

**HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS**  
71 Main Street, Flemington, New Jersey 08822  
**April 19, 2011**

The regular meeting of the Hunterdon County Board of Chosen Freeholders convened at 2:36 p.m. in accordance with the provisions of the Open Public Meetings Act.

**PRESENT: MR. HOLT, MR. WALTON, MR. MENNEN, MR. SWOREN.**  
**ABSENT: MR. MELICK**

**OPEN PUBLIC MEETINGS ACT**

Freeholder Director Holt 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 April 14, 2011, to the Hunterdon County Democrat, Lambertville Beacon, The Express, Courier News, Trenton Times, Hunterdon Review and Star Ledger, newspapers designated to receive such notices and by filing a copy with the Hunterdon County Clerk."

**EXECUTIVE SESSIONS**

Mr. Walton moved and Mr. Sworen seconded this:

**See Page 04/19/11-1A RESOLUTION**

**RESOLVED**, Executive Session to discuss contract negotiations. (7)

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

The Hunterdon County Board of Chosen Freeholders went into Executive Session at 2:38 p.m. and reconvened in Open Session at 3:30 p.m.

Mr. Mennen moved and Mr. Sworen seconded these:

**See Page 04/19/11-1B RESOLUTION**

**RESOLVED**, Executive Session to discuss appointments to the Human Services Advisory Council and the Mental Health Board. (8)

**See Page 04/19/11-1C RESOLUTION**

**RESOLVED**, Executive Session to discuss various negotiations for the Sheriff's Sergeants, Corrections' Senior Officers. (7)

**See Page 04/19/11-1D RESOLUTION**

**RESOLVED**, Executive Session to discuss the completion of discussion regarding the formulation of the County's negotiation position in regard to all bargaining units. (7)

**See Page 04/19/11-1E RESOLUTION**

**RESOLVED**, Executive Session to discuss the status of a personal issue in the Surrogate's Court. (8)

**See Page 04/19/11-1F RESOLUTION**

**RESOLVED**, Executive Session to discuss the case of Gensch versus the County of Hunterdon. (7)

**See Page 04/19/11-1G RESOLUTION**

**RESOLVED**, Executive Session to discuss the issue of whether or not a restrictive covenant should be required in connection with the acquisition of farmland development rights on the property of Ryman and Coles Herr in Clinton Township. (7)

**See Page 04/19/11-1H RESOLUTION**

**RESOLVED**, Executive Session to discuss reimbursement responsibilities with regard to the realignment of Park Avenue in Flemington Borough.

**See Page 04/19/11-1I RESOLUTION**

**RESOLVED**, Executive Session to discuss land and leasing and occupancy agreements for the September Farms and the South Branch Watershed lease at Echo Hill Preserve. (7)

**RESOLVED**, Executive Session to discuss the executive session minutes of February 23, 2011 and April 05, 2011.

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

The Hunterdon County Board of Chosen Freeholders returned to Executive Session at 3:36 p.m. and reconvened in Open Session at 5:40 p.m.

**PRESENT:** MR. HOLT, MR. WALTON, MR. MELICK, MR. MENNEN, MR. SWOREN.

**PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENT**

Director Holt opened the meeting to the public.

Don Baldwin, resident of Readington Township, came before the Board explaining he has a business on County Route 523. He noticed that on today's agenda under Roads, Bridges and Engineering that Readington Township is requesting to prohibit truck traffic along County Route 523 south of Route 22 and north of Route 31. Mr. Baldwin stated his business is located within that jurisdiction and tractor trailers are operated. He questioned how commerce can proceed if a rule is enacted to prohibit heavy commercial traffic. This would deny him access to and from market.

John P. Glynn, Director, Roads, Bridges and Engineering informed the Board that he has taken a careful look at the request from Readington Township to prohibit truck traffic. County Route 523 is classified as a major collector road; it is one of the County's major routes to move traffic. It is defined as a major collector but it serves County seats in inter-county traffic. The speed limits on Route 523 through Whitehouse Station were reduced in 2009; they went from 30 to 25 mph and from Kline Boulevard up to Mountain Avenue it was reduced to 35 mph. The County has looked at the numbers through Whitehouse Station using traffic counters in different locations. Mr. Glynn said it appears that the Readington Police Department is doing a good job in trying to keep the speed limits within the posted speed limits. There is a small variance in town and there is a traffic counter up by the church as you leave town. The speed limit through town is 25 mph.

Mr. Glynn stated the truck volume in town is higher than the normal but that is the trips coming into town to service the commercial end of Whitehouse Station and then the trucks leave. It is normal to have truck traffic volume of around 5% on collector roads and currently it is around 2.5% to 3.5%.

Mr. Glynn advised his recommendation to the Freeholder Board is not to change the circulation patterns; plus in order to change and put a truck restriction on that link the County would have to determine where it wants the trucks to route themselves. If they were to go down Route 22 to Route 31 would double the length of the trip and would add another 8 miles to a truck trip. Mr. Glynn's recommendation is not to change anything at this time. He will be asking the Readington Township Police Chief for the accident reports to see if there are issues with trucks and accidents.

Mr. Glynn will see if there are any other improvements that could be made along the Route 523 corridor. He noted for the Board that since Lipton Tea Inc. is no longer on Route 523 there has been a reduction in accidents.

Director Holt confirmed that Mr. Glynn will bring this matter back before the Board after additional information has been received regarding accidents from Readington Township.

**POLYTECH**

Kim Metz, Polytech Superintendent came before the Board to share the "Pathways to Prosperity" report from the Harvard School of Prosperity. Mrs. Metz explained what Polytech is currently doing with the local businesses. She provided an overview of what was expected of students saying that in 1973 the High School Diploma was the passport to the American dream and 72% of the workforce had no more than a High School degree. Since then pressures have been for everyone to attend college but in 2010 and 2011 there has been a high college dropout rate; 44% of those entering a four year college do not graduate; 71% that go into a two year degree do not graduate. Harvard did a research paper and found that in America 65% of almost two-thirds of today's jobs are going to require some type of post-secondary credential; less than a bachelor's degree but more than a High School degree. Harvard's recommendation is to have High Schools start to focus on preparing students for both college and career. The New Jersey State Commissions stated recently that New Jersey needs to support all forms of school choices so that students can find the right fit to become college and career ready.

Mrs. Metz said the Harvard report found compelling evidence that Career Technical Education (CTE) that integrates both learning and work is one of the best ways for students to learn and prepare them for the workforce. It was also found that employer involvement is essential.

The Board thanked Ms. Metz for coming this evening and sharing with the Board.

Mr. Melick left the meeting at 5:56 p.m.

## **PURCHASING**

Mr. Sworen moved and Mr. Mennen seconded this:

**See Page 04/19/11-3A**

## **RESOLUTION**

**RESOLVED**, Approving Requisition #IT.3303, using State contract #A-77560, with Software House International, for security appliance applications, for Information Technology, in the amount of \$15,598.39.

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

## **COUNTY PROJECT UPDATE**

Frank J. Bell, County Project Administrator updated the Board on the Communication's tower project at the Emergency Services Building for the Public Safety Department. There are currently two towers on the site, a 240' tower and a smaller 200' tower. The 200' tower was put up in 1976 and that tower is not longer structurally sufficient to carry the loads of the devices needed to be placed on it. Mr. Bell proposed to use a grant, in the amount of \$450,000, from Homeland Security to take the tower down and install a new tower and get approvals from the Franklin Township Planning Board, Construction Department, the FAA and FCC. Mr. Bell informed the Board that the grant funds must be used by July 2012 so the approvals must be started now.

Mr. Melick returned to the meeting at 6:02 p.m.

Mr. Bell informed the Board that the tower would be the same height as the 240' tower.

Mr. Walton moved and Mr. Sworen seconded a motion to authorize the County Project Administrator to move forward in obtaining approvals for a 240' tower at the Emergency Services Building site, to allow for the use of Homeland Security Funds to pay for approvals, materials and installation of a replacement tower.

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

## **Emergency Services/911 Center**

Mrs. Yard advised there are unfinished issues at the Emergency Services Building, Public Safety Department renovations/addition, and Mr. Bell will be meeting with George Wagner, Public Safety Director to help facilitate the finishing of the five outstanding items. Mrs. Yard reported she has already met with Pete Maddalena, Buildings and Maintenance Director on these issues that need to be completed.

## **CENTRAL PRINTING, MAIL AND INFORMATION SERVICES**

Bob Thurgarland, Director of Central, Printing, Mail and Information Services came before the Board to provide a cost review for municipal web design and email through shared services.

Mr. Thurgarland stated at a previous meeting he provided a report concerning web-services and email hosting and the Board at that time directed him to put together a listing of costs, as the County would not provide those services in-house but would provide training and support for municipalities. Mr. Thurgarland provided costs for services from three private vendors, whom the County has worked with in the past. The more participants the lower the initial base costs would be. Currently there are 14 interested municipalities.

Mr. Walton asked if the Board would agree to provide these support services to municipalities and he recommended that Mr. Thurgarland draft a letter to all municipalities to determine if they want to participate and include the costs for various items.

Mr. Mennen questioned the design services and the hosting costs as listed in the proposal. He asked Mr. Thurgarland who would be doing the billing for the services, the vendor or the County. Mr. Mennen feels that the vendor should be billing the municipality so that the County is not trying to chase down payments.

Mr. Thurgarland recommended the municipality deal directly with the vendor and the vendor do the billing. The County would only be doing this as a courtesy and would be providing training and the orientation sessions for the municipalities.

Director Holt confirmed the County cannot promote a specific vendor.

John Davenport, County Purchasing Agent, advised the County can state they have used a certain vendor(s) in the past but cannot recommend a specific vendor to the municipality.

Mrs. Yard confirmed with Mr. Thurgarland that the County would be training the users but the municipalities would chose the specific vendor to provide server space, and those would be doing their own updates.

Mr. Thurgarland said the County would only be training someone who does not have the technical ability at a municipal level to help them be able to design their own websites. They would then have to choose a vendor for services.

Director Holt confirmed the County intends to provide access to services and the intent is the County would purchase this in bulk to reduce municipal costs; the County has a resource to educate municipalities; and education would be provided on a County level that will be structured and scheduled.

Director Holt recommended that Mr. Davenport be involved with Mr. Thurgarland and Freeholder Walton in drafting a letter to municipalities so that it meets the criteria set by the Purchasing Department.

Mr. Walton said after he, Mr. Thurgarland and Mr. Davenport draft a letter, it should be brought back to the Freeholder Board for approval. The Board agreed to discuss this further at their May 03, 2011 meeting.

#### **FARMLAND PRESERVATION/PLANNING**

Mr. Sworen moved and Mr. Walton seconded this:

**See Page 04/05/11-4A**

#### **RESOLUTION**

**RESOLVED**, Authorizing final approval on a development easement from Theodore and Grace Peters, on Block 39, Lots 49 and 49.12 and Block 40, Lot 2, in Readington Township, consisting of approximately 61 acres, (SADC - \$695,400, County - \$231,800, Township - \$231,800), total amount of \$1,159,000.

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

Mr. Sworen moved and Mr. Walton seconded this:

**See Page 04/05/11-4B**

#### **RESOLUTION**

**RESOLVED**, Approving a grant agreement for the acquisition of a development easement from Louis Zuegner, III and Jeanne K. Zuegner, Block 17, Lot 34, in East Amwell Township, consisting of 78.832 acres, (SADC - \$614,889.60, County - \$204,963.20, Township - \$204,963.20), total amount of \$1,024,816.00.

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

Mr. Walton moved and Mr. Sworen seconded this:

**See Page 04/05/11-4C**

#### **RESOLUTION**

**RESOLVED**, Approving an application to erect a residential structure for Agricultural Labor Housing, on Block 12.01, Lot 15, in Readington Township, by Christopher Emmet, at the recommendation of the County's Agriculture Development Board.

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

Sue Dziamara, County Planning Board Director informed the Board that information has been received on the state strategic planning process; the Office for Planning Advocacy under the New Jersey Department of State is in the process of putting together stakeholder groups to solicit information on how to improve the state planning process. Mrs. Dziamara feels they want to transform the existing statewide framework for land use planning to one prioritizes and supports sustainable economic growth. The discussion at the meeting Mrs. Dziamara attended was on what are the growth sectors and where are they best suited to go. She feels the mission of this study is to talk with everyone and make a recommendation to the Governor for what the growth sectors are and where should they be placed for success for the State of New Jersey.

Mrs. Dziamara informed the Board that the counties have been afforded a courtesy by the Office for Planning Advocacy as they are holding 6 regional meetings around the state. Hunterdon has been grouped with the counties of Morris, Warren and Sussex. This meeting is scheduled for Thursday, April 28, 2011, from 2:00 p.m. until 4:00 p.m. Each county has been asked to suggest 1 representative from 3 municipal partners that they believe might contribute to this discussion and information they are gathering.

The Board discussed submitting names to Mrs. Dziamara for consideration to attend the April 28<sup>th</sup> meeting. It was felt that if possible all Hunterdon County's municipalities should be invited to attend the meetings and hear the information. Mrs. Dziamara was directed to inquire if all Hunterdon's municipalities could have a representative at this Planning meeting. Director Holt also asked the Board to submit the names of three people to attend the meeting should the state not allow a representative from all of Hunterdon's municipalities to attend.

Director Holt asked Mrs. Dziamara to keep the Board informed.

#### **ROADS and BRIDGES Update**

Kingwood Volunteer Fire Co.

John P. Glynn, Director, Roads, Bridges and Engineering advised the Board that the Kingwood Township Volunteer Fire Company, No. 1, requesting permission to enter into an agreement with the County for the purchase of diesel fuel and gasoline for five vehicles. Mr. Walton moved and Mr. Sworen seconded a motion granting permission provided this event is scheduled through the County Department of Roads, Bridges and Engineering.

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

### Higginsville Bridges

Mr. Glynn informed the Board that emergency repairs are needed for the Higginsville Bridges. The manufacturing of the members must be in accordance with the State Historic Preservation Office, so they have to be riveted members because the bridge is on the national and state historic registers. The cost to manufacture the material is \$15,307 and the installation of those items on those two bridges would be \$47,500, for a grand total of \$62,807. It will take 4 to 5 weeks to manufacture the members that have been damaged and it will take another 3 to 4 weeks for installation.

Mr. Sworen questioned if those who damaged the bridges will be responsible for these costs.

Mr. Glynn said the insurance companies will pay for the bridges; otherwise the County will split the different with Somerset County but Hunterdon and Somerset will press for the insurance companies to pay.

Mr. Sworen questioned if historic money would be used towards the repair of the bridges. Mr. Glynn stated he will go through the insurance companies first.

Mr. Melick moved and Mr. Walton seconded a motion directing Mr. Glynn to move forward with repairs to the bridges on Higginsville Road and to keep the Board updated and confirm that regarding the County will be seeking settlement with the insurance companies first.

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

### Bloomsbury Railroad Bridge/Orphan Bridge

Mr. Glynn informed the Board that the plans for the Bloomsbury Railroad Bridge have been changed insignificantly. There was a meeting in Bloomsbury Borough and there were questions and comments about the type of project, speed, traction of trucks and the County is addressing those issues.

Mr. Glynn explained the project involves taking the old truss and building a two lane truss. This project original began in 2002. It is recommended there be a three-way stops which would stop everyone coming in and out of town. Mr. Glynn will be presenting the reviewed plans to Bloomsbury Township with all the additional features added to them.

Mr. Glynn explained the Bloomsbury Bridge is an orphan bridge that the federal government did not know what to do with when the Lehigh Valley Railroad went bankrupt. Conrail bought the track but they did not purchase any highway over rail so the federal government gave the bridges to the state, which is how it was called an orphan bridge. The County has been involved with this bridge for years. The bridge serves County Route 579. Mr. Glynn said the bridge has to be raised to 20', it is now 19.5'.

### Arbor Day

Mr. Glynn informed the Board that Arbor Day is a week from this Friday, April 29, 2011. The County will be planting a tree which the County's Shade Tree Commission was fortunate to receive; the Shade Tree Commission was able to acquire one of the seeds that went up in the space shuttle, then were brought back and germinated and now it is a white pine. That tree will be planted at the Hunterdon County Arboretum around noon on April 29<sup>th</sup>. The County is also planting around 4 or 5 trees which were damaged this past winter by ice, at the Hunterdon County Library. In addition, the County has offered plantings to the schools and 23 out of the 30 trees offered will be taken by the schools to plant and they will be delivered on Wednesday.

### COUNTY Update

#### Surplus Sale/Auctioneer Duties

Cynthia J. Yard, County Administrator informed the Board that Freeholder Sworen had made a recommendation that when the County holds its surplus sale this year, that the County should consider opening it up to the municipalities. The current contract for the auctioneer is a percentage of the gross sales and advertising. Coordination would be needed and a platform to sell. The County Purchasing Agent's recommendation is that the County should be not involved in getting the equipment to the County's site for the sale or disposing of any equipment; but the County could bring a group of municipalities to the Route 12 sale site.

Mr. Sworen confirmed if items do not sell, it is the municipalities' responsibility to remove the item from the County's property.

Mr. Davenport suggested sending out a feeler to municipalities in order to get an idea of what they want to make available because when the County solicits for an auctioneer, they are provided a list of what the County will be declaring as surplus.

Mr. Mennen confirmed the County wants to provide the opportunity for municipalities to have a venue to sell their surplus items and the County would not be the middleman in this event. He stressed that the County will not be involved regarding the municipalities sale items and any charges they incur will be billed directly by the auctioneer to the municipality. The County is only to provide the venue and the economy of scale.

Mr. Sworen recommended the County develop a fee structure/percentage that the municipalities would pay.

Mr. Davenport said he would work with Mr. Glynn on language and a vendor/auctioneer would be chosen based on a competitive process.

Mr. Sworen said if this works it properly, it will save the County money.

The Board agreed to move forward and asked Mr. Davenport to keep them updated.

#### Monday Morning Project

Mrs. Yard reported that the Hunterdon County Monday Morning Project is requesting a waiver for insurance to meet at the Route 12 County Library Headquarters. Mr. Walton moved and Mr. Sworen seconded a motion to waive the insurance requirement for the Monday Morning project.

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

#### Use of Historic Court House/May 19, 2011

Mrs. Yard reported that Don Baldwin of Readington Township has requested to have the insurance requirement waived for a public meeting, an educational meeting, on May 19, 2011 regarding transparency and an open government forum, to be held in the historic Court House. Mr. Baldwin understands there is a \$75 an hour charge for the use of that building. Mr. Mennen moved and Mr. Melick seconded a motion to waive the insurance requirements for the Open Government Forum to be held on May 19, 2011.

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

#### HCUA

Mrs. Yard advised the Hunterdon County Utilities Authority (HCUA) is currently looking at different types of services, including the Transfer Station, third party using a third party. Mr. Melick had brought up, during a breakfast with the Governor a few weeks ago, that there is a statute that empowers an Authority to have certain rights and privileges, and one is to set the tipping fees. Also in the statute is a mechanism to dissolve an Authority. Mr. Melick had asked at that meeting if there is a mechanism statutorily or otherwise, and in concert with Governor Christie's looking at all the commissions, boards and authorities that a governing body could be empowered with the same rights and privileges of an Authority but not have their own attorney, audit and such. The discussion Mr. Melick had with the Chief of Staff of the Governor's Office, triggered a call from the Assistant Chief of Staff to her on exactly what the interest level was on the County's part to look into this further.

Mrs. Yard said it is very clear that you can create an authority and dissolve an authority but it is not clear that you can put the powers and rights and privileges of an authority into the governing body.

Mr. Melick stated the only reason Hunterdon County has a Utilities Authority is to set the rates at the Transfer Station. He knows of no other reason. It would take an act of the legislature but he thinks, after talking to the Chief of Staff, that if the County could get legislation that would allow counties of the third class, which is Hunterdon, to be able to set the tipping fees at the transfer station then the County could dissolve the Hunterdon County Utilities Authority. If that could be done, the County would have a savings by having less professional staff and it could be brought back to a department status in Hunterdon County. The HCUA is dangerous in that it could set the pay scale for its members and that it can borrow money. Mr. Melick advised the question today is will this Board of Chosen Freeholders support a resolution to ask Hunterdon's legislators to sponsor legislation to have this put through. He feels the Governor's Office would support this.

Director Holt confirmed that Mrs. Yard is trying to find out if this is allowable for Hunterdon County today to simply dissolve the HCUA and move those functions to the County. He questioned if the Freeholder Board can take over those functions.

Mr. Mennen advised the HCUA has been talking about dissolving the Authority for the past six months. He stressed they are trying to save money everywhere. Mr. Mennen stated if the HCUA is dissolved then the County loses the ability to set the rates and the Bureau of Public Utilities (BPU) sets the rates for Hunterdon County which is why the HCUA was created. The only reason the County is keeping the HCUA going and why it was created was so that the County would have the ability to set the rates. If the County could dissolve the HCUA and bring the authority to set the rates back to the Board of Chosen Freeholders' body then the HCUA goes away. This Board of Freeholders should be able to set the rates after a reasonable public hearing because this Board would do it in the best interest of the public.

Director Holt questioned the costs that would be saved if the County were to dissolve the HCUA and be able to set the rates.

Mrs. Yard explained there are costs each year to have an audit done for the HCUA and if the County took over, then it could be part of the general County audit.

Mr. Sworen stated there would still need to be a separate audit because it would be a separate utility but you would not have to have the separate meetings.

#### Election Board Request

Mrs. Yard reported that the Board of Elections for a chair lift in their area. Currently, the Board of Elections is located in the old Jail, previously occupied by the County Clerk's Office. The general cost for a chair lift is around \$20,000. The Board of Election would like to apply for a grant to pay for this item.

Mrs. Yard explained that the County has a legal obligation to make things assessable. The County has to create an environment of accessibility so people have the right to exercise their rights as independently as possible. Mrs. Yard has discussed this matter with Frank Bell, County Project Administrator and Pete Maddalena, Buildings and Maintenance Director, and while everyone agrees to have the Board of Elections apply for a grant but if the grant isn't awarded then the County could make reasonable accommodations otherwise.

Mr. Sworen questioned why the Board of Elections needs this because the County Clerk's Office provides the same service and is open more hours. Why would the County be required to spend extra money for an area that provides less of a service in the same building.

Mrs. Yard stated that according to Mr. Bell the County can accommodate the Board of Elections if they need a special locked room. The law says that all polling places must be wheelchair accessible and handicapped accessible. The County can meet the spirit of the law if the grant doesn't come through, in other ways.

Mrs. Yard advised the Board that the Board of Elections is pursuing this grant for a chair lift.

Mr. Mennen confirmed with Mrs. Yard that if the grant doesn't happen and there is no will to fund the chair lift out of the general operating that there is an alternative that meets the spirit of the law to provide accessibility.

#### **CONSENT AGENDA**

Director Holt 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. Walton seconded a motion to approve claims in accordance with the Claims Register dated April 19, 2011, minus Check Number 132418.

**See Page 04/19/11-7A**

#### **CLAIMS REGISTER**

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

Mr. Sworen moved and Mr. Melick seconded a motion to approve Check Number 132418 in accordance with the Claims Register dated April 19, 2011.

**ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. MENNEN, MR. HOLT.  
(ABSTAIN) MR. WALTON.**

Mr. Sworen moved and Mr. Melick seconded a motion to approve the regular session minutes of March 15, 2011.

**ROLL CALL: (AYES) MR. SWOREN, MR. MELICK, MR. WALTON, MR. HOLT.  
(ABSTAIN) MR. MENNEN.**

Mr. Sworen moved and Mr. Melick seconded these:

**See Page 04/19/11-7B**

#### **RESOLUTION**

**RESOLVED**, Frances Duggan, John Langley, Gene Robbins, Dave Clapp and Geoffrey Underhill appointed temporary, when and as needed Recreation Leaders, Parks and Recreation Department.

**See Page 04/19/11-7C**

#### **RESOLUTION**

**RESOLVED**, Amanda Whitehead appointed temporary, as needed Student Assistant, Library.

**See Page 04/19/11-7D**

#### **RESOLUTION**

**RESOLVED**, Jim Martin reappointed unclassified, full time County Engineer, Roads, Bridges and Engineering Department.

**See Page 04/19/11-7E**

#### **RESOLUTION**

**RESOLVED**, Approving the appointment of Maria Duncan and Karen Widico to the Human Services Advisory Council.

**See Page 04/19/11-7F**

#### **RESOLUTION**

**RESOLVED**, Approving an agreement with Somerset County for InterCounty Bridge T-36-S, on Black River Road over the Lamington River, in Tewksbury and Bedminster Townships.

**See Page 04/19/11-7G**

#### **RESOLUTION**

**RESOLVED**, RESOLUTION - Approving Federal Aid Change Order #2, for County Bid #2009-29, for the Reconstruction of County Bridge RQ-164, on Rockafellow's Mill Road, over the South Branch of the Raritan River, in Raritan and Readington Townships, with Ritacco Construction, Inc., for the decreased amount of \$30,918.55.

See Page 04/19/11-8A

**RESOLUTION**

**RESOLVED**, Approving final payment for County Bid #2009-29, for the Reconstruction of County Bridge RQ-164, on Rockafellow's Mill Road, over the South Branch of the Raritan River, in Raritan and Readington Townships, to Ritacco Construction, Inc., in the amount of \$33,686.11.

See Page 04/19/11-8B

**RESOLUTION**

**RESOLVED**, Approving indemnification to elected officials and employees concerning a Notice of Tort Claim filed by Christopher Foley.

See Page 04/19/11-8C

**RESOLUTION**

**RESOLVED**, Approving indemnification to elected officials and employees concerning a Notice of Tort Claim filed by Serena Dean.

See Page 04/19/11-8D

**RESOLUTION**

**RESOLVED**, Approving indemnification to elected officials and employees concerning a Notice of Tort Claim filed by Douglas King.

See Page 04/19/11-8E

**RESOLUTION**

**RESOLVED**, Approving indemnification to elected officials and employees concerning a Notice of Tort Claim filed by John Falat.

See Page 04/19/11-8F

**RESOLUTION**

**RESOLVED**, Approving indemnification to elected officials and employees concerning a Notice of Tort Claim filed by Michael Russo.

See Page 04/19/11-8G

**RESOLUTION**

**RESOLVED**, Approving indemnification to elected officials and employees concerning a Notice of Tort Claim filed by Deborah Trout.

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

**PROCLAMATIONS/RECOGNITION**

Mr. Mennen moved and Mr. Melick seconded this:

See Page 04/19/11-8H

**PROCLAMATION**

**RESOLVED**, Recognizing April 29, 2011 as Arbor Day.

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

**GRANTS**

Mr. Melick moved and Mr. Walton seconded this:

See Page 04/19/11-8I

**RESOLUTION**

**RESOLVED**, Approving a grant application with the New Jersey Historical Commission for General Operating Support, for the Cultural and Heritage Commission, in the amount of \$58,017 for fiscal year 2012-2013.

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

Mr. Sworen moved and Mr. Melick seconded this:

See Page 04/19/11-8J

**RESOLUTION**

**RESOLVED**, Approving a renewal application with the New Jersey Council on the Arts for the Cultural and Heritage Commission, for grant administration, professional development and re-granting to local arts organizations.

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

**CORRESPONDENCE**

Item #1 tabled for more information "A request was received from the New Jersey Mosquito Control Association, Inc., requesting the County Printing Department print their proceedings book".

The Township of Franklin is requesting permission to close Quakertown Road and Locust Grove Road to the intersection of Quakertown Road and Pittstown Road from 4:00 p.m. until 9:00 p.m., on Saturday, June 04, 2011 for their first annual Community Day. Mr. Mennen moved and Mr. Melick seconded a motion granting permission provided this event is coordinated through the County's Department of Roads, Bridges and Engineering.

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

The Readington Township Memorial Day Parade Committee is asking permission to use a portion of County Route 523 during their annual Memorial Day Parade on Monday, May 30, 2011. Mr. Mennen moved and Mr. Melick seconded a motion granting permission provided this event is coordinated through the County's Department of Roads, Bridges and Engineering.

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

### **FREEHOLDERS COMMENTS/REPORTS**

#### NJAC meeting

Mr. Sworen advised he attended the NJAC meeting on Friday, April 15, 2011. Hunterdon County is invited to attend the NJAC to understand how the new NJAC is performing. Mr. Sworen provided the Board with various information from NJAC's meeting, including a transparency resolutions and information on pension and health care reform.

#### Health Department

Mr. Sworen met with the Health Department last week on a number of issues and he is working on a resolution to those issues. One issue, the County gets a grant for the HIV Testing and Counseling and it pays for personnel and equipment. This state grant between Hunterdon and Warren County. Hunterdon does not really service Warren County and at the NJAC meeting he spent time with the Warren County Freeholder, Rick Gardner, and there is now a Warren County location for this testing in Washington, New Jersey. The final arrangements will be made next week and there will be a person to do testing out of Washington in Warren County.

Mr. Sworen stated he learned that the HIV virus can take up to 20 years to appear. The target age for testing is between 15 and 64. There used to be senior health screenings and the target age for those screenings has been changed for people from aged 60 and up to 50 to 64. Being looked at is incorporating a voluntary HIV screening in the senior health sessions. Currently Hunterdon County has 200 people with HIV.

#### Supt. of Schools

Mr. Sworen reported on a issue with the new Superintendent of Schools for Hunterdon, Dr. Rosalie S. Lamonte. By statute the County Superintendent of Schools is required to be a member of the Polytech Board and the Raritan Valley Community College Board. Dr. Lamonte is covering three counties and it appears she does not want to attend any meetings because of the travel and other things. This causes a problem for Hunterdon County because Polytech needs a quorum. Mr. Sworen spoke with Dr. Lamonte at the Legislative Dinner for the school unions two weeks ago and asked if she could send an alternate and the response was she couldn't.

Mrs. Yard reported Dr. Lamonte submitted a mileage reimbursement for transportation.

Mr. Sworen met with Bridgett Kelly and wrote her a letter about this matter, saying this is something that needs to be looked at since the Governor appointed this individual. Either Hunterdon County needs its own superintendent or since this is statutory, someone needs to be at meetings or an alternate to attend meetings. That matter is being looked at currently. He feels Hunterdon will have a meeting with the Department of Education within the next two weeks.

#### Shared Services

Mr. Walton reported he will be speaking next Friday with Warren County on shared services.

#### Emergency Services

Mr. Walton advised he was copied on an email to George Wagner, Director of Public Safety from the Califon Fire Department with regard to their recent participation in a training program at the County's Fire Academy. They expressed thanks and appreciation as the County's class was wonderful and the trainers did a wonderful job.

#### Legislative Correspondents Dinner

The Board discussed moving their May 17, 2011 meeting to Thursday, May 19, 2011 due to a majority of the Board wanting to attend the Legislative Correspondents Dinner. After a brief discussion, a majority of the Board agreed to move the meeting to May 19<sup>th</sup>. A notice will be drawn up and distributed.

### **RECOGNITION**

Director Holt recognized County Prosecutor, Anthony Kearns and County Sheriff, Fred Brown who are in attendance this evening.

#### Joint Fugitive Task Force

Sheriff Brown informed the Board that he and the Prosecutor have started a joint task force for fugitives, which is a shared service.

#### Missing Child program alert

Prosecutor Kearns advised his office has entered into an agreement with a child is missing alter program. This is a non-profit agency where the Prosecutor's Office is notified when a child missing, his office contacts this agency and a reverse 911 call back system calls homes to alter them of a missing child in the vicinity where the child is listed missing.

#### HMC/Sexual Assault Nurse Examiner Program

Prosecutor Kearns stated on April 28, 2011 there will be a program at the Hunterdon Medical Center put on by his office, with regard to the Sexual Assault Nurse Examiner program, which is a federally funded program. They are looking to train anyone interested in participating in the program.

First Responders/Crime Scene preservation

Prosecutor Kearns reported that first responders are interested in learning how to preserve a crime scene when they come upon one in the line of duty. His office will be putting on a training program sometime this summer for the first responders, EMS, and Fire personnel.

Domestic Violence

Prosecutor Kearns feels his office is lacking in the domestic violence area as the County does not have a battery program. The Criminal Justice System is able to send a person to a program either on a probationary period or in lieu of conviction.

Prosecutor Kearns reached out to SAFE in Hunterdon about a domestic violence program and their response was they would be able to get a trainer for such a program they would still need a facility to hold the training. He explained how the program works.

Mrs. Yard advised in her opinion, this would be consistent with the County's policy for meetings, education and training. Mrs. Yard further stated the County has never received a request for space to hold such a program from SAFE in Hunterdon. She directed the Prosecutor to contact Karen Briggs in her office to schedule a room for such a program.

**OPEN TO THE PUBLIC**

Director Holt opened the meeting to the public.

The Hunterdon County Board of Chosen Freeholders answered questions from the public and press.

There being no further business to come before the Board, Director Holt adjourned the meeting at 7:30 p.m.

Respectfully submitted,

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Denise B. Doolan  
Clerk of the Board