



JERLENE H. WORTHY, CLERK
BOARD OF COUNTY COMMISSIONERS

COUNTY OF MERCER
McDADE ADMINISTRATION BUILDING
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LISA M. VENA
DEPUTY CLERK

MERCER COUNTY BOARD OF COUNTY COMMISSION

FORMAL MEETING OF MAY 13, 2021

MINUTES

Chair Frisby called the Formal Meeting to order at 6:00pm on May 13, 2021 through Zoom Video Conferencing.

The following members of the Commissioners answered the Roll Call of the Clerk to the Board:

Present – Commissioner Cannon, Cimino, Koontz, Melker, Walter and Frisby.

Absent – Commissioner Colavita

The Clerk to the Board read the Invocation.

Chair Frisby led the Pledge of Allegiance and Salute to the Flag.

The Clerk to the Board announced that in accordance with the provisions of the New Jersey Open Public Meeting Law, Notice of this meeting has been mailed to The Trenton Times, The Trentonian, and the Princeton Packet newspapers, as well as having been posted in the Courthouse and the Administration Building at least 48 hours in advance of this meeting.

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

PRESENTATION:

The following individuals discussed the economic impact study and community services at Mercer County Community College:

Mark Matzen, Kevin Drennan, Kyla Malloy, and Dr. Jianpping Wang.

Commissioner Walter asked if there was break out done and the economic effects on the Trenton campus.

Ms. Malloy responded that there was no campus break out in the analysis.

Commissioner Walter stated that she would be interested to see the break out for Trenton because the former County Executive wanted to close that campus, however, the County Commissioner Board fought to keep the campus open. She commended the individuals for attracting more programs at the campus.

Dr. Wang said the Trenton campus received the Good Neighborhood Award from New Jersey Business Industry Association.

Chair Frisby advised the college to conduct a real estate study for the Trenton campus.

Dr. Wang said she is pleased to report that several students have been accepted to Princeton, New York University, Cornell, Smith College and Harvard.

Chair Frisby requested a copy of the power point presentation.

At this time, Chair Frisby invited the public to speak on any item listed on the Agenda.

Judith Hoefner, resident of Yardley PA, referenced the Resolution authorizing the issuance and sale of up to \$61,794,000 of general obligation bonds, series 2021 of the County of Mercer, New Jersey; making certain covenants to maintain the exemption of the interest of said bonds from federal income taxation, and authorizing such further actions and making such determinations as may be necessary or appropriate to effectuate the issuance and sale of the bonds. She questioned why would bond issuance not be an Ordinance on the ballot and if the funds would be used for airport projects.

Dave Miller, CFO/Treasurer said airport projects consist of phase I on the control tower, construction on maintenance building, matching funds for grants with the expectations that passenger facility charges would reimburse several projects.

Chair Frisby asked are the projects new.

Mr. Miller responded that the projects were adopted in 2018. The reason the Resolution is not listed on the ballot was because that is not the methodology New Jersey follows to adopt bond ordinances.

APPROVAL OF MINUTES:

On the motion of Commissioner Koontz, seconded by Commissioner Walter, the Minutes of the following meetings were approved:

Formal Meeting of January 14, 2021

Formal Meeting of January 28, 2021

Formal Meeting of February 11, 2021

Formal Meeting of February 25, 2021

VOTE ON MOTION

Ayes – 6. Nays-0. Abstain-0. Absent-1

Ayes – Commissioner Cannon, Cimino, Koontz, Melker, Walter and Frisby

Absent – Commissioner Colavita

COMMUNICATIONS:

A communication was received from Purchasing Department, Isamar Maldonado, Purchasing Agent, dated April 16, 2021 RE: Minutes and Bid / RFP Results for the week of April 12, 2021

A communication was received from the County of Sussex, Suzannah Givone, Clerk Pro Team, Sussex County Commissioner Board, dated April 15, 2021 RE: Resolution to support NJ 3522 Creates Board of Trustees for local part of PERS

A communication was received from the Purchasing Department, Isamar Maldonado, Purchasing Agent, dated April 30, 2021, RE: Minutes and Bid Results for the week of April 26, 2021

A communication received from the County of Salem, Stacy L. Pennington, Deputy Administrator, dated April 22, 2021, RE: Res. 2021-146 Resolution authorizing the New Jersey Association of Counties, on behalf of the Board of County Commissioners of Salem County, to file a complaint with the New Jersey Council on local mandates that P.L. 2021, chapter 40 constitutes an unfunded state mandate in violation of article VIII, Section II, paragraph 5 of the New Jersey Constitution and Res 2021- 147 Resolution supporting S-3522 to establish a new Board of Trustees for the local part of the public employees retirement system.

A communication received from the Purchasing Department, Isamar Maldonado, Purchasing Agent, dated April 23, 2021, RE: Minutes and Bid Results for the week of April 19, 2021

A communication received from the County of Warren Board of County Commissioners, dated April 16, 2021, RE: Res 193-21 approved by the Board of County Commissioners of County of Warren supporting S-3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS)

A communication received from the Borough of Milltown, dated April 12, 2021, RE: Res 112-2021 a Resolution supporting S-3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS) to preserve the structure and integrity of the more solvent local part.

A communication received from PEI Kids, Roslyn E. Dashiell, Executive Director, dated April 14, 2021, RE: Services to Mercer County youth through Managing Aggression & Violence (MAV) program under the leadership of Rob Fiorello, MAV uses evidence- based programming to help youth struggling with issues that, unchecked, can often lead to delinquency.

A communication received from PEI Kids, Roslyn E. Dashiell, Executive Director, dated April 14, 2021, RE: Counseling services for Mercer County children through our Crisis Intervention for Child Victims of Sexual Abuse Program

A communication received from the Township Council of Piscataway Township, dated April 20, 2021, RE: 21-172 supporting S-3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS)

A communication received from the Township of Hamilton, Atlantic County, dated April 5, 2021, RE: Res 2021-0156 supporting S-3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS) to preserve the structure and integrity of the more solvent local part.

A communication received from the Board of County Commissioners County of Morris, Debra L. Lynch, Clerk of the Board dated April 28, 2021, RE: 2021-326 authorizing the New Jersey Association of Counties to file a complaint with the New Jersey Council on local mandates that P.L. 2021, chapter 40 constitutes an unfunded state mandate in violation of article VIII, Section II, paragraph 5 of the New Jersey Constitution.

A communication received from the Board of County Commissioners of the County of Monmouth, Marion Masnick, Clerk of the Board, dated April 23, 2021, RE: 2021-0291 supporting S-3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS) to preserve the structure and integrity of the more solvent local part.

A communication received from the Board of County Commissioners of the County of Monmouth, Marion Masnick, Clerk of the Board, dated April 23, 2021, RE: Resolution opposing New Jersey State Assembly and Senate Forest Management Bills A-4843/ S-3549, A- 4844/ S-3550 and A-4845/S-3548

A communication received from the Board of County Commissioners of the County of Monmouth, Marion Masnick, Clerk of the Board, dated April 23, 2021, RE: Resolution opposing Senate No. 3203 In-person early voting

A communication received from the Board of County Commissioners of the County of Warren, Alex J. Lazorisak, County Administrator, dated April 29, 2021, RE: Res 222-21 opposing cuts in State Aid allocations to Warren County School Districts

A communication received from the Township of Montville, County of Morris, Stacy Sullivan- Gruca, Township Clerk, dated April 27, 2021, RE: Resolution 2021-128, supporting S- 3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS) to preserve the structure and integrity of the more solvent local part.

A communication received from Brian M. Hughes, County Executive, dated April 15, 2021, RE: Appointments requiring commissioners advise and consent – Mercer County Workforce Investment Board

A communication received from Lillian Nazzaro, Esq., County Administrator, dated May 11, 2021 RE: County Commissioners Questions and Answers.

A communication received from Lillian Nazzaro, Esq., County Administrator, dated May 13, 2021 RE: County Commissioners Questions and Answers

RESOLUTIONS:

Chair Frisby asked to table R-30, he noted that there are issues with Senate Bill 3522 and that another Senate Bill would be created to make the necessary changes.

Clerk to the Board called for a Motion to Tabled from the Agenda.

Commissioner Walter moved, seconded by Commissioner Koontz, that :

COUNTY EXECUTIVE AND MERCER COUNTY BOARD OF COMMISSIONERS SUPPORTS SENATE BILL 3522 WHICH ESTABLISHES A NEW BOARD OF TRUSTEES FOR THE LOCAL PART OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) **BE TABLED FROM THE AGENDA**

VOTE ON MOTION

Ayes -6. Nays-0. Abstain-0. Absent-1

Ayes – Commissioners Cannon, Cimino, Koontz, Melker, Walter and Frisby

Absent- Commissioner Colavita

The Clerk to the Board called for a Motion to Vote in Block on the Resolutions No. 1 through 15 and 17 through 30 on the agenda.

Commissioner Walter moved, seconded by Commissioner Cimino, that:

RESOLUTIONS NOS. 1 THROUGH 15 AND 17 THROUGH 30 ON THE AGENDA, **“BE VOTED ON IN BLOCK”**

Commissioner Koontz offered the following Resolutions, seconded by Commissioner Walter:

- No. 2021-277 SPECIAL ITEM OF REVENUE- STATE OF NEW JERSEY DEPARTMENT OF HUMAN SERVICES , DIVISION OF DISABILITY SERVICES FOR PERSONAL ASSISTANCE PROGRAM GRANT FOR THE CONTRACT PERIOD: JANUARY 1, 2021 TO DECEMBER 31, 2021 TOTAL AMOUNT: \$69,948.00
- No. 2021-278 SPECIAL ITEM OF REVENUE – AMEND RESOLUTION 2021-269, ADOPTED APRIL 22, 2021 TO INCREASE FUNDING BY \$20,000.00 TO THE STATE OF NEW JERSEY, DEPARTMENT OF STATE, NEW JERSEY STATE COUNCIL ON THE ARTS AWARDS FUNDS FOR SENIOR CITIZEN ART SHOW, PERIOD JANUARY 1, 2021 TO DECEMBER 31, 2021; TOTAL GRANT AWARD \$30,000.00
- No. 2021-279 COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH HFT MANAGEMENT, INC T/A GATEWAY OUTDOOR ADVERTISING TO DEVELOP AND MANAGE ADVERTISEMENT AT THE TRENTON-MERCER AIRPORT. PERIOD: APRIL 1, 2021 THROUGH MARCH 31, 2022, WITH AN OPTION TO EXTEND FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS. CONCESSION FEE PAID TO THE COUNTY: 50% OF ANNUAL ADVERTISEMENT REVENUE OR THE MINIMUM ANNUAL GUARANTEE PAID TO THE COUNTY OF \$35,000.00 (CC2021-02)

- No. 2021-280 MERCER COUNTY BOARD OF COMMISSIONERS HEREBY ACCEPTS ADDITIONAL FUNDING FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF HOUSING AND COMMUNITY RESOURCES, FOR THE 2020 COMMUNITY SERVICES BLOCK GRANT (CSBG) (GRANT AWARD nO. 2020-05235-0219-03) FOR INCOME ELIGIBLE RESIDENTS OF MERCER COUNTY. AMOUNT: \$3,130.00 (STATE FUNDS) (NO COUNTY FUNDS)
- No. 2021-281 AMEND RESOLUTION NO. 2021-59, ADOPTED JANUARY 28, 2021 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS “AMEND RESOLUTION TO ACCEPT AN ADDITIONAL \$25,000.00 FOR THE LIHEAP ASSISTANCE PROGRAM. REVISED TOTAL AMOUNT: \$448,695.00”
- No. 2021-282 COUNTY EXECUTIVE AUTHORIZED TO SUBMIT AN APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE HOME INVESTMENT PARTNERSHIP PROGRAM – PROGRAM YEAR 2021. APPROXIMATE AMOUNT: \$653,829.00 PERIOD: JULY 1, 2021 THROUGH JUNE 30, 2022

- No. 2021-283 AMEND RESOLUTION NO. 2020-691, ADOPTED DECEMBER 17, 2020 AND COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AMENDMENT NO. 1 TO THE OPTION TO EXTEND THE SHARED SERVICES AGREEMENT WITH MERCER COUNTY TRANSPORTATION RESOURCES TO AID THE DISADVANTAGED AND ELDERLY (TRADE) FOR THE PROVISION OF TRANSPORTATION SERVICES FOR OLDER ADULTS. “AMEND RESOLUTION TO INCREASE THE AGREEMENT AMOUNT BY AN ADDITIONAL \$191,264.00 [CARES ACT TITLE IIIB FUNDS]. REVISED TOTAL AMOUNT: \$315,669.00 (\$191,264.00 [CARES ACT TITLE IIIB FUNDS]; \$65,000.00 [FEDERAL TITLE III-B FUNDS]; \$15,000.00 [STATE MATCH FUNDS]; \$10,000.00 [SUPPLEMENTAL FUNDS]; AND \$34,405.00 [COUNTY MATCH FUNDS])
- No. 2021-284 COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH TRIMBOLI & PRUSINOWSKI, L.L.C. FOR PROFESSIONAL LEGAL SERVICES REGARDING LABOR ISSUES AT THE OFFICE OF THE MERCER COUNTY SHERIFF. AMOUNT NOT TO EXCEED \$ 100,000.00 .PERIOD: APRIL 1, 2021 THROUGH MARCH 31, 2022
- No. 2021-285 COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A NON-PROFIT ASSISTANCE PROJECT AGREEMENT BETWEEN THE COUNTY OF MERCER AND D & R GREENWAY LAND TRUST FOR ASSISTANCE IN THE FEE PURCHASE OF THE AMBOY BANK PROPERTY FOR OPEN SPACE PRESERVATION , KNOWN AS BLOCK 401, LOT 2 PRINCETON, NEW JERSEY, COUNTY COST NOT TO EXCEED \$99,200.00

- No. 2021-286 ACCEPTANCE OF SIGHT TRIANGLE EASEMENT FROM PUBLIC SERVICE AND GAS COMPANY (PSE & G) TO THE COUNTY OF MERCER FOR PERMITTING THE OPERATION OF VEHICLES AND PEDESTRIANS TO SEE ACROSS SAID LANDS AND TO PROVIDE A CLEAR VIEW OF ROADWAY LOCATED ON BLOCK 1642, LOT 1, HAMILTON TOWNSHIP, MERCER COUNTY. FUNDS : \$1.00
- No. 2021-287 ACCEPTANCE OF A DEED OF DEDICATION AS WELL AS A ROAD WIDENING EASEMENT FROM ELIZABETH DYMOWSKI TO THE COUNTY OF MERCER FOR THE PURPOSE OF ROAD WIDENING ALONG BLOCK 6001, LOTS 35 & 35.02 LAWRENCE TOWNSHIP, MERCER COUNTY FUNDS: \$1.00
- No. 2021-288 ACCEPTANCE OF DEED OF DEDICATION FROM EWING PROPERTIES, LLC TO THE COUNTY OF MERCER FOR THE PURPOSE OF ROAD WIDENING ALONG BLOCK 382, LOTS 7 & 22 EWING TOWNSHIP, MERCER COUNTY FUNDS: \$1.00
- No. 2021-289 ACCEPTANCE OF DEED OF DEDICATION FROM SRG 1761 NORTH OLDEN , LLC TO THE COUNTY OF MERCER FOR THE PURPOSE OF ROAD WIDENING, BLOCK 118.04 , LOT 20 EWING TOWNSHIP, MERCER COUNTY . FUNDS: \$1.00
- No. 2021-290 ACCEPTANCE OF MAINTENANCE AND ACCESS EASEMENT FROM INO GOMEZ AND JAVIER BLANCO TO THE COUNTY OF MERCER ON BLOCK 12, LOT 8 , BOROUGH OF HIGHTSTOWN, MERCER COUNTY . FUNDS: \$1.00
- No. 2021-291 COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A DEVELOPERS AGREEMENT BETWEEN THE COUNTY OF MERCER, THE TOWNSHIP OF EWING AND PARKWAY TOWN CENTER URBAN RENEWAL, LLC REGARDING THE CONSTRUCTION OF PARKWAY TOWN CENTER, EWING TOWNSHIP, NEW JERSEY

- No. 2021-292 MERCER COUNTY BOARD OF COMMISSIONERS
AUTHORIZES AND DIRECTS THAT AN OPEN SPACE
TAX OF \$0.025 PER \$100.00 OF EQUALIZED ASSESSED
VALUE BE LEVIED IN COUNTY FISCAL YEAR 2021 TO BE
DEPOSITED IN AN OPEN SPACE PRESERVATION TRUST
FUND
- No. 2021-293 COUNTY EXECUTIVE AND CLERK TO THE BOARD
AUTHORIZED TO “EXERCISE THE OPTION TO EXTEND”
THE AWARD OF BID CONTRACT WITH DIAMOND
DRUGS, INC., FOR PHARMACY SERVICES FOR THE
MERCER COUNTY CORRECTION CENTER. TOTAL
AMOUNT NOT TO EXCEED: \$253,257.70 PERIOD:
AUGUST 1, 2021 THROUGH JULY 31, 2022
- No. 2021-294 PARTIAL AWARD OF BID RECEIVED FEBRUARY 19, 2021
TO MULTIPLE VENDORS FOR INMATE SUPPLIES AS AN
OPEN-END CONTRACT FOR THE MERCER COUNTY
CORRECTION CENTER. PERIOD APRIL 20, 2021 THROUGH
APRIL 19, 2023. TOTAL AMOUNT NOT TO EXCEED:
\$681,129.70
- No 2021-295 MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
SUPPORTS ASSEMBLY BILL 2455 WHICH ESTABLISHES A
PILOT PROGRAM IN THE DEPARTMENT OF EDUCATION
TO SUPPORT ROBOTICS PROGRAMS IN SCHOOL
DISTRICTS
- No. 2021-296 REAPPOINTMENTS TO THE MERCER COUNTY
WORKFORCE INVESTMENT BOARD
- No. 2021-297 COUNTY EXECUTIVE AND MERCER COUNTY BOARD OF
COMMISSIONERS RECOGNIZE MAY 2021 AS OLDER
AMERICANS MONTH IN MERCER COUNTY
- No 2021-298 COUNTY EXECUTIVE AND MERCER COUNTY BOARD OF
COMMISSIONERS RECOGNIZE MAY 2021 AS MENTAL
HEALTH AWARENESS MONTH IN MERCER COUNTY

- No. 2021-299 MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
SUPPORT ASSEMBLY BILL 4663 WHICH CREATES TWO-
YEAR “RESTORATIVE AND TRANSFORMATIVE JUSTICE
FOR A YOUTH AND COMMUNITIES PILOT
PROGRAM” IN JUVENILE JUSTICE COMMISSION FOCUSED
REDUCING YOUTH INVOLVEMENT WITH THE YOUTH
JUSTICE SYSTEM
- No. 2021-300 RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF THE COUNTY OF MERCER, NEW
JERSEY AUTHORIZING THE ISSUANCE AND SALE OF UP
TO \$61,794,000 OF GENERAL OBLIGATION BONDS,
SERIES 2021, OF THE COUNTY OF MERCER, NEW JERSEY;
MAKING CERTAIN COVENANTS TO MAINTAIN THE
EXEMPTION OF THE INTEREST ON SAID BONDS FROM
FEDERAL INCOME TAXATION; AND AUTHORIZING
SUCH FURTHER ACTIONS AND MAKING SUCH
DETERMINATIONS AS MAY BE NECESSARY OR
APPROPRIATE TO EFFECTUATE THE ISSUANCE AND
SALE OF THE BONDS
- No. 2021-301 MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
SUPPORTS ASSEMBLY BILL 4284 WHICH ESTABLISHES
THE CRIME OF A LAW ENFORCEMENT OFFICER
FOR CHOKING ANOTHER PERSON
- No. 2021-302 MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
SUPPORTS ASSEMBLY BILL 4526 WHICH ESTABLISHES
THE REQUIREMENTS FOR USE OF DEADLY FORCE
- No. 2021-303 MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
SUPPORTS ASSEMBLY BILL 4656 WHICH AUTHORIZES
THE CREATION OF LOCAL CIVILIAN REVIEW BOARDS
TO REVIEW POLICE OPERATIONS AND CONDUCT

No. 2021-304 MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
SUPPORTS ASSEMBLY BILL 5301 WHICH
REQUIRES ACCESS TO LAW ENFORCEMENT
DISCIPLINARY RECORDS TO BE CONSIDERED
GOVERNMENT RECORDS AND SHALL BE MADE
AVAILABLE FOR PUBLIC ACCESS

No. 2021-305 COUNTY EXECUTIVE AND MERCER COUNTY BOARD OF
COMMISSIONERS RECOGNIZES JUNE 4, 2021 AS
NATIONAL GUN VIOLENCE AWARENESS DAY IN
MERCER COUNTY

VOTE ON MOTION

Ayes -6. Nays-0. Abstain-0. Absent-1

Ayes – Commissioners Cannon, Cimino, Koontz, Melker, Walter and Frisby

Absent – Commissioner Colavita

Freeholder Koontz moved the following Resolution, seconded by Freeholder
Melker:

NO. 2021-306 COUNTY EXECUTIVE AND CLERK TO THE BOARD
AUTHORIZED TO EXECUTE AN AGREEMENT OF SALE FOR
THE PURCHASE OF PROPERTY FROM GARY P. AND
NANCY BUCK, KNOWN AS 1 RIDGE AVENUE, EWING,
NJ, 08628 AND IDENTIFIED AS BLOCK 423, LOT 110 ON
THE MUNICIPAL TAX MAP FOR EWING TOWNSHIP.
PURCHASE PRICE: \$280,000.00; ESTIMATED PURCHASE
PRICE DIFFERENTIAL, MOVING, AND CLOSING COSTS:
\$36,000.00 - TOTAL COST NOT TO EXCEED: \$316,000.00

Commissioner Walter said she would abstain from voting on the Resolution
because she felt there should be reimbursement to the Ewing Township when properties
are permantly removed from the tax roll, however she is not oppose to the sale.

VOTE ON MOTION

Ayes – 6. Nays-0. Abstain-1 Absent-1

Ayes – Commissioners Cannon, Cimino, Colavita, Frisby, Melker, and Koontz

Abstain- Commissioner Walter

Absent – Commissioner Colavita

INTRODUCTION OF AMENDMENTS TO THE 2021 MERCER COUNTY BUDGET

Chair Frisby announced the opening of the Public Hearing on the 2021 Mercer County Budget.

Chair Frisby asked if there were any questions or comments. Hearing none, he called for a motion to recess the Public Hearing.

Freeholder Walter moved, **“To Recess the Public Hearing”**, seconded by Freeholder Cimino.

VOTE ON MOTION

Ayes-6. Nays-0. Abstain-0. Absent-1

Ayes- Commissioner Cannon, Cimino, Koontz, Melker, Walter and Frisby

Absent- Commissioner Colavita

PUBLIC SECTION:

At this time, Chair Frisby invited the public to comment on any item listed on the agenda.

Yan Mei Wang, resident of West Windsor, addressed the Board regarding Governor Phil Murphy signing into law allowing townships to initiate programs that allows residents who buy local to obtain a credit that could be used towards their property taxes.

A motion to adjourn the meeting was offered by Commissioner Koontz, seconded by Commissioner Cimino.

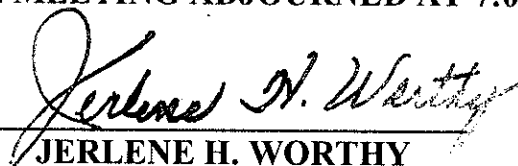
VOTE ON MOTION

Ayes -6. Nays-0. Abstain-0. Absent-1

Ayes – Commissioners Cannon, Cimino , Koontz, Melker, Walter and Frisby

Absent- Commissioner Colavita

FORMAL MEETING ADJOURNED AT 7:03 PM



**JERLENE H. WORTHY
CLERK TO THE BOARD**



JERLENE H. WORTHY, CLERK
BOARD OF COUNTY COMMISSIONERS

COUNTY OF MERCER
McDADE ADMINISTRATION BUILDING
640 SOUTH BROAD STREET
P.O. BOX 8068
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LISA M. VENA
DEPUTY CLERK

MERCER COUNTY BOARD OF COUNTY COMMISSIONERS

INFORMAL MEETING OF MAY 11, 2021

MINUTES

Chair Frisby called the Agenda Meeting to order at 6:01 PM on May 11, 2021 through Zoom Video Conferencing.

ROLL CALL:

The following members of the Board answered the Roll Call of the Clerk to the Board:

Present – Commissioners Cannon, Cimino, Melker, Koontz, Walter and Frisby

Absent- Commissioner Colavita (arrived at 6:19 PM)

The Clerk to the Board read the Invocation.

Chair Frisby led the Pledge of Allegiance and Salute to the Flag.

SUNSHINE LAW:

The Clerk to the Board announced that in accordance with the provisions of the New Jersey Open Public Meeting Law, notice of this Informal Meeting had been mailed to The Trenton Times, The Trentonian and The Princeton Packet newspaper as well as having been posted in 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.

COMMUNICATIONS:

Nineteen (19) Communications were discussed and approved for placement on the Agenda for the Formal Meeting of May 13, 2021.

Commissioner Walter made reference to the Communications regarding supporting S-3522 to establish a new Board of Trustees for the Local Part of the Public Employees Retirement System (PERS) to preserve the structure and integrity of the more solvent local part. She suggested that the Commissioner Board and the County Executive create a Resolution supporting Senate Bill 3522.

Lillian Nazzaro, County Administrator, noted that the County Executive would support this joint Resolution.

RESOLUTIONS:

Thirty-one (31) Resolutions were discussed and approved for placement on the Agenda for the Formal Meeting of May 13, 2021.

Commissioner Walter made reference to the Resolution regarding the authorization of issuance and sale of up to \$61,794,000 of general obligation bonds, series 2021 of the County of Mercer, New Jersey; making certain covenants to maintain the exemption of the interest of said bonds from federal income taxation, and authorizing such further actions and making such determinations as may be necessary or appropriate to effectuate the issuance and sale of the bonds. Commissioner Walter asked about any large projects being funded that to date, were not fully funded, and now this is the funding for the project.

Dave Miller, CFO/Treasurer, responded that there were about \$4 million open space, \$1.5 to \$1.7 parks improvements, and \$4 million miscellaneous projects that have not been fully expended.

Commissioner Walter made reference to the Resolution supporting Assembly Bill 4284 which establishes the Crime of a Law Enforcement Officer for choking another person. She stated before we add the Resolution, she questioned if the Mercer County Police Academy are teaching officers chokeholds. Chair Frisby also questioned the procedures for chokeholds and asked if training was being performed at the academy.

Ms. Nazzaro responded that at the Mercer County Police Academy, the recruits are instructed that chokeholds are completely barred and that this has been the instruction for many years. The recruits are taught against “positional asphyxiation” which occurs when someone’s position prevents the person from breathing adequately.

Commissioner Walter made reference to the Resolution authorizing a Professional Service Agreement with Trimboli & Prusinowski, LLC, for professional legal services regarding labor issues at the Office of the Mercer County Sheriff in the amount of \$100,000.00 for the period of April 1, 2021 through March 31, 2022. She asked for an update on how much was expended from this contract in the past two (2) years.

Commissioner Walter made reference to the Resolution authorizing an agreement of sale for the purchase of property from Gary P. and Nancy Buck, known as 1 Ridge Avenue, Ewing NJ 08628 and identified as block 423, lot 110 on the municipal tax map for Ewing Township, purchase price \$280,000.00 ; estimated purchase price differential, moving, and closing costs: \$36,000.00 –total cost not to exceed : \$316,000.00. She noted that it is inappropriate that properties are removed from tax rolls without compensation to the Township. Although she did not oppose the purchase, she did oppose the mechanism that does not reimburse the Townships which properties were removed from tax rolls indefinitely. She asked to separate the Resolution and that she would not vote.

OLD BUSINESS:

Commissioner Cimino made reference to the communication supporting S-3522 to establish a new Board of Trustees for Local Part of the Public Employees Retirement System (PERS) to preserve the structure and integrity of the more solvent local part. He noted that New Jersey Association of Counties (NJAC) has provided authorization to the Executive Director that if the legislature and the governor do not act accordingly to support County government for NJAC to file a lawsuit for unfunded liability that would be available on some of the programs coming from the State. He noted that several legislators support NJAC’s decision to act on the unfunded mandates that are coming.

Commissioner Walter spoke about the attendance of members who serve on Mercer County Boards and Commissions. She referenced the Administrative Code 301050 amended by Ordinance No. 77-50 attendance at meeting – “failure to attend 3 consecutive scheduled meetings without reasonable justification shall be grounds for removal of any board member from his/her respective board - such removal shall be initiated by the County Executive, but should not be final without the approval of Board of County Commissioners”. She was concerned that boards were able to fully function and that board members should commit to attending meetings. She was told that there was no attendance policy code.

Commissioner Melker asked for an update on reviewing the purchase of voting machines.

Ms. Nazzaro said between the Administration, County Commissioners, Board of Elections, Superintendent of Elections and the County Clerk, a decision would be determined on the type of voting machines. She said the Commissioners would be able to provide their input on the machines.

NEW BUSINESS:

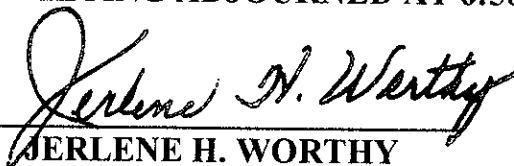
Chair Frisby stated that the next meetings would take place in –person held at 640 South Broad Street- Room 211, and noted that COVID restrictions would be implemented with staying 6 feet apart.

PUBLIC SECTION:

At this time, Chair Frisby invited the members of the public to comment on any item listed on and off the agenda.

There was no public comment.

AGENDA MEETING ADJOURNED AT 6:50 PM



JERLENE H. WORTHY
CLERK TO THE BOARD