

HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS

Main Street County Complex, 2nd Floor

Flemington, New Jersey 08822

April 07, 2009

The regular meeting of the Hunterdon County Board of Chosen Freeholders convened at 3:10 p.m. in accordance with the provisions of the Open Public Meetings Act.

PRESENT: MR. MENNEN, MR. MELICK, MR. PETERSON, MR. SWOREN.

ABSENT: MR. HOLT.

OPEN PUBLIC MEETINGS ACT

Director Mennen announced: "This meeting is being held in accordance with the provisions of the Open Public Meetings Act. Adequate notice has been given by posting throughout the year a copy of the notice on Bulletin Boards on the First and Second Floor of the Main Street County Complex, Building #1, Flemington, New Jersey, a public place reserved for such announcements. A copy was mailed on or before January 02, 2009, to the Hunterdon County Democrat, Lambertville Beacon, The Express, Courier News, Trenton Times, Hunterdon Review and The Star Ledger, newspapers designated to receive such notices and by filing a copy with the Hunterdon County Clerk."

EXECUTIVE SESSION REQUESTS

Mr. Sworen moved and Mr. Holt seconded these:

See Page 04/07/09-1A

RESOLUTION

RESOLVED, Executive Session to discuss the status of the legal action before PERC to establish a bargaining unit for department heads.

See Page 04/07/09-1B

RESOLUTION

RESOLVED, Executive Session to discuss negotiations with four of the County's bargaining units and may discuss classified employees contracts.

See Page 04/07/09-1C

RESOLUTION

RESOLVED, Executive Session to discuss the executive session minutes of February 17, 2009 and March 03, 2009 to determine what portions can be released.

See Page 04/07/09-1D

RESOLUTION

RESOLVED, Executive Session to discuss a legal questions with regard to the renewal of the County Administrator's contract.

See Page 04/07/09-1E

RESOLUTION

RESOLVED, Executive Session to discuss the continuing review of the activities of the Hunterdon County Housing Corporation in regard to the Small Cities grant.

See Page 04/07/09-1F

RESOLUTION

RESOLVED, Executive Session to discuss appointments to the County's Agriculture Development Board and the Open Space Advisory Committee.

See Page 04/07/09-1G

RESOLUTION

RESOLVED, Executive Session to discuss negotiations and a perspective contract with a consultant to the Finance Department.

See Page 04/07/09-1H

RESOLUTION

RESOLVED, Executive Session to discuss land issues including the County's participation in the acquisition of properties on Horseshoe Bend Road in Kingwood Township.

See Page 04/07/09-1I

RESOLUTION

RESOLVED, Executive Session to discuss a request by Delaware Township for additional funding for the Grano/Keane Farm.

ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.

The Hunterdon County Board of Chosen Freeholders went into Executive Session at 3:15 p.m., recessed at 4:17 p.m. to continue the 2009 County Budget Hearings, and reconvened in Open Session at 5:11 p.m.

CONTINUATION OF THE 2009 BUDGET HEARINGS

The Hunterdon County Board of Chosen Freeholders continued their budget hearings from 4:17 p.m. until 5:11 p.m.

PRESENT: MR. MENNEN, MR. PETERSON, MR. SWOREN.
ABSENT: MR. HOLT, MR. MELICK.

PLEDGE OF ALLEGIANCE

ROADS AND BRIDGES UPDATE

John P. Glynn, Director, Roads, Bridges and Engineering brought the Board up to date on various County road and bridge projects:

- It was reported that some of the money for County Route 544 will be reimbursed by NJDOT in the amount of \$211,000. This project will be done with night time construction.
- Bids will be received for retaining walls on April 30, 2009.
- A public information meeting is scheduled for County Route 619 for tomorrow night from 6:00 p.m., at the Pittstown Municipal building.
- A meeting was held in Hampton Borough regarding Route 635. There are some minor changes to the plans and once those modifications are made, the plans will be sent back to Hampton for their approval.
- A few roads are listed for resurfacing in 2009. There are various funding sources and the project has been opened to the municipalities.
- County Bridge D-345 has been authorized, the County has received all permits for the final plans and specifications.
- Bids will be received for County Bridge M-110 on April 23, 2009. County Counsel has been working with a property owner's attorney to resolve an issue. Mr. Glynn has been in conversation with Milford Borough and they are in agreement with waiving any interest that they may have in the old ally way that exists. Language is being worked out between the two attorney's.
- A public information meeting will be held this evening on County Bridge Q-168 on Pennsylvania Avenue regarding the right of way acquisitions and a field meeting is scheduled for tomorrow to talk with the property owners.
- County Bridge R1123 is advancing, a consultant was hired and an application will be made to NJDEP for a stream and wetlands permit.
- County Bridge H-64-W is under construction; the floor system has been removed. Shop drawings have been reviewed and approved. They are commencing with the strengthening of the truss.

Mr. Melick returned to the meeting at 5:14pm.

- County Bridge K-137 on Union Road is closed. The westerly footing was poured yesterday, and more will be done on Thursday.
- No proposals for stone veneering were received for County Bridge T-52. This project will be done in-house and Lisa from Lisa Stone Raceway will assist the County at no cost.
- County Bridge Y-61 in Lambertville is being closed to begin construction on the access drive, sometime in mid-April and it will be closed through April.
- A list of bridges has been compiled to be painted in the County.
- The Parks' fuel system is just about completed. A coordination meeting is scheduled for tomorrow with White Marsh. The project will be finalized and a final inspection will be scheduled.
- A public information meeting was held on April 02, 2009 for White Bridge Road. Issues were raised regarding speeding. The County made a commitment to use its speed trailer on White Bridge Road in three locations to gather additional data and to provide that to Franklin Township in order to show them where their problems are with speeding. The meeting was attended by Freeholder Matthew Holt who was very helpful.
- A meeting was held with East Amwell Township regarding County Bridges E-174 and E-166. Mr. Glynn feels the meeting went well. Minor changes will be made to E166. Mr. Glynn feels the project will go out to bid shortly. He informed the Board of a discussion regarding their school zone; East Amwell has a school zone but they do not have a flashing sign. Also, East Amwell has an issue regarding speeding and Mr. Glynn will try to do some traffic work on there.
- A meeting was held with Marvec Contractors regarding the Intersection of County Routes 523/612. The County made a proposal that the punch list items be done by the contractor, in order to work a two way resolution on those outstanding issues.
- The bids for County Routes 517/523 came in about 30% below the County's estimate. There are some issues with a right of away and the County will be providing the property owner with additional information.
- Stimulus money projects have been identified and the County will be working a category exclusion document; Dewberry-Goodkind Engineers have been hired to do this work. That document is for four projects which are resurfacing projects.

PURCHASING

Mr. Sworen moved and Mr. Melick seconded this:

See Page 04/07/09-2A

RESOLUTION

RESOLVED, Approving Requisition #24260, using State Contract #A-53804, with Motorola, for an extended warranty for the Division of Emergency Services, Public Safety Department, in the amount of \$30,170.40.

ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Sworen moved and Mr. Melick seconded this:

See Page 04/07/09-3A

RESOLUTION

RESOLVED, Approving Requisition #IT.3057, using N.J.S.A. 40A:11-5DD, with ESRI, for software maintenance, for the Information Technology Department, in the amount of \$25,400.

**ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

Mr. Melick moved and Mr. Sworen seconded this:

See Page 04/07/09-3B

RESOLUTION

RESOLVED, Authorizing the award of County Bid #2009-02, for one (1) Sterling COE40 Set Back Axle Chassis with a 12' Morgan Van Body and Associated Equipment or Approved Equal, to Robert H. Hoover & Sons, Inc., in an amount not to exceed \$29,801.00. (Funds allocated in the 2008 Capital Budget.)

**ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

Mr. Melick recused himself from the meeting at 5:25pm.

FARMLAND PRESERVATION

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-3C

RESOLUTION

RESOLVED, Approving a Contract for Sale of Development Easement from Serenity Hills Farm, LLC (a/k/a Crimi), estimated 307 acres, on Block 3, Lots 4.01, 4.02 and 34; and Block 4, Lots 4.02, 4.03, 4.04, 4.05, 4.06, 4.07, 4.08, 4.09, 4.10, 4.11, 4.12, 4.13, 4.14 and 4.16, in Tewksbury Township, (SADC - \$1,883,238.70, Highlands Funds (State) - \$2,169,161.30, Federal Funds Grant - \$2,047,429.01, County - \$654,170.09, Township - \$0), total amount of \$6,754,000.

Director Mennen asked that the record reflect that he has inquired of County Counsel, Gaetano M. DeSapio if he is able to be a part of this resolution given the location of the area and it was confirmed by Mr. DeSapio that Mr. Mennen could participate in this resolution.

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK.**

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-3D

RESOLUTION

RESOLVED, Approving a Deed of Easement and Grant Agreement from Bryan P. Lane, Block 16, Lot 4, in Holland Township, consisting of 88.3 acres, (SADC - \$263,134, County - \$58,278, Township - \$58,278), total amount of \$379,690.

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK**

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-3E

RESOLUTION

RESOLVED, Approving a Deed of Easement and Grant Agreement from Margaret Augustine, Block 14, Lot 21.03, in Kingwood Township, consisting of 61.518 acres, (SADC-\$372,799.08, County-\$124,266.36, Township-\$124,266.36), total amount of \$621,331.80.

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK.**

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-3F

RESOLUTION

RESOLVED, Approving a Deed of Easement and Grant Agreement from West Amwell Township (Gulick 1) for Block 14, Lot 33.02, consisting of 49.902 acres, (SADC - \$329,353.20, County - \$109,784.40, Township - \$109,784.40), total amount of \$548,922.

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK.**

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-4A

RESOLUTION

RESOLVED, Approving a Deed of Easement and Grant Agreement from West Amwell Township (Gulick II) for Block 13, Lot 34, consisting of 35.261 acres, (SADC-\$296,192.40, County-\$98,730.80, Township-\$98,730.80), total amount of \$493,654.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK.

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-4B

RESOLUTION

RESOLVED, Approving a Deed of Easement and Grant Agreement with Clinton Township (Herr), for Block 19, Lots 37 and 38, consisting of 165.454 acres, (SADC - \$655,942.38, County - \$168,889.10, Township - \$189,168.52), total amount of \$1,014,000.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK.

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-4C

RESOLUTION

RESOLVED, Approving to execute an agreement concerning the annual monitoring with the New Jersey Conservation Foundation, for the Danese Farm, in Delaware Township, Block 32, Lot 32.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT, MR. MELICK.

Mr. Melick returned to meeting at 5:35 pm

OPEN SPACE

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-4D

RESOLUTION

RESOLVED, Approving, upon the recommendation of the Open Space Advisory Committee, for two (2) Municipal Grant Program Applications for East Amwell Township in the amount of \$38,497.77 and High Bridge Borough, in the amount of \$20,033.64 and approving a Municipal Grant Amendment with Readington Township, for historic preservation, increase of \$5,600.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-4D

RESOLUTION

RESOLVED, Authorizing the scheduling of a public hearing to consider amending the allocations of the Open Space, Recreation, Farmland and Historic Preservation Trust Fund revenues and balances. Public hearing to be scheduled for April 21, 2009, at 5:00 p.m.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT.

COUNTY UPDATE

Park Memorial/Eagle project

Cynthia J. Yard, County Administrator, came before the Board and apologized for not having worked on a resolution to a request from an Eagle Scout regarding the placement of a memorial bench as part of their Eagle Scout project in honor of someone who passed away. Mrs. Yard will be speaking with the Parks and Recreation Director on this issue and where to place the bench.

Mr. Peterson recommended this issue be placed on the next agenda.

CEHA Grant/Recycling Program

Mrs. Yard reported to the Board regarding the CEHA Grant and Recycling Program. A resolution was adopted by the Board December 2008, to apply for the CEHA grant and if the application is approved, a contract will be submitted to the County for award. Mrs. Yard informed the Board that prior to the application coming before the Board the Health Department had already sent it to the State Department of Environmental Protection. This grant did not go through the County's outlined protocol. The Freeholder Board had discussed and agreed to connecting that CEHA Grant and the Recycling Program and the Health Director, John Beckley was to supply the Board with a cost analysis of the CEHA Grant. It was the intention to incorporate recycling issues into the CEHA Grant. The County generally receives about \$150,000 from the CEHA Grant and 97% goes towards salaries; this amount is spread over five people's salaries.

Mrs. Yard has the Human Resources Director, Cheryl Wieder call Mr. Beckley today, in order to confirm that the CEHA grant will help the County fulfill its obligations with the recycling program.

Mrs. Yard does not have the assurance that the CEHA grant will assist the County in its recycling program. The \$150,000 if accepted could assist the County in providing enforcement for the Solid Waste Recycling Plan. A memorandum received from Mr. Beckley is a little confusing and Mrs. Yard would like an assurance from Mr. Beckley that the Health Department is going to step up and assist with the CEHA grant.

Mrs. Yard further explained that the State gives the County the CEHA money and if accepted, then the County Health Department is an enforcer for the state. An example would be the wood burning stoves and how the County is required to provide community environmental health services.

Mr. Peterson asked if the grant weren't accepted, then the County would have a reduction in responsibility and therefore could have a reduction in the salaries and that would be the offset. If the grant is only being used for up to 50% of the salaries, then the County, might be subsidizing the state to do their function. That is a troublesome problem for him because the state keeps increasing the cost on things for the County. The County needs to look at the full package not just the salaries but the trainings and the cost of travel and clothing. He really would like to have an analysis done to determine if this is going to cost the County more.

Mrs. Yard reported Mr. Beckley provided an analysis but it isn't clear. Mrs. Yard will contact Mr. Beckley for more information and clarification.

Mr. Melick stressed concerned with the County's core health activities and asked if the grants are a distraction to them. The County needs to get back to the core basics.

Mrs. Yard said she would ask Mr. Beckley to come up with a clearer analysis and she will ask him what would happen if the County does not take the whole grant.

Mr. Peterson wants to know what specific responsibilities are tied to that grant and how many man hours it takes.

Mrs. Yard will pull those numbers as they were run back in 2008. She stated it is misleading to do over the salaries of five people and their man hours. Mrs. Yard will look into this and report back to the Board at the next meeting.

CONSENT AGENDA

Director Mennen announced: "All matters listed under the Consent Agenda are considered to be routine by the Board of Chosen Freeholders of the County of Hunterdon and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired that item will be removed from the Consent Agenda and will be considered separately."

Mr. Sworen moved and Mr. Peterson seconded a motion to approve the Social Services Funds Report, for March 2009.

See Page 04/07/09-5A

SOCIAL SERVICES FUNDS REPORT

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT.**

Mr. Sworen moved and Mr. Peterson seconded a motion to approve the regular session minutes of March 17, 2009 and the special meeting minutes of the joint meeting with Polytech on February 28, 2009.

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT.**

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-5B

RESOLUTION

RESOLVED, Amy Banko appointed permanent, full time Account Clerk/Senior Clerk Typist, County Clerk's Office. (passed Civil Service exam).

See Page 04/07/09-5C

RESOLUTION

RESOLVED, Daniel Zmuda appointed permanent, full time Mechanic's Helper, Roads, Bridges and Engineering. (passed Civil Service exam).

See Page 04/07/09-5D

RESOLUTION

RESOLVED, Albert Strunk Jr. appointed permanent, full time Mechanic's Helper, Roads, Bridges and Engineering. (passed Civil Service exam).

See Page 04/07/09-5E

RESOLUTION

RESOLVED, Jason Strauss appointed permanent, full time Senior Gardner, Parks and Recreation. (passed Civil Service exam).

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT**

See Page 04/07/09-6A

RESOLUTION

RESOLVED, Anthony DeNichilo appointed permanent, part time Security Guard, Sheriff's Office. (passed Civil Service exam).

See Page 04/07/09-6B

RESOLUTION

RESOLVED, Frances Duggan, John Langley, Gene Robbins, Dave Clapp and Geoffrey Underhill appointed temporary, seasonal Recreation Leaders, Parks and Recreation. (salaries paid through Recreation Trust Fund/Program fees).

See Page 04/07/09-6C

RESOLUTION

RESOLVED, Evelyn Arroyo, Principal Clerk Transcriber, Purchasing Department, leave of absence without pay.

See Page 04/07/09-6D

RESOLUTION

RESOLVED, Approving application for payment #5, Final for Bid #2008-07, for the Everittstown Garage Storage Building Addition, for the County of Hunterdon, with J. Tufaro and Sons Electrical Contractors, in the amount of \$575.00.

See Page 04/07/09-6E

RESOLUTION

RESOLVED, Approving an agreement with Ernie Martinelli Management for a concert performance by the Dubs and the Elegants, on August 13, 2009, as part of the "Music Under the Stars" concert series, at Deer Path Park, in the amount of \$6,500.

See Page 04/07/09-6F

RESOLUTION

RESOLVED, Approving an agreement with Livingston Taylor, for a concert performance on July 16, 2009, as part of the "Music Under the Stars" concert series, at Deer Path Park, in the amount of \$5,000.

See Page 04/07/09-6G

RESOLUTION

RESOLVED, Approving an agreement with Brothers Management Associates, Inc., for a performance by The Box Tops, on August 06, 2009, as part of the "Music Under the Stars" concert series, at Deer Path Park, in the amount of \$9,500.

See Page 04/07/09-6H

RESOLUTION

RESOLVED, Approving an agreement with Parrot Beach, for a concert performance on July 23, 2009, as part of the "Music Under the Stars" concert series, at Deer Path Park, in the amount of \$2,200.

See Page 04/07/09-6I

RESOLUTION

RESOLVED, Approving a Notice of Claim Form authorized by the County of Hunterdon and/or the Public Alliance Insurance Coverage Fund.

See Page 04/07/09-6J

RESOLUTION

RESOLVED, Approving specifications for the painting of County Bridges U-36 on Van Syckles Road, in Union Township; U-37 on County Route 614, in Union Township; T-73 on Meadow Lane, in Tewksbury Township; R-168 on Barley Sheaf Road, in Readington Township; R-69 on Lightfield Road, in Readington Township; D-304A on County Route 604, in Delaware Township, and D-304B on County Route 604, in Delaware Township, with an alternate to include H-91 on Javes Road, in Holland Township and Q-160 on Rake Factory Road, in Raritan Township, in the County of Hunterdon and authorizing the County Purchasing Agent to advertise for bids.

See Page 04/07/09-6K

RESOLUTION

RESOLVED, Approving the acquisition of a right of way and/or easement of the fee simple title to Block 30, Lot 41, in Lebanon Township, from Nancy Gyuro-Sultzer, in the amount of \$1,784, for a Right of Way Easement for County Route 579.

See Page 04/07/09-6L

RESOLUTION

RESOLVED, Opposing to the State's plan to eliminate funding in the amount of \$60,576, that supports the Hunterdon County Human Services Advisory Council, which is the primary group of citizen leaders who provide oversight to the service system that supports the most vulnerable residents and provides linkages to the State Department of Human Services, the Department of Children and Families and local government.

See Page 04/07/09-6M

RESOLUTION

RESOLVED, Supporting the passage of Assembly Bill 3214, which eliminates the requirement that sample ballots continue to be mailed out after a confirmation notice is sent if the voter does not respond to the confirmation notice.

See Page 04/07/09-7A

RESOLUTION

RESOLVED, Opposing the provision contained in the proposed FY2009-2010 State Budget to reduce funding to New Jersey's County governments for the maintenance of patients in State and County psychiatric facilities an additional 2.5%.

See Page 04/07/09-7B

RESOLUTION

RESOLVED, Approving a Municipal Alliance Subgrant Agreement with the Voorhees Cluster, represented by Lebanon Township, for the purpose of implementing substance abuse prevention services, in the amount of \$20,300.

See Page 04/07/09-7C

RESOLUTION

RESOLVED, Approving final payment #5, for Bid #2008-07, for the Hunterdon County Everittstown Garage Addition, with J. Tufaro & Sons Electrical Contractors, Inc., in the amount of \$575.

See Page 04/07/09-7D

RESOLUTION

RESOLVED, Approving a Certificate of Substantial Completion, for Bid #2008-07, for the Hunterdon County Everittstown Garage Addition, with J. Tufaro & Sons Electrical Contractors, Inc.

See Page 04/07/09-7E

RESOLUTION

RESOLVED, Approving a contract modification for professional engineering consulting services in connection with the preparation of plans, specification and cost estimates for the Readington-Tewksbury TID Improvements and the 523/517 Intersection Improvements, with Dewberry-Goodkind, Inc., increase of \$4,587.

See Page 04/07/09-7F

RESOLUTION

RESOLVED, Approving a professional engineering services agreement for an assessment of the design, installation and potential damage to electrical equipment at the Emergency Services Construction project, with ElectroQuest, LLC, amount of \$8,865.

See Page 04/07/09-7G

RESOLUTION

RESOLVED, Authorizing the release of a performance bond to James Babey, Van Holten Group VI, LLC, in the amount of \$39,965.

See Page 04/07/09-7H

RESOLUTION

RESOLVED, Approving the appointment of Jay Kelly, to the Open Space Advisory Committee.

See Page 04/07/09-7I

RESOLUTION

RESOLVED, Approving the appointment of Hannah Mabie to the Senior Services Advisory Council.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Peterson moved and Mr. Melick seconded this:

See Page 04/07/09-7J

RESOLUTION

RESOLVED, Approving an agreement with the Rev. David Errickson to serve as Jail Chaplain, amount not to exceed \$15,600, subject to County Counsel review.

ROLL CALL: (AYES) MR. PETERSON, MR. MELICK, MR. SWOREN, MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Sworen moved and Mr. Melick seconded this:

See Page 04/07/09-7K

RESOLUTION

RESOLVED, Approving the acquisition of a portion of property in fee simple from Block 44, Lot 21, in Tewksbury Township, from Charles A. Hildebrant, Jr., in the amount of \$31,741.

ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK,
(ABSTAIN) MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Melick moved and Mr. Peterson seconded this:

See Page 04/07/09-8A

RESOLUTION

RESOLVED, Approving a Municipal Alliance Subgrant Agreement with the Delaware Valley Cluster, represented by Frenchtown Borough, for the purpose of implementing substance abuse prevention services, in the amount of \$18,400.

ROLL CALL: (AYES) MR. MELICK, MR. PETERSON, MR. MENNEN.
(ABSTAIN) MR. SWOREN.
(ABSENT) MR. HOLT.

Mr. Peterson moved and Mr. Melick seconded these:

See Page 04/07/09-8B

RESOLUTION

RESOLVED, Tammy Tyson appointed permanent, full time Senior Clerk Typist, Division of Social Services of the Human Services Department. (Hired permanent from Civil Service list).

See Page 04/07/09-8C

RESOLUTION

RESOLVED, Margaret Binion appointed provisional, full time Social Worker Aging, Division of Social Services, Human Services Department. (replaces employee who resigned).

ROLL CALL: (AYES) MR. PETERSON, MR. MELICK, MR. SWOREN, MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Peterson moved and Mr. Sworen seconded a motion to approve the Claim Register dated April 07, 2009, minus the purchase orders numbered: 107738, 1077343, 1077485, 1077486 and 1077488. Mr. Peterson noted that the purchase orders are for clients of his.

See Page 04/07/09-6A

CLAIMS REGISTER

ROLL CALL: (AYES) MR. PETERSON, MR. SWOREN, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT

Mr. Sworen moved and Mr. Melick seconded a motion to approve Purchase Order numbers 107738, 1077343, 1077485, 1077486 and 1077488 as listed on the Claims Register for April 07, 2009.

ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. MENNEN.
(ABSTAIN) MR. PETERSON.
(ABSENT) MR. HOLT

PUBLIC HEARINGS

Realignment of Pennsylvania Avenue/Truss Bridge, in Raritan Township.

Mr. Glynn provided a brief history and description for the realignment of Pennsylvania Avenue in Raritan Township, saying this is a trust bridge that the County is responsible for and his office has been working with the State of New Jersey and the Township of Raritan to eliminate this bridge and the railroad. They are to work on a point where the road comes to Route 31. The property is owned by the Garden State and a meeting is scheduled for tomorrow with them concerning the taking of approximately 2.5 acres. The County has made an offer and will be working with the Garden State to fine tune the other issues. This will save the County from the responsibility of the bridge and this project will improve the circulation for Hunterdon Central High School and the Raritan Township Municipal Garage; plus this allow the high school to build a garage for their buses.

Director Mennen opened the Public Hearing.

There being no comments from the public or press, Mr. Melick moved and Mr. Sworen seconded a motion to close the public hearing.

ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.

Mr. Melick moved and Mr. Sworen seconded this:

See Page 04/07/09-6B

RESOLUTION

RESOLVED, Approving the acquisition of a Fee Interest and Easement concerning Block 27, Lot 36, in connection with the re-alignment of Pennsylvania Avenue in Raritan Township.

ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT

County Bridge E-166

Mr. Glynn provided the Board with an overview of County Bridge E-166, advising that the project began in 1998. The County has to acquire two rights of way in the area and both property owners support the project. The County would require an easement around the bridge and right of way easements; plus a small easement to create the structure. The County will be reimbursed from the Federal Government on this project. This project cannot advance until later this

summer. The farm community supports this project being done. Also, the County did receive a letter from the farm down the road who was concerned about getting equipment across.

There being no comments from the public or press, Mr. Melick moved and Mr. Sworen seconded a motion to close the public hearing.

**ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

Mr. Sworen moved and Mr. Melick seconded this:

See Page 04/07/09-9A RESOLUTION

RESOLVED, Public Hearing to consider the acquisition of land and easements for the replacement of the County Bridge E-166 in East Amwell Township, County of Hunterdon.

**ROLL CALL: (AYES) MR. SWOREN MR. MELICK, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

GRANTS

Mr. Sworen moved and Mr. Melick seconded this:

See Page 04/07/09-9B RESOLUTION

RESOLVED, Authorizing a grant renewal application, for Kids Are Riding Safe Program (KARS), from the New Jersey Division of Highway Traffic Safety, for the Hunterdon County Prosecutor's Office, in the amount of \$28,735.00 in Federal Funds.

**ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

PROCLAMATIONS

Mr. Melick moved and Mr. Sworen seconded this:

See Page 04/07/09-9C PROCLAMATION

RESOLVED, Declaring May as Older Americans Month in Hunterdon.

**ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

Mr. Sworen moved and Mr. Peterson seconded this:

See Page 04/07/09-9D PROCLAMATION

RESOLVED, Recognizing Brian Joseph Prentice for attaining the designation of Eagle Scout.

**ROLL CALL: (AYES) MR. SWOREN, MR. PETERSON, MR. MELICK, MR. MENNEN.
(ABSENT) MR. HOLT.**

CORRESPONDENCE

A letter was received from the Lebanon Township First Aid Squad, requesting permission to hold a Coin Toss on May 23rd and 24th, 2009, July 4th and 5th, 2009 and September 5th and 6th, 2009, at the Intersection of Route 31 and Van Syckels Road, in Lebanon Township. Mr. Melick moved and Mr. Sworen seconded a motion to approve the request provided this event is coordinated through the County's Department of Roads, Bridges and Engineering.

**ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

Correspondence was received from Team Somerset Bicycling Club, requesting permission to use County Roads during the individual team trials bicycling event, on Saturday, May 09, 2009, starting at 7:30 a.m. and ending at 9:30 a.m. Mr. Melick moved and Mr. Sworen seconded a motion to approve the request provided this event is coordinated through the County's Department of Roads, Bridges and Engineering.

**ROLL CALL: (AYES) MR. MELICK, MR. SWOREN, MR. PETERSON, MR. MENNEN.
(ABSENT) MR. HOLT.**

FREEHOLDERS COMMENTS/REPORTS

CADB Appointments

Mr. Peterson stated the County received a letter from either East Amwell or West Amwell regarding changes to County's Agricultural Development Board and he would like to ask the liaison to the CADB to bring the Freeholder Board up to speed on that change and why it was done. He recommended discussing the letter received.

Director Mennen informed Freeholder Peterson that this item is to be discussed in executive session because it is a contractual issue.

Mr. Sworen recommended discussing this issue with the CADB in the near future.

OPEN TO THE PUBLIC

Mr. Bob Bacigalupo, 17 Beaver Creek Drive addressed the Board concerning his request to use the Route 12 Assembly Rooms for an Eagle Scout Court of Honor. He has been emailing back and forth with the County Administrator, Cynthia Yard, who also provided him with the guidelines for building use. He stated that Mrs. Yard denied his request saying this was a private party.

Mr. Bacigalupo advised he has read through the guidelines and he would like to appeal that decision because he feels that it is a sponsored event by a non-profit organization which is the Boy Scouts and it is a civic event. The fact that they will be recognizing a boy scout who has worked on projects for Raritan Township and the fact that it is not a private party for a couple of reasons: (1) This is a distinct venue and they will be inviting dignitaries to present citations from State Senators, Congressmen and the Boy Scouts are going to be attending in full class A uniform. (2) The certificate of insurance which is required has to come from the NJ Council and they do not do private parties. (3) He feels this is recognized as a prestigious Boy Scout event and he would like them to consider sponsoring and allowing them to have the Eagle Scout event there. Mr. Bacigalupo said they will pay for all costs involved as well as get a certificate of insurance.

Mr. Sworen stated that he had not seen anything on this at all, he was inquiring as to what date they would be using the room and which facility they would need to use. Mr. Bacigalupo said the event would take place on Saturday, June 06, 2009.

Mrs. Yard explained to the Board that Mr. Bacigalupo had called the office and spoke with Karen Briggs, who handles the scheduling of the County's rooms in the various buildings. The County does have certain guidelines for the various buildings. She stated that Parks and Recreation has buildings and areas that people can pay for to hold parties. The County has never allowed parties to take place in the assembly space, including Boy Scout Courts of Honor because the County does not allow celebration and parties in that area. Mrs. Yard believes Mrs. Briggs did offer information to this gentleman about the County's Parks buildings that could be used for such an event. Mrs. Yard reported that she also spoke with Susan Miller about this issue.

Mrs. Yard further explained that Mr. Bacigalupo had discussed coming in to decorate and do food. The County has turned people away before for such an event. This is the type of event where people are invited to attend; it is not open to the general public.

Mr. Bacigalupo did not want the Board to get the impression that streamers would be used, saying the decorations would be very respectable for the event.

Mrs. Yard stated that the reason Mrs. Briggs responded in the way she did is because this is not the way the assembly space is used normally. She believes such events like this are normally held at Fire Halls, Churches or the Library. Mrs. Yard asked if this was something the Board was willing to do, and noted that the policy would have to be changed, and there would need to be a discussion on fees to open up and close the building.

Mr. Bacigalupo said he did not want to have it at the Church, it is a nice facility but they would like to recognize this as something out of the ordinary and something not done every Friday night.

Mrs. Yard recommended Mr. Bacigalupo consider using Echo Hill Lodge, as that building can be rented out through Parks and Recreation, for such events. Mr. Bacigalupo said he knows that is a nice area but considering the size of this event, he feels the Assembly Area would be better suited.

Mr. Bacigalupo said that his son worked on a trail in Lebanon Township and found the 13 Liberty Trees and went through and created signs for the trees and planted the trees.

Mr. Sworen asked if he would consider using the assembly room at the Library. Mr. Bacigalupo asked if that space would fit 115 people. Mrs. Yard would check the size of the room and what the maximum amount is.

Mr. Peterson said he feels that Echo Hill would work out nicely more for this event.

Director Mennen also thinks that Echo Hill Lodge, which has a Boy Scout setting with cabins and a lodge, would be more in line with the scouting message. He also suggested the Historic Courthouse. Mrs. Yard advised food is not allowed in the courtroom but could be placed in a downstairs office area.

Mrs. Yard offered to contact Parks and Recreation tomorrow and take with John Trontis, the Parks' Director, as he was a boy scout, and he would love to have this event at his building.

Mr. Bacigalupo thanked the Board for their suggestions and he appreciated their time. He will be in touch with Mrs. Yard.

There being not further business to come before the Board, Director Mennen adjourned the meeting at 6:33 p.m.

Respectfully submitted,

Denise B. Doolan, Clerk