

HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS

71 Main Street, Freeholder's Meeting Room, 2nd Floor

Flemington, New Jersey 08822

June 21, 2011

The regular meeting of the Hunterdon County Board of Chosen Freeholders convened at 2:02 p.m. in accordance with the provisions of the Open Public Meetings Act.

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

ABSENT: MR. SWOREN.

OPEN PUBLIC MEETINGS ACT

Deputy Freeholder Director Walton 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 June 17, 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."

SPECIAL EXECUTIVE SESSION

Mr. Mennen moved and Mr. Melick seconded this:

See Page 06/21/11-1A RESOLUTION

RESOLVED, Executive Session to discuss contract negotiations.

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

The Hunterdon County Board of Chosen Freeholders went into Executive Session at 2:04 p.m. and reconvened in Open Session at 3:35 p.m.

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

ABSENT: MR. HOLT.

EXECUTIVE SESSION REQUESTS

Mr. Sworen moved and Mr. Mennen seconded these:

See Page 06/21/11-1B RESOLUTION

RESOLVED, Executive Session to discuss appoints to the Workforce Investment Board, the Human Services Advisory Council and to the Open Space Advisory Committee.

See Page 06/21/11-1C RESOLUTION

RESOLVED, Executive Session to discuss the status of a lawsuit entitled Gensch vs. Hunterdon County and other lawsuits.

See Page 06/21/11-1D RESOLUTION

RESOLVED, Executive Session to discuss a claim filed by an employee in the Surrogate's Office.

See Page 06/21/11-1E RESOLUTION

RESOLVED, Executive Session to discuss negotiation issues pending with the Corrections Supervisory Officers; the Sheriff's Sergeants; and the status of an appeal of an arbitration award involving the Sheriff's Rank and File Officers.

See Page 06/21/11-1F RESOLUTION

RESOLVED, Executive Session to discuss the status of the proposals the County wishes to make in other negotiations.

See Page 06/21/11-1G RESOLUTION

RESOLVED, Executive Session to discuss legal issues regarding a contract with Rutgers' Cooperative Extension.

See Page 06/21/11-1H RESOLUTION

RESOLVED, Executive Session to discuss legal issues regarding a contract for the use of the building at Wescott Preserve.

See Page 06/21/11-1I RESOLUTION

RESOLVED, Executive Session to discuss land acquisition concerning property in Lebanon Township and property in West Amwell Township.

RESOLVED, Executive Session to review the Executive Session minutes of May 03, 2011, May 19, 2011 and June 07, 2011.

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

The Hunterdon County Board of Chosen Freeholders went into Executive Session at 3:40 p.m. and reconvened in Open Session at 5:33 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.

Andrea Bonnet, resident of East Amwell Township questioned the Board how to determine when the meeting is closed to the public regarding budget issues.

Director Holt explained as soon as the Board adopted the 2011 budget, it starting working on the 2012 budget. The Board has been taking an hour to an hour and a half before each regular meeting to work on the budget.

Director Holt stated when viewing the agenda on line, it will say if the meeting is starting in closed or open.

POLYTECH

Kim Mets came before the Board and introduced Chuck Weikel who is Polytech's coordinator for the "Youth Transition to Work Apprenticeship Culinary" (YTTW) grant. Polytech received \$160,000 last Fall and it will continue into this Fall, 2011.

Mr. Weikel advised the grant was received from the State of New Jersey; it is a collaboration with Hunterdon County Polytech and Somerset County Vo-Tech, Warren County Technical School, Raritan Valley Community College and Warren County Community College. YTTW was created in 1992 to specifically help people who are not college bound to enter into the workforce and into high paid skilled jobs. Currently, the YTTW is providing field trip opportunities for students participating in courses specific to their occupation. Students are receiving work place readiness training; they are receiving culinary training and Polytech is working on articulation agreements with the schools and their community colleges so the students can receive credit for the work they do in their vocational programs in college. The goal is to place people with employers in apprenticeships which is a federal program. The two programs Polytech is doing require a two years commitment as an apprentice with 4,000 hours of on the job training plus hours of work place related instruction.

Mr. Weikel advised the benefits of the apprenticeship program for the student is, for people who might be undecided about what path to take, this is an opportunity for them to explore as a career option before they make a commitment of \$150,000 to attend culinary school.

Mr. Weikel stated there are people who don't learn well from books and are more on the job learners and this program is of benefit to them. There are also benefits to employers because they are getting a screened work force and they are eligible to receive state funds to help offset the costs. Polytech currently has 18 people interested in apprenticeship positions.

Ms. Metz handed out brochures on the Apprenticeship Program for Culinary Arts.

Charity Event

Ms. Metz informed the Board of a recent charity event which was a senior project by the Culinary Arts and Pastry students at Polytech. They held a brunch on a Sunday morning for Charity with the proceeds going to a nonprofit organization. The students designed everything from the recipes, the menu, invitations and the promotional information. The students raised \$2,600 a nonprofit organization, the Hunterdon County Regional Cancer Center.

ROADS and Bridges Update

John P. Glynn, Director, Roads, Bridges and Engineering came before the Board to discuss the structure at Van Syckles Road over the Spruce Run Reservoir. The County has received a letter from the New Jersey Department of Transportation (DOT) asking the County to take over the Van Syckles Road Bridge. The bridge sits next to Spruce Run Reservoir and borders on both Union Township and Lebanon Township.

Mr. Glynn stated there is a letter requesting the County assign a number to this bridge. He feels if the County assigns a number to it; it would mean the County owns the bridge.

Mr. Glynn was told that Union Township owns the bridge but questioned how one township can own the bridge when it borders two townships, unless they accepted it. Mr. Glynn stated he was told Union Township owns the Van Syckles Road Bridge and accepted it, in the 1960's when Spruce Run was built.

Mr. Glynn stated DOT has inspected the bridge over the years. The ownership and inspection of the bridge has been an ongoing discussion. The County has never accepted the responsibility of

the ownership of the bridge and given the current workload and the condition of County bridges he doesn't feel the County needs another bridge to contend with.

After a brief discussion, the Board directed Mr. Glynn to respond to the letter from the DOT and inform them the County won't accept responsibility for the Van Syckles Road Bridges.

Swan Creek Easement proposal

Mr. Glynn reported an offer has been received from West Amwell Township with the means/mechanism for the easement at the South County Garage. Mr. Glynn recommended having County Counsel look at the mechanism for the easement. They have offered the County \$10,000 for the easement, in a lump sum payment. Mr. Glynn does not see a problem with the poles being placed on the County's property behind the garage. This proposal would save trees and it would shorten the route to South Hunterdon Regional High School.

After further discussion, Mr. Melick moved and Mr. Walton seconded a motion, subject to review by County Counsel, to grant the easement for an amount of \$10,000.

Mr. Mennen questioned the amount offered of \$10,000 and if an appraisal has been done.

Mr. Glynn stated the County will still own the property. He offered to check with JCP&L because they do easements all the time.

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

Bridge T-85A

Mr. Glynn reported a civil complaint has been received with regard to County Bridge T-85A, in Tewksbury Township and he will be working with County Counsel to address this matter.

Route 31 Circle

Mr. Glynn informed the Board that he now has a letter from the County Planning Board concerning some issues with regard to the Route 31 Circle that should be either drafted as a Resolution or add it as a letter to DOT.

Mr. Glynn advised DOT called last week and he told them the County was still looking at how to support this project, should the Freeholders decide to support it.

Mrs. Dziamara stated there are issues with the property owners adjacent to the Route 31 Circle with access.

Director Holt stated the Board is aware of a resolution of support for the project which was pulled from the last agenda. The Board desires to keep the funding on the project and try and work out some of the details of the project. The Planning Board has highlighted items which may be included in a resolution for this project.

Mr. Glynn advised the resolution states the County is aware that there is a high accident area around the circle and support the preferred alternative design for the Route 31 Circle. The County would attach to the resolution the Planning Board's letter with four specific issues they have.

Mr. Melick confirmed with Mr. Glynn that the Borough of Flemington is waiting for Hunterdon County to take action. He spoke to Mayor Edwards who would support a resolution in July.

Director Holt would like to allow the Freeholder Board time to review the resolution and the four points from the Planning Board before action is taken. Mr. Glynn was asked to stay at the meeting.

PURCHASING

Mr. Walton moved and Mr. Holt seconded this:

See Page 06/21/11-3A

RESOLUTION

RESOLVED, Authorizing the award of County Bid #2011-08, for the Reconstruction and Drainage Improvements of County Routes 513, 519 and 601, to Tillerman Landscaping, in an amount not to exceed \$318,953.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-3B

RESOLUTION

RESOLVED, Authorizing the award of County Bid #2011-07, for Spotlight Mounted Thermal Imaging System, to Warnock Fleet, in an amount not to exceed \$32,800.

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

Mr. Walton moved and Mr. Melick seconded this:

See Page 06/21/11-4A

RESOLUTION

RESOLVED, Authorizing the award of County Bid #2011-10, for Resurfacing and Surface Treatment of various County roads, to Trap Rock Industries, Inc., in an amount not to exceed \$1,270,641.93.

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

FINANCE

Mr. Walton moved and Mr. Sworen seconded these:

See Page 06/21/11-4B

RESOLUTION

RESOLVED, Authorizing the cancellation of a grant receivable and reserve for the 2009 CEHA Grant, in the amount of \$3,540 – receivable and \$3,539.43 – reserve.

See Page 06/21/11-4C

RESOLUTION

RESOLVED, Authorizing the cancellation of a grant receivable and reserve for the 2010 Comprehensive Alcohol Grant, in the amount of \$21,844 – receivable and \$21,846 – reserve.

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

Mr. Sworen moved and Mr. Walton seconded this:

See Page 06/21/11-4D

RESOLUTION

RESOLVED, Authorizing the cancellation of a grant receivable and reserve for the 2010 Recreation Opportunities for Individuals with Disabilities, in the amount of \$5.50 – receivable and \$6.60 – reserve.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-4E

RESOLUTION

RESOLVED, Authorizing the cancellation of a grant receivable and reserve for the 2009-2010 Sexual Assault Nurse Examiner/Response Team, in the amount of \$21,603.14.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-4F

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for the Clean Communities Entitlement, in the amount of \$62,831.86.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-4G

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for the 2011 CEHA grant, in the amount of \$134,200.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-4H

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for the Right to Know Program, in the amount of \$9,618.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-5A

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for the Victim and Witness Advocacy program, in the amount of \$12,385.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-5B

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for the HIV Counseling and Testing, in the amount of \$59,800.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-5C

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for the FEMA Emergency Management Performance Grant, in the amount of \$50,000.

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-5D

RESOLUTION

RESOLVED, Requesting the Division of Local Government Services insert an item of revenue in the budget for Transportation services, in the amount of \$33,768.

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

Director Holt opened the public hearing on Capital Ordinance No. 1-11.

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

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-5E

CAPITAL ORDINANCE NO. 1-11

ADOPTED, ORDINANCE AUTHORIZING THE ACQUISITION OF HEAVY PUBLIC WORKS MACHINERY, EQUIPMENT AND TRUCKS FOR THE COUNTY ROADS AND BRIDGES AND VEHICLE SERVICES DEPARTMENTS BY THE COUNTY OF HUNTERDON AND APPROPRIATING \$550,000.00 THEREFORE.

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

Director Holt opened the public hearing on Capital Ordinance No. 4-11.

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

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-5F

CAPITAL ORDINANCE NO. 4-11

ADOPTED, A CAPITAL ORDINANCE AUTHORIZING THE ACQUISITION BY THE COUNTY OF HUNTERDON OF DEEDS EASEMENTS FOR DEVELOPMENT RIGHTS ON AGRICULTURAL LAND UNDER THE NEW JERSEY FARMLAND PRESERVATION ACT AND APPROPRIATING \$1,500,000.00 FOR THAT PURPOSE.

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

Director Holt opened the public hearing on Capital Ordinance No. 5-11.

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

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-6A

CAPITAL ORDINANCE NO. 5-11

ADOPTED, ORDINANCE AUTHORIZING THE ACQUISITION OF COMPUTER EQUIPMENT BY THE COUNTY OF HUNTERDON AND APPROPRIATING \$65,000.00 THEREFORE.

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

Director Holt opened the public hearing on Capital Ordinance No. 6-11.

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

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-6B

CAPITAL ORDINANCE NO. 6-11

ADOPTED, ORDINANCE AUTHORIZING THE COOPERATIVE ACQUISITION OF REAL PROPERTY FOR OPEN SPACE, PARK AND RECREATION PURPOSES BY THE COUNTY OF HUNTERDON AND APPROPRIATING \$750,000.00 THEREFORE.

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

Director Holt opened the public hearing on Capital Ordinance No. 7-11.

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

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

Mr. Walton moved and Mr. Sworen seconded this:

See Page 06/21/11-6C

CAPITAL ORDINANCE NO. 7-11

ADOPTED, A CAPITAL ORDINANCE AUTHORIZING THE ACQUISITION BY THE COUNTY OF HUNTERDON OF REAL PROPERTY FOR OPEN SPACE, PARK AND RECREATION PURPOSES AND APPROPRIATING \$2,000,000.00 FOR THAT PURPOSE.

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

Director Holt explained with regard to roads, bridges and highways, the County is required by law to adopt a bond ordinance. Over the years, even though this Board adopts a bond ordinance the County has not borrowed money since 2001. Last year, the Freeholders had Bond Counsel into a meeting, seeking an alternate way to do this other than adopt a bond ordinance. At that time, it was agreed the Board could adopt a resolution in advance of the bond ordinance to be included in the bond ordinance that clearing identifies the County will not borrow funds.

Mr. Mennen advised last year the Freeholder Board had a similar situation in dealing with bond ordinances which were for the same purpose as Bond Ordinance No. 2-11 and 3-11. Between the time of introduction and the public hearing Mr. Mennen reached out to Bond Counsel who came before the Board to talk about this process. Mr. Mennen continued to express concern when the County has to adopt a bond ordinance yet have no intention to issue bonds. He drafted a resolution at that time which stipulates that the County is adopting the bond because that is what the Local Public Bidding Laws say have to be done but the County doesn't intend to issue bonds. Bond Counsel at that time viewed the resolution and approved it as to form. Bond Counsel agreed the inclusion of that resolution did not constitute a material change to the ordinance and therefore, did not require the ordinance to be re-noticed or republished. The resolution was unanimously adopted by this Board and became a part of the ordinance.

Mr. Mennen moved and Mr. Walton seconded this:

See Page 06/21/11-6D

RESOLUTION

RESOLVED, Authorizing that the intention of this Freeholder Board is that no debt be issued to finance the Ordinances which may be adopted this evening.

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

Director Holt opened the public hearing on Bond Ordinance No. 2-11.

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

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

Mr. Mennen moved and Mr. Walton seconded this:

See Page 06/21/11-8A

BOND ORDINANCE NO. 2-11

ADOPTED, BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF VARIOUS BRIDGES AND CULVERTS IN, BY AND FOR THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$5,095,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Director Holt opened the public hearing on Bond Ordinance No. 311.

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

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

Mr. Mennen moved and Mr. Walton seconded this:

See Page 06/21/11-8B

BOND ORDINANCE NO. 3-11

ADOPTED, BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF VARIOUS PUBLIC HIGHWAYS, ROADS AND STREETS IN, BY AND FOR THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$6,718,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Mr. Melick explained all the ordinances were discussed by the Board during its budget sessions. He is concerned about the number of vehicles the County currently has on the road. No money has been put in place to replace vehicles but they are wearing out.

Mr. Melick would like to see a policy in place to limit the vehicles used by non-supervisory people. The economy is so bad and the miscellaneous revenue is down and it concerns him as to what shape the County is going to be in. He would like the County to address the vehicles being used by non-supervisory people.

Mrs. Yard reported the County Prosecutor was supposed to come to the first meeting in June. He had three months prep time to talk about his direction and guidance of the office and how he was going to reduce the size of the fleet.

Mrs. Yard added that she was asked by the Board to prepare a mirror presentation of the other fleet vehicles but when the Prosecutor postponed his report, she postponed her report.

After further discussion, the Board directed Mrs. Yard to invite the Prosecutor to the July 5, 2011 meeting to present his fleet report.

Matthew Hall/Congressman Holt's Office

Director Holt recognized Matthew Hall of Congressman Holt's office. He apologized for making him wait so long into the meeting to be recognized.

Mr. Hall informed the Board that he is a resident of Hunterdon County, living in High Bridge and he is Congressman Holt's Director of Outreach. His role is to work with Counties and municipalities and a large part of his role is to work with the Public Safety Agencies and coordinate workshops with the Department of Justice and the Department of Homeland Security, as well as reaching out to various grant programs.

Mr. Hall stated he is out in the community learning what the issues are and what is going on and where and where the Congressman's Office can be of help.

Director Holt thanked Mr. Hall for taking the time to come to the meeting to introduce himself.

FARMLAND PRESERVATION/PLANNING

Mr. Mennen moved and Mr. Sworen seconded this:

See Page 06/21/11-8A

RESOLUTION

RESOLVED, Approving a Right of Way Easement, on County Route 513, from Tracey Frick and Stephanie Levick, for a portion (0.010 acre) to be purchased in fee simple, in Alexandria Township, in the amount of \$74.

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

Mr. Melick moved and Mr. Sworen seconded this:

See Page 06/21/11-8B

RESOLUTION

RESOLVED, Approving a Right of Way Easement and Sight Easement, on County Route 519, from Robert C. and Linda D. Runge and Charles F. and Rose I. Runge, for a portion to be purchased in fee simple, in East Amwell Township, in the amount of \$5,027.40 (0.513 acre) and the amount of \$480.20 (0.049 acre).

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

Mr. Mennen moved and Mr. Sworen seconded these:

See Page 06/21/11-8C

RESOLUTION

RESOLVED, Approving a grant agreement with Tracey Frick and Stephanie S. Levick, on Block 15, Lot 13, Alexandria Township, consisting of 41.370 acres, (SADC-\$190,302; County-\$57,918; Township-\$57,918), total amount of \$606,138.

See Page 06/21/11-8D

RESOLUTION

RESOLVED, Approving a grant agreement with the Gulick Home Farm, LLC, on Block 14, Lot 33.05, West Amwell Township, consisting of 16.766 acres, (SADC - \$78,800.20; County - \$24,310.70; Township - \$24,310.70), total amount of \$127,421.60.

See Page 06/21/11-8E

RESOLUTION

RESOLVED, Approving a grant agreement from Perryville Road Farm, LLC, Block 30, Lot 8, Union Township, consisting of 59.533 acres, (SADC-353,626.02; County-\$117,875.34; Township-\$117,875.34), total amount of \$589,376.70.

See Page 06/21/11-8G

RESOLUTION

RESOLVED, Approving a grant agreement with Charles F. Runge, Rose I. Runge, Robert C. Runge and Linda Runge, (Runge I), Block 23, Lot 1, Alexandria Township, consisting of 33.528 acres, (SADC - \$197,144.64; County - \$65,714.88; Township - \$65,714.88), total amount of \$328,574.40.

See Page 06/21/11-8H

RESOLUTION

RESOLVED, Approving a grant agreement with Charles F. Runge, Rose I. Runge, Robert C. Runge and Linda Runge, (Runge II), Block 19, Lot 13, Alexandria Township, consisting of 72.256 acres, (SADC - \$354,054.40; County - \$111,996.80; Township - \$111,996.80), total amount of \$578,048.

See Page 06/21/11-8I

RESOLUTION

RESOLVED, Approving a grant agreement with Helen A. Rynearson, (north), Block 3, Lot 3.04, East Amwell Township, consisting of 42.940 acres, (SADC - \$296,286; County-\$98,762; Township-\$107,350), total amount of \$502,398.

See Page 06/21/11-8J

RESOLUTION

RESOLVED, Approving a grant agreement with Craig A. Smith and Leslie Pittman-Smith, Block 21, Lot 3, Delaware Township, consisting of \$64.072 acres, (SADC - \$384,432; County-\$128,144; Township-\$128,144), total amount of \$640,720.

See Page 06/21/11-8K

RESOLUTION

RESOLVED, Approving a grant agreement with Alice H. Emmons, widow and Gregory P. Keefer, Executor and Trustee of the Last Will and Testament of Gilbert W. Emmons, Block 38, Lot 8, Delaware Township, consisting of 41.349 acres, (SADC-\$297,712.80; County-\$99,237.60; Township-\$99,237.60), total amount of \$496,188.

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

COUNTY Update

Clerk Typist position/Sr. Services

Cynthia J. Yard, County Administrator brought back before the Board a request to backfill a Clerk Typist position in the Division of Senior Services under the Human Services Department. The vacancy occurred due to someone taking another position to backfill a position. This is a support person in the Division of Senior Services and without this position being filled the County could be in jeopardy of losing the State Area Plan Grant which is the County's largest grant of over \$800,000. There are certain specifications the County has to meet for this grant.

Mr. Walton moved and Mr. Sworen seconded a motion to backfill a Clerk Typist position in the Division of Senior Services, of the Department of Human Services.

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

Request from North Jersey Resource, Conservation and Development (RCD) for space.

Mrs. Yard reported at the last meeting the Board discussed a request from the North Jersey Resource Conservation and Development for space; to share an area at the Lechner House at Echo Hill Park with the South Branch Watershed Association. The County requested information from Grace Messenger of the RCD and at the June 07, 2011 meeting the RCD was advised the County cannot give away anything without considerations. Mrs. Yard reported the RCD has provided information which is a consideration to the County of projects they are either currently working on or have worked on stream restoration and the watershed protection and river friendly farm; plus stewardship of open space programs.

Mr. Walton moved and Mr. Sworen seconded a motion granting permission for the RCD to use a portion of the Lechner for a period through September 21, 2011.

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

Update of State Health Care and Pension reform

Mrs. Yard provided the Board with a quick update of what is going on with the State Health Benefits and the Pension System. She and the Human Resources Director, Cheryl Wieder gleaned Senator Sweeney's Executive Summary and his Bill. Under pensions PERS employee's contribution will increase 1%. Currently we pay 5.5% and it will go to 6.5% with an additional 1% increase over the next seven years. The Police and Fire contribution is going from 8.5% to 10% and that is a one time jump for them. The PERS participants' minimum age to receive benefits with no reduction (penalty) has been moved to age 65.

Mrs. Yard advised under health benefits, the County moved it to 1.5% of the salary and this new bill is a percentage of the premium and it goes in \$5,000 increments. The first year you would pay 25%, the second would be 50%, the third is 75% and then in the four year you would pay the full percent.

Union Twp. Print Request

Mrs. Yard reported a request was received from Union Township for printing. The County's Director of Central Printing, Mail and Information Services has reviewed this request and provided the costs for the printing. He confirmed there would be no overtime incurred to provide this request.

Mr. Sworen moved and Mr. Walton seconded a motion approving the InKind Print request from Union Township.

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

FOR DISCUSSION

Disbanding the Hunterdon County Utilities Authority.

Mrs. Yard reported the full Freeholder Board was made aware of, and to consider at the last meeting the disbanding of the Hunterdon County Utilities Authority with the hope that the County could retain all the rights and privileges prescribed in the state statute with regards to an authority.

Mrs. Yard has spoken with the Chief of State of the Governor's Office, Jim Cunningham, who said the way to start is with a legal opinion. It was thought the County could go through the Office of Legislative Services and Mrs. Yard would do a white paper and she would speak to Ed Smith, which she has via email. Mr. Smith said he would look into this but since that time she requested Shana Taylor, Esquire, to look into this for the County and that information has been provided to the HCUA Director and the Freeholder Director. There are options on how this can be done. If the Board desires, the County can still pursue the Office of Legislative Services. Mr. Smith wanted included in correspondence that the County is desirous of maintaining the rights and privileges of the Hunterdon County Utilities Authority under the auspices of the Hunterdon County Board of Chosen Freeholders; does this action require a statutory amendment.

Mrs. Yard stated there is case law and statutes which say there are two ways to do this; one is to dissolve the HCUA but the question is will the State Bureau of Public Utilities take it away if it is dissolved. The County's goal is to maintain those rights and privileges. The County could go to the State Department of Community Affairs, and go through Local Finance and present a plan on how to dissolve an authority and what would happen and who would take over those duties.

Mr. Mennen advised this has been embraced by the Hunterdon County Utilities Authority unanimously. If the Board of Freeholders are allow to take over, it would have to accept the rights and responsibilities that are granted to the Utilities Authority.

Route 31 Circle continued

Director Holt confirmed the Board has had a chance to review the Route 31 Circle draft letter and the resolution put together by Mr. Glynn.

Director Holt confirmed it is Mr. Glynn's opinion that the resolution he drafted, which is fairly innocuous coupled together with the Planning Board's comments is his recommended choice of action with regard to the Route 31 Circle.

Mr. Glynn asked that the recommendation of the Planning Board be a part of the design concept.

Director Holt confirmed Mr. Glynn's Department will remain involved in the design process of the Route 31 Circle with the State Department of Transportation to continue to work on the challenges that exists and remain with the proposal.

Mr. Glynn feels the County, Flemington Borough and Raritan Township needs to be a part of this project for input as this design develops. He feels the County should get progress reports from DOT on where the project is at all steps.

Director Holt confirmed a letter can be drafted that not only identifies the areas of concern by the Planning Board but also reemphasizes the need for a partnership between the County, Flemington and Raritan.

Mrs. Dziamara said there are problems areas and the County has to be involved in the process.

Mr. Walton has concerns about DOT's solution and does not feel it will make things better but worse. He is the County is going to end up with a project that is not improved. He recognizes this is working with DOT and it is important to work with DOT to solve the numerous problems here in the County.

Mr. Mennen asked if the Board is going to consider this resolution tonight.

Director Holt feels the County should not wait for Flemington Borough or Raritan Township as the County is the first lead with regard to these projects. He concurs with Mr. Walton that the County doesn't want to exacerbate a problem and he sees issue with regard to that particular design but he wants to continue to bring focus to the Route 202 Corridor issues and the Route 31 Circle is one of them.

Director Holt would like to keep the County, Flemington and Raritan at the table and he would like to keep the funding in the County. The way to do that is to advance the concept design.

Mr. Mennen understands what the County is trying to do but he doesn't understand why the County is doing it. He understands the County is saying it recognizes there is a problem and the County wants NJDOT to focus on the problem and work towards a solution but then the Board says the solution is not right and that it could potentially create more problems but the resolution doesn't say that. A bad solution is no solution at all. The body of the resolution talks about a plan that is already moving. It appears to be a quasi endorsement of the process and he isn't sure why the County is doing it this way. If the County has a problem, let us just say it. The County should encourage NJDOT to focus on this problem and solve this problem. The County applauds NJDOT on what has been presented to date but we should advise NJDOT what they need to look at.

After further discussion, Director Holt stated he would take the Planning Board's recommendations and the draft resolution and rework it for the next meeting for consideration. Director Holt stated he will redo the language in the resolution.

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."

Item 20 was held at this time.

Mr. Walton moved and Mr. Sworen seconded a motion to approve claims in accordance with the Claims Register dated June 21, 2011.

See Page 06/21/11-10A

CLAIMS REGISTER

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

Mr. Walton moved and Mr. Sworen seconded a motion to approve the Social Services Funds Report for April, 2011.

See Page 06/21/11-10B

SOCIAL SERVICES FUNDS REPORT

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

Mr. Walton moved and Mr. Sworen seconded these:

See Page 06/21/11-11A RESOLUTION

RESOLVED, Dennis Heil appointed temporary, when and as needed Supervising Engineer, Roads, Bridges and Engineering.

See Page 06/21/11-11B RESOLUTION

RESOLVED, Brynda Taylor-Flynn appointed temporary, when and as needed Librarian, Library.

See Page 06/21/11-11C RESOLUTION

RESOLVED, Karena Paleologo appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11D RESOLUTION

RESOLVED, Sharon Muli appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11E RESOLUTION

RESOLVED, Daniel Kenney appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11F RESOLUTION

RESOLVED, John Fay appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11G RESOLUTION

RESOLVED, Janine Ngai appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11H RESOLUTION

RESOLVED, Anthony Dominguez appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11I RESOLUTION

RESOLVED, Corrine Kosar appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11J RESOLUTION

RESOLVED, Sheena Chaterjee appointed temporary, when and as needed Recreation Leader, Parks and Recreation.

See Page 06/21/11-11K RESOLUTION

RESOLVED, Approving the appointment of Edward Jakubco and Elizabeth Hornberger to the Human Services Advisory Council.

See Page 06/21/11-11L RESOLUTION

RESOLVED, Approving a Clergyman's Professional Services Contract with Reverend David Errickson, chaplain services at the Hunterdon County Jail, amount not to exceed \$15,600.

See Page 06/21/11-11M RESOLUTION

RESOLVED, Approving plans and specifications for Resurfacing and Safety Improvements for County Routes 523 and 517, in the Townships of Readington and Tewksbury.

See Page 06/21/11-11N RESOLUTION

RESOLVED, Approving plans and specifications for Resurfacing and Drainage Improvements for County Route 519, in the Townships of Alexandria and Kingwood.

See Page 06/21/11-11O RESOLUTION

RESOLVED, Approving the South County Park Fee Schedule.

See Page 06/21/11-11P RESOLUTION

RESOLVED, Approving an extension to the Hunterdon Medical Center agreement, to provide public health nursing and health education services, at the current rate of \$41,667 a month, for a three month period, through November 01, 2011, in the not to exceed amount of \$125,000. (subject to receipt of signed agreement).

See Page 06/21/11-12A

RESOLUTION

RESOLVED, Approving an extension to the agreement with Archer and Greiner, for special legal services for the Human Services Department, at the current hourly rate, in an amount not to exceed \$84,000, for the period of March 22, 2011 through December 31, 2011. (subject to receipt of signed agreement).

See Page 06/21/11-12B

RESOLUTION

RESOLVED, Declaring the property known as the Choir School, Block 23, Lot 7, in Flemington Borough, as surplus and authorizing the property be sold at public auction.

See Page 06/21/11-12C

RESOLUTION

RESOLVED, Declaring the property known as the Hawke property, Block 21, Lot 23.01, in Flemington Borough, as surplus and authorizing the property be sold at public auction.

See Page 06/21/11-12D

RESOLUTION

RESOLVED, Approving the purchase of real estate and easements affecting portions of land in Franklin Township, known as Block 25, Lot 4; Block 28, Lot 41, and Block 29, Lot 58, in connection with the reconstruction of County Bridge F-45, on White Bridge Road, and setting a public hearing on Tuesday, June 19, 2011 at 6:00p.m.

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

Mr. Sworen moved and Mr. Walton seconded this:

See Page 06/21/11-12E

RESOLUTION

RESOLVED, Approving a professional services agreement with Matthew Giacobbe, of Cleary, Giacobbe, Alfieri and Jacobs, LLC, for special legal counsel, for a period of 18 months, through December 31, 2012, in an amount not to exceed \$135,000. (subject to receipt of signed agreement).

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

CORRESPONDENCE

A letter was received from the Garden State Underwater Recovery Unit, requesting permission to hold a coin toss on Saturday, December 17, 2011, from 8:00 a.m. until 3:00 p.m., at the intersection of County Route 519 and Bridge Street, in Milford, New Jersey. Mr. Mennen moved and Mr. Sworen seconded a motion approving the coin toss for the Garden State Underwater Recovery Unit.

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

A request was received from the Fire Chief of the Flemington Fire Department, asking to have the County's mechanics service her Chief's vehicle.

The Board asked Mr. Glynn his opinion since it would be his department doing the work.

Mr. Glynn said in looking at the larger picture with respect to servicing municipal vehicles at the garage, he doesn't know how it can be done. The fire chief is one municipal vehicle but what about school vehicles, municipal vehicles; where does the County draw the line. He questioned how it would work because he doesn't have a staff to support a large increase in vehicle services.

Mrs. Yard reported Mr. Glynn's department at the Garage Services lost an employee and they weren't replaced and he is down a position or two.

Mr. Glynn feels the County has to develop a policy with respect to servicing outside vehicles into the garage services contract. At this time, he would not recommend approving this request. There are many municipal vehicles in Hunterdon County.

Mrs. Yard confirmed with Mr. Glynn that the individual making the request works for the County and it is a perception that the County doesn't need.

Mrs. Yard said this is one of the vulnerabilities of shared services; eventually you have to decide if you have the resources to accommodate the services without increasing resources, especially when the Freeholder Board is saying don't hire anyone.

Director Holt confirmed with the Board that the County isn't prepared to undertake this as a shared service at this time.

FREEHOLDERS COMMENTS/REPORTS

HVAC-Route 31

Mr. Sworen reported to the Board that he has talked to representatives of BPU and Donnelly and the County will not loose any grant money, according to his meeting he attended a week ago Monday. They are working on coming up with a solution that will work; that the County will have to contribute to. The problem is that the coal boxes underneath the unit are so old and there is only partial technical specifications which were forwarded to the agency who will come up with a solution on how to replace those boxes and place the HVAC system on top. Mr. Sworen stated it

will cost the County some money but the first \$50,000 is free. The County cannot take that money, as BPU changed the rules, and put it in another building. He feels the County should have an answer from BPU by next week. There was a good response on two to three other grants for other buildings which should come with a favorable response to replace the HVAC.

Heron Glen

Mr. Sworen reported that Heron Glen has been rated as one of the best golf courses in the Tri-State area.

Park Concerts

Mr. Sworen reported the first concert at Deer Path Park was held last week. Over 400 people attended the concert.

Sheriff

Director Holt recognized Sheriff Brown.

Sheriff Brown reported it has been six months since he took office. It is a pleasure working with the Freeholder Board.

OPEN TO THE PUBLIC

Director Holt opened the meeting to the public.

There was no one interested in addressing the Board at this time.

There being no further business to come before the Board, Director Holt adjourned the meeting at 7:10 p.m.

Respectfully submitted,

Denise B. Doolan
Clerk of the Board