



COUNTY OF MERCER
McDADE ADMINISTRATION BUILDING
640 SOUTH BROAD STREET
P.O. BOX 8068
TRENTON, NEW JERSEY 08650-0068
(609) 989-6584
Fax: (609) 392-0488

JERLENE H. WORTHY, CLERK
BOARD OF COUNTY COMMISSIONERS

EBONY WITHERSPOON
DEPUTY CLERK

MERCER COUNTY BOARD OF COUNTY COMMISSIONERS

FORMAL MEETING OF MARCH 9, 2023

MINUTES

Chair Walter called the Formal Meeting to order at 6:00 P.M. on March 9, 2023, in Room 211 of the Joyce L. McDade Administration Building, 640 South Broad Street, Trenton, New Jersey.

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

Present – Commissioners Cimino, Frisby, Lewis, McLaughlin, Melker, Stokes and Walter

The Clerk to the Board read the Invocation.

Chair Walter 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 Meetings Law, notice of this Formal Meeting had been mailed to The Trenton Times, The Trentonian and The Princeton Packet newspapers 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.

At this time, Chair Walter invited members of the public to comment on any item listed on the Agenda.

There were no comments.

COMMUNICATIONS

A communication was received from Isamar Maldonado, Purchasing Agent, dated November 17, 2022, RE: Minutes and Bid/RFP Results for the week of November 14, 2022.

A communication was received from Michelle I. Gunther, Ocean County Board of Commissioners, Clerk of the Board, dated November 21, 2022, RE: Adopted Resolution opposing Governor Murphy's decision not to limit the increase of Employee contributions for the County and Municipal worker.

A communication was received from Brian M. Hughes, County Executive, dated November 30, 2022, RE: Appointments Requiring Commissioners Advise and Consent.

A communication was received from Lillian L. Nazzaro, County Administrator, dated December 7, 2022, RE: Commissioner Questions for December 8, 2022

PRESENTATION

(Commissioner Frisby arrived at 6:42 PM)

Chair Walter opened the Formal Meeting with presentations from Mercer County Clerk, Paula Sollami Covello, and Mercer County Board of Elections member, Mary Corrigan to update the Board and public on what their offices have done to correct the mistakes that took place during the previous election.

Mercer County Clerk Paula Sollami Covello, began her presentation discussing the election machine programming issue that took place during the last General Election. The Mercer County Clerk walked the Board through the process used during the previous election and shed light on how the mistake was made. The Mercer County Clerk also highlighted some solutions to the mistake made, such as purchasing ballot marking devices and testing on live ballots to ensure that programming was functional and accurate.

Mary Corrigan, Board of Elections Commissioner, began by addressing the Board and answering any questions that were left unanswered from the previous Election Meeting. Topics discussed were cured letters, procedure for dropping off election material at the end of election night, and Board worker issues.

Ms. Corrigan proceeded to discuss Robbinsville voting districts and explained why a portion of Robbinsville Township was not counted on Election night. Ms. Corrigan recalled that due to the way that particular election was being conducted there was miscommunication and the ballots were placed in a different room. Ms. Corrigan ensured that once it was realized those ballots were counted.

During the discussion, Chair Walter asked if the machines were able to be used by noon on Election day?

Ms. Corrigan responded that after there was a conversation with all three election offices, Dominion, and the printer decided to not use the machines for the remainder of the day to mitigate any further complications with the process.

Commissioner Lewis questioned why the ballots began to be counted later, and on the first day they are allowed to be opened?

Board of Election Commissioner, Jill Moyer, answered that due to the setup of their office space and in an effort to stay organized in the office they waited to count the ballots. Board of Election member Mr. Jennings, agreed with Ms. Moyer and added that they usually do not have an issue counting ballots however the machine programming error affected the entire process. Ms. Moyer also discussed with the Board the offices logistical challenges while trying to keep the election process transparent. There was additional discussion about security and location of the Board of Elections.

Ms. Corrigan also highlighted their difficulty in acquiring and keeping efficient poll workers. In an effort to train all poll workers, the Board of Elections requires each poll worker to attend an in-person training. This training takes about 2.5 to 3 hours to complete. The Board of Elections was also considering an online refresher course as a mandatory requirement for poll workers.

The Commissioner Board agreed with a comprehensive training for poll workers and refresher courses would be crucial to the success of our Elections

Commissioner Cimino strongly urged the Board along with the Administration should take into consideration making the investment of ballot marking devices to help combat any additional issues going forward.

The Board concurred.

RESOLUTIONS

With the exception of Resolution No. R-19, R-26 and R-29, the Clerk to the Board called for a Motion to Vote in Block on the following Resolutions listed on the Agenda.

Commissioner Cimino moved, seconded by Commissioner Koontz, that:

RESOLUTIONS NO. R-1 THROUGH R-18, R-20 THROUGH R-25, R-27 THROUGH R-28 AND R-30 THROUGH R-38 ON THE AGENDA "BE VOTED ON IN BLOCK"

VOTE ON MOTION

Ayes – 7. Nays - 0. Abstain - 0. Absent -0.

Ayes – Commissioners Cimino, Frisby, Lewis, McLaughlin, Melker, Stokes and Walter

Commissioner Frisby offered the following Resolutions, seconded by Chair Walter:

- | | |
|----------------------|--|
| NO. 2023-168 | RESOLUTION APPROPRIATION RESERVE
TRANSFER PURSUANT TO N.J.S.A:40A-59 |
| NO. 2023- 169 | COUNTY OF MERCER 2023 EMERGENCY TEMPORARY
BUDGET ADDITIONAL APPROPRIATIONS |
| NO. 2023-170 | COUNTY OF MERCER, NEW JERSEY 2023 TEMPORARY
BUDGET GRANT APPROPRIATIONS |
| NO. 2023-171 | MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
AUTHORIZES COMPETITIVE CONTRACTING FOR
ENTERTAINMENT CONSULTANT SERVICES FOR THE
MERCER COUNTY DIVISION OF CULTURE & HERITAGE.
PERIOD: MARCH 1,2023 THROUGH APRIL 30,2026 |
| NO. 2023-172 | MERCER COUNTY BOARD OF COUNTY COMMISSIONERS
AUTHORIZES COMPETITIVE CONTRACTING FOR
SERVICES RELATED TO OUTREACH CASE MANAGEMENT
FOR YOUTH EXPERIENCING HOMELESSNESS OR AT RISK
FOR HOMELESSNESS. PERIOD: JANUARY 1, 2023 THROUGH
DECEMBER 31, 2025 |

NO. 2023-173

COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A COMPETITIVE CONTRACT WITH VICTORIA BRITT, LCSW, LLC., FOR THE PROVISION OF EYE MOVEMENT DESENSITIZATION AND REPROCESSING (EMDR) BASIC TRAINING. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. AMOUNT: \$50,000.00 (FY2023 COUNTY FUNDS)

NO. 2023-174

COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SHARED SERVICES AGREEMENT WITH THE MERCER COUNTY BOARD OF SOCIAL SERVICES FOR THE PROVISION OF MOTEL/HOTEL PLACEMENTS, 24-HOUR RESPONSE FOR HOMELESS INDIVIDUALS, FAMILIES, AND PERSONS ENTERING THE SYSTEM VIA THE STATEWIDE 211 SYSTEM, AND CODE BLUE ALERT PLANS TO SHELTER AT-RISK INDIVIDUALS. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. AMOUNT: \$136,148.00 (\$82,348.00 [SOCIAL SERVICES FOR THE HOMELESS (SSH) FUNDS]; \$15,000.00 [CODE BLUE FUNDS SSH PASS-THROUGH FUNDS FOR THE PERIOD OF JANUARY 1, 2023 THROUGH JUNE 30, 2023] \$18,800.00 [HOMELESS TRUST FUNDS]; \$20,000.00 [FY2023 COUNTY FUNDS])

NO. 2023-175

COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A SHARED SERVICES AGREEMENT WITH THE MERCER COUNTY BOARD OF SOCIAL SERVICES (MCBOSS) FOR THE PROVISION OF REENTRY SERVICES FOR RETURNING CITIZENS FROM THE MERCER COUNTY CORRECTION CENTER. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023 WITH AN OPTION TO EXTEND FOR ONE YEAR. AMOUNT: \$65,000.00 (FY22 NJ DEPARTMENT OF COMMUNITY AFFAIRS REENTRY FUNDS) (NO COUNTY FUNDS)

NO. 2023-176

AMEND RESOLUTION NO. 2022-714, ADOPTED OCTOBER 13, 2022 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE SHARED SERVICES AGREEMENT WITH EWING TOWNSHIP FOR THE PROVISION OF MUNICIPAL ALLIANCE PROGRAMMING AND COORDINATION FOR DRUG AND ALCOHOL PREVENTION AND EDUCATION FOR YOUTH THROUGH THE DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES (DMHAS) YOUTH LEADERSHIP GRANT. AMEND RESOLUTION TO EXTEND THE CONTRACT PERIOD BY THREE (3) MONTHS FOR A REVISED PROGRAM PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2023.

NO. 2023-177

AMEND RESOLUTION NO. 2022-763, ADOPTED NOVEMBER 21, 2022 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE SHARED SERVICES AGREEMENT WITH HAMILTON TOWNSHIP FOR THE PROVISION OF MUNICIPAL ALLIANCE PROGRAMMING AND COORDINATION FOR DRUG AND ALCOHOL PREVENTION AND EDUCATION FOR YOUTH THROUGH THE DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES (DMHAS) YOUTH LEADERSHIP GRANT. AMEND RESOLUTION TO EXTEND THE CONTRACT PERIOD BY THREE (3) MONTHS FOR A REVISED PROGRAM PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2023.

NO. 2023-178

AMEND RESOLUTION NO. 2022-765, ADOPTED NOVEMBER 21, 2022 AND AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE AMENDMENT NO. 1 TO THE SHARED SERVICES AGREEMENT WITH PRINCETON FOR THE PROVISION OF MUNICIPAL ALLIANCE PROGRAMMING AND COORDINATION FOR DRUG AND ALCOHOL PREVENTION AND EDUCATION FOR YOUTH THROUGH THE DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES (DMHAS) YOUTH LEADERSHIP GRANT. AMEND RESOLUTION TO EXTEND THE CONTRACT PERIOD BY THREE (3) MONTHS FOR A REVISED PROGRAM PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2023.

- NO. 2023-179** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO ACCEPT A GRANT AWARD FROM 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) (NO COUNTY FUNDS)
- NO. 2023-180** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO ACCEPT A GRANT AWARD FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) FOR THE IMPLEMENTING OVERDOSE PREVENTION STRATEGIES AT THE LOCAL LEVEL (IOPSL) GRANT. PERIOD: NOVEMBER 1, 2022 THROUGH JULY 31, 2023. AMOUNT: \$240,000.00 (FEDERAL FUNDS) (NO COUNTY FUNDS)
- NO. 2023-181** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AND ACCEPT A GRANT AWARD FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) FOR THE MEDICAL RESERVE CORPS (MRC) COVID-19 RESPOND, INNOVATE, SUSTAIN AND EQUIP (RISE) AWARD. PERIOD: MARCH 1, 2023 THROUGH JUNE 30, 2023. AMOUNT: \$7,500.00 (FEDERAL FUNDS) (NO COUNTY FUNDS)
- NO. 2023-182** COUNTY EXECUTIVE AND COUNTY COMMISSIONERS AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES CONTRACT (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) WITH DELAWARE VALLEY PEDIATRIC ASSOCIATES, P.A. TO PROVIDE ROUTINE MEDICAL SERVICES TO YOUTH RESIDING AT ANCHOR HOUSE AND MERCER HOUSE. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, WITH AN OPTION TO EXTEND FOR ONE (1) YEAR, AMOUNT: \$25,000.00 (COUNTY FUNDS)

- NO. 2023-183** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICE CONTRACT WITH THE LENOX LAW FIRM. TO REPRESENT MERCER COUNTY WITH EMPLOYMENT, LABOR AND PERSONNEL MATTERS. AMOUNT NOT TO EXCEED: \$20,000.00 (COUNTY FUNDS) PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023
- NO. 2023-184** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH DY CONSULTANTS TO PROVIDE CONSULTING SERVICES FOR THE TRENTON-MERCER AIRPORT REPLACEMENT AIR TRAFFIC CONTROL TOWER ENVIRONMENTAL ASSESSMENT PROJECT. PERIOD: FEBRUARY 1, 2023 THROUGH JANUARY 31, 2024. AMOUNT NOT TO EXCEED \$370,039.11
- NO. 2023-185** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH DY CONSULTANTS TO PROVIDE CONSULTING SERVICES FOR THE TRENTON-MERCER AIRPORT AIRFIELD LIGHTING VAULT REPLACEMENT, DESIGN, PERMITTING, AND BIDDING SERVICES (PHASE II) PROJECT. PERIOD: FEBRUARY 1, 2023 THROUGH JANUARY 31, 2024. AMOUNT NOT TO EXCEED: \$279,543.23
- NO. 2023-186** AMEND RESOLUTION NO. 2022-778 TO AUTHORIZE COUNTY EXECUTIVE AND CLERK TO THE BOARD TO EXECUTE A PARTIAL ASSIGNMENT OF LEASE AND SALE OF LEASEHOLD IMPROVEMENTS BY CORPORATE AVIATION HANGARS OF TTN, LLC, TO RB2 PROPERTIES, LLC., NO COUNTY FUNDS (\$0)
- NO. 2023-187** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE LEASE ADDENDUM NO. 8 WITH HANA ASSOCIATES, LLC, FOR THE HOUSING OF VOTING MACHINES FOR THE COUNTY OF MERCER; EXTENDING THE LEASE TERMINATION NOTICE DATE FROM MARCH 1, 2023 TO APRIL 1, 2023. PROPERTY: 1 JOHNSTON AVENUE, HAMILTON TOWNSHIP.

- NO. 2023-188** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT WITH L& A TENT RENTALS INC., FOR TENT RENTAL SERVICES THROUGH EDUCATIONAL SERVICE COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM CONTRACT NO. 65MCESCCP (BID NO. 22/23-22) FOR THE MERCER COUNTY BOARD OF ELECTIONS OFFICE. PERIOD: MARCH 31, 2023 THROUGH JULY 3, 2023. TOTAL AMOUNT NOT TO EXCEED: \$37,763.40
- NO. 2023-189** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT WITH REMINGTON & VERNICK (AWARDED THROUGH A NON-FAIR AND OPEN PROCESS) FOR THE DISTRICT MAPPING AND RELATED SERVICES FOR THE MERCER COUNTY BOARD OF ELECTIONS. PERIOD: SEPTEMBER 1, 2022 TO AUGUST 31, 2023 TOTAL AMOUNT NOT TO EXCEED \$35,400.00
- NO. 2023-190** MERCER COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZES PAYMENT TO RECOVERY ADVOCATES OF AMERICA, INC., FOR PROVIDING SUBSTANCE USE INTERVENTION AND COMMUNITY OUTREACH SERVICES PERIOD: MARCH 1, 2022 THROUGH JULY 31, 2022. TOTAL AMOUNT NOT TO EXCEED \$74,777.24.
- NO. 2023-191** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO SUBMIT A GRANT APPLICATION AND EXECUTE SUBSEQUENT SUB-GRANT AWARD DOCUMENTS WITH THE STATE OF NEW JERSEY FOR THE MERCER COUNTY PROSECUTOR'S OFFICE TO PARTICIPATE IN THE FFY21 STOP VIOLENCE AGAINST WOMEN ACT (VAWA) GRANT PROGRAM ADMINISTERED BY THE DIVISION OF ADMINISTRATION, DEPARTMENT OF LAW AND PUBLIC SAFETY. AMOUNT: \$59,587.00 (\$44,690.00 FEDERAL; \$14,897.00 COUNTY MATCH). PROJECT PERIOD: JULY 1, 2023, TO JUNE 30, 2024. GRANT NO: VAWA-41-22.

NO. 2023-192 COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A LEASE AGREEMENT WITH FRATELLI REAL ESTATE HOLDING, LLC, FOR THE LEASE OF PREMISES AND FACILITIES AT 355 4TH STREET, EWING TOWNSHIP, BLOCK 117, LOTS 2 & 9 FOR THE STORAGE OF CERTAIN SEIZED AND/OR FORFEITED VEHICLES AND PROPERTY. TERM: FEBRUARY 1, 2023 THROUGH JULY 31, 2023. SEMIANNUAL RENTAL AMOUNT: \$33,000.00 (\$5,500 MONTHLY)

NO. 2023-193 AMEND RESOLUTION NO. 2022-533 ADOPTED JULY 14, 2022 AND COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE AMENDMENT NO. 1 TO THE SOFTWARE LICENSING AND SALES AGREEMENT WITH NOVOTX, LLC FOR ELEMENTS XS ENTERPRISE ASSET MANAGEMENT SOFTWARE, MAINTENANCE, HOSTING, AND IMPLEMENTATION SERVICES. PERIOD: AUGUST 1, 2022 THROUGH JULY 31, 2025. AMEND RESOLUTION TO INCREASE THE CONTRACT BY AN ADDITIONAL \$19,500.00. REVISED TOTAL AMOUNT \$268,100.00. ALL OTHER CONTRACT TERMS REMAIN THE SAME (CC2022-02)

NO. 2023-194 RESOLUTION RESCINDING VARIOUS RESOLUTIONS OF THE THEN-MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS, AND AUTHORIZING THE RELEASE OF ALL FEE BINDER AGREEMENTS CONCERNING THE COUNTY'S NOW-REPEALED TRANSPORTATION DEVELOPMENT DISTRICT PLAN FOR THE MERCER COUNTY ROUTE I-95/295 CORRIDOR, AS AMENDED; EWING TOWNSHIP PROPERTIES.

NO. 2023-195 RESOLUTION RESCINDING VARIOUS RESOLUTIONS OF THE THEN-MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS, AND AUTHORIZING THE RELEASE OF ALL FEE BINDER AGREEMENTS CONCERNING THE COUNTY'S NOW-REPEALED TRANSPORTATION DEVELOPMENT DISTRICT PLAN FOR THE MERCER COUNTY ROUTE I-95/295 CORRIDOR, AS AMENDED; HOPEWELL TOWNSHIP PROPERTIES.

- NO. 2023-196** RESOLUTION RESCINDING VARIOUS RESOLUTIONS OF THE THEN-MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS, AND AUTHORIZING THE RELEASE OF ALL FEE BINDER AGREEMENTS CONCERNING THE COUNTY'S NOW-REPEALED TRANSPORTATION DEVELOPMENT DISTRICT PLAN FOR THE MERCER COUNTY ROUTE I-95/295 CORRIDOR, AS AMENDED; LAWRENCE TOWNSHIP PROPERTIES.
- NO. 2023-197** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROPERTY ACCESS AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF MILITARY AND VETERANS AFFAIRS (NJDMAVA) TO CONDUCT ENVIRONMENTAL TESTING AND STUDIES TO COMPLETE CLOSURE REPORTS. PERIOD: MARCH 9, 2023 THROUGH MARCH 8, 2025 WITH AN OPTION TO EXTEND. (NO MONETARY EXCHANGE REQUIRED)
- NO. 2023-198** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO "EXERCISE AN OPTION TO EXTEND" THE AWARD OF BID CONTRACT WITH ENERGYSUN FARMS FOR LEASE FOR FARMING COUNTY-OWNED PROPERTY KNOWN AS "PRL", BLOCK 19, LOT 24.02, LOCATED ON RABBIT HILL ROAD AND COUNTY ROUTE 571 IN WEST WINDSOR TOWNSHIP. PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. TOTAL ANNUAL LEASE AMOUNT \$350.00 (AB2021-03)
- NO. 2023-199** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO "EXERCISE AN OPTION TO EXTEND" THE AWARD OF BID CONTRACT WITH J. FLETCHER CREAMER AND SON, INC., FOR ON CALL SERVICES FOR INSTALLATION, REPLACEMENT AND REPAIR OF GUIDERAILS AT VARIOUS LOCATIONS THROUGHOUT MERCER COUNTY. PERIOD: DECEMBER 24, 2022 THROUGH DECEMBER 23, 2023. TOTAL AMOUNT NOT TO EXCEED \$500,000.00 (AB2021-36)

- NO. 2023-200** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO “EXERCISE AN OPTION TO EXTEND” THE AWARD OF BID CONTRACT WITH WINDMILL GREENHOUSE AND FARM FOR LEASE OF FARMING COUNTY-OWNED PROPERTY KNOWN AS “HUTCHINSON”, BLOCK 6, LOTS 16 AND 22, LOCATED ON POND ROAD AND ROBBINSVILLE-EDINBURGH ROAD IN ROBBINSVILLE TOWNSHIP PERIOD: JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. TOTAL ANNUAL LEASE AMOUNT \$2,635.00 (AB2020-20)
- NO. 2023-201** REJECTION OF PROPOSALS RECEIVED ON FEBRUARY 7, 2023 FOR INSURANCE BROKER SERVICES FOR HEALTH BENEFITS FOR THE COUNTY OF MERCER (RFP2023-01)
- NO. 2023-202** MERCER COUNTY BOARD OF COUNTY COMMISSIONERS CELEBRATES MARCH AS WOMEN’S HISTORY MONTH IM MERCER COUNTY

VOTE ON RESOLUTIONS:

Ayes – 7. Nays - 0. Abstain - 0. Absent -0.

Ayes – Commissioners Cimino, Frisby, Lewis, Melker, Mclaughlin, Stokes, and Walter

Commissioner Cimino offered the following Resolution, seconded by Commissioner Frisby:

- NO. 2023-203** COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT (AWARDED THROUGH A FAIR AND OPEN PROCESS) WITH DY CONSULTANTS TO PROVIDE CONSULTING SERVICES FOR THE TRENTON-MERCER AIRPORT REPLACEMENT AIR TRAFFIC CONTROL TOWER ENVIRONMENTAL ASSESSMENT PROJECT. PERIOD: FEBRUARY 1, 2023 THROUGH JANUARY 31, 2024. AMOUNT NOT TO EXCEED \$370,039.11

VOTE ON RESOLUTION:

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

Ayes – Commissioners Cimino, Frisby, Lewis, Melker, Mclaughlin, Stokes

Nay- Commissioner Walter

Commissioner Melker offered the following Resolution, seconded by
Commissioner Frisby:

NO. 2023- 204 COUNTY COMMISSIONERS APPROVE TERMINATING
A LEASE AGREEMENT WITH EWING TOWNSHIP
REDEVELOPMENT AGENCY (ETRA) FOR THE LEASE
OF CERTAIN PREMISES AND FACILITIES AT 355 4TH
STREET, EWING TOWNSHIP, BLOCK 117, LOTS 2 & 9
FOR THE STORAGE OF CERTAIN SEIZED AND/OR
FORFEITED VEHICLES AND PROPERTY. TERM:
MARCH 1, 2019 THROUGH FEBRUARY 28, 2034.
ANNUAL RENTAL AMOUNT \$30,000.00 (\$2,500.00
MONTHLY)

VOTE ON RESOLUTION:

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

Ayes – Commissioners Cimino, Frisby, Lewis, Melker, Mclaughlin, Walter

Abstain- Commissioner Stokes

Commissioner McLaughlin offered the following Resolution, seconded by Commissioner Frisby:

NO. 2023-205 COUNTY EXECUTIVE AND CLERK TO THE BOARD AUTHORIZED TO EXECUTE A CONTRACT WITH TIMOTHY P. BRYAN ELECTRIC COMPANY, INC., FOR THE PURCHASE AND INSTALLATION OF FOUR (4) LEVEL 3 CHARGEPOINT EXPRESS250 ELECTRIC VEHICLE CHARGERS FOR THE MERCER COUNTY PLANNING DEPARTMENT THROUGH THE EDUCATIONAL SERVICE COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM CONTRACT NO. 65MCESCCPS (BID NO. 18/19-40). PERIOD: NINE (9) MONTHS FROM NOTICE TO PROCEED. TOTAL AMOUNT NOT TO EXCEED: \$532,410.78

VOTE ON RESOLUTION:

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

Ayes – Commissioners Cimino, Frisby, Melker, McLaughlin, Stokes and Walter
Abstain- Commissioner Lewis

ORDINANCE INTRODUCTION

Commissioner Cimino offered the following Ordinance Adoption, seconded by Commissioner Stokes:

AN ORDINANCE REPEALING CERTAIN ORDINANCES OF THE MERCER COUNTY BOARD OF COMMISSIONERS TO PERMIT THE DISSOLUTION OF THE TRANSPORTATION DEVELOPMENT DISTRICT PLAN FOR THE MERCER COUNTY ROUTE I-95/295 CORRIDOR, AS AMENDED; REPEALING ORDINANCE NOS. 92-17, 94-10 and 97-13. (AMENDMENT NO. 24)

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

Chair Walter began the public section reading into record a statement from the Vice President of Robbinsville Council. The following members of the public addressed the Board: **(See Schedule A, attached hereto, and made a part of hereof)**

During the Public Section residents from Hamilton, Robbinsville and concerned parties expressed their frustration with the current election process and voiced their opinions on solutions they would like enacted to ensure their ability to vote in the upcoming election goes uninterrupted. The members of the public also called for transparent conversations with all election officials to get real answers to the issues they are facing with registration questions and voting district questions.

Monica Quaste- Hamilton resident
Mark Byrnz -Hamilton resident
Joe Mollica -Robbinsville resident
Drew Cifridelli- Robbinsville resident
Noushin Kanani -Robbinsville resident
Dan Robert- Robbinsville resident
Mike McKitish- Robbinsville resident
Kimberly Johnson-Hopewell Twp resident
Walter Conner- Hightstown resident

Adam Elias Running for Assembly in LG 14
Linda Mar
Nicole Plett League of Women Voters and Lawrence resident
Barbara Eames -Working Together for NJ.

ADJOURNMENT

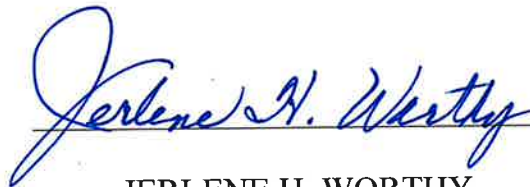
A motion to adjourn the Formal Meeting was offered by Commissioner Cimino and seconded by Commissioner Frisby, which was adopted by the unanimous vote of the members of the Mercer County Board of County Commissioners.

VOTE ON MOTION:

Ayes – 7. Nays - 0. Abstain - 0 Absent -0.

Ayes – Commissioners Cimino, Frisby, Lewis, Melker, Mclaughlin, Stokes, and Walter

FORMAL MEETING ADJOURNED AT 8:57 PM



JERLENE H. WORTHY
CLERK TO THE BOARD

SO

"Schedule A"

Mercer County Commissioner's Meeting
March 9, 2023 at 6pm
Public Comment to be Read into the Record

From:
Mike Todd
8 Chambers Court,
Robbinsville NJ 08691

Good evening,

As myself and other Robbinsville Township Council Members are unable to attend tonight's Mercer County Commissioner's Meeting due to a conflict with our own Township Council meeting being held at the same time, I am asking that my public comment be read into the record at tonight's meeting.

Since November 2022, there has been a tremendous amount of finger pointing and blaming as to what transpired on Election Day 2022 and the weeks that followed. There are still no concrete solutions, and we are 3 months away from a primary election. Time is running out. Below are solutions that we are hoping that you act on. One of the most important rights of American citizens is the right to vote. Sadly, after the past two elections, our residents are losing faith in this process and feel their voices are not being heard and have even had their ballots disqualified. You have the power to fix this.

The Commissioners need to put additional funding into their budget for new voting machines. Voters have lost faith in the process due in large part to the machines. Having to use Sharpie markers on ballots, scanners jamming, no privacy at the polls, and no way to verify if a vote counted, or if a poll worker tossed ballots out of their window at the end of the night, are all issues. Machines used in other counties that look like the old machines – with a curtain, and a computer screen, where a blank piece of paper is put into the machine and then the voter's vote prints on the paper before it drops into the machine, feels much more secure and leaves less room for error.

The Board of Elections needs to be better organized regarding poll workers. The training provided to these workers is not sufficient. Many did not know what to do on election day and most did not know where the emergency ballot slot was, or how to take ballots out of the emergency slot. Some did not seal ballot bags at the end of the night. Municipal Clerks used to get worker lists weeks in advance. Now, they are receiving them the weekend before an election—not leaving sufficient time to find people to pick up supplies for their polling locations. When the clerks start calling poll workers to pick up supplies, many will say they haven't taken the classes and aren't scheduled to work, leaving polling locations without sufficient coverage. Meanwhile, people who want to work are being told no more poll workers are needed.

The process for delivering ballots at the end of the evening needs to be the same for the paper ballots as it is for provisional ballots. For provisional ballots, board workers bring their bags to the municipal clerk, where they are checked for seals. These ballots are then escorted by police to the County Superintendent's Office. Why are paper ballots from machines being treated differently? They should be brought to the municipal clerk to check for seals, then brought to the Board of Elections office by police. This would avoid problems such as some districts being "lost" for 2 days in the chaos of hundreds of poll workers bringing ballots to Spruce Street in Lawrence at the end of an exhausting day. This would also avoid the trouble Municipal Clerks have finding someone who wants to drive to Trenton

after an 18-hour workday because senior citizens, who make up the majority of these poll workers, do not feel safe driving at night when they are that tired.

A better emergency plan needs to be drafted and distributed to poll workers and the Municipal Clerk with clearly outlined steps to take if there are machine failures. Not knowing what to do on election morning caused great confusion and irritation to many voters. Municipal Clerks were told by the Superintendent's Office to use provisional ballots, then later told to use regular ballots by the County Clerk's Office. All County Offices with a hand in elections need to be on the same page in an emergency, and the people on the front line – Municipal Clerk's & poll workers - need to know exactly what to do in an emergency instead of being given conflicting information. County-wide notifications to the municipal clerks should have been made with instructions, instead of everyone just "winging it" on November 8, 2022, as there was virtually no communication from the county to the towns, especially Robbinsville. In addition, County Offices called Master Poll workers explaining the problems, but they never notified the municipal clerks – and they are the ones on the front lines during election day! This is their Super Bowl.

There needs to be better communication to the voters in the event of an emergency. Robbinsville put out a notice immediately and was vilified for it. The County needed to do the same, instead of a waiting hours to put out any statements or instructions to voters. Later, Robbinsville was actually investigated by the NJ prosecutor's office for being transparent and telling voters there was an issue with a significant number of ballots from one of its districts. This is beyond absurd. They were not investigating the mishaps, but rather seemed more interested in investigating why Robbinsville was publicizing those mishaps.

More transparency is needed from the County. Plain and simple. We all need your urgent help in correcting the many issues at hand so voters can regain confidence in the County's ability to administer a fair and just election, just as it has done in the past.

Thank you for this time and we look forward to hearing more on the actions from this Board and the Board of Elections along with the County Clerk's Office.

Regards,
Mike Todd
Robbinsville Twp Council
Vice President

"schedule A"

Barbara Eames
Working Together for NJ
Parsippany, NJ
973-538-8226

Thursday, March 9, 2023

Mercer County Board of County Commissioners
640 S. Broad Street
Trenton, NJ 08650

Good evening -

My name is Barbara Eames. I am the co-founder of Working Together NJ. We have been examining election data across NJ for more than two years. We have acquired much of the data related to the Mercer County 2022 general election. We have a number of concerns. Residents of Mercer County have been attending Bd. Of Elections meetings since November, and have asked many questions to which they have not received answers. Thank you for the presentation tonight and the opportunity to learn from the Mercer County staff that oversees the elections.

I called yesterday morning to ask about an Agenda for tonight's meeting, after searching your website unsuccessfully for it. I was told it would be posted shortly. The Open Public Meetings Act requires an agenda to be posted 48 hours ahead of time. None of us knew that a meeting was taking place with the County's elections' staff until yesterday, only 24 hours or so before the meeting. Transparency would seem to be an issue.

I attended the Valentines' Day meeting of the Board of Elections, along with approximately 50 Mercer County residents, who asked many questions. We appreciated that Clerk Paula Covello was in attendance. I believe many of those questions are still unanswered by the County.

Here are some of the concerns we continue to have about the November 8 election.

- 1 The required Logic and Accuracy tests were incorrectly administered by the County and Dominion machines, prior to November 8. Credible explanations have been given but explanations do not satisfy the concerns of voters who were not able to vote that day, or who were disenfranchised, specifically hundreds of voters who voted provisionally, early in the day.
2. We believe there was absolutely NO signed chain of custody of ballots, as required by Title 19:18-3, and our OPRA for these documents is well past the time for the county to comply with the request.
3. Title 19:18-2 requires ballot boxes to be lock and sealed, and delivered to the office of the clerk of each municipality immediately after the close of the polls. Title 19:52-5 requires voting machines to be locked and sealed by poll workers immediately upon the close of the polls. In fact, both ballot boxes and voting machines were being delivered to the County warehouse for counting for at least 8-9 days after the election, and many of both were open and unsealed. Where were those machines for those many days, and if they were not sealed, there is no way that anyone can proved that ballots were not either added or removed from the ballot boxes, which would be punishable as a crime of the third degree.



COUNTY OF MERCER
McDADE ADMINISTRATION BUILDING
640 SOUTH BROAD STREET
P.O. BOX 8068
TRENTON, NEW JERSEY 08650-0068
(609) 989-6584
Fax: (609) 392-0488

JERLENE H. WORTHY, CLERK
BOARD OF COUNTY COMMISSIONERS

EBONY WITHERSPOON
DEPUTY CLERK

MERCER COUNTY BOARD OF COUNTY COMMISSIONERS

INFORMAL MEETING OF MARCH 7, 2023

MINUTES

Chair Walter called the Formal Meeting to order at 6:00 P.M. on March 7, 2023, in Room 211 of the Joyce L. McDade Administration Building, 640 South Broad Street, Trenton, New Jersey.

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

Present – Commissioners Cimino, Lewis, McLaughlin, Melker, Stokes and Walter

Absent- Commissioner Frisby

Chair Walter 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 Meetings Law, notice of this Formal Meeting had been mailed to The Trenton Times, The Trentonian and The Princeton Packet newspapers 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.

At this time, Chair Walter invited members of the public to comment on any item listed on the Agenda.

There were no comments.

COMMUNICATIONS

Four (4) communications were discussed and approved for placement on the Agenda for the Formal Meeting of March 7, 2023

Chair Walter made reference to Communication C-4. She had two questions in reference to Resolution R-23, authorizing a contract with Remington & Vernick for the district mapping and related services for the Mercer County Board of Elections. The first question asked was whether there was an updated proposal, the proposal provided covered the years of 2021 through 2022. Second question Chair Walter asked was why did the fire districting mapping come out of the Board of Elections budget?

Lillian Nazzaro, Esq., County Administrator, answered that it was due to Election purposes, that is why the offices pays for the mapping. County Administrator Nazzaro believed they then get reimbursed for the total cost.

Chair Walter requested additional information regarding the NJDMAVA Report mentioned in Resolution R-33, authorizing to execute a Property Access Agreement with the New Jersey Department of Military and Veterans Affairs to conduct environmental testing and studies to complete closure reports. Commissioner Walter questioned whether the Board would receive a report with their findings.

County Administrator Nazzaro, Esq., explained that it did not specifically state whether an actual written report would be provided. She was unsure if there needed to be an amendment to the contract adding that language to request a written report. She said she would get the information and report back to the Board.

Chair Walter referenced R- 37, Rejection of proposals received on February 7, 2023 for insurance broker services for health benefits for the County of Mercer, and raised concerns of the large range in dollars amounts for the same service. Commissioner Walter also questioned whether additional agencies would be included in the revised bid.

Commissioner Lewis asked if any local Municipalities were interested in being added to our insurance pool.

County Administrator Nazzaro, Esq., responded that it was too early in the process to open the bid to local Municipalities.

Commissioner Cimino questioned why the bids were thrown away?

County Administrator Nazzaro, answered that the County needed updated claims data.

Chair Walter asked why the County had to go through the entire bid process again if they were just updating information, because rebidding could result in higher cost.

County Administrator Nazzaro, Esq., responded that the County was advised to rescind and resubmit with updated information to make for an easier process.

Chair Walter questioned the Temporary Budget that was presented before the Board and noted that sixteen areas of the budget were currently operating at 100% of their appropriations for the entire year. She questioned whether the Board should expect those areas to exceed their current amount.

County Administrator Nazzaro, Esq., responded that a few of the items were Contracts that must be paid at full at the beginning of the year.

Chair Walter mentioned that the County was one third of the way through the year, but had spent about half of the year in funding already. She requested that the budget brought before the Board reflects that.

Chair Walter discussed the Grants that were going to be reviewed by the Board. She mentioned that in years prior, the money could not be reflected in the budget due to how those funds were disbursed. However, because the budget would be adopted later, the Grants should be reflected in the budget that comes before the Board.

Commissioner Lewis questioned why the Department of Public Safety's line item was at 128% of the Budget,

Chair Walter answered that the TELEO Officers hired at the Mercer County Correction Center were being paid out of that line item.

RESOLUTIONS

Thirty-eight (38) proposed Resolutions were discussed and approved for placement on the agenda for the Formal Meeting of March 9, 2023.

Chair Walter requested the Administration not present the Board with any additional send any additional Emergency Budget's unless an extreme emergency were to arise.

Chair Walter made reference to Resolution R-19, authorizing to execute a professional services agreement with Urban Engineers, Inc., to provide construction administration, management and inspection of construction of taxiway D to G connector project'. She requested this Resolution be separated from block as she did not agree with this project.

Chair Walter requested that for Resolution R-23, authorizing a Contract with Remington & Vernick for the district mapping and related services for the Mercer County Board of Elections, the Administration provide an updated proposal for Thursday's meeting and if it was received by Thursday, the Board may have to pull R-23 because a current proposal was not attached.

Commissioner Stokes made reference to Resolution R-26, approving terminating a Lease Agreement with Ewing Township redevelopment agency for the lease for certain premises and facilities at 355 4th Street, Ewing Township, Block 117, Lots 2 & 9 for the storage of certain seized and/or forfeited vehicles and property. He asked Board Counsel if he should abstain from on this Resolution because he is a member on the Board.

Board Counsel, Michael Herbert Esq., confirmed that Commissioner Stokes should abstain from voting as this could be a conflict of interest.

Commissioner Lewis made reference to Resolution R-29, authorizing to execute a contract with Timothy P. Bryan Electric Company, Inc., for the purchase and installation of four (4) level 3 Charegepoint Express250 electric vehicle chargers for the Mercer County Planning Department. She requested this Resolution be pulled from block as it references a grant that she overseas.

Chair Walter had a question in reference to Resolution R-30 a Resolution rescinding and authorizing the release of all fee binder agreements concerning the County's now-repealed Transportation Development District (TDD) Plan for the Mercer County Route I-95/295 corridor. She would like to know if there were any incumbered funds left?

County Counsel, Paul Adezio Esq., answered that there were no funds left.

Chair Walter asked the Administration if there were any plans to create a new TDD, she was unsure if this was allowed by the State anymore.

County Administrator Nazzaro Esq., responded that she was not sure but she would find out and report back to the Board.

ON-GOING BUSINESS

Commissioner Lewis requested if she could add language to Resolution R-38, celebrating March as Women's history month in Mercer County. She explained she had some information that relates back to directly to Mercer County.

The Board concurred.

NEW BUSINESS

Chair Walter and Commissioner Stokes attended a meeting breakfast with different non-profits throughout Mercer County. Topics of discussion at this meeting included community-based pre-school, transportation and workforce development. This portion of the meeting was led by Anthony Carabelli Jr., Director, Economic Development. Mr. Carabelli discussed the route 130 expansion, the added z-line, working in partnership with the amazon warehouse. The meeting also included a legislative update from Assemblyman Benson and Assemblywoman Reynolds-Jackson.

Chair Walter made reference to a concept used called "Financial Chat and Chose". She thought this concept of holding virtual meetings with local non-profits could be a good way to bridge the gap with some of the forms and additional paperwork that may be missed by small businesses within mercer County.

Commissioner Stokes agreed with Chair Walter, and added that these meetings were more so focused on capacity building. He believed this could be a good tool used for the set-aside businesses to do more streamline business with non-set aside businesses or with local government.

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ORDINANCE INTRODUCTION- FIRST READING

1. AN ORDINANCE REPEALING CERTAIN ORDINANCES OF THE MERCER COUNTY BOARD OF COMMISSIONERS TO PERMIT THE DISSOLUTION OF THE TRANSPORTATION DEVELOPMENT DISTRICT PLAN FOR THE MERCER COUNTY ROUTE I-95/295 CORRIDOR, AS AMENDED; REPEALING ORDINANCE NOS. 92-17, 94-10 and 97-13. (AMENDMENT NO. 24)

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Chair Walter made reference to the County's set-aside program. She mentioned that State law dictates that there cannot be a set-aside program established until a diversity study has been completed. She believes the process is not in compliance. She would like State Law reviewed for the set-aside program.

Commissioner Stokes questioned when the set-aside program was established.

County Administrator Nazzaro, Esq., responded that it was established in 2018.

Commissioner Lewis questioned when the statue was established.

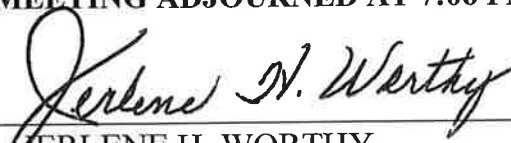
Commissioner Stokes presented the idea to the Board to gather all student athletes from the winter season and honor them for their success. He believed this should be an on-going practice for community sports throughout the year.

Commissioner Cimino mentioned taking one of the Commissioner meetings on the road to the War Memorial and invite all student athletes.

The Board continued to discuss different venues for the meeting, Commissioner Comino also mentioned the Community College.

The Board agreed that Mercer County Community College would be a perfect location and would be following up with the Community College to discuss open dates.

AGENDA MEETING ADJOURNED AT 7:06 PM



JERLENE H. WORTHY
CLERK TO THE BOARD

SO