$1539.50 |
| 4/4/2010  | County of Union Print Shop | 252          | \$ 203.60 |
|           |                            |              |           |
|           |                            |              |           |
|           |                            |              |           |
|           |                            |              |           |

**Utilization of Net Proceeds**

| Date | Description | Check number | Amount |
|------|-------------|--------------|--------|
|      | Charity     |              |        |
|      |             |              |        |
|      |             |              |        |
|      |             |              |        |
|      |             |              |        |
|      |             |              |        |
|      |             |              |        |
|      |             |              |        |

C4



**Bank**

*Bank acct # redacted per financial statement by telephone*

| Name    | Address where balance is deposited      | Account number |
|---------|---|----------------|
| TD Bank | 37 St Georges Avenue, Roselle, NJ 07203 | [Redacted]     |

**Person Responsible for Use of Proceeds**

*home ph. #*

| Name                       | Address    | Telephone number<br><small>(include area code)</small> |
|----------------------------|------------|--|
| Angela Devanney, Treasurer | [Redacted] | [Redacted]   |

I certify that all of the statements on this report of operations are true, accurate and complete. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

**Prizes Offered or Awarded**

Please list the prizes offered or awarded and their respective retail values.

| Prizes Offered or Awarded | Retail Value | Prizes Offered or Awarded | Retail Value |
|---------------------------|--------------|---------------------------|--------------|
| Cash                      | \$4618.50    |                           |              |
|                           |              |                           |              |
|                           |              |                           |              |
|                           |              |                           |              |
|                           |              |                           |              |
|                           |              |                           |              |
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|                           |              |                           |              |
|                           |              |                           |              |
|                           |              |                           |              |
|                           |              |                           |              |

N.J.S.A. 5:8-37 "It shall be the duty of each licensee to maintain and keep such books and records as may be necessary to substantiate the particulars of each such report." Facts stated on this report are regarded as if made under oath.

I certify that I have reviewed this report and that the information on this report of operations is true, accurate and complete. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

I certify by placing a check in this  box, that I have reviewed the report and that the information provided is true, accurate and complete.

You must state your name and title below. Reports that are not properly certified will be sent or e-mailed back.

Victoria Durbin Drake, President  
Name and title of officer (please print)

*[Handwritten Signature]*  
Signature of officer

Sworn and subscribed to before me this 4th day of April, 2011  
Month Year

MADLINE BRIGANTINO  
Name of Notary Public (please print)

[Handwritten Signature]  
Signature of Notary Public

**MADLINE BRIGANTINO**  
Notary Public  
State of New Jersey  
Commission Expires Sept. 14, 2013

**Affix Seal Here**

Form LGCCC BR-A (Rev. 12/4/07)

*25*

Ticket #

Name

Address

City State Zip Code

Telephone Number

94-4-37310

865

NJ LGCCC Identification Municipal RL #

94-4-37310 NJ LGCCC Identification

865 Municipal RL#

# UC Love Hope Strength

50/50

This is a 50/50 cash raffle and the winner will receive 50% of the amount received for all tickets or rights to participate

## The Valerie Fund offices at Overlook

Sept. 13, 2010 Date of Drawing  
location of drawing  
2:00 p.m. Time of Drawing

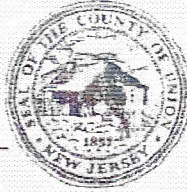
## Love Hope Strength & The Valerie Fund

Purpose to which entire proceeds will be devoted  
no substitution of the offered prize may be made

\$5ea/\$20 per book of 5 Price of Ticket

Ticket #

26



# COUNTY OF UNION

OFFICE OF THE COUNTY MANAGER  
George W. Devanney, County Manager

## PRINT INVOICE:

### BOARD OF CHOSEN FREEHOLDERS

DANIEL P. SULLIVAN  
Chairman

DEBORAH P. SCANLON  
Vice Chairman

ANGEL G. ESTRADA

MOHAMED S. JALLOH

BETTE JANE KOWALSKI

ALEXANDER MIRABELLA

RICK PROCTOR

RAYLAND VAN BLAKE

NANCY WARD

GEORGE W. DEVANNEY  
County Manager

M. ELIZABETH GENIEVICH,  
C.M.C., M.P.A.  
Deputy County Manager/  
Director of Administrative  
Services

ROBERT E. BARRY, ESQ.  
County Counsel

NICOLE L. DIRADO,  
R.M.C., M.P.A.  
Clerk of the Board

To: Union County Love Hope Strength  
c/o Treasurer

From: Kelly Coyle

Date: Wednesday, July 28, 2010

Re: Print Request

---

Job: Raffle Tickets – 2x6, color ticket w/staple

### Description:

- 10,000 tickets = 2,000 sheets @\$ .10
- 2,000 Staples @ \$.0018

Cost: \$200.00 (tickets)  
\$3.60 (staples)

---

**Total: \$203.60**

### Organization Approval:

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

Kindly approve this invoice and fax it back to 908.289-0180.  
Upon approval, your request will be processed. The original  
invoice will be forwarded to you for your Finance Department.

Elizabethtown Plaza

Elizabeth, NJ 07207

(908) 527-4200

fax (908) 289-0180

www.ucnj.org

ADMINISTRATION BUILDING

We're Connected to You!

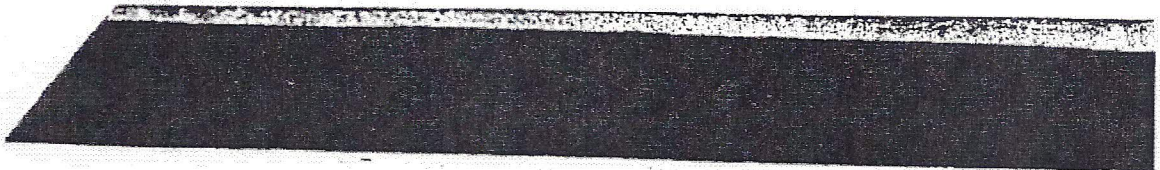
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Mr. Alfred Faella, Union County Manager  
Page 12  
August 23, 2011

engage in fundraising activities at the site of the 2010 MusicFest (Exhibit 7). LHS is a national charity based in Denver, Colorado with a local chapter in Union County. The charity *Love, Hope, Strength Foundation* has undertaken a global initiative to raise funds and awareness through music related events and promotions. The Valerie Fund is a non-profit organization dedicated to providing support for the comprehensive healthcare of children with cancer and blood disorders. The President, Treasurer, Secretary, and several Board members of LHS's Union County Chapter are employed in various positions by Union County.

During the 2010 MusicFest, LHS engaged in fundraising activities, such as: a raffle and a walk-a-thon for the benefit of the Valerie Fund, and the sale of alcoholic beverages in a "Beer Garden" tent for LHS. The appropriate permit was obtained from the New Jersey Alcoholic Beverage Control Board by LHS to sell alcoholic beverages, which it purchased from High Grade Beverage Company at a cost of \$15,194.94. The sale of alcoholic beverages generated proceeds of \$37,507.00. In addition, LHS conducted a 50/50 raffle which produced a profit of \$4,618.50, and a Walk-a-Thon, which generated income; however there are no records to verify the amount.

The LHS "Beer Garden" generated a significant amount of cash through the sale of alcoholic beverages. This money was collected by County employees. The money was then ultimately transported to the Union County Administration Building where it was placed in a safe at the Union County Finance Department. The total amount placed in the safe was \$37,507.00. This money was then deposited in the Union County Chapter of LHS's bank account. These deposits were made incrementally by George Devanney. When questioned as to the reason behind this method of



Artist - County Share - \$2642  
~~\$2644.20~~ <sup>2.20</sup> 2144.20

County Merchandise 13,277

Kids Kingdom 1873

\$18,294.20

Raffle \$6861.-

Parking 46,833.85

Boat ~~37,507~~ 37,507

Lot

Cash Tally - 2010 Music Fest

|                                 |                   |
|---------------------------------|-------------------|
| Artist Merchandise County Share | 2,144.20          |
| County Merchandise              | 13,277.00         |
| Kids Kingdom                    | 1,873.00          |
| Raffle                          | 6,861.00          |
| Parking                         | 46,833.00         |
| Beer                            | 37,507.00         |
| <b>Total</b>                    | <b>108,495.20</b> |

| Last Name  | First Name  | Hours | Salary      | Comp Time  |
|------------|-------------|-------|-------------|------------|
| Balboa     | Darlene     | 2.50  | \$78,744.57 | \$162.25   |
| Brigantino | Christopher | 11.00 | \$34,997.00 | \$317.28   |
| Brigantino | Raymond     | 9.50  | \$47,087.49 | \$368.68   |
| Erdos      | Jennifer    | 22.50 | \$68,536.20 | \$1,270.93 |
| Kobitz     | Arthur      | 24.00 | \$84,645.00 | \$1,674.30 |
| Martins    | Claudia     | 2.00  | \$78,882.81 | \$130.03   |
| Maseda     | Maritsa     | 20.25 | \$49,045.16 | \$818.54   |
| Rachlin    | Robert      | 12.50 | \$52,158.09 | \$537.34   |
| Twaddle    | Felice      | 29.00 | \$64,437.55 | \$1,540.13 |

**TOTAL**

**\$6,819.48**

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**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Darlene Balboa

WORK DEPARTMENT/DIVISION: Engineering

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union  
County Manager at the following activity:

Event: LHS Raffles

On (date): 9/9/10

At (place): OAKridge Park

Time: from 12pm to 9<sup>30</sup>pm (7 hrs work day)

= TOTAL HOURS WORKED 9.5 (2.5 comp)

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.



**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Christopher Brigantino

WORK DEPARTMENT/DIVISION: Motor Vehicles

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: Chris Meehan

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: Raffles

On (date): 9/11/10

At (place): OAKridge Park

Time: from 11a to 5p

= TOTAL HOURS WORKED 6 hrs. (~~5 hrs. reg time~~  
~~6 hr. time + 1/2 = 9~~)

Amy Wagner  
Signature of Event Coordinator

6 hrs  
comp  
all

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Christopher Brigantino

WORK DEPARTMENT/DIVISION: Motor Vehicles

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: Raffles

On (date): 9/12/10

At (place): Oakridge Park

Time: from 12p to 5p

= TOTAL HOURS WORKED 5 hrs. @ 1.5 time =

7.5 hrs.  
comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time **in accordance with the following established County Policy** - Employees will receive hour-for-hour compensatory time for each hour worked *up to 40 hours for their total work week*. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

SPECIAL EVENT  
COMPENSATORY TIME FORM

EMPLOYEE NAME: Ray Brigantino

WORK DEPARTMENT/DIVISION: Purchasing

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: Maryanne <sup>SAUNDERS</sup> Fuller

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles

On (date): 9/12/10

At (place): OAKridge Park

Time: from 11 to 8<sup>30</sup>

= TOTAL HOURS WORKED 9.5 hrs.

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Jen Erdas

WORK DEPARTMENT/DIVISION: Runnells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles (Floater)

On (date): 9/11/10

At (place): Oakridge Park

Time: from 10a to 9:30 pm

= TOTAL HOURS WORKED 11.5 hrs. (5 hours reg time = 5 hrs  
6.5 " time + 1/2 = 9.75

Amy Warner  
Signature of Event Coordinator

14.75 hrs  
comp)

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Jen Erdos

WORK DEPARTMENT/DIVISION: Rumells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS - Raffles

On (date): 9/12/10

At (place): OAKridge Park

Time: from 10<sup>30</sup> a to 9<sup>30</sup> p

= TOTAL HOURS WORKED 11 hrs @ time + 1/2 =

16.5 hrs  
comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Arthur Kobitz

WORK DEPARTMENT/DIVISION: \_\_\_\_\_

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles

On (date): 9/11/10

At (place): Oakridge Park

Time: from 10 a to 11<sup>30</sup> p

= TOTAL HOURS WORKED 13.5 (5 hrs reg. time = 5 hrs  
8.5 hours time + 1/2 = 12.75 hours)

Amy Cellaguer  
Signature of Event Coordinator

17.75 hours  
Comp

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

SPECIAL EVENT  
COMPENSATORY TIME FORM

EMPLOYEE NAME: Arthur Kobitz

WORK DEPARTMENT/DIVISION: \_\_\_\_\_

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union  
County Manager at the following activity:

Event: LHS Raffles

On (date): 9/12/10

At (place): OAKridge Park

Time: from 10<sup>30</sup> a to 9p

= TOTAL HOURS WORKED 10.5 @ 1.5 = 15.75 hrs.  
comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Claudia Martins

WORK DEPARTMENT/DIVISION: Dep. County Manager

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles

On (date): 9/9/10

At (place): Oakridge Park

Time: from 1p to 7pm

= TOTAL HOURS WORKED 8 hrs.

2 hrs comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.



**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Maritza Maseda

WORK DEPARTMENT/DIVISION: Public Info

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles

On (date): 9/11/10

At (place): OAKridge Park

Time: from 11 a to 9:30 p

= TOTAL HOURS WORKED 10.5 hrs

Amy Wagner  
Signature of Event Coordinator

*(4 hours from walk = 5 hours reg time)*  
 $1 \text{ hour @ reg time} = 1$   
 $9.5 \text{ hours @ time + } 1/2 = 14.25$

15.25  
comp.

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Maritza Maseda

WORK DEPARTMENT/DIVISION: Public Info

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles

On (date): 9/12/10

At (place): DAKridge Park

Time: from 10<sup>45</sup> a to 8<sup>30</sup> p

= TOTAL HOURS WORKED 9.75 x 1.5 = 14.6 hrs  
comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Robert Rachlin

WORK DEPARTMENT/DIVISION: Bunnells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffle

On (date): 9/11/10

At (place): Oak Ridge Park

Time: from 10<sup>30</sup> a to 4<sup>30</sup> p

= TOTAL HOURS WORKED 6 hrs (5 hours @ reg time +  
1 hour time + 1/2

6.5 hours comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

SPECIAL EVENT  
COMPENSATORY TIME FORM

EMPLOYEE NAME: Robert Bachlin

WORK DEPARTMENT/DIVISION: Bunnells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union  
County Manager at the following activity:

Event: LHS Raffle Sales

On (date): 9-12-10

At (place): Dark Ridge Park

Time: from 10<sup>30</sup> A to 5P

= TOTAL HOURS WORKED 6.5 hrs x 1.5 = 9.75 hrs  
comp

Signature of Event Coordinator [Signature]

In return for working at this program, in lieu of pay, the employee will receive  
compensatory time in accordance with the following established County  
Policy - Employees will receive hour-for-hour compensatory time for each hour  
worked up to 40 hours for their total work week. For each hour after the 40-hour  
work week has been reached, the employee will be compensated on the basis of  
an hour-and-a-half compensatory time for each hour worked.

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**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Felicia Twaddle

WORK DEPARTMENT/DIVISION: Russells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffle

On (date): 9-10-10

At (place): Oak Ridge Park

Time: from 3 p to 9:30 p

= TOTAL HOURS WORKED 6.5

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time **in accordance with the following established County Policy** - Employees will receive hour-for-hour compensatory time for each hour worked *up to 40 hours for their total work week*. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Felicia Twaddles

WORK DEPARTMENT/DIVISION: Runnells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS - Raffles

On (date): 9/11/10

At (place): OAKridge Park

Time: from 10 a to 10<sup>30</sup> p

= TOTAL HOURS WORKED 12.5 ( 5 hours @ reg time = 5  
7.5 hours @ time + 1/2 = 11.25

Amy Wagner  
Signature of Event Coordinator

16.25  
comp.

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**SPECIAL EVENT  
COMPENSATORY TIME FORM**

EMPLOYEE NAME: Felicia Twaddles

WORK DEPARTMENT/DIVISION: Runnells

WORK PHONE/EXTENSION: \_\_\_\_\_

DIVISION HEAD/SUPERVISOR: \_\_\_\_\_

The employee named below has volunteered to assist the County of Union County Manager at the following activity:

Event: LHS Raffles

On (date): 9/12/10

At (place): Oakridge Park

Time: from 11a to 9p

= TOTAL HOURS WORKED 10 x 1.5 =

15 hrs  
Comp

Amy Wagner  
Signature of Event Coordinator

In return for working at this program, in lieu of pay, the employee will receive compensatory time in accordance with the following established County Policy - Employees will receive hour-for-hour compensatory time for each hour worked up to 40 hours for their total work week. For each hour after the 40-hour work week has been reached, the employee will be compensated on the basis of an hour-and-a-half compensatory time for each hour worked.

**Return of Organization Exempt From Income Tax**

**2009**

**Open to Public Inspection**

Department of the Treasury  
Internal Revenue Service

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)  
 ▶ Sponsoring organizations of donor advised funds and controlling organizations as defined in section 512(b)(13) must file Form 990. All other organizations with gross receipts less than \$500,000 and total assets less than \$1,250,000 at the end of the year may use this form.  
 ▶ The organization may have to use a copy of this return to satisfy state reporting requirements

**A** For the 2009 calendar year, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

**B** Check if applicable:  
 Address change  
 Name change  
 Initial return  
 Terminated  
 Amended return  
 Application pending

Please use IRS label or print or type. See Specific Instructions.

**C** Name of organization: **Union County Love Hope Strength Association, Inc**

Number and street (or P O box, if mail is not delivered to street address): **207 THOMAS STREET**

Room/suite: \_\_\_\_\_

City, town, or country: **CRANFORD** State: **NJ** ZIP + 4: **07016**

**D** Employer identification number: **26-0213036**

**E** Telephone number: **(908) 313-1675**

**F** Group Exemption Number: \_\_\_\_\_

**G** Accounting Method:  Cash  Accrual  
 Other (specify) \_\_\_\_\_

**I** Website: **N/A**

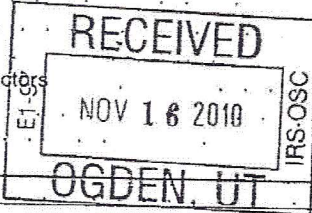
**J** Tax-exempt status (check only one) --  501(c) ( 3 ) ◀ (insert no)  4947(a)(1) or  527

**K** Check  if the organization is not a section 509(a)(3) supporting organization and its gross receipts are normally not more than \$25,000. A Form 990-EZ or Form 990 return is not required, but if the organization chooses to file a return, be sure to file a complete return.

**L** Add lines 5b, 6b, and 7b, to line 9 to determine gross receipts. If \$500,000 or more, file Form 990 instead of Form 990-EZ. **\$ 124,936**

**Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances** (See the instructions for Part I)

| Line | Description  | Amount  |
|------|--|---------|
| 1    | Contributions, gifts, grants, and similar amounts received   | 116,954 |
| 2    | Program service revenue including government fees and contracts  |         |
| 3    | Membership dues and assessments  |         |
| 4    | Investment income  | 0       |
| 5a   | Gross amount from sale of assets other than inventory  | 0       |
| 5b   | Less cost or other basis and sales expenses  | 0       |
| 5c   | Gain or (loss) from sale of assets other than inventory (Subtract line 5b from line 5a)  | 0       |
| 6    | Special events and activities (complete applicable parts of Schedule G) If any amount is from gaming, check here <input checked="" type="checkbox"/> |         |
| 6a   | Gross revenue (not including \$ 0 of contributions reported on line 1)   | 7,982   |
| 6b   | Less direct expenses other than fundraising expenses   | 29,215  |
| 6c   | Net income or (loss) from special events and activities (Subtract line 6b from line 6a)  | -21,233 |
| 7a   | Gross sales of inventory, less returns and allowances  |         |
| 7b   | Less cost of goods sold  |         |
| 7c   | Gross profit or (loss) from sales of inventory (Subtract line 7b from line 7a)   | 0       |
| 8    | Other revenue (describe _____)   | 0       |
| 9    | <b>Total revenue.</b> Add lines 1, 2, 3, 4, 5c, 6c, 7c, and 8  | 95,721  |
| 10   | Grants and similar amounts paid (attach schedule)  | 44,581  |
| 11   | Benefits paid to or for members  |         |
| 12   | Salaries, other compensation, and employee benefits  |         |
| 13   | Professional fees and other payments to independent contractors  |         |
| 14   | Occupancy, rent, utilities, and maintenance  |         |
| 15   | Printing, publications, postage, and shipping  |         |
| 16   | Other expenses (describe <b>See Attached Statement</b> )   | 46,777  |
| 17   | <b>Total expenses.</b> Add lines 10 through 16   | 91,358  |
| 18   | Excess or (deficit) for the year (Subtract line 17 from line 9)  | 4,363   |
| 19   | Net assets or fund balances at beginning of year (from line 27, column (A)) (must agree with end-of-year figure reported on prior year's return)     | 2,180   |
| 20   | Other changes in net assets or fund balances (attach explanation)  | 0       |
| 21   | Net assets or fund balances at end of year. Combine lines 18 through 20  | 6,543   |



**Part II Balance Sheets.** If Total assets on line 25, column (B) are \$1,250,000 or more, file Form 990 instead of Form 990-EZ (See the instructions for Part II)

| Line | Description  | (A) Beginning of year | (B) End of year |
|------|--|-----------------------|-----------------|
| 22   | Cash, savings, and investments   | 2,180                 | 6,543           |
| 23   | Land and buildings   |                       |                 |
| 24   | Other assets (describe _____)  | 0                     | 0               |
| 25   | <b>Total assets</b>  | 2,180                 | 6,543           |
| 26   | <b>Total liabilities</b> (describe _____)  | 0                     | 0               |
| 27   | <b>Net assets or fund balances</b> (line 27 of column (B) must agree with line 21) | 2,180                 | 6,543           |

SCANNED DEC 09 2010

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**Part III Statement of Program Service Accomplishments** (See the instructions for Part III)

What is the organization's primary exempt purpose? Support facilities and organizations for cancer patients  
 Describe what was achieved in carrying out the organization's exempt purposes. In a clear and concise manner, describe the services provided, the number of persons benefited, and other relevant information for each program title.

**Expenses**  
 (Required for section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts, optional for others.)

|    |   |           |               |
|----|---|-----------|---------------|
| 28 | The Association mission is to promote and develop support for healthcare, human service, and educational facilities and organizations for cancer patients |           |               |
|    | (Grants \$ 0 ) If this amount includes foreign grants, check here <input type="checkbox"/>  | 28a       | 69,411        |
| 29 |   |           |               |
|    | (Grants \$ 0 ) If this amount includes foreign grants, check here <input type="checkbox"/>  | 29a       | 0             |
| 30 |   |           |               |
|    | (Grants \$ 0 ) If this amount includes foreign grants, check here <input type="checkbox"/>  | 30a       | 0             |
| 31 | Other program services (attach schedule)  |           |               |
|    | (Grants \$ 0 ) If this amount includes foreign grants, check here <input type="checkbox"/>  | 31a       | 0             |
| 32 | <b>Total program service expenses.</b> (add lines 28a through 31a)  | <b>32</b> | <b>69,411</b> |

**Part IV List of Officers, Directors, Trustees, and Key Employees.** List each one even if not compensated (See the instructions for Part IV)

| (a) Name and address   | (b) Title and average hours per week devoted to position | (c) Compensation (If not paid, enter -0-) | (d) Contributions to employee benefit plans & deferred compensation | (e) Expense account and other allowances |
|--|--|---|---|--|
| Victoria Drake<br>207 Thomas Street Cranford NJ 07016          | Title President<br>Hr/WK 2.00                            | 0   | 0   | 0  |
| Angela Devanney<br>59 Cornell Avenue Berkeley Heights NJ 07922 | Title Treasurer<br>Hr/WK 2.00                            | 0   | 0   | 0  |
| Carolyn M Sullivan<br>838 Robert Street Rahway NJ 07065        | Title Secretary<br>Hr/WK 2.00                            | 0   | 0   | 0  |
| Nicole DiRado<br>733 Greenwood Lane Union NJ 07083             | Title Member<br>Hr/WK 2.00                               | 0   | 0   | 0  |
| Ronald Zuber<br>15 Elm Street Cranford NJ 07016                | Title Member<br>Hr/WK 2.00                               | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |
|  | Title<br>Hr/WK 00  | 0   | 0   | 0  |

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**Part V Other Information** (Note the statement requirements in the instructions for Part V)

|      |  | Yes               | No                                |
|------|--|-------------------|-----------------------------------|
| 33   | Did the organization engage in any activity not previously reported to the IRS? If "Yes," attach a detailed description of each activity.  |                   | X                                 |
| 34   | Were any changes made to the organizing or governing documents? If "Yes," attach a conformed copy of the changes.  |                   | X                                 |
| 35   | If the organization had income from business activities, such as those reported on lines 2, 6a, and 7a (among others), but not reported on Form 990-T, attach a statement explaining why the organization did not report the income on Form 990-T  |                   |                                   |
| a    | Did the organization have unrelated business gross income of \$1,000 or more or was it subject to section 6033(e) notice, reporting, and proxy tax requirements?   |                   | X                                 |
| b    | If "Yes," has it filed a tax return on Form 990-T for this year?   |                   |                                   |
| 36   | Did the organization undergo a liquidation, dissolution, termination, or significant disposition of net assets during the year? If "Yes," complete applicable parts of Schedule N.   |                   | X                                 |
| 37 a | Enter amount of political expenditures, direct or indirect, as described in the instructions   | 37a               |                                   |
| b    | Did the organization file Form 1120-POL for this year?   | 37b               |                                   |
| 38 a | Did the organization borrow from, or make any loans to, any officer, director, trustee, or key employee or were any such loans made in a prior year and still outstanding at the end of the period covered by this return?   | 38a               | X                                 |
| b    | If "Yes," complete Schedule L, Part II and enter the total amount involved   | 38b               | 0                                 |
| 39   | Section 501(c)(7) organizations Enter  |                   |                                   |
| a    | Initiation fees and capital contributions included on line 9   | 39a               |                                   |
| b    | Gross receipts, included on line 9, for public use of club facilities  | 39b               |                                   |
| 40 a | Section 501(c)(3) organizations. Enter amount of tax imposed on the organization during the year under: section 4911; section 4912; section 4955   |                   |                                   |
| b    | Section 501(c)(3) and 501(c)(4) organizations Did the organization engage in any section 4958 excess benefit transaction during the year or is it aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? If "Yes," complete Schedule L, Part I. | 40b               | X                                 |
| c    | Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax imposed on organization managers or disqualified persons during the year under sections 4912, 4955, and 4958   |                   |                                   |
| d    | Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax on line 40c reimbursed by the organization   |                   |                                   |
| e    | All organizations At any time during the tax year, was the organization a party to a prohibited tax shelter transaction? If "Yes," complete Form 8886-T  | 40e               |                                   |
| 41   | List the states with which a copy of this return is filed  |                   | NJ                                |
| 42 a | The organization's books are in care of  | Victoria Drake    | Telephone no (908) 313-1675       |
|      | Located at   | 207 Thomas Street | City Cranford ST NJ ZIP + 4 07016 |
| b    | At any time during the calendar year, did the organization have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)?   | 42b               | X                                 |
|      | If "Yes," enter the name of the foreign country:   |                   |                                   |
|      | See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.  |                   |                                   |
| c    | At any time during the calendar year, did the organization maintain an office outside of the U S ?   | 42c               | X                                 |
|      | If "Yes," enter the name of the foreign country  |                   |                                   |
| 43   | Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of Form 1041—Check here and enter the amount of tax-exempt interest received or accrued during the tax year  | 43                | N/A                               |
| 44   | Did the organization maintain any donor advised funds? If "Yes," Form 990 must be completed instead of Form 990-EZ   | 44                | X                                 |
| 45   | Is any related organization a controlled entity of the organization within the meaning of section 512(b)(13)? If "Yes," Form 990 must be completed instead of Form 990-EZ  | 45                | X                                 |

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**Part VI Section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts only.** All section 501(c)(3) organizations and section 4947(a)(1) nonexempt charitable trusts must answer questions 46-49b and complete the tables for lines 50 and 51.

- 46 Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I
- 47 Did the organization engage in lobbying activities? If "Yes," complete Schedule C, Part II.
- 48 Is the organization a school as described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E
- 49 a Did the organization make any transfers to an exempt non-charitable related organization?  
b If "Yes," was the related organization a section 527 organization?
- 50 Complete this table for the organization's five highest compensated employees (other than officers, directors, trustees and key employees) who each received more than \$100,000 of compensation from the organization. If there is none, enter "None"

|     | Yes | No |
|-----|-----|----|
| 46  |     | X  |
| 47  |     | X  |
| 48  |     | X  |
| 49a |     | X  |
| 49b |     |    |

| (a) Name and address of each employee paid more than \$100,000 | (b) Title and average hours per week devoted to position | (c) Compensation | (d) Contributions to employee benefit plans & deferred compensation | (e) Expense account and other allowances |
|--|--|------------------|---|--|
| Name None<br>City ST ZIP                                       | Title<br>Hr/WK   | 00               | 0   | 0  |
| Name<br>City ST ZIP  | Title<br>Hr/WK   | 00               | 0   | 0  |
| Name<br>City ST ZIP  | Title<br>Hr/WK   | 00               | 0   | 0  |
| Name<br>City ST ZIP  | Title<br>Hr/WK   | 00               | 0   | 0  |
| Name<br>City ST ZIP  | Title<br>Hr/WK   | 00               | 0   | 0  |
| f Total number of other employees paid over \$100,000          |  |                  |   |  |

51 Complete this table for the organization's five highest compensated independent contractors who each received more than \$100,000 of compensation from the organization. If there is none, enter "None."

| (a) Name and address of each independent contractor paid more than \$100,000  | (b) Type of service | (c) Compensation |
|---|---------------------|------------------|
| Name None<br>City ST ZIP  |                     |                  |
| Name<br>City ST ZIP   |                     |                  |
| Name<br>City ST ZIP   |                     |                  |
| Name<br>City ST ZIP   |                     |                  |
| Name<br>City ST ZIP   |                     |                  |
| d Total number of other independent contractors each receiving over \$100,000 |                     |                  |

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

**Sign Here**  
 Signature of officer: Victoria Drake  
 Date: 11.9.10  
 Type or print name and title: President

**Paid Preparer's Use Only**  
 Preparer's signature: Robert J Butvilla  
 Date: 10/14/2010  
 Check if self-employed:   
 Preparer's identifying number (See instructions): P00837745  
 Firm's name (or yours if self-employed), address, and ZIP + 4: Suplee Clooney and Company  
308 East Broad St, Westfield, NJ 07090  
 EIN: 22-1427684  
 Phone no: (908) 789-9300

May the IRS discuss this return with the preparer shown above? See instructions  Yes  No

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## **Section D**

### **LHSF Walk-a-Thon**

The Prosecutor's report stated on the 50/50 Raffle ticket sales that the President, Treasurer, Secretary, and several Board members of the LHSF's Union County Chapter are employed in various positions by Union County .

Curiously, the Prosecutor's Report did not report details about this Walk-a-Thon fund-raising event. The report only mentions that the Walk-a-Thon generated income; however "there are no records to verify the amount."

The Prosecutor's report does not mention:

- ▲ How much was raised by the Walk-a-Thon
- ▲ How much in county resources/employees were used to help raise it
- ▲ How many county employees were solicited by the county manager to contribute and participate
- ▲ That County Manager George Devanney, his wife, county vendors and employees benefited by the funds raised through being given exotic mountain trek trips.

The only estimate of how much might have been raised comes from an August 1, 2008 posting on a website "[thealarm.groupee.net](http://thealarm.groupee.net)" that estimates that in 2007 "the fund-raising walk raised more than \$75,000".

## **Missing Money: \$75,000**

#### Exhibits Attached:

D2 Excerpt from Prosecutor's Report

D3 Website forum posting of 8/1/08

Mr. Alfred Faella, Union County Manager  
Page 12  
August 23, 2011

engage in fundraising activities at the site of the 2010 MusicFest (Exhibit 7). LHS is a national charity based in Denver, Colorado with a local chapter in Union County. The charity *Love, Hope, Strength Foundation* has undertaken a global initiative to raise funds and awareness through music related events and promotions. The Valerie Fund is a non-profit organization dedicated to providing support for the comprehensive healthcare of children with cancer and blood disorders. The President, Treasurer, Secretary, and several Board members of LHS's Union County Chapter are employed in various positions by Union County.

During the 2010 MusicFest, LHS engaged in fundraising activities, such as: a raffle and a walk-a-thon for the benefit of the Valerie Fund, and the sale of alcoholic beverages in a "Beer Garden" tent for LHS. The appropriate permit was obtained from the New Jersey Alcoholic Beverage Control Board by LHS to sell alcoholic beverages, which it purchased from High Grade Beverage Company at a cost of \$15,194.94. The sale of alcoholic beverages generated proceeds of \$37,507.00. In addition, LHS conducted a 50/50 raffle which produced a profit of \$4,618.50, and a Walk-a-Thon, which generated income; however there are no records to verify the amount.

The LHS "Beer Garden" generated a significant amount of cash through the sale of alcoholic beverages. This money was collected by County employees. The money was then ultimately transported to the Union County Administration Building where it was placed in a safe at the Union County Finance Department. The total amount placed in the safe was \$37,507.00. This money was then deposited in the Union County Chapter of LHS's bank account. These deposits were made incrementally by George Devanney. When questioned as to the reason behind this method of

Store | Forums | Wiki

The Alarm.com thealarm.groupee.net The Alarm Forums The Alarm/Alarm MMVI/Mike Peters/DMW/ColourSound General Discussion Love Hope Strength LHS Union County Rock n' Run & Rock On Walkathon

Go New Find Notify Tools Reply

LHS Union County Rock n' Run & Rock On Walkathon

Login/Join

NYC Alarm gal

Hipster: Gathering Veteran



Posted 01 August 2008 04:59 PM

UNION COUNTY JOINS WITH MIKE PETERS OF THE ALARM AND THE VALERIE FUND IN CHARITY ANNOUNCEMENT ON TUESDAY FOR ROCK ON! WALKATHON & 5K ROCK N' RUN

SUMMIT--Mike Peters, of the rock group The Alarm, joined with Union County officials on Tuesday afternoon in announcing The Valerie Fund as one of the beneficiaries of the Rock On! Walkathon & 5K Rock N' Run.

Peters, a two-time cancer survivor and a founder of the charity Love Hope Strength Foundation (www.lovehopestrength.org) toured The Valerie Fund facility at Overlook Hospital, visiting with families and staff, and held a press announcement with Union County government officials, including the County Manager, and representatives of The Valerie Fund, including Executive Director Barry Kirschner.

"On behalf of the Love Hope Strength Foundation, I would like to once again thank the Freeholder Board and the County for their support in allowing us to partner for this benefit," said Peters. "This will allow our foundation to provide critical funding globally for cancer centers worldwide through our foundation, and help children locally with cancer and blood disorders in New Jersey through The Valerie Fund."

Peters is a two-time cancer survivor and a founder of the charity Love Hope Strength Foundation (www.lovehopestrength.org). The Valerie Fund (www.thevaleriefund.org) is a not-for-profit organization established to provide support for the comprehensive health care of children with cancer and blood disorders. The Rock On! Walkathon and 5K Rock N' Run (www.ucmusicfest.com) will be held on Saturday, September 6th at Musicfest '08 at Nomahegan Park in Cranford with registration at 7:30 a.m., followed by a 9 a.m. run start, and a 9:15 a.m. walk start.

The Rock on! Walkathon and 5k Rock N' Run (www.ucmusicfest.com) will be held on the morning of Saturday, September 6th at Musicfest '08 at Nomahegan Park in Cranford.

The Rock on! Walkathon and 5k Rock N' Run (on a certified USATF course) will precede Union County MusicFest '08, with registration at 7:30 a.m., and 9 a.m. run start, 9:15 a.m. walk start.

The Valerie Fund (www.thevaleriefund.org) is a not-for-profit organization established to provide support for the comprehensive health care of children with cancer and blood disorders.

The Valerie Fund provides support for the comprehensive health care for children with cancer and blood disorders. The fund maintains eight centers in the tri-state area, including its original location in Summit at Overlook Hospital.

"It is an honor to partner with Union County, the Freeholder Board and the Love Hope Strength Foundation," said Valerie Fund Executive Director Barry Kirschner. "Through this partnership, we will be able to do more to help children and their families who suffer from cancer and blood disorders and make a huge difference in their lives."

The Valerie Fund will use the donations to provide transportation for needy families to cancer care, as well as provide for a "Community medicine chest" to help families without drug plans who cannot afford the high cost of oncology drugs. The money will also be used to begin a neuropsychological testing program for children off treatment, who exhibit late effects of chemotherapy.

The Valerie Fund is a non-profit organization established in 1976 in memory of nine-year-old Valerie Goldstein by her parents, Ed and Sue, who saw the need for making quality outpatient care available close to a child's home. They realized that parents and their sick children should not have to contend with exhaustive commutes to reach adequate medical care. Their grass-roots effort began in their basement with the help of friends and family.

The Valerie Fund's Children's Centers now comprise the largest network of health care facilities for children with cancer and blood disorders in New Jersey and is one of the largest in the nation. The centers hosts approximately 28,000 patient visits each year.

Last year, the fundraising walk raised more than \$75,000 for both the Love Hope Strength Foundation, and the New Jersey Citizens Coalition for Cures, a statewide not-for-profit organization dedicated to educating the public about the importance and potential benefits of

03

## **Section E**

### **Kids Kingdom and Merchandise Sales**

The Prosecutor's reports states: "Profits generated from the Kids Kingdom (\$1,874) "were deposited in the County's account promptly after the conclusion of MusicFest." However, it does not give a breakdown of the total amount generated from Kids Kingdom.

The Prosecutor's report also states: "The \$15,471.10 generated from the sale of County merchandise and artist's merchandise was placed in a safe at the Finance Department of Union County. The \$15,471.10 remained there until the initiation of this investigation when our investigative staff discovered this oversight." However, the report does not give a breakdown of the total costs of the merchandise and the total amount generated.

**Exhibits Attached:**

E2-E3 Excerpt from Prosecutor's Report

deposit, Devanney informed our investigators that he did this as a safety precaution because he was not comfortable carrying large amounts of cash at one time.

This Office recommends that:

- (1) County employees should not personally handle the funds raised by a charitable organization;
- (2) Proceeds collected by a charity should not be placed in a County safe;
- (3) A charity should be responsible for collecting the funds, transporting the funds, accounting for the funds, and depositing the funds into its own account;
- (4) All County officials with authority to select contractors, vendors, concessionaires, or any other party with a commercial interest in the event should be required to disclose their commercial or personal interest with that party to the Board of Freeholders; and
- (5) Other charities should be afforded the opportunity to engage in fundraising in connection with the event, or the alternative, the County should reconsider the policy of contributing to a charity to the exclusion of others.

**KIDS KINGDOM AND MERCHANDISE SALES:**

Additionally, Union County operated independent, income-generating events at the MusicFest, including the sale of artist merchandise, county merchandise, and a children's play area called *Kids Kingdom*. These events produced profits of \$17,345.10.

|                          |                     |
|--------------------------|---------------------|
| County Merchandise Sales | \$ 13,327.00        |
| Artist Merchandise Sales | \$ 2,144.10         |
| <i>Kids Kingdom</i>      | \$ 1,874.00         |
| <b>Total</b>             | <b>\$ 17,345.10</b> |

The *Kids Kingdom* profits were deposited in the County's account promptly after the conclusion of MusicFest. The \$15,471.10 generated from the sale of County merchandise and artist's merchandise was placed in a safe at the Finance Department of Union County. The \$15,471.10



remained there until the initiation of this investigation when our investigative staff discovered this oversight. This money is now being held in the vault at the Union County Prosecutor's Office and will be turned over to the Union County Finance Department at the conclusion of this investigation.

This Office recommends that:

- (1) Reconciliation of cash at the end of each day with all individuals involved in the handling of cash by comparing to control totals. This will ensure proper accountability;
- (2) Adequate protocols be implemented and adhered to for the counting, transporting, and depositing of all funds, especially cash, related to MusicFest; and
- (3) A policy be implemented to deposit any cash held in the County safe into a County bank account the next business day following the event.

**UNION COUNTY:**

The total out-of-pocket expense to Union County for this event was \$844,279.67<sup>3</sup>.

| Recipient  | Amount        |
|--|---------------|
| TIIP   | \$ 265,000.00 |
| UCPAC  | \$ 315,000.00 |
| Across The River, LLC                              | \$ 27,500.00  |
| Weather Insurance                                  | \$ 19,200.00  |
| Union County Educational Services (Transportation) | \$ 7,250.00   |
| Mailing List/Database                              | \$ 8,247.00   |
| Ice  | \$ 270.00     |
| Promotional Signs                                  | \$ 840.63     |
| Soda and Water                                     | \$ 887.75     |
| Overtime for Police and County Employees           | \$ 200,084.29 |
| Total  | \$ 844,279.67 |

<sup>3</sup> All expenses and revenue for the 2010 MusicFest were verified by an independent accounting firm.

## **Section F**

### **Sponsorship Donations**

*Union County Performing Arts Center: Who paid what to whom?*

On July 7, 2011 county manager George Devanney submitted a memo of recusal to the deputy county manager and Debra Scanlon, Chairwoman of the Union County Board of Chosen Freeholders. It stated in part, "In order to avoid any appearance of conflict of interest in matters pertaining to the following companies and/or projects: Union County Performing Art Center I am delegating the responsibility and authority in the handling of any such matters to you. Please ensure that I am screened from any such information or communication on any such matters...."

Devanney retired effective August 1, 2011. Freeholder Chairwoman Scanlon was asked at three subsequent public meetings to date why Devanney recused himself, she did not give a reply.

Curiously, the Prosecutor's report does not mention Devanney's involvement with the UCPAC nor does it give a breakdown of Musicfest 2010 sponsorship donations or what vendors were paid from them despite recommending that this information be made available to the public going forward:

*"Sponsorship donations for the benefit of MusicFest are solicited by the County. These donations however are deposited directly into the account of UCPAC. They are then used by the UCPAC for the procurement of entertainment. Consequently, the County has no control over the distribution of these funds, which are collected using the County name and on the County's behalf. The office recommends that: All donations be deposited in County accounts and distributed to the various vendors from those accounts; and all sponsors' names and donations in cash or check should be made available to the public. The names of County officials soliciting the aforementioned gifts or contributions should be made available to the public"*

## **Section F**

### **Sponsorship Donations (continued)**

The Prosecutor's report lists the UCPAC's expenses for Musicfest. Included in that list is a \$1,500 donation to the LHSF a non-profit 501(c)3. The report does not take issue with this donation.

Article 8, Section III, paragraphs 2 and 3 of the NJ Constitution states:

- 2. No county, city, borough, town, township or village shall hereafter give any money or property, or loan its money or credit, to or in aid of any individual, association or corporation, or become security for, or be directly or indirectly the owner of, any stock or bonds of any association or corporation.*
- 3. No donation of land or appropriation of money shall be made by the State or any county or municipal corporation to or for the use of any society, association or corporation whatever.*

#### Exhibits Attached:

- F3 George Devanney recusal memo from UCPAC
- F4 CDD Promotions, LLC contact page
- F5 CDD Promotions, LLC promoted an act at UCPAC
- F6-F7 Some background on the treks
- F8 Excerpt from Prosecutor's Report
- F9 Sponsor list obtained through OPRA totaling \$232,500



# COUNTY OF UNION

OFFICE OF THE COUNTY MANAGER  
*George W. Devanney, County Manager*

**BOARD OF  
CHOSEN FREEHOLDERS**

DEBORAH P. SCANLON  
*Chairman*

ALEXANDER MIRABELLA  
*Vice Chairman*

LINDA CARTER

ANGEL G. ESTRADA

CHRISTOPHER HUDAK

MOHAMED S. JALLOH

BETTE JANE KOWALSKI

DANIEL P. SULLIVAN

NANCY WARD

GEORGE W. DEVANNEY  
*County Manager*

M. ELIZABETH GENIEVICH,  
C.M.C., M.P.A.  
*Deputy County Manager/  
Director of Administrative  
Services*

ROBERT E. BARRY, ESQ.  
*County Counsel*

NICOLE L. DIRADO,  
C.M.C., M.P.A.  
*Clerk of the Board*

TO: M. Elizabeth Genievich  
Deputy County Manager

FROM: George W. Devanney  
County Manager

DATE: July 7, 2011

RE: Recusal

Cc: Deborah P. Scanlon, Chairman  
Union County Board of Chosen Freeholder  
Robert E. Barry, Esq., County Counsel  
Sharda Badri, Office Manager  
Vikki Durban-Drake, Director  
Open Space

In order to avoid any appearance of conflict of interest in matters pertaining to the following companies and/or projects:

### Union County Performing Art Center

I am delegating the responsibility and authority in the handling of any such matters to you. Please ensure that I am screened from any such information or communication on any such matters. By copy of this memorandum I am instructing Sharda Badri to ensure that I do not receive any communication of any matters affecting the aforementioned company or project. Further, if she has any questions, she should contact you.

ADMINISTRATION BUILDING

Elizabethtown Plaza

Elizabeth, NJ 07207

(908)527-4200

fax(908)289-0180

www.ucnj.org

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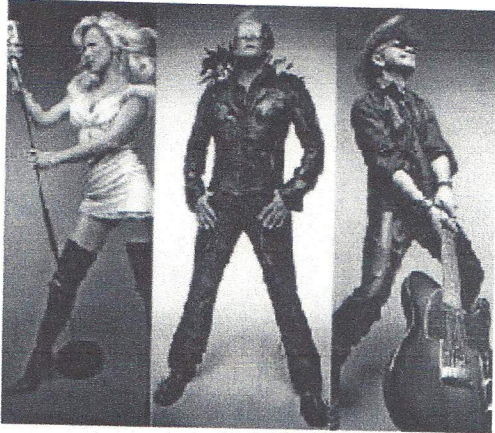
To contact us, give us any comments, suggestions, or feedback please:

Email us at [cdnorth@comcast.net](mailto:cdnorth@comcast.net)

or

Call Chris Devanney at (908) 418 3717

F4



CDD Promotions, LLC & Christopher Entertainment present

## ICH TROJE

Sunday • November 8, 2009 • 6:00 PM

**BUY TICKETS**

Tickets: \$40 & \$35

Ich Troje , a Warsaw-based trio whose records regularly top the Polish charts is on a brief U.S. tour that is coming to Union County . *"Ich Troje brings sounds of homeland to expatriates in The United States"* - Newark Star-Ledger

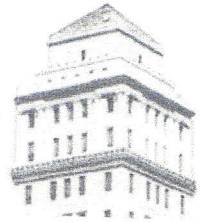
Ich Troje was founded in 1996 by songwriter Michal Wisniewski and composer Jacek Lagwa. The name of the group can be translated as "Three of Them". They have sold over 2.5 million CDs in Europe over the last few years and have given over 300 concerts with several platinum records. Their songs talk about love, betrayal, break-ups which have people dancing in their seats. **A must see event!**

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F 5

# The County Watchers

The citizen watchdogs of government in Union County, NJ



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## Who pays for these trips

By Tina Renna | November 20, 2009



Union County Freeholder Chester Holmes (C) presents resolutions to Ryan Garner of Union and Angie Devanney of Berkeley Heights commending them on completing the trek to the top of Mount Kilimanjaro in East Africa as part of "Kilimanjaro Rocks," The Love Hope Strength Foundation's latest musical journey in the fight against cancer.

I had the displeasure of having to sit through the above ceremony, involving the county manager's wife, at a recent freeholder meeting. The entire spectacle which included speeches and pictures, took longer than the people's business discussed at a prior agenda meeting which took all of 14 minutes to appropriate approximately 8 million property tax dollars.

In 2008 the Union County Watchdog Association filed a complaint with the state's Government Records Council in response to the county's refusal to turn over documents responsive to the UCWA's request seeking records that would show what individuals donated to a county sponsored fund-raiser in 2007 which the county manager was personally involved in and profited from and politicians used as a campaign whistle stop free from Election Law Enforcement reporting guidelines.

The GRC ruled:

Because the Complainant's requests are not requests for identifiable government records and because the Custodian is not required to conduct research in response to a request, the requests are invalid and the Custodian has not unlawfully denied access to the requested records

An example of this is because I did not know the specific email to and from what employees on what day to ask for.... The county got away with keeping this information from the public.

F6

If they didn't have anything to hide, they could have easily responded to the request. They chose not to. My suspicion is that the trips are funded by county vendors which is another form of pay to play and county employees which is another form of pay to work. The fact that the county used public resources, employees and the county website to facilitate this event is another form of theft of services in my very strong opinion.

The county sponsored Walkathon's held in conjunction with the Music fest resulted in the following trips: In 2007 George Devanney went to Mt. Everest in Nepal, in 2008 he went Machu Picchu in Peru, in 2009 his wife, Angie Devanney, went to Mount Kilimanjaro in East Africa.

As submitted to the GRC in 2008:

- The Co-Chairs of the event were Assemblyman Neil Cohen, Assemblywoman Linda Stender and Freeholder Chairwoman Bette Jean Kowalski.
- The county manager's wife listed on her website that she was the treasurer of the Love, Hope Strength Organization.
- County resources, including the website and employees, were used to organize, facilitate and raise the money for the event.
- For raising in excess of \$25,000 the county manager got to go on the organizations free trip to Mt. Everest in Nepal.
- For donating certain amounts of money contributors, including county employee's and county vendors, got to rub elbows with elected officials while attending a private party at the county manager's home in which county vendors performed.
- Politicians connected to the Union County Democrat machine got to use the fund raiser as a campaign whistle stop free from Election Law Enforcement Commission rules on campaign spending and contribution reporting.

Mike Peters of the Love Hope Strength Foundation has written, "Words cannot adequately describe the pride I have in the Union County Freeholder Board ..... Not only were they supportive in my trip to Mount Everest, but they had the vision to make Musicfest more than just a concert in the park by involving the LHSF .....

There is no denying that Union County Government is behind the money that is raised at these events. Until they conduct the peoples business in complete transparency then they aren't heroes raising money for cancer. They are leaches feeding off of a worthy cause.

"It's all about getting elected baby!" Senator Raymond Lesniak's nephew, appointed Union County Manager, George Devanney – 2007 MusicFest



George Devanney performing on stage at a Music Fest along with Freeholders Kowalski & Mirabella.

Previously posted: [Union County Getting Bamboozled Again](#), by Patricia Quattrocchi



The expenses incurred by UCPAC totaled \$439,675.86 as reflected in the following:

| Provider/Description                   | Amount               |
|--|----------------------|
| Fees Paid for Musical Agencies         | \$ 384,069.40        |
| TIIP                                   |                      |
| Video wall                             | \$ 8,500.00          |
| Catering                               | \$ 18,169.00         |
| Stage Works (for Summer Arts Festival) | \$ 17,100.00         |
| Donation to LHS                        | \$ 1,500.00          |
| Crown Plaza Hotel (lodging)            | \$ 9,245.50          |
| Other                                  | \$ 1,091.96          |
| <b>UCPAC's Total Expenses</b>          | <b>\$ 439,675.86</b> |
| <b>Balance Remaining</b>               | <b>\$ 115,452.14</b> |

The \$115,452.14 balance was retained in the UCPAC account for expenses to be incurred by the 2011 MusicFest. UCPAC maintained an interest bearing account strictly for deposits and expenses relating to MusicFest. Our investigation revealed that invoices were paid from that account for other events. In particular, a \$17,100.00 check was issued to *This is It! Stage Works*, a sister company of TIIP, for the production of the Summer Arts Festival held on June 30, 2010, in Echo Lake Park and Oak Ridge Park. When questioned about this expenditure, employees at the UCPAC could not adequately explain the reason for paying this invoice from the MusicFest account.

This Office recommends that:

- (1) The UCPAC establish separate accounts for MusicFest and sub-accounts for other events and that invoices be paid only from the specific account created;
- (2) In any County sponsored events, UCPAC should be required to enter into written agreements with all vendors and artists; and
- (3) A designated responsible County official review all invoices to ensure that no redundant services are being billed, and that the services conform to the budget agreement before the invoice is approved for payment.

| Type           | Date       | Num | Memo   | Amount    |
|----------------|------------|-----|--|-----------|
| Deposit        | 03/05/2010 |     | Brown & Brown Metro - 2010 Sponsor               | 8,500.00  |
| Deposit        | 04/02/2010 |     | Masur Consulting - 2010 Sponsor                  | 8,500.00  |
| Deposit        | 04/15/2010 |     | Overlook Hospital - 2010 Sponsor                 | 25,000.00 |
| Deposit        | 04/15/2010 |     | Neglia Engineering - 2010 Sponsor                | 5,500.00  |
| Deposit        | 04/15/2010 |     | Pennoni Associates - 2010 Sponsor                | 8,500.00  |
| Deposit        | 04/19/2010 |     | Union County College - 2010 Sponsor              | 5,500.00  |
| Deposit        | 04/19/2010 |     | Medco Health - 2010 Sponsor                      | 5,500.00  |
| Deposit        | 05/05/2010 |     | Wal-Mart - 2010 Sponsor                          | 25,000.00 |
| Deposit        | 05/20/2010 |     | Jingoli & Son - 2010 Sponsor                     | 10,000.00 |
| Deposit        | 05/20/2010 |     | Kean University - 2010 Sponsor                   | 15,000.00 |
| Deposit        | 05/25/2010 |     | Honeywell - 2010 Sponsor                         | 5,500.00  |
| Deposit        | 05/27/2010 |     | Marturano Recreation - 2010 Sponsor              | 5,500.00  |
| Deposit        | 06/01/2010 |     | ConocoPhillips - 2010 Sponsor                    | 3,000.00  |
| Deposit        | 06/04/2010 |     | Honeywell - 2010 Sponsor                         | 5,500.00  |
| Deposit        | 06/10/2010 |     | Atlantic Health - 2010 Sponsor                   | 5,000.00  |
| Deposit        | 06/14/2010 |     | Kemper Sports Mgmt - 2010 Sponsor                | 5,500.00  |
| Deposit        | 06/18/2010 |     | Cigna Sports Mgmt - 2010 Sponsor                 | 5,500.00  |
| Deposit        | 07/21/2010 |     | AGL Resources (Elizabethtown Gas) - 2010 Sponsor | 10,000.00 |
| Deposit        | 07/23/2010 |     | Delta Dental - 2010 Sponsor                      | 1,000.00  |
| Deposit        | 08/05/2010 |     | GSV / AstroTurf - 2010 Sponsor                   | 5,500.00  |
| Deposit        | 08/10/2010 |     | Access Systems - 2010 Sponsor                    | 2,500.00  |
| Deposit        | 08/10/2010 |     | TD Bank - 2010 Sponsor                           | 15,000.00 |
| Deposit        | 08/10/2010 |     | Kemper Sports Mgmt - 2010 Sponsor                | 3,000.00  |
| Credit Card*** | 08/18/2010 |     | Patch - 2010 Sponsor on credit card              | 1,000.00  |
| Deposit        | 08/19/2010 |     | Papetti Holding Co.- 2010 Sponsor                | 5,000.00  |
| Deposit        | 08/27/2010 |     | Applied Landscape Technologies - 2010 Sponsor    | 5,500.00  |
| Deposit        | 09/01/2010 |     | Dewberry - 2010 Sponsor                          | 1,500.00  |
| Deposit        | 09/01/2010 |     | Correctional Health Services - 2010 Sponsor      | 5,500.00  |
| Deposit        | 09/09/2010 |     | Verizon - 2010 Sponsor                           | 7,500.00  |
| Deposit        | 09/15/2010 |     | Covanta Union - 2010 Sponsor                     | 5,500.00  |
| Deposit        | 09/23/2010 |     | Liberty Mutual - 2010 Sponsor                    | 2,000.00  |
| Deposit        | 10/07/2010 |     | Hartford Insurance - 2010 Sponsor                | 4,500.00  |
| Deposit        | 11/08/2010 |     | PSE&G - 2010 Sponsor                             | 5,000.00  |

# Section G

## Adding It All Up

Beer Sales: \$150,725

Raffle Money: \$14,275

Walk-a-Thon: \$75,000

Merchandise Sales: ??????????

Parking: ??????????

**Approximately \$240,000 MISSING**