

APRIL 18, 2006

A REGULAR MEETING of the Board of Chosen Freeholders of the County of Somerset was held on the above date at 7:00 p.m.

The Pledge of Allegiance to the Flag was led by Director Ken Scherer

Director Scherer stated that the meeting was in compliance with the Open Public Meetings Act and that adequate notice was provided on January 6, 2006 as follows:

1. Mailed to the Somerset Messenger Gazette, The Home News, and the Courier News.
2. Posted on the Official County Bulletin Board.
3. Filed with the County Clerk.
4. Distributed to all persons requesting such information.

Roll Call -----

PRESENT: Zaborowski, Palmer, Coyle, Scherer

ABSENT: Fontana

ALSO PRESENT: County Counsel Miller, M. Amorosa, D. Lorimer, B. Newman, L. Krueger, P. Clark, P. Tchorni, B. Crosby, K. Cowart

At this time Director Scherer announced the winners of the Somerset County Housing Month poster contest. The winners were: Christine Morales, fourth grade; Savannah Koehne, fifth grade and Chris DeVito, sixth grade. A one hundred dollar Savings Bond donated by Investor's Savings Bank will be awarded to each winner. Savannah Koehne accepted her award and thanked the Board.

At this time Director Scherer and Jacqueline Balak-LaBracio, Somerset County Employee Recognition representative, recognized the following:

- Team Recognition Award – Roads and Bridges -- Snow Storm Workers (accepting awards at May 2 meeting)
- March 2006 Employee of the Month – Rita Donald, Volunteer Services

At this time Director Scherer issued the following proclamations:

NATIONAL COUNTY GOVERNMENT WEEK

APRIL 23–29, 2006

PROTECTING OUR COMMUNITIES

WHEREAS, America's counties provide a variety of essential services. Many of these services work to protect our communities; and

WHEREAS, counties protect residents from natural disasters, terrorist attacks, crime and drug abuse. Counties are the first to respond to emergency situations and are primarily responsible for planning for disasters. Counties also work to protect families, children and youth; and

WHEREAS, there are 3,066 counties in the United States, collectively responsible for the well being of more than 250 million residents; and

WHEREAS, counties provide services that make America's community's stronger, safer places to live and raise families. Counties police our streets, fight fires, save lives in hospitals, keep families healthy, repair bridges, plow snow, help troubled youth, train laid-off workers and perform countless other jobs; and

WHEREAS, counties have a long history of providing critical services. County governments are the citizen's local government voice, providing solutions that bring communities together.

NOW, THEREFORE, BE IT RESOLVED that in recognition of the leadership, innovation and valuable service provided by our nation's counties, the Board of Chosen Freeholders of the County of Somerset do hereby proclaim:

APRIL 23 – 29, 2006
NATIONAL COUNTY GOVERNMENT WEEK

**Lisa Krueger, Somerset County Public Information Assistant,
accepted the proclamation and thanked the Board.**

COMMUNITY TRANSPORTATION SERVICES DAY
APRIL 11, 2006
AND
COMMUNITY TRANSPORTATION SERVICES WEEK
APRIL 23–29, 2006

WHEREAS, community transportation services addresses the transportation needs of an entire community – including the needs of the general public and special populations – in a cost effective, flexible and efficient manner; and

WHEREAS, community transportation has evolved into a network of community-based agencies and coordinated agencies providing the elderly with access to needed services, ensures mobility for people with disabilities and connects the underprivileged and unemployed with jobs and training facilities; and

WHEREAS, in the United States today, there are an estimated one hundred and three million people at risk of being unable to provide or afford their own transportation and who are likely to be dependent upon others for their mobility. This population includes: thirty five million older Americans of which, approximately twenty percent do not drive; more than thirty three million individuals with disabilities; and thirty five million adults and children in underprivileged families; and

WHEREAS, the New Jersey Council on Special Transportation promotes activities to enhance coordination of transportation services provided by local, regional, county and state entities as well as working with and serving as a resource to government entities, agencies, suppliers, and others on matters pertaining to paratransit and community transportation services; and

WHEREAS, New Jersey's Annual Transportation Conference, TransAction 2006 was held in Atlantic City, New Jersey on April 10th, 11th and 12th, 2006.

NOW, THEREFORE, BE IT RESOLVED the Board of Chosen Freeholders of the County of Somerset, do hereby proclaim:

April 11, 2006
COMMUNITY TRANSPORTATION SERVICES DAY
and
APRIL 23–29, 2006
COMMUNITY TRANSPORTATION SERVICES WEEK

in Somerset County.

**Leona Carrube, Somerset County Transportation, accepted the
proclamation and thanked the Board.**

NATIONAL CRIME VICTIMS' RIGHTS WEEK

APRIL 23–29, 2006

WHEREAS, victims of crime across America need and deserve support and assistance to help them cope with the consequences of crime; and

WHEREAS, National Crime Victims' Rights Week—April 23 to 29, 2006---offers us all the opportunity to promote strength in unity in helping victims and survivors of crime, and recognizing their rights as victims; and

WHEREAS, victims and survivors of crime can gain strength from the wide range of support services offered by over 10,000 community agencies and justice system-based programs, and the more than 32,000 federal and state statutes that define and protect their rights; and

WHEREAS, we must remain united in our commitment to ensure that all crime victims and survivors are treated with compassion and respect, recognize the needs and rights of crime victims and survivors during National Crime Victims' Rights Week; and

WHEREAS, America has joined together annually each April since 1981 to recognize the needs and rights of crime victims and survivors during National Crime Victims' Rights Week.

NOW, THEREFORE, BE IT RESOLVED the Board of Chosen Freeholders of the County of Somerset, do hereby proclaim the week of April 23 to 29, 2006, to be Somerset County Crime Victims' Rights Week, and honors crime victims and those who service them during this week and throughout the year; and

BE IT FURTHER RESOLVED that the Somerset County Board of Chosen Freeholders reaffirms a commitment to address victims' rights during 2006 Somerset County Crime Victims' Rights Week and throughout the year.

Freeholder Palmer will present this proclamation on April 26 at the Annual Law Enforcement Award & Outstanding Crime Victim Advocacy event.

RUTGERS COOPERATIVE EXTENSION VOLUNTEER RECOGNITION
AS PART OF NATIONAL VOLUNTEER WEEK
APRIL 23 - 29, 2006

WHEREAS, Rutgers Cooperative Extension of Somerset County is the outreach arm of Rutgers University which provides research based education and technical assistance on issues that affect people's lives in agriculture, the environment and natural resource management, food safety, nutrition, family and economic well-being, and youth development; and

WHEREAS, Rutgers Cooperative Extension of Somerset County enjoys success not only because of the participants, but also because of the volunteers who give their time, talents, and creative abilities to the program knowing that the youth and adults they help will become productive citizens; and

WHEREAS, in 2005, 551 RCE Volunteers provided approximately 117,310.00 hours of service to the program, and the USDA determined that a volunteer's hourly equivalent to be \$21.35/hour. This total volunteer effort equates to \$2,504,569.00 worth of support, reaching over 100,000 local and regional residents; and

WHEREAS, the 4-H Program uses a "learn-by-doing" approach that enables youth to develop life skills such as working with others, public speaking, leadership, serving their community, and mentoring. Over 7,000 K-13 youth participate in programs that fosters their interest in science and technology, nutrition and health, and agricultural and environmental awareness; and

WHEREAS, the Master Gardeners have been volunteering their services for 13 years providing horticultural education to local and regional residents by developing and

presenting school programs, sponsoring educational events, speaking to community groups, supporting horticultural therapy programs, and harvesting produce to support local food banks; and

WHEREAS, the Family and Community Health Science program offers workshops to help people stay well and energetic, strengthen family relationships, maximize resources and minimize or prevent personal, professional, health, and consumer problems through educational initiatives in food and nutrition, family financial management, parenting, and housing.

NOW, THEREFORE, BE IT RESOLVED the Board of Chosen Freeholders of Somerset County do hereby proclaim:

April 23 -29, 2006

National Volunteer Week

and urge all citizens to become more involved with Rutgers Cooperative Extension of Somerset County by visiting the Center on Milltown Road in Bridgewater Township or making a virtual visit to their website, <http://somerset.rcrc.rutgers.edu>.

Kathy and Joseph Bakes, Somerset County 4-H participants, Mary Sarte and Frances Saunders, Family & Community Health Sciences and Camille Haberle, Rutgers Master Gardeners (Agriculture & Resource Management), accepted the proclamation and thanked the Board.

MUNICIPAL CLERKS' WEEK

APRIL 30 TO MAY 6, 2006

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants; and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED the Board of Chosen Freeholders of Somerset County, do hereby proclaim:

APRIL 30 – MAY 6, 2006

MUNICIPAL CLERKS' WEEK

and further extend appreciation to all Municipal Clerks for their vital services they perform and their exemplary dedication to the communities they represent.

Donna Kukla, Montgomery Township Municipal Clerk and President of Municipal Clerks Association accepted the proclamation and thanked the Board.

At this time Director Scherer made the following appointments and asked the Board's confirmation:

Somerset County Youth Council

- Megan Jones, Bridgewater-Raritan High School
- John Richardson, Bridgewater-Raritan High School
- Joy Li, Montgomery High School
- Marfa O Fori-Atta, Montgomery High School
- Regina Nardi, North Plainfield High School
- Kiana Smiling, North Plainfield Middle School
- Alexis Cabbage, North Plainfield Middle School
- Martha Valle, Robert Morris School
- Brian Trenacost, Ridge High School
- Julianne Viola, Ridge High School
- Robert Mehest, Somerset Vocational & Technical High School

Somerset County Solid Waste Advisory Committee, term expires 12/31/06

- Henry R. Stoner, North Plainfield

Construction Board of Appeals – 4 year term to expire June 30, 2010

- John Cilo, Montgomery Township

UPON MOTION OF MRS. COYLE, SECONDED BY MR. PALMER, THE ABOVE APPOINTMENTS WERE CONFIRMED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

Mr. Williams asked that the following resolutions be added to the agenda:

06-274 Establishing a Voting Accessibility Advisory Committee in accordance with N.J.S.A. 19:8-3.7 consisting of at least seven (7) members, four (4) of which will be members of the Somerset County Board of Election and three (3) will be members of the public of which one (1) will include a member with a disability; one (1) member who is trained in the provisions of the Federal "Americans With Disabilities Act of 1990" and one (1) member designated by the Somerset County Board of Chosen Freeholders.

06-275 Appointing Initial Members of the Voting Accessibility Advisory Committee-
 Somerset County Board of Election Members:

- Granville Brady, Jr.
- Anthony DeCicco
- Frederick Quick
- Joyce Hendricks

Public Members

- Richard Sensale (individual with disability)
- Mark Malone (trained in the provisions of the Federal "Americans With Disabilities Act of 1990)
- Susan Mach (designated by the Board of Chosen Freeholders)

UPON MOTION OF MR. PALMER, SECONDED BY MR. ZABOROWSKI, THE ABOVE RESOLUTIONS WERE ADDED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

At this time Director Scherer opened the meeting to the public and asked if there was anyone present who wished to be heard.

There being no one present who wished to be heard, Director Scherer declared the public portion closed.

CONSENT AGENDA

ALL MATTERS LISTED HEREUNDER ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED UPON IN ONE MOTION. ANY PERSON MAY REQUEST THAT AN ITEM BE REMOVED FOR SEPARATE CONSIDERATION

APPROVAL OF MINUTES:

APPROVAL OF PERSONNEL LETTER: #48

The following Personnel changes are for the period: 04/01/06 to 04/15/06:

DEPARTMENT	NAME	POSITION	SALARY RANGE	<u>GRADE/SALARY</u>	<u>EFFECTIVE DATE</u>
<u>GENERAL COUNTY:</u>					
<u>REPLACEMENTS</u>					
Facilities & Services	Matthew Plimpton	Maintenance Worker	\$19,721 - \$29,582	05- A/\$26,978	04/05
Mental Health Center	Megan Maloof	Case Manager I	\$37,441 - \$56,161	13- A/\$46,500	03/29
Transportation	Michelle Almada	Mini Bus Driver	\$20,981 - \$31,471	06- A/\$36,293	04/03
CHANGES	(Part Time to Regular)				
Mental Health Center	Jessica O’Gara	Crisis Screener/Part Time to Crisis Counselor I	\$41,386 - \$62,080	AA/\$26.91 Hr. to 14- A/\$45,000	04/01
Office on Aging	Erika Betts	Case Manager/Part Time to Case Manager I	\$32,761 - \$49,141	AA/\$21.00 Hr. to 13- C/\$40,951	04/03
	(Promotion)				
Vehicle Maintenance	David Gorbaturk	Mechanic to Senior Mechanic	\$25,175 - \$37,763 to \$27,282 - \$40,924	08- A/\$38,501 to 09- A/\$40,811	03/31
<u>TERMINATIONS</u>					
Planning Board	Erika L. Webb	Senior Planner			04/07

PART TIME

Mental Health Center	Tamar Hamilton	Administrative Secretary	AA/\$11.00 Hr.	04/03
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For your information...

SHERIFF'S OFFICE:

The Sheriff has taken the following action:

CHANGES

Sheriff's Office	Christopher Giraldi	Senior Mechanic to Sheriff Officer	09-A/\$40,636 to SO/0-\$31,500	04/03
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PROSECUTOR'S OFFICE:

The Prosecutor has taken the following action:

CHANGES

Prosecutor	Brian Giannini	Critical Infrastructure Coord. to Detective	NC/\$69,966 to DP-8/\$75,263	04/03
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TERMINATIONS

Prosecutor	Dennis Patullo	Lieutenant of Detectives		04/09
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These changes have been approved in the 2006 Departmental Budget.

Communication, County of Cape May, Board of Chosen Freeholders, Resolution 186-06 Proclaiming, April 2006 as Autism Awareness Month, was received.

Communication, Township of Green Brook, Resolution 2006-03-03, Urging Legislative Delegation to request that at least \$30 million be authorized and allocated in the Federal FY 2007 budget for use by the U.S. Army Corps of Engineers for the continued design and construction of the Green Brook Flood Control Project, , was received.

Communications received, Township of Montgomery:

- a. Resolution 06-3-79 Consenting to Somerset County Takeover of a Portion of Orchard Road Extension and Realigned River Road.
- b. Ordinance 06-1213 Accepting a Portion of Old River from the County of Somerset.

Communication, Walter R. Mahler, Ed.D, Superintendent of Schools, Bridgewater Township, Member of Somerset County Association of School Administrators (SCASA), Resolution Supporting Somerset County Freeholders and Somerset County Improvement Authority in Approving Financing of the Purchase of 7 Finderne Avenue, Bridgewater, NJ. , was received.

Communication, Brett Radi, Somerset County Clerk, transmitting a check in the amount of \$3,478,756.76 of which \$763,307.96 is retained by Somerset County for its own use, was received.

Letters of Appreciation

Communication, Angela Cortese, North Plainfield thanking Surrogate Frank Bruno and his staff for their efficient and compassionate help in handling her brother's will, was received.

Communication, Sharon Clark, Executive Director Somerset County Coalition on Affordable Housing (SCCOAH) thanking Freeholder Director Ken Scherer on behalf of the staff and Board of Trustees for attending and speaking at the "Somerset County Kick Off of Housing Month," was received.

Communication, Dr. & Mrs. David Mitchell, commending Jim Girvan, Chris Marston and the entire MIS Department for their assistance with their son's Eagle Scout project which was to create a new layer for the GIS system with the exact location of fire hydrants in the Green Knoll Fire District in Bridgewater Township, was received.

Communications received thanking Sally de Barcza, Cultural & Heritage Office for all her work in making the Teen Arts Festival an enjoyable program:

- a. Linda Lara, Music/Drama Instructor, Midland School
- b. Duff Dillinger, Mt. Saint Mary's Academy
- c. Maria Stankiewicz, Warren Middle School
- d. Tori Clemens, Green Brook Middle School
- e. Randy Kupcha, Branchburg
- f. Patricia Gatens, Watchung Hills Regional High School

R06-246

RESOLUTION APPROVING THE ENTIRE TRACT AND GENERAL PROPERTY PARCEL MAPS AND DESIGNATING ROAD AREAS TO BE ACQUIRED FOR HIGHWAY PURPOSES AND AUTHORIZING THE ACQUISITION OF LANDS AND PAYMENT FOR SAME AND AUTHORIZING THE EARLY APPRAISAL OF LANDS AND TITLE SEARCHES FOR THE INTERSECTION IMPROVEMENTS AT SOUTH MIDDLEBUSH ROAD (CR 615) AND BLACKWELLS MILLS ROAD AND AT SOUTH MIDDLEBUSH ROAD AND SKILLMANS LANE LOCATED IN THE TOWNSHIP OF FRANKLIN IN THE COUNTY OF SOMERSET AND STATE OF NEW JERSEY

WHEREAS, the Board of Chosen Freeholders of the County of Somerset, on behalf of said County, has determined that public exigency requires the taking of certain lands for highway purposes for intersection improvements at South Middlebush Road (CR 615) and Blackwells Mills Road and at South Middlebush Road and Skillmans Lane located in the Township of Franklin in the County of Somerset and State of New Jersey and have caused a survey thereof to be made and a plat of such survey with the descriptions of the various parcels to be taken inscribed thereon; and

WHEREAS, by further report of the Somerset County Engineer, it would be advisable to obtain the early appraisal of the property rights to be acquired in order to facilitate the project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset, that said Board, on behalf of said County, hereby approves a certain map, or revisions thereof which may occur from time to time, entitled "Somerset County Board Of Chosen Freeholders, Entire Tract And General Property Parcel Maps, South Middlebush Road, CR 615 At Blackwells Mills Road, Franklin Township, Somerset County, State Of New Jersey", Scales: As Noted, dated November 2005, consisting of six (6) pages and prepared by Schoor DePalma, Manalapan, New Jersey, said map on file in the Office of the Somerset County Engineer; and

BE IT FURTHER RESOLVED by said Board that pursuant to the provisions of Revised Statutes 27:16-2 et. seq., that said Board does designate that all those certain tracts or parcels of land situate, lying and being in the Township of Franklin in the County of Somerset and State of New Jersey, as shown on the aforementioned map, shall be acquired by the County of Somerset in fee simple by purchase, exchange, gift or condemnation, as the case may be; and

BE IT FURTHER RESOLVED that said Board hereby authorizes Somerset County Counsel to make or cause to have made searches of titles to lands affected by said project; and

BE IT FURTHER RESOLVED by said Board that the proper County officials be and hereby are duly authorized and directed to acquire the above designated property by purchase, exchange, gift or condemnation, as the case may be; and

BE IT FURTHER RESOLVED by said Board that the total monies expended for said acquisitions shall not exceed the amount as specified in the executed Agreement to Convey documents as reviewed and approved by the Director of the Board; and

BE IT FURTHER RESOLVED by said Board that a copy of this resolution, duly certified by the Clerk of this Board, together with copies of the aforementioned map, shall forthwith be filed in the Office of the Somerset County Clerk.

R06-247

RESOLUTION APPROVING A
DEVELOPMENT AGREEMENT BETWEEN
MOUNT BETHEL CORPORATE CENTER NORTH, L.L.C. AND
THE COUNTY OF SOMERSET

WHEREAS, Mount Bethel Corporate Center North, L.L.C., hereinafter referred to as the "Developer", whose address is c/o Bohler Engineering, P.C. 35 Technology Drive, Warren, New Jersey 07095, is the owner of property in the Township of Warren, Somerset County, NJ known as Block 80, Lot 12.02 on the Warren Township Tax Map, and whose County Planning Board File Number is WR-185 S; and

WHEREAS, the Developer is proposing to construct a 111,000 square foot office building, known as Warren Plaza, located along Mount Bethel Road (County Route #651); and

WHEREAS, the County Planning Board and the Office of the County Engineer have jointly reviewed the traffic impacts of the proposed project and determined that this project is located within the King George Road/I-78 Corridor Improvement Plan area, and does have an impact on said corridor; and

WHEREAS, when the provisions of said study are applied to this project, the required contribution from this developer for corridor improvements is \$220,072.00.

WHEREAS, the Developer has submitted the initial required pro-rata escrow contribution towards improvements in the corridor in the amount of \$73,357.34 of the total required amount of \$220,072.00; and

WHEREAS, Deputy County Counsel for Planning has reviewed the Development Agreement and his comments have been included in the final draft, which has been submitted to the Board of Chosen Freeholders.

NOW, THEREFORE, BE IT RESOLVED THAT the Somerset County Board of Chosen Freeholders hereby approves the Development Agreement more fully identified on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED the copies of this resolution be forwarded to the Somerset County Planning Board, Township of Warren and the developer.

RESOLUTION APPROVING A
DEVELOPMENT AGREEMENT BETWEEN
VICENDESE FAMILY LIMITED PARTNERSHIP AND
THE COUNTY OF SOMERSET

WHEREAS, Vicendese Family Limited Partnership, hereinafter referred to as the "Developer", whose address is 501 Springfield Avenue, Berkeley Heights, NJ 07922 is the owner of property in the Township of Warren, Somerset County, NJ known as Block 71, Lot 37.01 on the Warren Township Tax Map, and whose County Planning Board File Number is WR 186S; and

WHEREAS, the Developer is proposing to construct a 9,800 square foot office building, known as Vicendese, located along Mount Bethel Road (County Route #651) and Mount Horeb Road (County Route #618); and

WHEREAS, the County Planning Board and the Office of the County Engineer have jointly reviewed the traffic impacts of the proposed project and determined that this project is located within the King George Road Corridor Study Area, and does have an impact on said corridor; and

WHEREAS, when the provisions of said study are applied to this project, the required contribution from this developer is \$19,600.00.

WHEREAS, the developer has agreed and acknowledged that the requirement of the aforesaid contribution is appropriate and necessary, bears a reasonable and rational nexus to the proposed development and is necessitated by the impact of the proposed subdivision on County facilities; and

WHEREAS, the Developer has contributed the required pro-rata escrow contribution towards improvements in the corridor in the amount of \$19,600.00; and

WHEREAS, the County of Somerset has caused an agreement to be prepared which established the obligation of the developer relative to the aforesaid monetary contribution; and

WHEREAS, Deputy County Counsel for Planning has reviewed the Development Agreement and his comments have been included in the final draft, which has been submitted to the Board of Chosen Freeholders.

NOW, THEREFORE, BE IT RESOLVED THAT the Somerset County Board of Chosen Freeholders hereby approves the Development Agreement more fully identified on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED the copies of this resolution be forwarded to the Somerset County Planning Board, Township of Warren and the developer.

RESOLUTION APPROVING A
DEVELOPMENT AGREEMENT BETWEEN
ADVANCE REALTY DEVELOPMENT, LLC
AND THE COUNTY OF SOMERSET

WHEREAS, Advance Realty Development, LLC (hereinafter referred to as the Developer), located at One Gateway Center, Suite 230, 11-43, Raymond Plaza West, Newark, NJ 07102, has proposed a 144 unit residential development, known as Carriage Park at Bound Brook at the property identified as Bound Brook, Block 68, Lots 1.02 and 1.01 and is on file in the Somerset County Planning Board as file BB 99S; and

WHEREAS, the Developer has applied to the Somerset County Planning Board for approval of the project; and

WHEREAS, the Planning Board has determined, utilizing the Regional Center Traffic Study prepared by Garmen Associates, that this project will generate certain traffic impacts upon the roads and intersections adjacent to and in the area of the subject property; and

WHEREAS, the Developer agrees that certain off-tract road improvements are necessary to mitigate such traffic impacts and that such improvements bear a rational nexus to the project; and

WHEREAS, pursuant to the aforesaid study, the Office of the County Engineer determined the Developer's fair share obligation toward Regional Center Traffic Study is to be in the amount of \$333,905.00; and

WHEREAS, Deputy County Counsel for Planning has reviewed the Development Agreement and his comments have been included in the final draft, which has been submitted to the Board of Chosen Freeholders; and

WHEREAS, the Somerset County Planning Board conceptually approved the Development Agreement on March 21, 2006.

NOW, THEREFORE, BE IT RESOLVED THAT the Somerset County Board of Chosen Freeholders hereby approves the Development Agreement more fully identified on file with the Clerk of the Board; and

BE IT FURTHER RESOLVED the copies of this resolution be forwarded to the Somerset County Planning Board, Borough of Bound Brook and the developer.

R06-250

RESOLUTION ENDORSING HILLSBOROUGH TOWNSHIP'S
AMWELL VALLEY PLANNING INCENTIVE GRANT,
SOMERSET COUNTY, NEW JERSEY

WHEREAS, the Somerset County Agriculture Development Board (hereinafter CADB), has been established by the Somerset County Board of Chosen Freeholders to oversee the implementation of the County farmland preservation program and make recommendations on farmland preservation issues to the Freeholder Board; and

WHEREAS, the State Agriculture Development Committee (hereinafter SADC), gave preliminary approval to Hillsborough Township's Amwell Valley Farmland Planning Incentive Grant (PIG) at its February 23, 2006 regular monthly meeting; and

WHEREAS, the CADB reviewed and approved Hillsborough Township's Amwell Valley Farmland PIG which identifies a total project area of approximately 1,181 acres (i.e., the Amwell Valley area of the Township) at its February 14, 2006 and March 13, 2006 regular monthly meetings; and

WHEREAS, the CADB, approved the list of farms for the aforesaid project area, which prioritizes acquisition into two categories consisting of a top priority 'A' list of 6 farms totaling approximately 389 acres and a 'B' list of 10 farms totaling approximately 792 acres, a total project area of approximately 1,181 acres; and

WHEREAS, the PIG Cost Estimate and Funding Plan lists an estimated purchase price per acre of the development easement to be \$20,000 per acre, making the total cost for the project area of approximately 1,181 acres estimated at \$23,624,600 and the top priority 'A' list of 6 farms totaling approximately 389 acres estimated at \$7,781,000 and the 'B' list of 10 farms totaling approximately 792 acres estimated at \$15,843,600; and

WHEREAS, the PIG Cost Estimate and Funding Plan lists an estimated partner cost-share for the total cost of the Amwell Valley PIG with an estimated purchase price of \$20,000 per acre on a case by case basis and subject to available funding as follows: SADC will contribute approximately sixty (60%) percent or \$14,174,760; the County will contribute approximately twenty (20%) percent or \$4,724,920; and Hillsborough Township will contribute approximately twenty (20%) percent or \$4,724,920; and

WHEREAS, the estimated purchase price of \$20,000 per acre of the development easement was based on valuations of current appraisals in the immediate vicinity of the project area and estimated future land values; and

WHEREAS, individual appraisals will be conducted on a case by case basis to ascertain true per acre values for each application; and

WHEREAS, the Somerset County Agriculture Development Board and Somerset County Board of Chosen Freeholders have supported the purchase of development rights in the Hillsborough Mill Lane and South Project Area PIGs on a case by case basis; and

WHEREAS, the Somerset County Agriculture Development Board and Somerset County Board of Chosen Freeholders will support the purchase of development rights in the Hillsborough Amwell Valley PIG Project Area on a case by case basis.

NOW, THEREFORE, BE IT RESOLVED by the Somerset County Board of Chosen Freeholders that the Freeholder Director and Clerk of the Board be and are hereby authorized to endorse Hillsborough Township's Amwell Valley PIG Project Area in Somerset County, New Jersey.

R06-251

RESOLUTION FOR INSERTION OF SPECIAL ITEM OF REVENUE INTO THE
BUDGET FOR RETIRED SENIOR VOLUNTEER PROGRAM
\$791.00

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2006 in the sum of \$791.00 which item is now available as a revenue from the Corporation for National and Community Service pursuant to the provision of statute; and

BE IT FURTHER RESOLVED that a like sum of \$791.00 is hereby appropriated under the caption of "Retired Senior Volunteer Program . . . \$791.00."

R06-252

RESOLUTION FOR INSERTION OF SPECIAL ITEM OF REVENUE INTO THE
BUDGET FOR OPIE RIVER ROAD BRIDGE #C0607
\$2,335,115.97

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2006 in the sum of \$2,335,115.97 which item is now available as a revenue from the New Jersey Department of Transportation pursuant to the provision of statute; and

BE IT FURTHER RESOLVED that a like sum of \$2,335,115.97 is hereby appropriated under the caption of "Opie River Road Bridge #C0607 . . . \$2,335,115.97."

UPON MOTION BY MR. PALMER SECONDED BY MRS. COYLE THE CONSENT AGENDA WAS ADOPTED BY VOICE VOTE WITH MR. FONTANA ABSENT AND MR. ZABOROWSKI ABSTAINING ON RESOLUTION R06-252

MR. ZABOROWSKI INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-253

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO
FRENCH & PARRELLO ASSOCIATES, P.A. FOR ENGINEERING SERVICES
FOR THE FEASIBILITY STUDY OF THE RESTORATION AND
EXPOSITION OF STONE ARCH BRIDGE (CIRCA 1731) #H0711
AT RAILROAD AVENUE OVER A FORMER BRANCH OF THE
GREEN BROOK BETWEEN BOUND BROOK BOROUGH
SOMERSET COUNTY AND MIDDLESEX BOROUGH, MIDDLESEX COUNTY

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file in the Office of the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (13-E050-803-09401-05-PL-HP036-04) \$92,942.00 (Historic Preservation Grant Funds); and

WHEREAS, there exists a need for Engineering Services for the Feasibility Study of the Restoration and Exposition of Stone Arch Bridge (CIRCA 1731) #H0711 at Railroad Avenue over a former branch of the Green Brook between Bound Brook Borough, Somerset County and Middlesex Borough, Middlesex County; and

WHEREAS, French & Parrello Associates, P.A., 1800 Route 34, Suite 101, Wall, New Jersey 07719 has submitted a proposal to perform the aforesaid services; and

WHEREAS, French & Parrello Associates, P.A., 1800 Route 34, Suite 101, Wall, New Jersey 07719 is an engineering services firm affording engineering services of the type and nature required to properly carry out the aforesaid and their particular abilities and capacities have been previously demonstrated in work in Somerset County and are recognized by the Office of the Somerset County Engineer and by the Somerset County Board of Chosen Freeholders; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset as follows:

1. That the Director and Clerk of the Board of Chosen Freeholders of the County of Somerset are hereby authorized to enter into a contract with French & Parrello Associates, P.A., to perform the aforesaid engineering services and to be compensated in accordance with the fee schedule on file with the Clerk of the Board. Total amount of this contract covering all fees, costs and disbursements, not to exceed \$92,942.00 to be approved as to form and content by County Counsel.
2. That the engagement of French & Parrello Associates, PA., shall be done without competitive bidding as a "Professional Service" under the provision of the Local Public Contracts Law, R.S. 40A: 11-5 (1)(a)(i) and as described under R.S. 40A:11-2(6).
3. The County, its officers and employees shall be added as an additional insured as to all coverage.
4. Neither party shall be responsible for any resulting loss or obligation to fulfill duties as specified in any of the terms or provisions of this Agreement if the fulfillment of any term or provision of this Agreement is delayed or prevented by any revolutions, insurrections, riots, wars, acts of enemies, national emergencies, strikes, floods, fires, acts of God, or by any cause not within the control of the party whose performance is interfered with which by the exercise of reasonable diligence such party is unable to prevent or in the event the County of Somerset is unable to obtain funding for the project for which this contract pertains or in the event the source of funding is curtailed by any act of any governmental body, including the Somerset County Board of Chosen Freeholders. Additionally, if the fulfillment of any of the terms and provision of this Agreement is delayed or prevented by any court order, or action or injunction or other such agreement, this Agreement shall become voidable by the County of Somerset by notice to each party.
5. A notice of this award shall be published in the Somerset Messenger Gazette as required by law within ten (10) days of its passage.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MR. ZABOROWSKI INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-254

**RESOLUTION AUTHORIZING AWARD OF CONTRACT TO
COUREL ENGINEERING COMPANY FOR STRUCTURAL ENGINEERING
SERVICES IN THE COUNTY OF SOMERSET ON AN AS NEEDED BASIS**

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file in the Office of the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (03-R211-454-08001-06) \$75,000.00 (Dedicated Motor Vehicle Fines Funds); and

WHEREAS, there exists a need for Structural Engineering Services in the County of Somerset on an as needed basis; and

WHEREAS, Courel Engineering Company, 9 Wren Way, Bridgewater, New Jersey 08807 has submitted a proposal to perform the aforesaid services; and

WHEREAS, Courel Engineering Company, 9 Wren Way, Bridgewater, New Jersey 08807 is an engineering services firm affording engineering services of the type and nature required to properly carry out the aforesaid and their particular abilities and capacities have been previously demonstrated in work in Somerset County and are recognized by the Office of the Somerset County Engineer and by the Somerset County Board of Chosen Freeholders; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset as follows:

1. That the Director and Clerk of the Board of Chosen Freeholders of the County of Somerset are hereby authorized to enter into a contract with Courel Engineering Company to perform the aforesaid engineering services and to be compensated in accordance with the fee schedule on file with the Clerk of the Board. Total amount of this contract covering all fees, costs and disbursements, not to exceed \$75,000.00 to be approved as to form and content by County Counsel.
2. That the engagement of Courel Engineering Company shall be done without competitive bidding as a "Professional Service" under the provision of the Local Public Contracts Law, R.S. 40A: 11-5 (1)(a)(i) and as described under R.S. 40A: 11-2 (6).
3. The County its officers and employees shall be added as an additional insured as to all coverage.
4. Neither party shall be responsible for any resulting loss or obligation to fulfill duties as specified in any of the terms or provisions of this Agreement if the fulfillment of any term or provision of this Agreement is delayed or prevented by any revolutions, insurrections, riots, wars, acts of enemies, national emergencies, strikes, floods, fires, acts of God, or by any cause not within the control of the party whose performance is interfered with which by the exercise of reasonable diligence such party is unable to prevent or in the event the County of Somerset is unable to obtain funding for the project for which this contract pertains or in the event the source of funding is curtailed by any act of any governmental body, including the Somerset County Board of Chosen Freeholders. Additionally, if the fulfillment of any of the terms and provision of this Agreement is delayed or prevented by any court order, or action or injunction or other such agreement, this Agreement shall become voidable by the County of Somerset by notice to each party.
5. A notice of this award shall be published in the Somerset Messenger Gazette as required by law within ten (10) days of its passage.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MR. ZABOROWSKI INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-255

**RESOLUTION AUTHORIZING AWARD OF CONTRACT
 FOR PROFESSIONAL SERVICES WITHOUT COMPETITIVE BIDS
 TO ROBERT WOOD JOHNSON UNIVERSITY HOSPITAL
 FOR SERVICES AT THE SOMERSET COUNTY JAIL**

WHEREAS, there exists a need for specialized medical and hospital care and attention for inmates at the Somerset County Jail; and

WHEREAS, the Availability of Funds Certification will be provided by the Director of Financial Services at the time each purchase order is placed; and

WHEREAS, Robert Wood Johnson University Hospital, One Robert Wood Johnson Place, Post Office Box 2601, New Brunswick, New Jersey 08903 is eligible to provide medical services to Somerset County Jail pursuant to N.J.A.C. 10A:31-13.1 and as such the County is authorized to award a contract to Robert Wood Johnson University Hospital without competitive bids.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset as follows:

1. That Robert Wood Johnson University Hospital, One Robert Wood Johnson Place, Post Office Box 2601, New Brunswick, New Jersey 08903 is hereby authorized to provide specialized medical and hospital care and attention for inmates at the Somerset County Jail for the period from January, 2006 to December, 2006 and that the Director and Clerk of the Board of Chosen Freeholders of the County of Somerset are hereby authorized and directed to execute the contract with Robert Wood Johnson University Hospital to perform the specialized medical and hospital care and attention for inmates at the Somerset County Jail and to be compensated in accordance with the terms of the contract and on file with the Clerk of the Board. The amount of the contract cost is reflected in the letter agreement dated January 26, 2006 which is on file with the Clerk of the Board of Chosen Freeholders. The contract is to be approved as to form and content by the County Counsel.
2. The County, its officers and employees shall be added as an additional insured as to all coverage.
3. Neither party shall be responsible for any resulting loss or obligation to fulfill duties as specified in any of the terms or provisions of this Agreement if the fulfillment of any term or provision of this Agreement is delayed or prevented by any revolutions, insurrections, riots, wars, acts of enemies, national emergencies, strikes, floods, fires, acts of God, or by any cause not within the control of the party whose performance is interfered with which by the exercise of reasonable diligence such party is unable to prevent or in the event the County of Somerset is unable to obtain funding for the project for which this contract pertains or in the event the source of funding is curtailed by any act of any governmental body, including the Somerset County Board of Chosen Freeholders. Additionally, if the fulfillment of any of the terms and provisions of this Agreement is delayed or prevented by any court order, or action or injunction or other such agreement, this Agreement shall become voidable by the County of Somerset by notice to each party.
4. A notice of this award shall be published in the Somerset Messenger Gazette as required by law within ten (10) days of its passage.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-256

RESOLUTION ACCEPTING A PORTION OF EAST STREET, VETERANS MEMORIAL DRIVE AND A PORTION OF EAST HIGH STREET FROM THE BOROUGH OF BOUND BROOK AND TRANSFERRING THE MAINTENANCE RESPONSIBILITY OF EAST STREET FROM EAST MAIN STREET TO EAST SECOND STREET TO THE BOROUGH OF BOUND BROOK AND PROVIDING FOR A PUBLIC HEARING THEREON FOR
MAY 16, 2006 AT 7:00 P.M.

WHEREAS, the Board of Chosen Freeholders of the County of Somerset and the Mayor and Council of the Borough of Bound Brook have determined that the public interest will be best served by:

1. Having the Borough of Bound Brook vacate East Street from East Second Street to State Highway Route 28 (which road is described in Schedule "A" on file with the Clerk of the Board), now under the jurisdiction of the Borough of Bound Brook, to be taken over by Somerset County; and
2. Having the Borough of Bound Brook assume the maintenance responsibility for East Street from East Main Street to East Second Street (which road is described in Schedule "B" on file with the Clerk of the Board), now and continuing to be under the jurisdiction of the Borough of Bound Brook; and
3. Having the Borough of Bound Brook vacate Veterans Memorial Drive from East Main Street to East High Street (which road is described in Schedule "C" on file with the Clerk of the Board), now under the jurisdiction of the Borough of Bound Brook, to be taken over by Somerset County; and
4. Having the Borough of Bound Brook vacate East High Street from Veterans Memorial Drive to East Street (which road is described in Schedule "D" on file with the Clerk of the Board), now under the jurisdiction of the Borough of Bound Brook, to be taken over by Somerset County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset, that said board, on behalf of said County, that on May 16, 2006 at 7:00 P.M. in the Freeholder's Meeting Room in the Somerset County Administration Building in Somerville, New Jersey, be and the same are hereby fixed as the time and place when and where this Board shall meet for final consideration upon this Resolution and when and where all persons interested therein may appear and be given an opportunity to be heard, and that the Clerk of this Board cause this Resolution to be advertised as by law required; and

BE IT FURTHER RESOLVED by said Board that the Clerk of the Board cause this Resolution to be advertised verbatim in a newspaper published and circulated within the limits of the County within three days of publication of this Resolution, once in each week for three weeks consecutively before the day of the public meeting aforesaid; and

BE IT FURTHER RESOLVED by said Board that the Clerk of the Board shall cause a certified copy of this Resolution to be served on the Clerk of the Board of Bound Brook within ten days of passage of the Resolution; and

BE IT FURTHER RESOLVED by said Board that based upon the Ordinance of acceptance by the Borough of Bound Brook in Ordinance 06-08, a copy of which is on file with the Clerk of the Board with this resolution which:

1. Discontinues and vacates the interest of the Borough of Bound Brook in the aforesaid East Street from East Second Street to State Highway Route 28 as a municipal road and which transfers jurisdiction of said road to Somerset County upon acceptance of this Roadway Resolution, thenceforth the jurisdiction of this Roadway shall vest in and be the responsibility of the County of Somerset for the construction, reconstruction, repair and maintenance of this roadway exclusive of the sidewalks, street lighting and landscaping; and
2. The Mayor and Council of the Borough of Bound Brook accepts the continued jurisdiction of East Street from East Main Street to East Second Street and accepts the maintenance responsibility of said road, thenceforth the jurisdiction over this roadway shall vest in and be the responsibility of the Borough of Bound Brook for the construction, reconstruction, repair and maintenance of the roadway and appurtenances; and
3. Discontinues and vacates the interest of the Borough of Bound Brook in the aforesaid Veterans Memorial Drive from East Main Street to East High Street as a municipal road and which transfers jurisdiction of said road to Somerset County upon acceptance of this Roadway Resolution, thenceforth the jurisdiction of this roadway shall vest in and be the responsibility of the County of Somerset for the construction, reconstruction, repair and maintenance of this roadway exclusive of the sidewalks, street lighting and landscaping; and

4. Discontinues and vacates the interest of the Borough of Bound Brook in the aforesaid East High Street from Veterans Memorial Drive to East Street as a municipal road and which transfers jurisdiction of said road to Somerset County upon acceptance of this Road Resolution, thenceforth the jurisdiction of this roadway shall vest in and be the responsibility of the County of Somerset for the construction, reconstruction, repair and maintenance of this roadway exclusive of the sidewalks, street lighting and landscaping; and

BE IT FURTHER RESOLVED by the Board that a copy of this Resolution, duly certified by the Clerk of the Board, together with a copy of the aforementioned schedules, shall forthwith be filed in the Office of the Clerk of Somerset County.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-257

**RESOLUTION ACCEPTING BRIDGES INTO THE COUNTY SYSTEM
WITH NO WEIGHT LIMIT RESTRICTIONS**

WHEREAS, the following bridges have been reconstructed; and

WHEREAS, the office of the County Engineer has inspected said bridges and found them to be in acceptable condition with no weight limit restrictions required.

<u>NUMBER</u>	<u>ROAD</u>	<u>MUNICIPALITY</u>
C0607	Opie/River Road	Branchburg/Hillsborough
M1006	Grove Street	North Plainfield

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset in the State of New Jersey that the aforesaid bridges are hereby accepted in the County system with no weight limit restrictions.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-258

**RESOLUTION AUTHORIZING PURCHASE FROM OPEN END CONTRACT
ARCOLA SALES & SERVICE, CORP., R05-529**

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file in the Office of the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (04-A020-457-02-PL6830-23) \$166,335.00; and

WHEREAS, Arcola Sales & Services, Corp., 51 Kero Road, Carlstadt, NJ 07072 was awarded Contract #CC-43-05 pursuant to R05-529; and

WHEREAS, the Director of Transportation requested a Purchase Order to Arcola Sales & Service, Corp. in the amount of \$166,335.00 for (3) Accessible Mini-Buses 8- Ambulatory and -1 Wheelchair.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that Arcola Sales & Services, Corp. be issued a Purchase Order for (3) Accessible Mini-Buses 8- Ambulatory and 1- Wheelchair for a total of \$166,335.00.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-259

**RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE
 (1) 2006 FORD ESCAPE - HYBRID**

WHEREAS, the Chief Financial Officer has certified in writing the availability of funds for the purposes set forth in this resolution, such certification on file with the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (04-A050-457-05103-05-PL64570-23) \$25,818.00; and

WHEREAS, the County of Somerset Vehicle and Equipment Maintenance Division wishes to purchase (1) 2006 Ford Escape - Hybrid Vehicle from an authorized vendor under the State of New Jersey Co-operative Purchasing Program 1-NJCP; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law N.J.S. 40:11-12; and

WHEREAS, Winner Ford, 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034-3409 has been awarded New Jersey State Contract No. A59544 as an authorized dealer Hybrid Gasoline-Electric Vehicle, Ford Escape, 2WD/4WD; and

WHEREAS, the Supervisor of Vehicle and Equipment Maintenance recommends the utilization of this Contract on the grounds it represents the best price available through the State Contract; and

WHEREAS, the actual cost for the purchase for the (1) 2006 Ford Escape - Hybrid Gas/Electric Vehicle is expected not to exceed \$25,818.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that Winner Ford be awarded a contract for (1) 2006 Ford Escape - Hybrid Gas/Electric Vehicle; and

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the Purchasing Agent is hereby authorized to issue a Purchase Order.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-260

**RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE
(1) 2006 CHEVROLET 1500 PICKUP TRUCK - HYBRID**

WHEREAS, the Chief Financial Officer has certified in writing the availability of funds for the purposes set forth in this resolution, such certification on file with the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (03-R2140457-05105-06 PLE7000-23) \$25,506.00; and

WHEREAS, the County of Somerset Vehicle and Equipment Maintenance Division wishes to purchase (1) 2006 Chevrolet 1500 Pickup Truck - Hybrid from an authorized vendor under the State of New Jersey Co-operative Purchasing Program 1-NJCP; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law N.J.S. 40:11-12; and

WHEREAS, Hertrich Fleet Services, 1123 Shore Highway, Denton, Maryland 21629 has been awarded New Jersey State Contract No. A61132 as an authorized dealer for Hybrid Chevrolet 1500 Pickup Trucks; and

WHEREAS, the Supervisor of Vehicle and Equipment Maintenance recommends the utilization of this Contract on the grounds it represents the best price available through the State Contract; and

WHEREAS, the actual cost for the purchase of the (1) 2006 Chevrolet 1500 Hybrid Pickup Truck is expected not to exceed \$25,506.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that Hertrich Fleet Service be awarded a contract for (1) 2006 Chevrolet 1500 Hybrid Pickup Truck; and

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the Purchasing Agent is hereby authorized to issue a Purchase Order.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

**MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION
AND MOVED ITS ADOPTION:**

R06-261

**RESOLUTION AUTHORIZING PURCHASE FROM OPEN END CONTRACT
SABA HOLDING COMPANY
D/B/A PENN-JERSEY MACHINERY, R05-664**

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file in the Office of the Clerk of the Board, and such funds are provided for in the budget of the County of Somerset, line item (04-A010-451-05105-01-PL4510-23) \$203,212.00; and

WHEREAS, SABA Holding Company, d/b/a Penn-Jersey Machinery, 61 County Line Road, Somerville, NJ 08876 was awarded Contract #CC-51-05 pursuant to R05-664; and

WHEREAS, the Supervisor of Vehicle and Equipment Maintenance requested a Purchase Order to Penn-Jersey Machinery in the amount of \$203,212.00 for (2) 2006 or Current Model Year, BL-70 Loader/Backhoes for the Road and Bridge Divisions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that Penn-Jersey Machinery be issued a Purchase Order for (2) 2006 or Current Model Year, BL-70 Loader/Backhoes for a total of \$203,212.00.

**THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS
ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:**

**YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA**

**MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION
AND MOVED ITS ADOPTION:**

R06-262

**CONCRETE DRAINAGE PIPE, CONTRACT #CC=18-06
CO-OPERATIVE PRICING BID #2-SOCCP
FIRST OF TWO YEAR CONTRACT**

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file with the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (03-R211-451-08003-06) \$90,000.00; and

WHEREAS, the County of Somerset Purchasing Department did on Saturday, February 25, 2006 advertise in the Somerset Messenger Gazette; and

WHEREAS, sealed proposals were received, opened and read in public on Tuesday, March 14, 2006 at 3:00 P.M. prevailing time for Concrete Drainage Pipe, Contract #CC-18-06, Co-operative Pricing Bid #2-SOCCP; and

WHEREAS, only one (1) bidder submitted a proposal.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the bid as submitted by Kerr Concrete Pipe, 1920 Twelfth St., Folsom, NJ 08037 is hereby accepted based on the unit prices submitted for the items as listed on the Schedule of Prices on file in the Office of the Clerk of the Board; and

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the Director and Clerk of the Board are hereby authorized to execute the proper contract and the Purchasing Agent is hereby authorized to issue Purchase Orders as needed per bid proposal and specifications approved as to form by County Counsel.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-263

IMC TELEMERSION SYSTEM OR EQUAL, IMMERSIVE SPHERICAL VIDEO SYSTEM, SOFTWARE, ANNUAL SUPPORT, TRAINING, AND POST PRODUCTION SYSTEM, CONTRACT #CC-35-06

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file with the Clerk of the Board, and such funds are provided for in the duly adopted budget of the County of Somerset, line item (02-G388-380-05815-04) \$89,999.25; and

WHEREAS, the County of Somerset Purchasing Department did on Saturday, March 28, 2006 advertise in the Somerset Messenger Gazette; and

WHEREAS, sealed proposals were received, opened and read in public on Wednesday, April 5, 2006 at 2:30 P.M. prevailing time for IMC Telemersion System or Equal, Immersive Spherical Video System, Software, Annual Support, Training, and Post Production System, Contract #CC-35-06; and

WHEREAS, only one (1) bidder submitted a proposal; and

WHEREAS, the bid was reviewed by the Director of Emergency Management and it was determined that the bid as submitted by Immersive Media Co., 2407 SE 10th Avenue, Portland, OR 97214 meets the necessary requirements of the County specifications.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the bid as submitted by Immersive Media Co. be and is hereby accepted based on a reasonable cost for:

ITEM	DESCRIPTION	UNIT	TOTAL
A. Telemmersion System	(1) Camera Head and Base Unit with Immersive viewer Card	1	\$45,470.75
B. Post Production Suite Software Including Upgrades as available and Workstation Mini Tower	1. IMVisEdit 2. IMPreview 3. IMStitcher 4. Wave File Creator 5. AVI Creator 6. IMViewer– Organization License	1	\$15,295.00
C. Training -	2 Days plus expenses		INCLUDED
(1) Annual Support Agreement -	Year 1 Only – Additional Support & Maintenance \$11,995.00 Per Year	1 st Year	\$10,000.00*
(1)	Yakima Rack Adapter	1	\$625.00
(1)	Universal Mount Block	1	\$300.00
(1)	Riser	1	\$1,000.00
(4)	Hard Drives (250 GB)	4	\$998.00
(1)	Tote Vision Monitor	1	\$550.00
(1)	Pole Mount	1	\$200.00
Unit Total			\$74,439.50
D. Post Production Hardware		1	\$15,560.50

* 1 YEAR of Maintenance and Support is included above. Additional Annual Maintenance and Support Agreements are available at \$11,995.00 per year.

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the Director and Clerk of the Board are hereby authorized to execute the proper contract and the Purchasing Agent is hereby authorized to issue a Purchase Order per bid proposal and specifications approved as to form by County Counsel.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

RESOLUTION ONE (1) – RICOH AFICIO 240W,
WIDE FORMAT ENGINEERING COPIER
CONTRACT #CC-36-06

WHEREAS, the Chief Financial Officer of Somerset County has certified in writing the availability of funds for the purposes set forth in this Resolution, such certification on file with the Clerk of the Board and made a part hereof, and such funds are provided for in the duly adopted budget of the County of Somerset, line items (04-A2K1-454-05307-2K-PL-A1110-23) County Capital Funds \$13,739.00, (01-0201-454-02606-06) Engineering Division Operating Budget-Annual Maintenance & Supplies) \$2,400.00; and

WHEREAS, sealed proposals were received, opened and read in public on Wednesday, April 5, 2006 at 2:45 P.M. prevailing time for One (1) Ricoh 240W, Savin 2400WD, Lanier LW310 or Approved Equal Wide Format Engineering Copier, Contract #CC-36-06; and

WHEREAS, two (2) bidders submitted proposals; and

WHEREAS, the bids were reviewed by the County Engineer and it was determined that the low bid as submitted by Ricoh Business Systems, 115 Newfield Avenue, Edison, New Jersey 08837 meets the requirements of the County specifications.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the bid as submitted by Ricoh Business Systems be accepted based on the lowest cost for the following:

One (1)- Ricoh 240W, Savin 2400WD, Lanier LW310 or Approved Equal
Wide Format Engineering Copier, Contract #CC-36-06

Lump sum purchase of a Wide Format Digital Copier/Scanner, External PC Server with Monitor, software, network configuration system, installation and training.	\$13,739.
Make and model: Ricoh Aficio 240W	
Service, Preventive Maintenance & Supplies: Year 1	\$2,400.
Year 2	\$2,400.
Year 3	\$2,400.
Year 4	\$2,400.
Year 5	\$2,400.
Service, Maintenance and Supplies overage charge:	.10 cents/Lin. Foot
Trade-in of K&E 6800	Will dispose of existing K&E 6800 at no charge
Total Purchase/5-years Maintenance	\$25,739.
Location of Demonstration Machine:	Edison, NJ

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Somerset that the Director and Clerk of the Board are hereby authorized to execute the proper contract and the Purchasing Agent is hereby authorized to issue a Purchase Order per bid proposal and specifications approved as to form by County Counsel.

**THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS
ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:**

**YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA**

**MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION
AND MOVED ITS ADOPTION:**

R06-265

RESOLUTION AUTHORIZING DISPOSAL OF VARIOUS VEHICLES AND EQUIPMENT

WHEREAS, the County of Somerset Vehicle and Equipment Maintenance Division declares that it no longer has a need for various vehicles and equipment; and

WHEREAS, the municipalities within the County and other Public Agencies may have a need for this property; and

WHEREAS, NJSA 40A:11-36.(2) permits such sales without advertised bids when it makes such sale to another contracting unit or any body politic.

NOW THEREFORE, BE IT RESOLVED that the vehicles and equipment listed are hereby declared surplus and may be sold to other units of government; and

Somerset County Co-op preview day requests.

Somerset County Educational Services Commission:

1998 Ford Crown Vic #2FAFP71W6WX177315	Est. Value \$1,500.00
2003 Ford Crown Vic #2FAFP71W73X167405	Est. Value \$2,000.00
1991 Chevy Corsica #1G1LT53TOME183828	Est. Value \$500.00
1998 Ford Econoline Van #1FBSS31SWHB39249	Est. Value \$4,000.00
Old gray metal shelving.	Est. Value \$25.00

Hillsborough Volunteer Fire Company:

2 Federal Street hawk light bars.	Est. Value \$100.00
4 #23585r16 g133 Goodyear tires	Est. Value \$100.00
4 #p21570r14 regatta tires	Est. Value \$100.00

Hillsborough Township Municipal Utilities Authority:

5 five-drawer filing cabinets.	Est. Value \$25.00
1 ten drawer divided lockable storage unit, black.	Est. Value \$25.00
1 tan horizontal filing cabinet.	Est. Value \$25.00

Hillsborough Department Of Public Works:

2000 Ford E450 bus #1FDXE45F3YHA62229	Est. Value \$4,500.00
Gehl model 6635 skid steer	Est. Value \$5,000.00
Wallace adjustable gantry (Sold as scrap)	Est. Value \$25.00

Long Hill Township Board Of Education:

Ford model 1920 tractor	Est. Value \$2,500.00
Sony digital camera	Est. Value \$15.00

Park Commission:

Yale fork truck	Est. Value \$1,500.00
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Branchburg Public Works:

1998 Ford Econoline Van #1FBSS31SOWHB39242 Est. Value \$4,000.00

Hunterdon County Fire Academy:

1969 Mack #CF611F serial #1133 Fire Engine Est. \$5,000.00

BE IT FURTHER RESOLVED, that Vehicle and Equipment Maintenance Division is hereby authorized to sell the listed vehicles and equipment for \$1.00 each.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

**YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA**

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-266

RESOLUTION AUTHORIZING COMPETITIVE CONTRACTING FOR INTEGRATED SOLUTION FOR VIDEO SURVEILLANCE AND SECURITY AT SOMERSET COUNTY, SOMERVILLE COMPLEX

WHEREAS, PL 1999 c. 440 amended the Local Public Contracts Law and created a new category of contracting called Competitive Contracting; and

WHEREAS, 40A:11-4.3(a) requires that in order to initiate competitive contracting, the governing body shall pass a resolution authorizing the use of competitive contracting each time specialized goods or services enumerated in 40A:11-4.1 are desired to be contracted; and

WHEREAS, 40A:11-4.3(b) requires that the competitive contracting process shall be administered by a purchasing agent qualified pursuant to 40A:11-9, or, by legal counsel of the contracting unit, or by an administrator of the contracting unit.

NOW, THEREFORE, BE IT RESOLVED that the Qualified Purchasing Agent be and is hereby authorized to initiate competitive contracting for the aforesaid project in conformance with 40A:11-4.1 purchase or licensing of proprietary computer software, hardware and related equipment and 40A:11-5(dd) the provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software.

THE MOTION, DULY SECONDED BY MR. ZABOROWSKI, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

**YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA**

MR. ZABOROWSKI INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-267

RESOLUTION AMENDING R05-647 ENTITLED "RESOLUTION AUTHORIZING EXECUTION OF RENEWAL GRANT APPLICATION FOR THE RETIRED AND SENIOR VOLUNTEER PROGRAM (RSVP) TOTALING \$58,578.00 FEDERAL FUNDS FOR JANUARY 1, 2006 – DECEMBER 31, 2006 - INCREASING THE AMOUNT BY \$791.00 FOR A NEW TOTAL OF \$59,369.00

WHEREAS, the Somerset County Board of Chosen Freeholders adopted a resolution R05-647, dated October 5, 2005 authorizing the execution of the necessary contracts and other documents to apply for, accept and expend such funding; and

WHEREAS, the Corporation for National and Community Service has increased the amount of its Federal Funding by \$791.00 for a new total of \$59,369.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Somerset that R05-647 be and hereby is amended increasing the amount of the Federal Share by \$791.00 for a new total of \$59,369.00; and

BE IT FURTHER RESOLVED that the Director and Clerk of the Board be and are hereby authorized to execute an amended contract and such other documents as may be required.

THE MOTION, DULY SECONDED BY MRS. COYLE, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-268

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS WITH A GRAND TOTAL OF \$11,009,145.40

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Somerset ratifies the payment of claims for:

CHECK NUMBER	AMOUNT	DATE
092074-092080	\$51,534.36	APRIL 5, 2006
TOTAL	\$51,534.36	

BE IT FURTHER RESOLVED that the County Treasurer is hereby authorized to pay:

CHECK NUMBER	AMOUNT	DATE
092155-092328	\$2,181,540.34	APRIL 13, 2006
092458-092607	\$8,776,070.70	APRIL 21, 2006
TOTAL	\$10,957,611.04	

including Capital Expenditures and said checks having been reviewed and certified for payment by a majority of the members of the Board.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA
ABSTAIN: SCHERER – 92223, 92242
ZABOROWSKI – 92219, 92239
PALMER - 92190

MRS. COYLE INTRODUCED THE FOLLOWING ORDINANCE AND MOVED ITS ADOPTION:

ORD06-269

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$12,532,500.00 FOR VARIOUS IMPROVEMENTS AND PURPOSES FOR AND BY THE COUNTY OF SOMERSET, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$11,750,000.00 BONDS OR NOTES OF SOMERSET COUNTY
 ATTN: FOR FINANCING PART OF THE COST THEREOF

BE IT ORDAINED, BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF SOMERSET, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the County of Somerset, New Jersey (the “County”) as general improvements. For the said Improvements there is hereby appropriated the amount of \$12,532,500 including the sum of \$782,500 as the down payment (the “Down Payment”) for the Improvements required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by the application of the Down payment, negotiable bonds of the County are hereby authorized to be issued in the principal amount of \$11,750,000 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the County are hereby authorized to be issued in the principal amount not exceeding \$11,750,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued hereunder, the estimated cost of each Improvement, the appropriation therefore and the estimated maximum amount of Bonds or Notes to be issued for each Improvement are as set forth in Exhibit I attached hereto.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$11,750,000.

(c) The estimated cost of the improvements is \$11,750,000, which amount represents the initial appropriation made by the County. The excess of the appropriations made for each of

the Improvements over the estimated maximum amount of Bonds or Notes authorized to be issued therefore is the Down Payment.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the County (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Board of Chosen Freeholders of the County at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the County is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the County may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 15.05 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the Office of the Clerk of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the County, as defined in the Local Bond Law, is increased by the authorization of Bonds and Notes provided in this bond ordinance by \$11,750,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,500,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the County as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the County authorized therefore by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the County as funds applicable only to the payment of obligations of the County authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy ad valorem taxes upon all the taxable property within the County for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The County reasonably expects to pay expenditures with respect to the Improvements prior to the date that County incurs debt obligations under this Bond Ordinance. The County reasonable expects to reimburse such expenditures with the proceeds of debt to be incurred by the County under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$11,750,000.

SECTION 10:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

EXHIBIT 1

IMPROVEMENTS	APPROPRIATION	ESTIMATED AMOUNT OF BONDS OR NOTES
(a) Installation of traffic safety improvements (such as new traffic signals, modernization of existing traffic signals, new traffic signalization units including related equipment, installation of underground electrical equipment and permanent pavement markings, new fire signals, beam guide rails) at various intersections in various municipalities within the County of Somerset, including a new traffic signal at the intersection of Easton Turnpike (Route 614) with Raritan Valley College Drive (Route 637) in the Township of Branchburg.	775,000	736,250
(b) Highway Reconstruction - Mount Airy Road (Route 525) in the Borough of Bernardsville from Prospect Street to South Street (Retaining Walls) approximately 0.3 miles – Engineering Design, Right of Way, Easements.	143,500	136,325
(c) Reconstruction, extension and rehabilitation of various bridges on various County or municipal roads, including Cliff Street (Bridge No. F0804) in the Borough of Somerville, Southside Avenue (Bridge No. F0707) in the Borough of Somerville and Township of Bridgewater, Relocated Mill Lane Railroad Bridge to Park Lands in the Borough of Raritan, Studdiford Drive (Bridge No. D0702) in the Townships of Branchburg and Hillsborough, Talamini Road (Bridge No. E0907) in the Townships of Bridgewater, Amwell Road	4,614,000	4,227,425

IMPROVEMENTS	APPROPRIATION	ESTIMATED AMOUNT OF BONDS OR NOTES
<p>(Bridge No. D0505) in the Township of Hillsborough, Harlingen Road (Bridge No. E0306) in the Township of Montgomery, Dubois Road (Bridge No. K1009) in the Township of Warren, Burnt Mills Road (Bridge No. D1006) in the Township of Bedminster, Jackson Road (Bridge No. E1401) in the Borough of Peapack & Gladstone, Belle Mead – Blawenburg Road (Bridge No. D0401) in the Township of Montgomery, Belle Mead – Blawenburg Road (Bridge No. D03010) in the Township of Montgomery, Great Road (Bridge No. D0105) in the Township of Montgomery, Washington Avenue (Bridge No. L0903) in the Township of Greenbrook and Borough of Dunellen, Rehabilitation and/or Reconstruction of Bridges in various municipalities, various locations, various bridges on county or municipal roads throughout the county, including the acquisition of land or any rights in land as may be required and all structures and appurtenances, work and materials necessary therefore or incidental thereto, all as shown on and in accordance with the plans and specifications therefore on file in the Office of the Clerk of the Board of Chosen Freeholders and hereby approved.</p>		
<p>(d) Renovation and Expansion of the Richard Hall Mental Health Center Facility, including engineering and design, general construction, mechanical, heating, ventilation, and air conditioning systems, the installation of fire detection and suppression systems, the installation of phone equipment and electrical system rooms, parking and paving, and all equipment, furnishings and appurtenances related thereto, all as shown on and in accordance with the plans and specifications therefore on file in the Office of the Clerk of the Board of Chosen Freeholders and hereby approved.</p>	<p>\$7,000,000</p>	<p>\$6,650,000</p>
<p>TOTAL</p>	<p>\$12,532,500</p>	<p>\$11,750,000</p>

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-270

RESOLUTION SETTING A PUBLIC HEARING FOR R06-069 ENTITLED "2006 CAPITAL IMPROVEMENT BOND ORDINANCE" TO AUTHORIZE CAPITAL IMPROVEMENTS IN AND BY THE COUNTY OF SOMERSET, NEW JERSEY IN THE AMOUNT OF \$12,532,500.00 THROUGH THE ISSUANCE OF \$11,750,000.00 IN GENERAL OBLIGATION BONDS AND PROVIDING A DOWN PAYMENT OF \$782,500.00 FROM THE CAPITAL IMPROVEMENT FUND FOR TUESDAY, MAY 16, 2006 AT 7:00 P.M.

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Somerset will conduct a Public Hearing on May 16, 2006 at 7:00 p.m. in the Freeholders Meeting Room, Somerville, New Jersey for R06-269 entitled "Resolution Appropriating \$8,500,000 for the Improvement of Raritan Valley Community College in the Township of Branchburg, and Authorizing the issue of \$8,500,000 County College Bonds or Notes."

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MRS. COYLE INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-271

RESOLUTION APPROPRIATING \$22,357,500.00 OUT OF THE CAPITAL IMPROVEMENT FUND \$445,000.00 OUT OF THE CAPITAL SURPLUS FUND FOR GENERAL COUNTY GOVERNMENT PURPOSES AND SETTING A PUBLIC HEARING FOR MAY 16, 2006 AT 7:00 PM

WHEREAS, the Board of Chosen Freeholders adopted the 2006 Capital Budget on March 28, 2006; and

WHEREAS, the Capital Budget contained provisions for appropriation from the Capital Improvement Fund for various purposes.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Somerset, New Jersey, has set Tuesday, May 16, 2006 at 7:00 p.m. at the County Administration Building in the Borough of Somerville, New Jersey as the date and place of the public hearing to inform the general public that said Board intends to appropriate \$22,357,500.00 out of its Capital Improvement Fund and \$445,000.00 out of its Capital Surplus Fund for general County Government purposes; and

BE IT FURTHER RESOLVED that the Board of Chosen Freeholders of the County of Somerset that notice of the public hearing be duly advertised in a newspaper circulating within the County of Somerset and in accordance with the law.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

**MR. ZABOROWSKI INTRODUCED THE FOLLOWING
RESOLUTION AND MOVED ITS ADOPTION:**

R06-272

**RESOLUTION AUTHORIZING EXECUTION OF AN
ESTOPPEL CERTIFICATE WITH
DESAPIO PROPERTIES #10, LLC
FOR PREMISES LOCATED AT 92 EAST MAIN STREET,
SOMERVILLE BOROUGH, NEW JERSEY**

WHEREAS, DeSapio Properties #10, LLC, the Landlord, leases space at 92 East Main Street, Somerville Borough, New Jersey to the County of Somerset and has requested that the Somerset County Board of Chosen Freeholders execute a Tenant Estoppel Certificate, copies of which are on file with the Clerk of the Board of Chosen Freeholders, which memorialized the terms of their agreement with the County; and

WHEREAS, the Lease Agreement with DeSapio Properties #10, LLC requires that the County execute Tenant Estoppel Certificate.

NOW, THEREFORE, BE IT RESOLVED the Board of Chosen Freeholders of Somerset County in the State of New Jersey as follows:

That the Director and Clerk of the Board of Chosen Freeholders of the County of Somerset are hereby authorized and directed to execute the Tenant Estoppel Certificate with Collateral Mortgage Capital, LLC for the rental space located at 92 East Main Street, Somerville Borough, New Jersey, copies of which are on file with the Clerk of the Board.

**THE MOTION, DULY SECONDED BY MRS. COYLE, WAS ON
ROLL CALL ADOPTED BY THE FOLLOWING VOTE:**

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

**MR. ZABOROWSKI INTRODUCED THE FOLLOWING
RESOLUTION AND MOVED ITS ADOPTION:**

R06-273

**RESOLUTION AUTHORIZING THE EXECUTION
OF A HOLD HARMLESS AND INDEMNITY AGREEMENT BETWEEN THE
COUNTY OF SOMERSET and BASKING RIDGE COUNTRY CLUB, INC.,**

WHEREAS, the County of Somerset has entered into negotiations regarding a Hold Harmless and Indemnity Agreement between the County of Somerset, Basking Ridge Country Club, Inc; and

WHEREAS, the County of Somerset has determined that it is in the best interests of the County to execute an Agreement formulated as a result of negotiations.

NOW, THEREFORE, BE IT RESOLVED that the Director and Clerk of the Board of Chosen Freeholders of Somerset are hereby authorized to execute the Hold Harmless and Indemnity Agreement between the County of Somerset, and Basking Ridge Country Club, Inc., approved by County Counsel and on file with the Clerk of the Board:

This Resolution shall take effect immediately upon passage.

THE MOTION, DULY SECONDED BY MRS. COYLE, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MR. ZABOROWSKI INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-274

RESOLUTION ESTABLISHING A VOTING ACCESSIBILITY ADVISORY COMMITTEE

WHEREAS, N.J.S.A. 19:8-3.7 requires that each County establish a Voting Accessibility Advisory Committee which shall consist of at least seven and not more than eleven members, with membership as specifically designated within that section; and

WHEREAS, the Somerset County Board of Chosen Freeholders are desirous of establishing a Voting Accessibility Advisory Committee in accordance with N.J.S.A. 19:8-3.7; and

WHEREAS, the Somerset County Board of Chosen Freeholders have elected to establish the Voting Accessibility Advisory Committee to have seven (7) members consisting of four (4) members of the Somerset County Board of Elections and three (3) public members, including at least one individual with a disability and one individual who is trained in the provisions of the Federal "Americans With Disabilities Act of 1990", 42 U.S.C. s. 12101, et seq., and one individual designated by the Somerset County Board of Chosen Freeholders.

NOW, THEREFORE, BE IT RESOLVED that the Somerset County Board of Chosen Freeholders hereby establish the Voting Accessibility Advisory Committee in accordance with N.J.S.A. 19:8-3.7 which shall consist of seven (7) members, including four (4) members of the Somerset County Board of Elections, as they may change from time to time, and three (3) public members, including at least one individual with a disability and one individual who is trained in the provisions of the Federal "Americans With Disabilities Act of 1990", 42 U.S.C. s. 12101, et seq., and one individual designated by the Somerset County Board of Chosen Freeholders.

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

MR. ZABOROWSKI INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

R06-275

RESOLUTION APPOINTING INITIAL MEMBERS OF THE VOTING ACCESSIBILITY
ADVISORY COMMITTEE

WHEREAS, the Somerset County Board of Chosen Freeholders have hereby established the Voting Accessibility Advisory Committee in accordance with N.J.S.A. 19:8-3.7; and

WHEREAS, the Voting Accessibility Advisory Committee established by the Somerset County Board of Chosen Freeholders shall consist of seven (7) members, including four (4) members of the Somerset County Board of Elections, as they may change from time to time, and three (3) public members, including at least one individual with a disability, one individual trained in the provisions of the Federal "Americans With Disabilities Act of 1990", 42 U.S.C. s. 12101, et seq., and one individual designated by the Somerset County Board of Chosen Freeholders; and

WHEREAS, the Somerset County Board of Chosen Freeholders are desirous of making their initial appointments to the Voting Accessibility Advisory Committee for the remainder of the 2006 year as follows:

- A. Somerset County Board of Election Members:
1. Granville Brady, Jr.
 2. Anthony DeCicco
 3. Frederick Quick
 4. Joyce Hendricks
- B. Public Members
1. Richard Sensale (individual with disability)
 2. Mark Malone (individual trained in the provisions of the Federal "Americans with Disabilities Act of 1990")
 3. Susan Mach (individual designated by the Somerset County Board of Chosen Freeholders)

NOW, THEREFORE, BE IT RESOLVED that the Somerset County Board of Chosen Freeholders make the initial appointments to the Voting Accessibility Advisory Committee for the remainder of the 2006 year as follows:

- A. Somerset County Board of Election Members:
1. Granville Brady, Jr.
 2. Anthony DeCicco
 3. Frederick Quick
 4. Joyce Hendricks
- B. Public Members
1. Richard Sensale (individual with disability)
 2. Mark Malone (individual trained in the provisions of the Federal "Americans with Disabilities Act of 1990")
 3. Susan Mach (individual designated by the Somerset County Board of Chosen Freeholders)

THE MOTION, DULY SECONDED BY MR. PALMER, WAS ON ROLL CALL ADOPTED BY THE FOLLOWING VOTE:

YEAS: ZABOROWSKI, PALMER, COYLE, SCHERER
NAYS: NONE
ABSENT: FONTANA

There being no further business, upon motion made and duly seconded the meeting was adjourned.

Barbara Ann Lucas
Clerk of the Board