

MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS

FORMAL MEETING OF JUNE 5, 2008

JOYCE L. MCDADE ADMINISTRATION BUILDING- ROOM 211

640 SOUTH BROAD STREET, TRENTON, NEW JERSEY

AGENDA

A. ROLL CALL:

B. INVOCATION:

Almighty God who holds the fate of Man and Nation, we most humbly beseech thee to bless this, our County, these deliberations and thy servants that they might act with wisdom and understanding for the good of our community and thy greater glory. Amen.

C. FLAG SALUTE:

D. SUNSHINE LAW:

In accordance with the provisions of the New Jersey Open Public Meetings Law, notice of this Formal Meeting has been mailed to the Trenton Times, The Trentonian and The Princeton Packet newspaper as well as having been posted in the both the County Administration Building and Courthouse at least forty - eight (48) hours in advance of the meeting.

**THE PUBLIC IS INVITED TO COMMENT
ON ANY ITEM LISTED ON THE AGENDA**

E. MINUTES:

Reorganization Meeting of January 5, 2008

F. COMMUNICATIONS:

1. From Margaret E. Pemberton, Clerk of the Board, Middlesex County, dated May 21, 2008, RE: Resolution No. 08-812, Urge Congress to Enact Legislation Which Will Include Schools Within the Definition of Critical Infrastructure and to Provide Additional Funding for School Security and Information Upgrades
2. From Barbara A. Lucas, Clerk of the Board, Somerset County, dated May 22, 2008, RE: Resolution No. R08-446, Resolution in Support of S - 1785 Establishing "Court Security Enhancement Fund"
3. From Shirley K. Turner, Senator- District 15, dated May 14, 2008, RE: Resolution 2008-223 which recognizes April 2008 as Autism Awareness Month in Mercer County
4. From Shirley K. Turner, Senator- District 15, dated May 23, 2008, RE: Resolution 2008 – 223, Acknowledging April 2008 as Autism Awareness Month
5. From Denise B. Doolan, Clerk of the Board, Hunterdon County, dated May 19, 2008, RE: Resolution Opposing S-770 and A-1645 Mandating the Appointment of a Qualified Purchasing Agent and the Attendant Reorganization of Municipal Purchasing Functions
6. From Andrew A. Mair, County Administrator, dated June 3, 2008 , RE : Open Questions and Answers

G. RESOLUTIONS:

1. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE CHANGE ORDER NO. 1 WITH U.S. TANK PAINTING FOR THE REHABILITATION OF THE PASSENGER LOADING BRIDGE AT THE TRENTON-MERCER AIRPORT. INCREASE: \$7,600.00 (AB-2007-43)

2. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROPRIETARY SERVICE AGREEMENT WITH PALINET FOR SUBSCRIPTION RENEWAL TO PROVIDE SPECIALIZED COMPUTER SERVICES FOR CATALOGING MATERIALS AND INTER – LIBRARY LOAN OPERATIONS FOR THE MERCER COUNTY LIBRARY COMPUTER SYSTEM PERIOD: JULY 1, 2008 TO JUNE 30, 2009. COST NOT TO EXCEED \$43,000.00

3. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A HARDWARE MAINTENANCE AND SUPPORT AGREEMENT WITH INFORPRINT SOLUTIONS COMPNAY, LLC FOR HARDWARE MAINTENANCE AND SUPPORT TO BE PROVIDED TO THE COUNTY OF MERCER AT A COST NOT TO EXCEED \$17,784.00 PERIOD: JANUARY 1, 2008 THROUGH DECEMBER 31, 2008

4. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AN OPTION TO EXTEND THE COMPETITIVE CONTRACT WITH ACULABS, INC. FOR THE PROVISION OF LABORATORY SERVICES TO THE RESIDENTS OF THE MERCER COUNTY GERIATRIC CENTER EXTEND CONTRACT FOR ONE YEAR THROUGH JUNE 30, 2009 AT A COST NOT TO EXCEED \$17,500.00 RESULTING IN A NEW CONTRACT TOTAL \$52,000.00

5. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AN OPTION TO EXTEND THE COMPETITIVE CONTRACT WITH MOBILEXUSA FOR THE PROVISION OF X-RAY AND EKG SERVICES TO THE RESIDENTS OF THE MERCER COUNTY GERIATRIC CENTER FOR ONE YEAR THROUGH JUNE 30, 2009. COST NOT TO EXCEED \$13,000.00, RESULTING IN A NEW CONTRACT TOTAL OF \$ 36,000.00

6. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXERCISE AN OPTION TO EXTEND THE COMPETITIVE CONTRACT WITH PARTNERS HEALTHCARE TO PROVIDE PHARMACY SERVICES TO THE RESIDENTS OF THE MERCER COUNTY GERIATRIC CENTER THROUGH JUNE 30, 2009 AT A COST NOT TO EXCEED \$350,000.00

7. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AN OPTION TO EXTEND THE COMPETITIVE CONTRACT WITH PHARMA - CARE, INC., TO PROVIDE PHARMACY CONSULTANT SERVICES TO THE RESIDENTS OF THE MERCER COUNTY GERIATRIC CENTER. EXTEND CONTRACT FOR TWO (2) MONTHS THROUGH AUGUST 31, 2008. COST NOT TO EXCEED : \$3,167.00., RESULTING IN A NEW TOTAL CONTRACT TOTAL COST OF \$ 41,167.00

8. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AWARD NOTICE FOR CALENDER YEAR 2008 RECEIPT OF THE NEW JERSEY JUVENILE JUSTICE COMMISSION STATE COMMUNITY PARTNERSHIP , FAMILY COURT SERVICES , JUVENILE ACCOUNTABILITY BLOCK GRANT AND STATE INCENTIVE PROGRAM FUNDS . GRANT PERIOD : JANUARY 1, 2008 TO DECEMBER 31, 2008. TOTAL GRANT AMOUNT: \$1,073,382.00 (\$375,498.00- STATE/COMMUNITY PARTNERSHIP FUNDS ; \$ 289,465.00 - FAMILY COURT FUNDS; \$29,136.00-JUVENILE ACCOUNTABILITY BLOCK GRANT AND \$379,283.00- STATE INCENTIVE PROGRAM)

9. MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS ACCEPTS THE INITIAL ANTICIPATED FUNDING OF FEDERAL AND NON-FEDERAL AND NON - FEDERAL FUNDS FOR THE FISCAL YEAR 2008 AREA PLAN GRANT REVENUES

10. COUNTY EXECUTIVE AND CLERK TO THE BOARD ARE AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH MERCER COUNTY SPECIAL SERVICES SCHOOL DISTRICT (MCSSSD) TO PROVIDE SPECIALIZED SPEECH AND CLINICAL SERVICES FOR PRESCHOOL CHILDREN WITH DISABILITIES. PERIOD JULY 1, 2008 TO JUNE 30, 2010. CONTRACT AMOUNT NOT TO EXCEED \$37,532.00

11. COUNTY EXECUTIVE AND CLERK TO THE BOARD ARE AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH THE MERCER COUNTY SPECIAL SERVICES SCHOOL DISTRICT (MCSSSD) TO PROVIDE FAMILY SUPPORT AND RESPITE, SERVICES FOR MERCER COUNTY RESIDENTS WITH DEVELOPMENTAL DISABILITIES PERIOD : JULY 1, 2008 TO JUNE 30, 2010; CONTRACT AMOUNT NOT TO EXCEED \$148,526.00

12. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SUB - GRANT AGREEMENT WITH CATHOLIC CHARITIES, DIOCESE OF TRENTON FOR THE PROVISION OF AN EMERGENCY ASSISTANCE ADMINISTRATOR (EAA) PROGRAM (PAST DUE RENT, MORTGAGE, UTILITY CHARGE PAYMENTS, AND PAYMENT OF SECURITY DEPOSITS FOR APARTMENTS). AMOUNT: \$14,308.00 (COUNTY MATCH TO DYFS CONTRACT) PERIOD: MAY 1, 2008 TO DECEMBER 31, 2008

13. MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS SUPPORTS THE 2008 NEW JERSEY HISTORIC TRUST CAPITAL GRANT APPLICATION AND COMMITS TO A \$1,000,000.00 GRANT MATCH FOR THE RESTORATION AND REHABILITATION OF THE TRENTON BATH HOUSE AND DAY CAMP PAVILIONS AT THE EWING SENIOR AND COMMUNITY

14. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A NON-PROFIT ASSISTANCE BETWEEN THE COUNTY OF MERCER AND THE D & R GREENWAY LAND TRUST FOR ASSISTANCE IN THE ACQUISITION OF THE CLEMOV PROPERTY , KNOWN AS BLOCK 9301, LOT 20, IN PRINCETON TOWNSHIP, NEW JERSEY. COUNTY NOT TO EXCEED \$30,000.00

15. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A NON-PROFIT A ASSISTANCE PROJECT AGREEMENT BETWEEN THE COUNTY OF MERCER AND THE D&R GREENWAY LAND TRUST FOR ASSISTANCE IN THE ACQUISITION OF THE ALAMPI PROPERTY, KNOWN AS BLOCK 5, LOT 41, IN HOPEWELL TOWNSHIP, NEW JERSEY. COUNTY COST NOT TO EXCEED \$37,500.00

16. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SALES AGREEMENT FOR THE PETERS PROPERTY KNOWN AS P/O BLOCK 60, LOT 54 IN HOPEWELL TOWNSHIP. COUNTY COST NOT TO EXCEED \$23,000.00

17. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH REMINGTON VERNICK & ARANGO ENGINEERS, TO PROVIDE ENGINEERING SERVICES TO DESIGN THE REPLACEMENT OF COUNTY BRIDGE 762.2, CARRYING RABBIT HILL ROAD OVER BIG BEAR BROOK, TOWNSHIP OF WEST WINDSOR COUNTY OF MERCER. AMOUNT NOT TO EXCEED \$158,650.00

18. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN CONTRACT) WITH IH ENGINEERS, TO PROVIDE ENGINEERING SERVICES TO DESIGN THE REPLACEMENT OF COUNTY BRIDGE 6-540.4, CARNEGIE ROAD, TOWNSHIP OF HAMILTON AND LAWRENCE, COUNTY OF MERCER. AMOUNT NOT TO EXCEED: \$160,689.46

19. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN CONTRACT) WITH DEWBERRY GOODKIND ASSOCIATES TO PROVIDE ENGINEERING SERVICES TO DESIGN THE REPLACEMENT OF COUNTY BRIDGE 441.6, CARLTON AVENUE, EWING TOWNSHIP, COUNTY OF MERCER. AMOUNT NOT TO EXCEED: \$132,309.00

20. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE PROFESSIONAL SERVICES AGREEMENT WITH MEDINA CONSULTANTS, TO PROVIDE ENGINEERING SERVICES TO DESIGN THE REPLACEMENT OF COUNTY BRIDGE 214.6, PENNINGTON- TITUSVILLE ROAD, HOPEWELL TOWNSHIP, COUNTY OF MERCER. AMOUNT NOT TO EXCEED: \$122,555.00

21. COUNTY EXECUTIVE AUTHORIZED TO SUBMIT A STATE AID APPLICATION AND COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AN AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR FISCAL YEAR 2007/2008 DISCRETIONARY AID PROGRAM FOR COUNTY AID TO VARIOUS INTERSECTION IMPROVEMENTS IN MERCER COUNTY. TOTAL AMOUNT: \$100,000.00

22. AMEND RESOLUTION NO. 2003 - 438, ADOPTED JULY 24, 2003 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICE CONTRACT WITH ORTH- RODGERS ASSOCIATES, 4999 LOUISE DRIVE, MECHANICSBURG, PA 17055, FOR DESIGN SERVICES FOR REPLACEMENT OF MERCER COUNTY BRIDGE NO. 861.1, OLD TRENTON ROAD OVER A TRIBUTARY OF THE MILLSTONE RIVER, TOWNSHIP OF EAST WINDSOR, COUNTY OF MERCER INCREASE NOT TO EXCEED: \$6,693.00 NEW REVISED CONTRACT COST: \$93,943.00

23. AMEND RESOLUTION NO. 2005 - 568, ADOPTED SEPTEMBER 8, 2005 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICE AGREEMENT WITH KELLER & KIRKPATRICK FOR ENGINEERING SERVICES TO PREPARE AN ALTERNATIVE ANALYSIS FOR BRIDGE NO.214.2, BEAR TAVEN ROAD OVER JACOB'S CREEK, HOPEWELL TOWNSHIP , COUNTY OF MERCER. "INCREASE CONTRACT NOT TO EXCEED: \$8,200.00, RESULTING IN A NEW TOTAL COST NOT TO EXCEED \$83,700.00"

24. COUNTY EXECUTIVE AND CLERK TO THE BOARD (AUTHORIZED TO EXECUTE THE PURCHASE OF GUIDE RAIL AND GUIDE RAIL PARTS) FROM CHEMUNG SUPPLY THROUGH THE SOMERSET COUNTY CO – OPERATIVE PRICING SYSTEM CONTRACT CC-13-08 THROUGH SEPTEMBER 30,2008 AMOUNT NOT TO EXCEED \$65,000.00

25. REJECTION OF BIDS RECEIVED APRIL 1, 2008 FOR IRRIGATION SYSTEMS MAINTENANCE AND SUPPLIES FOR MERCER COUNTY AND THE COOPERATIVE CONTRACT PURCHASING SYSTEM; BIDS RECEIVED WERE DEEMED DEFECTIVE (CK09-MERCER-2008-02)

26. AWARD OF BID RECEIVED MARCH 12, 2008 TO ALL CLEAN JANITORIAL SUPPLY COMPANY, INC., FOR FOOD TRAYS FOR A PERIOD THROUGH MAY 31, 2009 FOR THE MERCER COUNTY CORRECTION CENTER TOTAL AMOUNT : \$77,805.00 (AB-2008-05)

27. PARTIAL AWARD OF BIDS RECEIVED ON APRIL 18, 2008 TO VENDORS FOR FIRE EXTINGUISHERS, FIRE ALARM SYSTEMS , FIRE SUPPRESSION , AND SPRINKLER SYSTEMS, DIESEL AND ELECTRIC FIRE PUMP PREVENTIVE MAINTENANCE SERVICE AND REPAIR WITH MERCER COUNTY AS THE LEAD AGENCY AND THE MERCER COUNTY COOPERATIVE CONTRACT PURCHASING SYSTEM FOR A PERIOD OF TWO (2) YEARS AS OPEN - END CONTRACTS (CK09-MERCER-20080-06)

28. MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS SUPPORTS NEW JERSEY SENATE BILL 1785 ESTABLISHING THE “ COURT SECURITY ENHANCEMENT FUND ” BY INCREASING COURT FEES IN ORDER TO OFFSET THE COSTS OF ENHANCED COURT SECURITY TO NEW JERSEY

H. ORDINANCE INTRODUCTION

AN ORDINANCE AMENDING AN ORDINANCE TO ADOPT A MERCER COUNTY, NEW JERSEY ADMINISTRATIVE CODE, PURSUANT TO THE COUNTY EXECUTIVE PLAN OF THE OPTIONAL COUNTY CHARTER LAW (N.J.S.A. 40:41-A-ET. SEQ.) – AN ORDINANCE ESTABLISHING “THE INDEMNIFICATION AND DEFENSE OF COUNTY OFFICIALS AND EMPLOYEES” (AMENDMENT NO. 12)

I. ORDINANCE-SECOND READING AND ADOPTION:

AN ORDINANCE OF THE COUNTY OF MERCER, NEW JERSEY TO ESTABLISH AND ADOPT A RESPONSIBLE CONTRACTOR POLICY

1. The Clerk to the Board acknowledges receipt of a memorandum from County Executive Brian M. Hughes dated June 3, 2008 whereby he indicates that he has reviewed the above named Ordinance and found no negative overriding implications; therefore, he recommends adoption of the Ordinance.
2. The Clerk to the Board announces that said Ordinance has been properly advertised in accordance with the State Statute and all requirements have been complied with.
3. The Chair of the Board announced the opening of the Public Hearing on said Ordinance.
4. MOTION TO CLOSE PUBLIC HEARING
5. ADOPTION OF ORDINANCE

J. ON-GOING BUSINESS:

1. Correction Center Personnel Update
2. Courthouse Expansion
3. Indoor Track
4. Voter Certification and Paper Ballot Receipt

K. NEW BUSINESS:

L. PUBLIC SECTION:

M. ADJOURN MEETING: