



COUNTY OF MERCER
McDADE ADMINISTRATION BUILDING
640 SOUTH BROAD STREET
P.O. BOX 8068
TRENTON, NEW JERSEY 08650-0068
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JERLENE H. WORTHY, CLERK
BOARD OF COUNTY COMMISSIONERS

EBONYWITHERSPOON
DEPUTY CLERK

MERCER COUNTY BOARD OF COMMISSIONERS

FORMAL MEETING OF FEBRUARY 9, 2023, 6:00 PM

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 newspapers 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.

Both adequate and electronic notice of the meeting has been provided, specifying the time, place, and manner in which such notice was provided.

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

E. COMMUNICATIONS:

1. From Isamar Maldonado, Purchasing Agent, dated January 30, 2023, RE: Minutes and Bid Results for the Week of January 23, 2023.
2. From Brian M. Hughes, County Executive, dated February 1, 2023, RE: Appointments and reappointments requiring Commissioners Advise and Consent.
3. From Brian M. Hughes, County Executive, dated February 1, 2023, RE: Appointments Requiring Commissioners Advise and Consent.
4. From Lillian L. Nazzaro, Esq., County Administrator, dated February 9, 2023, RE: Commissioner Questions for February 9, 2023.

F. RESOLUTIONS:

1. MERCER COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZES COMPETITIVE CONTRACTING FOR PROFESSIONAL LEGAL SERVICES FOR THE MERCER PATH FORWARD PROGRAM FOR EXPUNGEMENT SERVICES FOR THE COUNTY OF MERCER. PERIOD: FEBRUARY 1, 2023 TO DECEMBER 31, 2026
2. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH ARM IN ARM INC., FOR THE PROVISION OF REPRESENTATIVE PAYEE SERVICES. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR ONE (1) YEAR. AMOUNT: \$90,000.00 (FY2023 [\$1,253.00, 101-6022-442-6400] [\$88,747.00, 101-6012-442-6101] COUNTY FUNDS)
3. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH HOMEFRONT, INC., FOR THE PROVISION OF HOMELESSNESS PREVENTION/EMERGENCY ASSISTANCE SERVICES. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. AMOUNT: \$72,700.00 (STATE SOCIAL SERVICES TO THE HOMELESS (SSH) FUNDS) (NO COUNTY FUNDS)
4. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH JEWISH FAMILY AND CHILDREN'S SERVICE OF GREATER MERCER COUNTY FOR THE PROVISION OF LATINX TRAUMA TREATMENT SERVICES. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR ONE YEAR. AMOUNT: \$76,000.00 (FY23 COUNTY FUNDS)

5. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH MILL HILL CHILD AND FAMILY DEVELOPMENT CENTER FOR THE PROVISION OF EARLY INTERVENTION SERVICES. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR ONE YEAR. AMOUNT: \$25,850.00

6. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH THE CHILDREN'S HOME SOCIETY OF NEW JERSEY FOR "PRENATAL AND POSTPARTUM SUPPORT SERVICES." PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR ONE YEAR. AMOUNT: \$50,000.00 (FY2023 COUNTY FUNDS)

7. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO SUBMIT A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF HEALTH, DIVISION OF COMMUNITY HEALTH SERVICES FOR THE COVID-19 VACCINATION PROGRAM – ACTIVITY D 2023 GRANT #DCHS23VXD008. PERIOD: DECEMBER 1, 2022 THROUGH NOVEMBER 30, 2023. AMOUNT: \$350,000.00 (STATE FUNDS)

8. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROGRAM YEAR 2022 CONTRACT BETWEEN THE N.J. DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT BOARD (WDB), AND THE OFFICE OF TRAINING AND EMPLOYMENT SERVICES (MCOTES). AMOUNT: \$5,696,363.00. PERIOD: JULY 1, 2022 TO JUNE 30, 2023 (PURSUANT TO U.S. DOL AND N.J. LWD GUIDELINES WIOA FUNDS MAY BE UTILIZED THROUGH JUNE 30, 2024) (STAE FUNDS-NO COUNTY FUNDS)

9. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A LEASE ADDENDUM NO. 7 WITH HANA ASSOCIATES, LLC FOR THE HOUSING OF VOTING MACHINES FOR THE COUNTY OF MERCER; EXTENDING THE LEASE TERMINATION NOTICE DATE FROM FEBRUARY 1, 2023 TO MARCH 1, 2023. PROPERTY: 1 JOHNSTON AVENUE, HAMILTON TOWNSHIP

10. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE CONTRACT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH THE FIRM OF GENOVA BURNS, LLC, TO PROVIDE LEGAL SERVICES FOR LABOR, EMPLOYMENT, AND LITIGATION MATTERS. AMOUNT NOT TO EXCEED: \$200,000.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023 (COUNTY FUNDS)

11. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE CONTRACT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH THE LENOX LAW FIRM TO DEFEND THE COUNTY IN CERTAIN LITIGATION INVOLVING KEVIN BANNON V. BRIAN M. HUGHES, ET AL. AMOUNT NOT TO EXCEED: \$25,000.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023 (COUNTY FUNDS)

12. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT (AWARDED THROUGH A “NON-FAIR AND OPEN PROCESS”) WITH ANTONIO MARTINEZ, ESQUIRE, FOR PROFESSIONAL LEGAL SERVICES REGARDING DOMESTIC VIOLENCE HEARINGS, AS THE PATIENT’S ADVOCATE. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. AMOUNT NOT TO EXCEED: \$25,000.00

13. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH BOWMAN AND COMPANY, LLP, FOR AUDITOR SERVICES FOR THE MERCER COUNTY INSURANCE FUND COMMISSION. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. AMOUNT NOT TO EXCEED: \$10,430.00

14. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH ACTUARIAL ADVANTAGE, INC., TO PROVIDE ACTUARIAL SERVICES FOR THE MERCER COUNTY INSURANCE FUND COMMISSION. AMOUNT NOT TO EXCEED: \$8,446.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS. (RFP2022-06)

15. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH CBIZ INSURANCE SERVICES, INC., TO BE THE RISK MANAGER FOR THE MERCER COUNTY INSURANCE FUND COMMISSION. AMOUNT NOT TO EXCEED: \$66,000.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH THE OPTION TO EXTEND FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS. RFP2022-08

16. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH INSERVCO INSURANCE SERVICES, INC., TO BE THIRD PARTY ADMINISTRATOR FOR THE MERCER COUNTY INSURANCE FUND COMMISSION. AMOUNT NOT TO EXCEED: \$207,540.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS. RFP2022-05

17. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH PERMA MANAGEMENT SERVICES TO PROVIDE EXECUTIVE DIRECTOR SERVICES, FOR THE MERCER COUNTY INSURANCE FUND COMMISSION. AMOUNT NOT TO EXCEED: \$180,529.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH THE OPTION TO EXTEND FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS. RFP2022-07

18. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AN EXTRAORDINARY UNSPECIFIABLE SERVICES AGREEMENT (E.U.S.) AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH J.A. MONTGOMERY RISK CONTROL FOR RISK/LOSS CONTROL SERVICES FOR THE MERCER COUNTY INSURANCE FUND COMMISSION. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. AMOUNT NOT TO EXCEED: \$140,828.00

19. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZE THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE TO BE SOLD ONLINE THROUGH AUCTION LIQUIDATION SERVICES FROM MARCH 11, 2023 THROUGH MARCH 15, 2023. THE COUNTY SHALL PAY 4.5% COMMISSION ON SALES

20. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH PARKER MCCAY TO PROVIDE LEGAL COUNSEL TO REPRESENT THE OPEN SPACE PRESERVATION BOARD AND AGRICULTURAL DEVELOPMENT BOARD. TOTAL AMOUNT NOT TO EXCEED: \$95,000.00. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023

21. ACCEPTANCE OF A PERMANENT SIDEWALK EASEMENT FROM HALO FARM, INC., TO THE COUNTY OF MERCER ALONG BLOCK 201, LOT 40, LAWRENCE TOWNSHIP, MERCER COUNTY FUNDS: \$1.00

22. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH NV5, INC., TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE GREAT WESTERN BIKEWAY (GWB), COUNTY OF MERCER. TOTAL AMOUNT NOT TO EXCEED: \$151,887.00. PERIOD: UNTIL COMPLETION OF THE PROJECT

23. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE CHANGE ORDER NO. 1 & FINAL WITH ORCHARD HOLDINGS, LLC, FOR THE INSTALLATION OF TRAFFIC SIGNAL UNDERGROUND AND ELECTRICALLY OPERATED TRAFFIC CONTROL DEVICES AT VARIOUS LOCATIONS THROUGHOUT MERCER COUNTY. INCREASE THE AMOUNT BY \$170,220.00 (+17.54%). REVISED CONTRACT AMOUNT: \$1,140,720.00 (CK09MERCER2021-16)

24. AMEND RESOLUTION NO. 2022-136, ADOPTED FEBRUARY 24, 2022 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE AGREEMENT WITH SAPHIRE & ALBARRAN ARCHITECTURE, LLC TO PROVIDE ARCHITECTURAL SERVICES RELATED TO THE DESIGN FOR OFFICE PLANNING/EXPANSION PROJECTS AT THE TRENTON-MERCER AIRPORT. AMEND RESOLUTION TO EXTEND THE TERM OF THE AGREEMENT FOR AN ADDITIONAL ONE (1) YEAR PERIOD BEGINNING FEBRUARY 25, 2023 THROUGH FEBRUARY 24, 2024. CONTRACT AMOUNT REMAINS: \$40,000.00

25. REJECTION OF PROPOSALS RECEIVED NOVEMBER 29, 2022 FOR CONSULTANT SERVICES FOR DESIGN AND MANAGEMENT OF A LONG-RANGE PLANNING PROCESS AND COMPANION ACTION PLAN FOR THE MERCER COUNTY DIVISION OF CULTURE AND HERITAGE (CC2022-14)

26. REAPPOINTMENT OF DENNIS WATERS TO SERVE AS A MEMBER OF THE MERCER COUNTY LIBRARY COMMISSION

27. REAPPOINTMENT OF MICHAEL SHINE TO SERVE AS A MEMBER OF THE MERCER COUNTY OPEN SPACE PRESERVATION BOARD
(REMOVED FROM AGENDA)

28. APPOINTMENT OF COMMISSIONER KRISTIN L. MCLAUGHLIN TO SERVE AS A MEMBER OF THE MERCER COUNTY PLANNING BOARD AND THE MERCER COUNTY COMMUNITY COLLEGE BOARD OF SCHOOL ESTIMATE

29. APPOINTMENT OF COMMISSIONER LUCYLLE R.S. WALTER TO SERVE AS A MEMBER OF THE MERCER COUNTY BOARD OF SOCIAL SERVICES AND THE MERCER COUNTY SPECIAL SERVICES SCHOOL DISTRICT BOARD OF SCHOOL ESTIMATE

30. APPOINTMENT OF COMMISSIONER SAMUEL T. FRISBY AND NINA D. MELKER TO SERVE AS MEMBERS OF THE MERCER COUNTY VO-TECH BOARD OF SCHOOL ESTIMATE
31. APPOINTMENT OF COMMISSIONER TERRANCE STOKES TO SERVE AS A MEMBER OF THE MERCER COUNTY BOARD OF SOCIAL SERVICES
32. APPOINTMENT OF COMMISSIONER CATHLEEN M. LEWIS TO SERVE AS A MEMBER OF THE MERCER COUNTY SPECIAL SERVICES SCHOOL DISTRICT BOARD OF SCHOOL ESTIMATE
33. APPOINTMENT OF COMMISSIONER JOHN A. CIMINO TO SERVE A MEMBER OF THE MERCER COUNTY COMMUNITY COLLEGE BOARD OF SCHOOL ESTIMATE
34. COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH MERCADIEN, P.C. CERTIFIED PUBLIC ACCOUNTANTS FOR PREPARATION OF SCHEDULES AND COMPLETION OF COUNTY'S FINANCIAL STATEMENTS FOR FY 2021 AUDIT AND SINGLE AUDITS. PERIOD: FEBRUARY 9, 2023 THROUGH APRIL 30, 2023. TOTAL AMOUNT NOT TO EXCEED: \$30,000.00

G. ORDINANCE ADOPTIONS:

1. AN ORDINANCE AMENDING SPEED LIMITS ALONG BEAR TAVERN ROAD (CR579) BETWEEN 1000' NORTH OF MADDOCK ROAD TO WASHINGTON CROSSING-PENNINGTON ROAD (CR546), TOWNSHIP OF HOPEWELL, COUNTY OF MERCER
 1. The Clerk to the Board acknowledges receipt of a memorandum from County Executive Brian M. Hughes dated February 6, 2023, whereby he indicates that he had reviewed the above named Ordinance and found no negative overriding implication; 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

2. AN ORDINANCE AMENDING ORDINANCE NO. 2013-4, ADOPTED MARCH 14, 2013, TO ESTABLISH THE LOAD LIMITS ON VARIOUS MERCER COUNTY BRIDGES AND CULVERTS (AMENDMENT NO. 2)

1. The Clerk to the Board acknowledges receipt of a memorandum from County Executive Brian M. Hughes dated February 6, 2023, whereby he indicates that he had reviewed the above named Ordinance and found no negative overriding implication; 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

H. OLD BUSINESS:

I. ON-GOING BUSINESS:

1. Airport
2. Indoor Track
3. COVID-19 Response
4. Census
5. Forensic Audit

J. NEW BUSINESS:

K. PUBLIC SECTION:

L. ADJOURN MEETING: