

**REGULAR MEETING HELD ON WEDNESDAY, MAY 25, 2016**  
**6:00 PM**  
**ORDER OF BUSINESS**

**Item**

1. **CALL TO ORDER BY DIRECTOR**
2. **ROLL CALL**
3. **MOMENT OF SILENT PRAYER AND SALUTE TO THE FLAG**
4. **PUBLIC STATEMENT**

"Pursuant to the Open Public Meetings Act, Chapter 231, P.L. 1975 Adequate Notice as defined by Section 3D of Chapter 231, P.L. 1975, has been made by regular mail, such notice being submitted on January 7, 2016 from the Administrative Center of the County of Sussex, located at One Spring Street, Newton, New Jersey to the following:

New Jersey Herald	WSUS Radio
New Jersey Sunday Herald	WNNJ Radio
Star Ledger	

and is also posted on the bulletin board maintained in the Administrative Center for public announcements and has been submitted to the Sussex County Clerk in compliance with said Act."

5. **APPROVAL OF AGENDA**

(Voice vote.)

**6. PUBLIC HEARINGS**

**A.**

**FINAL ADOPTION – BOND ORDINANCE**

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**Freeholder Director Graham:** "At our regular meeting held on May 11, 2016, we introduced for first reading the following Bond Ordinance which was advertised in the New Jersey Herald issue of May 13, 2016, together with a Notice of Public Hearing stating it would be held at this meeting at 6:00 PM:

**BOND ORDINANCE PROVIDING FOR RENEWABLE ENERGY PROJECTS ASSOCIATED WITH THE RENEWABLE ENERGY PROGRAM OF THE MORRIS COUNTY IMPROVEMENT AUTHORITY, BY AND IN THE COUNTY OF SUSSEX, STATE OF NEW JERSEY (THE "COUNTY"); APPROPRIATING \$3,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,047,619 BONDS OR NOTES OF THE COUNTY TO FINANCE A PORTION OF THE COST THEREOF**

**MOTION** that the Public Hearing be opened. (Voice vote)

Is anyone present to be heard regarding this Bond Ordinance?

**MOTION** that the Public Hearing be closed. (Voice vote)

**MOTION** that this Bond Ordinance be finally adopted. (Roll call vote)

**MOTION** to authorize the Clerk to advertise this Bond Ordinance as finally adopted, and also post same on the bulletin board in the lobby of the County Administrative Center.  
(Voice vote)

**7. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations

1. Proclamation in recognition of May as being "Mental Health Month".
2. Proclamation in recognition of Michael Shorr earning the rank of Eagle Scout.
3. Proclamation in recognition of Bea Rush's 23 years of service to Sussex County and the Northwest NJ Community Action Partnership, Inc. (NORWESCAP)

(Voice vote by consent, unless there is a request by a Board Member for individual consideration.)

B. Presentations

1. Acknowledging the retirement of Walter H. Cramp, County Engineer and Administrator for the Department of Engineering & Planning, who retired after 16 ½ years with the County; David S. McBride, County Corrections Officer at the Jail, who retired after 25 years with the County; Richard J. Nemeth, County Corrections Officer at the Jail, who retired after 15 ½ years with the County; and Homer Wanamaker, Undersheriff for the Sheriff's Office, who retired after 13 ½ years with the County
2. Presentation regarding the County "Community Law Enforcement Addiction Recovery" Program – by Chief Richards of Newton Police Department, Prosecutor Francis Koch of Sussex County Prosecutor's Office and Becky Carlson of the Center for Prevention and Counseling

8. **PUBLIC SESSION FROM THE FLOOR**

**Please Note: Everyone is asked to keep their comments to 5 minutes or less. Please state your name, spell your last name, and state your municipal residency.**

9. **FREEHOLDERS' COMMENTS**

10. **APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: AUTHORIZATION TO PARTICIPATE IN AN AGREEMENT FOR NATURAL GAS SUPPLY SERVICE UNDER THE PASSAIC COUNTY ENERGY COOPERATIVE PRICING SYSTEM (#184PCECPS) TO VARIOUS BUILDINGS WITHIN SUSSEX COUNTY
- B. RESOLUTION RE: AUTHORIZATION TO EXECUTE MODIFICATION NUMBER 1 TO A FEDERAL AID AGREEMENT FOR THE PROJECT ENTITLED SAFETY ENHANCEMENTS TO CR 622 MP 0.00 TO 5.35 AND CR 653 MP 0.00 TO 7.27, (2015 HRRRP) BEING FEDERAL PROJECT NUMBER HSP-C00S(755) CON
- C. RESOLUTION RE: PAYMENT OF DEDUCTIBLE LITIGATION COST IN THE MATTER OF BOURKE V. COUNTY OF SUSSEX

- D. RESOLUTION RE: AUTHORIZING AN AMENDMENT REDUCING TO AN AMOUNT NOT TO EXCEED \$250,000.00 AS TO THE PROFESSIONAL SERVICES AGREEMENT WITH A. MATTHEW BOXER, ESQ. AND LOWENSTEIN SANDLER, LLP FOR THE PROVIDING OF SPECIAL COUNSEL SERVICES IN THE REVIEW OF THE SUSSEX COUNTY RENEWABLE ENERGY PROGRAM, WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i)

**The Board of Chosen Freeholders of the County of Sussex has reviewed the Consent Agenda consisting of various proposed Resolutions and determined that adoption of the said Resolutions is in and will further the public interest. (Roll call vote.)**

**11. APPROVAL OF MINUTES**

Regular Meeting – May 11, 2016

**Executive Session Minutes**

Regular Meeting - April 27, 2016

(Voice vote.)

**12. APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

1. RESOLUTION RE: APPOINTMENT OF WILLIAM J. KOPPENAAL, P.E., AS COUNTY ENGINEER FOR THE COUNTY OF SUSSEX FOR A TERM OF FIVE (5) YEARS COMMENCING ON MAY 26, 2016 AND EXPIRING ON MAY 25, 2021 PURSUANT TO N.J.S.A. 40A:9-43

(Roll call vote.)

**13. RESOLUTION**

- A. RESOLUTION RE: PRELIMINARY ADOPTION OF THE FRANKFORD TOWNSHIP AMENDMENT TO THE SUSSEX COUNTY WASTEWATER MANAGEMENT PLAN (WMP)
- B. RESOLUTION RE: APPROVAL OF REVISED SUSSEX COUNTY YOUTH SERVICES COMMISSION BY-LAWS BY THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS

- C. RESOLUTION RE: AUTHORIZING THE ENTRY OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND STRAIGHT AND NARROW FOR 48 HOUR INTOXICATED DRIVER RESOURCE CENTER (IDRC) SERVICES
- D. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 644 IN VERNON TOWNSHIP
- E. RESOLUTION RE: SUPPORTING THE COUNTY "C.L.E.A.R." PROGRAM – COMMUNITY LAW ENFORCEMENT ADDICTION RECOVERY

(Voice vote by consent, unless there is a request by a Board Member for individual consideration.)

**14. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS**

A. Awards of Contracts

- 1. RESOLUTION RE: AWARD OF CONTRACT FOR THE REHABILITATION OF SUSSEX COUNTY BRIDGE S-10 ON CR 617 STILLWATER TOWNSHIP, NJ
- 2. RESOLUTION RE: AWARD OF CONTRACTS FOR THE SUPPLY AND DELIVERY OF PREMARK WITH VIZIGRIP PAVEMENT MARKINGS AS MANUFACTURED BY ENNIS FLINT OR EQUAL

(Roll call vote)

**15. FINANCIAL**

A. RESOLUTION RE: PAYMENT OF BILLS

(Roll call vote)

**PERSONNEL**

A. Personnel Agenda

(Voice vote.)

17. **ADMINISTRATIVE REPORT**

A. Other

18. **COUNTY COUNSEL**

A. Capital Projects

B. Litigation

C. Contract

D. Other Matters

19. **UNFINISHED BUSINESS**

20. **NEW BUSINESS**

21. **PUBLIC SESSION FROM THE FLOOR**

**Please Note: Everyone is asked to keep their comments to 5 minutes or less. Please state your name, spell your last name, and state your municipal residency**

22. **EXECUTIVE SESSION – (Closed Session – If Applicable)**

**RESOLUTION RE: PROVIDING FOR AN EXECUTIVE (CLOSED) SESSION NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 10:4-12 ET SEQ.**

**WHEREAS**, the subject matter(s) about to be discussed may be excluded from the public portion of the meeting by Resolution of the Board of Chosen Freeholders as an exception to the “Open Public Meetings Act” pursuant to N.J.S.A. 10:4-12 (b); and

**WHEREAS**, it appears necessary for the Board of Chosen Freeholders to discuss such matter(s) in Executive Session.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Sussex, in accordance with the provisions of N.J.S.A. 10:4-12(b) and N.J.S.A. 10:4-13 that the Board at this time enter into an Executive Session from which the public shall be excluded; and

**BE IT FURTHER RESOLVED**, that the general nature of the subject(s) to be discussed relate to the following item(s) authorized by N.J.S.A. 10:4-12(b) as designated below:

\_\_\_\_\_ (1) **Matters Required by Law to be Confidential:**

\_\_\_\_\_ (2) **Matters Where the Release of Information Would Impair the Right to Receive Funds:**

\_\_\_\_\_ (3) **Matters Involving Individual Privacy:**

  X   (4) **Matters Relating to Collective Bargaining Agreements:**

**PBA, Local No. 138 Prosecutors Association**

\_\_\_\_\_ (5) **Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:**

\_\_\_\_\_ (6) **Matters Relating to Public Safety and Property:**

\_\_\_\_\_ (7) **Matters Relating to Litigation, Negotiations and the Attorney Client Privilege:**

\_\_\_\_\_ (8) **Matters Relating to the Employment Relationship:**

\_\_\_\_\_ (9) **Matters Relating to the Potential Imposition of a Penalty:**

**BE IT FURTHER RESOLVED** that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Sussex County Board of Chosen Freeholders or provided by law that the public interest will no longer be served by such confidentiality; and

**BE IT FURTHER RESOLVED** that upon completion of the business for which the Board has entered into the Executive Session, the Board shall reconvene and resume its meeting open to the public.

**23. REMINDERS**

Monday	May 30, 2016	Holiday – Memorial Day Observed
Wednesday	June 8, 2016	Regular Meeting – 5:00 PM

**24. ADJOURNMENT**

(Voice vote.)

**COUNTY OF SUSSEX  
BOND ORDINANCE NUMBER \_\_\_\_\_**

**BOND ORDINANCE PROVIDING FOR RENEWABLE ENERGY  
PROJECTS ASSOCIATED WITH THE RENEWABLE ENERGY  
PROGRAM OF THE MORRIS COUNTY IMPROVEMENT  
AUTHORITY, BY AND IN THE COUNTY OF SUSSEX, STATE  
OF NEW JERSEY (THE “COUNTY”); APPROPRIATING  
\$3,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE  
OF \$3,047,619 BONDS OR NOTES OF THE COUNTY TO  
FINANCE A PORTION OF THE COST THEREOF**

**WHEREAS**, the County of Sussex, State of New Jersey, a political subdivision of the State (the “*County*”) developed a renewable energy program (the “*Renewable Energy Program*”) for the financing, design, permitting, acquisition, construction, installation, operation and maintenance of renewable energy capital equipment and facilities such as solar panels, including any related electrical modifications, work related to the maintenance of roof warranties, or other work required, desirable or convenient for the installation of such systems (collectively, the renewable energy capital equipment and facilities, the “*Renewable Energy Projects*”) for and on behalf of the County and its affiliates, and the local governmental units within the County, including without limitation municipalities, boards of education for school districts, local authorities and any other local government instrumentalities, public bodies or other local government entities (collectively, including the County, the “*Local Units*”);

**WHEREAS**, the Morris County Improvement Authority (the “*Authority*”) has been duly created by resolution no. 42 entitled “Resolution of the Board of Chosen Freeholders of Morris County, New Jersey creating the Morris County Improvement Authority” duly adopted by the Board of Chosen Freeholders (the “*Morris County Board of Chosen Freeholders*”) of the County of Morris (the “*Morris County*”) in the State of New Jersey (the “*State*”) on April 10, 2002 as a public body corporate and politic of the State pursuant to and in accordance with the county improvement authorities law, constituting Chapter 183 of the Law of New Jersey of 1960, and the acts amendatory thereof and supplemental thereto (as codified at N.J.S.A. 40:37A-44 *et seq.*, the “*Act*”), and other applicable law;

**WHEREAS**, as of the date hereof, the County has not created its own county improvement authority, and therefore pursuant to the Act, the County may determine to utilize the services of another county improvement authority, including without limitation the Authority, with the consent of both the County, a beneficiary county under the Act, and the Morris County Board of Chosen Freeholders, for any purpose for which an improvement authority shall exist, including those set forth in Section 11 of the Act (N.J.S.A. 40:37A-54, “*Section 11*”), which purposes include the development and implementation of the Renewable Energy Program;

**WHEREAS**, the Renewable Energy Projects procured under the Renewable Energy

Program are to be installed on, in, affixed or adjacent to and/or for any other Local Unit controlled buildings, other structures, lands or other properties of the Local Units (collectively, the “*Local Unit Facilities*”);

**WHEREAS**, pursuant to that certain guaranty ordinance finally adopted on August 17, 2011, as amended and supplemented, all in accordance with Section 37 of the Act (N.J.S.A. 40:37A-80) and other applicable law (the “*Guaranty Ordinance*”), the County authorized the guarantee of bonds of the Authority in a not to exceed amount of \$50,000,000 to finance all costs in connection with the Renewable Energy Program;

**WHEREAS**, pursuant to that certain resolution number 11-39 entitled “RESOLUTION AUTHORIZING THE ISSUANCE OF COUNTY OF SUSSEX GUARANTEED RENEWABLE ENERGY PROGRAM LEASE REVENUE NOTES AND BONDS, SERIES 2011 AND ADDITIONAL BONDS OF THE MORRIS COUNTY IMPROVEMENT AUTHORITY” adopted by the governing body of the Authority on September 28, 2011, as amended and supplemented heretofore, the Act, and other applicable law and official action, the Authority issued its (i) “County of Sussex Guaranteed Renewable Energy Program Lease Revenue Bonds, Series 2011A (Federally Taxable)” dated December 14, 2011, in the aggregate principal amount of \$26,715,000 (the “*Series 2011A Bonds*”), (ii) “County of Sussex Guaranteed Renewable Energy Program Lease Revenue Note, Series 2011B (Federally Taxable)” dated December 14, 2011, in the aggregate principal amount of \$985,000 (the “*Series 2011B Note*”, and together with the Series 2011A Bonds, the “*Series 2011 Bonds*”) and (iii) “County of Sussex Guaranteed Renewable Energy Program Lease Revenue Bonds, Series 2015 (Federally Taxable)”, dated May 12, 2016, in the aggregate principal amount of \$6,750,000 (the “*Series 2015 Bonds*” and together with the Series 2011 Bonds, the “*MCIA Solar Bonds*”), to finance the Renewable Energy Projects;

**WHEREAS**, litigation ensued in connection with the Renewable Energy Projects and as a result a settlement was reached among all parties, including the County; however, certain amounts were still owed by the County to Power Partners Mastec, LLC (“*Mastec*”) as part of the settlement and as payment for the Mastec’s work and services associated with Renewable Energy Projects. These amounts owed to Mastec were to be paid out of 1603 U.S. Treasury Program reimbursements in connection with the Renewable Energy Projects that have, to date, not been received. The County now desires to pay these amounts owed to Mastec for the Renewable Energy Projects.

**WHEREAS**, pursuant to the provisions of Section 79 of the County Improvement Authorities Law, chapter 183 of the Laws of New Jersey of 1960, as amended and supplemented (N.J.S.A. 40:37A-44 et seq.) (the “*Act*”), for the purposes of aiding the Authority in the planning, undertaking, acquisition, construction or operation of any Renewable Energy Projects, the County has the power to, *inter alia*, (a) appropriate moneys for the purposes of the Authority and to loan or donate such moneys to the Authority; and . . . (b) appropriate money for all or part of the cost of acquisition or construction of the Renewable Energy Projects; and

**WHEREAS**, pursuant to the provisions of Section 79 of the Act, for the purposes of

aiding the Authority in the acquisition and construction of the Renewable Energy Projects, the County may incur indebtedness, borrow money and issue bonds or notes for all or any part of the financing of such Renewable Energy Projects; and

**WHEREAS**, pursuant to the Act, the County now desires to authorize an appropriation for the Renewable Energy Projects that are further described in Section 3(a) hereof and to authorize the issuance of bonds or notes the proceeds of which will be utilized to pay the costs of the Renewable Energy Projects.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF SUSSEX, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken as a general improvement or purpose by the County of Sussex, State of New Jersey (the "County"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$3,200,000, said sum being inclusive of \$152,381 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"). The down payment is now available therefor by virtue of either provisions or a provision in a previously adopted budget or budgets of the County for down payment or for capital improvement purposes or from moneys actually held by the County.

SECTION 1. For the financing of said improvement or purpose described in Section 3 hereof, and to meet the part of the \$3,200,000 appropriation not provided for by application hereunder of the down payment, negotiable bonds of the County are hereby authorized to be issued in the principal amount of \$3,047,619 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the County in a principal amount not exceeding \$3,047,619

are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 2. (a) The improvements hereby authorized and the purposes for the financing of which said bonds or notes are to be issued is the financing, design, permitting, acquisition, construction, installation, operation and maintenance of renewable energy capital equipment, facilities or systems undertaken by the Authority, such as solar panels, including any related electrical modifications, work related to the maintenance of roof warranties, or other work required, desirable or convenient for the installation of such systems (collectively, the renewable energy capital equipment and facilities, the "*Renewable Energy Projects*"), and also including all engineering, architectural and design work, preparation of plans and specifications, permits, bid documents, inspection and contract administration and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The aggregate estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$3,047,619.

(c) The aggregate estimated cost of said improvement and purpose is \$3,200,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the down payment in the amount of \$152,381.

SECTION 4. In the event the United States of America and/or the State of New Jersey make a loan, contribution or grant-in-aid to the County, for the improvement or purpose authorized hereby and the same shall be received by the County prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United

States of America and/or the State of New Jersey. In the event, however, that any amount so loaned, contributed or granted by the United States of America and/or the State of New Jersey, shall be received by the County after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the County Treasurer, provided that no note shall mature later than one (1) 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 County Treasurer. The County Treasurer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the County Treasurer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The County Treasurer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The County Treasurer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the County is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a

resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs, as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk of the County and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement or purpose which the County may lawfully undertake as a general improvement, 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 said improvement or purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Board of Chosen Freeholders of the County and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the County as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$3,047,619 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$620,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvement or purpose hereinbefore described.

SECTION 8. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt 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 principal of such debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The County hereby declares the intent of the County to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to payor reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The County Treasurer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the County and to execute such disclosure document on behalf of the County. The County Treasurer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the County pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the County and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof,

provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the County fails to comply with its undertaking, the County shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The County covenants to maintain the exclusion from gross income under Section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance will be considered for final adoption after a public hearing thereon at a meeting of the Board of Chosen Freeholders of the County. The Clerk of the Board of Chosen Freeholders of the County is hereby authorized and directed to arrange for the publication of this bond ordinance in summary after introduction upon first reading and after final adoption in an authorized newspaper of the County, such publications to be in accordance with the requirements of the law.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING  
DATED: MAY 11, 2016**

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**CATHERINE M. WILLIAMS,  
Clerk of the Board of Chosen Freeholders**

**ADOPTED ON SECOND READING  
DATED: MAY 25, 2016**

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**CATHERINE M. WILLIAMS,  
Clerk of the Board of Chosen Freeholders**

# PROCLAMATION

**WHEREAS**, mental health is essential to everyone's overall health and well-being; and

**WHEREAS**, all Americans experience times of difficulty and stress in their lives; and

**WHEREAS**, prevention is an effective way to reduce the burden of mental illnesses; and

**WHEREAS**, there is a strong body of research that supports specific tools that all Americans can use to better handle challenges, and protect their health and well-being; and

**WHEREAS**, mental illnesses are real and prevalent in our nation; and

**WHEREAS**, with early and effective treatment, those individuals with mental illnesses can recover and lead full, productive lives; and

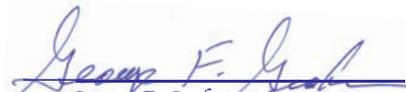
**WHEREAS**, each business, school, government agency, healthcare provider, organization and citizen shares the burden of mental illnesses and has a responsibility to promote mental wellness and support prevention efforts; and

**WHEREAS**, the Sussex County Board of Chosen Freeholders calls upon the citizens, government agencies, public and private institutions, businesses and schools in Sussex County to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental illnesses at all stages; and

**WHEREAS**, the Sussex County Board of Chosen Freeholders hereby agrees to work collectively with the Mental Health Board in order to improve the quality and availability of services to the mentally ill, and reduce stigma associated with mental illness.

**NOW, THEREFORE, BE IT RESOLVED** that upon the recommendation of the Sussex County Mental Health Board, the Sussex County Board of Chosen Freeholders hereby officially designates May 2016 as Mental Health Month in Sussex County.

## BY ORDER OF THE BOARD OF CHOSEN FREEHOLDERS

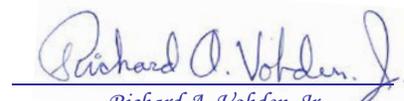
  
George F. Graham  
Freeholder Director



  
Carl F. Lazzaro  
Deputy Freeholder Director

  
Phillip R. Crabb  
Freeholder

  
Jonathan Rose  
Freeholder

  
Richard A. Vohden, Jr.  
Freeholder

  
Catherine M. Williams, Clerk

Dated: May 25, 2016



## PROCLAMATION

**WHEREAS, Michael Shorr** has achieved Scouting's highest rank; and

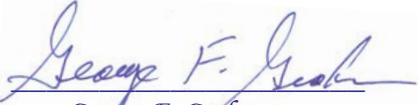
**WHEREAS,** he has planned, developed and carried out a service project helpful to his church, school or community; and

**WHEREAS,** he has earned all the merit badges required for the *Eagle Scout Award* and does his best to maintain the ideals of scouting in his daily activities.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Sussex County Board of Chosen Freeholders trust that the Scout Oath and Law will continue to reinforce **Michael's** ideals and contribute to his exemplary code of conduct as an adult; and

**BE IT FURTHER RESOLVED** that the Board of Chosen Freeholders of the County of Sussex wishes **Michael Shorr** continued good scouting and success in life.

### BY ORDER OF THE BOARD OF CHOSEN FREEHOLDERS

  
George F. Graham  
Freeholder Director



  
Carl F. Lazzaro  
Deputy Freeholder Director

  
Phillip R. Crabb  
Freeholder

  
Jonathan Rose  
Freeholder

  
Richard A. Vohden, Jr.  
Freeholder

Attest:

  
Catherine M. Williams, Clerk



Dated: May 25, 2016

# PROCLAMATION

**WHEREAS**, it is the sense of this Legislative Body to recognize that the quality and character of life in the communities across Sussex County are reflective of the concerned and dedicated efforts of individuals like Bea Rush who has been devoted to the welfare of the community and its citizenry under the auspices of NORWESCAP; and

**WHEREAS**, attendant to such concern, and in full accord with its long-standing traditions, this Legislative Body is justly proud to commend Bea Rush, upon the occasion of celebrating her 23<sup>rd</sup> Anniversary of serving Sussex County; and

**WHEREAS**, the Sussex Board of Chosen Freeholders appointed Bea as the public sector representative in April 1993 and based on her loyal service continued to reappoint her since that time. Bea Rush has been providing invaluable and outstanding service to the citizens through her work as an advocate for low income people who are working toward economic security; and

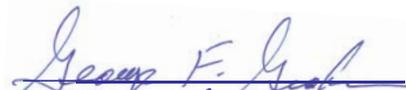
**WHEREAS**, Bea has been the “face of NORWESCAP” in Sussex County longer than anyone else and admirably served as an enthusiastic ambassador to the elected officials, Newton Medical Center’s Auxiliary and the Council of Service Agencies and the community at large; and

**WHEREAS**, Bea is a community leader; who has strived as a board member to meet the agency’s mission to “Create Opportunities and Change Lives,” while embodying the spirit of hope and making northwest New Jersey a better place in which to live; and

**WHEREAS**, it is the sense of this Legislative Body that when individuals of such noble aims and accomplishments are brought to our attention, they should be recognized and applauded by all the citizens of Sussex County.

**NOW, THEREFORE, BE IT RESOLVED**, that this Legislative Body pause in its deliberations to commend Bea Rush upon the occasion of celebrating her 23 years of service to Sussex County through her affiliation with NORWESCAP as a board member.

## BY ORDER OF THE BOARD OF CHOSEN FREEHOLDERS

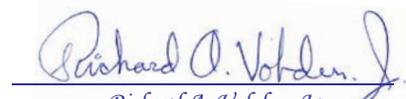
  
George F. Graham  
Freeholder Director



  
Carl F. Lazzaro  
Deputy Freeholder Director

  
Phillip R. Crabb  
Freeholder

  
Jonathan Rose  
Freeholder

  
Richard A. Volken, Jr.  
Freeholder

  
Catherine M. Williams, Clerk

Dated: May 25, 2016

**RESOLUTION RE: AUTHORIZATION TO PARTICIPATE IN AN AGREEMENT FOR NATURAL GAS SUPPLY SERVICE UNDER THE PASSAIC COUNTY ENERGY COOPERATIVE PRICING SYSTEM (#184PCECPS) TO VARIOUS BUILDINGS WITHIN SUSSEX COUNTY**

**WHEREAS**, on November 25, 2014, the Board of Chosen Freeholders, by way of Resolution, authorized Sussex County to enter into a Cooperative Pricing Agreement with Passaic County acting as lead agency for Natural Gas Supply Service; and

**WHEREAS**, the terms of said Agreement was for twenty-one (21) months beginning March of 2015 and ending in November of 2016;

**WHEREAS**, the County of Passaic, as lead agency and on behalf of the Passaic County Energy Cooperating Pricing System (#184PCECPS), is preparing to issue a new bid for natural gas supply services; and

**WHEREAS**, this Contract will begin December of 2016 upon the expiration of the existing Contract; and

**WHEREAS**, the County of Passaic is requesting that each member acknowledge their participation in the 2016 Natural Gas Bid and complete the Participation Response Form and other necessary documentation.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders does hereby authorize the participation in an agreement for Natural Gas Supply Service under the Passaic County Energy Cooperative Pricing System (#184PCECPS); and

**BE IT FURTHER RESOLVED** that the Clerk of the Board is hereby authorized and directed to execute said Agreement and related documents; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution along with required attachments be forwarded to the Office of Purchase and a copy is available in On-Base.

Certified as a true copy of the Resolution adopted by the Board of Chosen Freeholders on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: AUTHORIZATION TO EXECUTE MODIFICATION NUMBER 1 TO A FEDERAL AID AGREEMENT FOR THE PROJECT ENTITLED SAFETY ENHANCEMENTS TO CR 622 MP 0.00 TO 5.35 AND CR 653 MP 0.00 TO 7.27, (2015 HRRRP) BEING FEDERAL PROJECT NUMBER HSP-C00S(755) CON**

**WHEREAS**, on May 28, 2014 the Board of Chosen Freeholders authorized the Sussex County Division of Engineering to make two applications to the North Jersey Transportation Planning Authority (NJTPA) under their High Risk Rural Roads Programs (HRRRP); and

**WHEREAS**, on November 10, 2015 the Board of Chosen Freeholders authorized execution of Federal Aid Agreement for the resulting project entitled "SAFETY ENHANCEMENTS TO CR 622 MP 0.00 TO 5.35 AND CR 653 MP 0.00 TO 7.27" being federal project number HSP-C00S(755); and

**WHEREAS**, the Division of Engineering, based upon Engineering experiences with prior projects, requested modifications to the project resulting in the need for Modification Number 1 to the project Federal Aid Agreement; and

**WHEREAS**, the Division has updated all project design development documents submitting same to NJDOT for FHWA review and authorization; and

**WHEREAS**, NJDOT and FHWA have reviewed the request and authorized the attached Modification Number 1, which provides for acceptance of the requested PS&E change and increases the agreement amount from \$2,469,819.00 to \$2,616,887.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders that the County Engineer is authorized to advance this project into the advertising, bidding, and construction phase; and

**BE IT FURTHER RESOLVED** by the Sussex County Board of Chosen Freeholders that the Freeholder Director and Board Clerk are hereby authorized to execute the attached Modification Number 1 to the Federal Aid Agreement for Federal Project Number HSP-C00S(755) which is entitled "SAFETY ENHANCEMENTS TO CR 622 MP 0.00 TO 5.35 AND CR 653 MP 0.00 TO 7.27 CR 622 MP 0.00 to 5.35 and CR 653 MP 0.00 to 7.27"; and

**BE IT FURTHER RESOLVED** that three (3) original signed and sealed copies of this Resolution along with three (3) original signed and sealed copies of the attached Agreement Modification Number 1 be forwarded to: State of New Jersey Department of Transportation, Joseph Birchenough, Bureau of Local Aid, NJ Department of Transportation, 200 Stierli Court, Mount Arlington, New Jersey 07856-1322; and a copy is available in On-Base.

Certified as a true copy of a  
Resolution adopted by the Board  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: PAYMENT OF DEDUCTIBLE LITIGATION COST IN THE  
MATTER OF BOURKE V. COUNTY OF SUSSEX**

**WHEREAS**, the underwriter, Greenwich Insurance Company, C/O Summit Risk Services, 220 Gibraltar Road, Suite 100, Horsham, PA 10944, Claim #14177787, has insured the County of Sussex under a certain professional liability insurance policy; and

**WHEREAS**, said policy contained a deductible amount of \$50,000.00 which is attributable to counsel fees and disbursements made in connection with defense of litigation; and

**WHEREAS**, said Greenwich Insurance Company has expended the sum of \$17,630.93 in defense costs and disbursements incurred in the year 2015 and \$17,100.20 incurred from January 2016 to the present for a total expended sum of \$34,731.13; and

**WHEREAS**, funds are available in Insurance Deductible, Code 01-203-23-210-239 for the year 2015; and

**WHEREAS**, funds are available in Insurance Deductible, Code 01-201-23-210-239 for the year 2016.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders that the sum of \$34,731.13 be paid to Greenwich Insurance Company, as the County's share of its deductible cost in the defense of this matter; and

**BE IT FURTHER RESOLVED** that certified copies of this Resolution be forwarded to Greenwich Insurance Company, C/O Summit Risk Services Company, Attention: Jason Gabrielsen, 220 Gibraltar Road, Suite 100, Horsham, PA 10944, Claim #14177787; and a copy is available in OnBase.

Certified as a true copy of a  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: AUTHORIZING AN AMENDMENT REDUCING TO AN AMOUNT NOT TO EXCEED \$250,000.00 AS TO THE PROFESSIONAL SERVICES AGREEMENT WITH A. MATTHEW BOXER, ESQ. AND LOWENSTEIN SANDLER, LLP FOR THE PROVIDING OF SPECIAL COUNSEL SERVICES IN THE REVIEW OF THE SUSSEX COUNTY RENEWABLE ENERGY PROGRAM, WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i)**

**WHEREAS**, by Resolution adopted January 27, 2016, the Board of Chosen Freeholders of the County of Sussex agreed to enter into a Professional Services Agreement with A. Matthew Boxer, Esq. of Lowenstein Sandler, LLP, in an amount not to exceed \$500,000.00, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), for the purpose of providing Special Counsel services relating to an inquiry into the County's participation in the Sussex County Solar Project, for a period of one-year from the commencement date of the Agreement; and

**WHEREAS**, by Resolution adopted May 11, 2016, the amount of funds appropriated for such Special Counsel services in the 2016 Sussex County Budget was fixed at \$250,000.000.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Sussex hereby agrees to revise and enter into an Amended Professional Services Agreement with A. Matthew Boxer, Esq. of Lowenstein Sandler, LLP, in an amount not to exceed \$250,000.00; and

**BE IT FURTHER RESOLVED** that the Freeholder Director and the Clerk of the Board be and are hereby authorized to execute, on behalf of the County, the Amended Professional Services Agreement, which is annexed hereto and made a part hereof; and

**BE IT FURTHER RESOLVED** that inasmuch as this Agreement is awarded without public advertising for competitive bidding under the provisions of the Local Public Contracts Law, as a Professional Services Agreement, a notice of award of this Agreement shall forthwith be published once in the New Jersey Herald following passage of this Resolution, as required by law; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution and the Agreement itself is to be made available for public inspection at the Office of the Clerk of the Board of Chosen Freeholders, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution, along with an executed copy of the Agreement will be forwarded to Lowenstein Sandler, LLP, 65 Livingston Avenue, Roseland, NJ 07068, ATTN: A. Matthew Boxer, Esq.; and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: APPOINTMENT OF WILLIAM J. KOPPENAAAL, P.E., AS  
COUNTY ENGINEER FOR THE COUNTY OF SUSSEX  
FOR A TERM OF FIVE (5) YEARS COMMENCING ON  
MAY 26, 2016 AND EXPIRING ON MAY 25, 2021  
PURSUANT TO N.J.S.A. 40A:9-43**

**WHEREAS**, there is a need to appoint a qualified person as County Engineer of the County of Sussex for a five (5) year term pursuant to N.J.S.A. 40A:9-43; and

**WHEREAS**, William J. Koppenaal, P.E., possesses the education, experience and qualifications necessary to fulfill the statutory duties of said position.

**NOW, THEREFORE, BE IT RESOLVED** that the Sussex County Board of Chosen Freeholders hereby appoints William J. Koppenaal to the position of County Engineer for the County of Sussex for a five (5) year term, commencing on May 26, 2016 and expiring on May 25, 2021: and

**BE IT FURTHER RESOLVED** that from and after the date hereof, William J. Koppenaal is authorized and directed to fulfill all of the duties and responsibilities of the position of County Engineer of the County of Sussex pursuant to the Sussex County Administrative Code: and

**BE IT FURTHER RESOLVED** that there shall be no additional compensation as a result of the appointment; and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to: the Secretary, New Jersey Board of Professional Engineers and Land Surveyors, 124 Halsey Street, Newark, NJ 07102; William J. Koppenaal; and a copy is available in On-base.

Certified as a true copy of a  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25th day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: PRELIMINARY ADOPTION OF THE FRANKFORD  
TOWNSHIP AMENDMENT TO THE SUSSEX COUNTY  
WASTEWATER MANAGEMENT PLAN (WMP)**

**WHEREAS**, the Plan Amendment consists of the document titled “Frankford Township Sewer Service Area Amendment” prepared by H. Pellow & Associates Inc. and dated March 2, 2016; and

**WHEREAS**, Frankford Township has an allocation of 26,000 gallons per day (GPD) in the new Branchville/ Paulins Kill wastewater facility that is being constructed, and a portion of Frankford Township is in the sewer service area; and

**WHEREAS**, the Plan Amendment proposes an addition of 17 lots to the sewer service area, of which 16 lots are developed with existing houses (located on Roslyn Road and Mattison Avenue) and 1 lot is vacant; and

**WHEREAS**, the Plan Amendment has been endorsed by Resolution of the Frankford Township Committee dated August 4, 2015, and endorsed by Resolution of the Sussex County Municipal Utilities Authority dated April 6, 2016; and

**WHEREAS**, the applicant appeared before the Policy Advisory Committee (PAC) to the Sussex County Water Quality Management Agency (SCWQMA) at its regular meetings of December 10, 2015 and March 10, 2016 and addressed the comments and questions of the PAC members and County staff; and

**WHEREAS**, affected parties as defined in N.J.A.C. 7:15 were identified as Frankford Township, Branchville Borough and Sussex County MUA; in accordance with Plan Amendment Procedure; and

**WHEREAS**, the PAC has recommended, in a Resolution dated April 14, 2016, that the Plan Amendment to the Sussex County WMP be preliminarily approved and forwarded to NJDEP as a site specific amendment and processed separately from the Sussex County WMP.

**NOW, THEREFORE, BE IT RESOLVED** by the Sussex County Board of Chosen Freeholders that the proposed Plan Amendment is preliminarily approved and is to be forwarded to NJDEP for review as a site specific amendment and processed separately from the Sussex County Wastewater Management Plan (WMP); and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to the NJDEP Office of WRM Coordination, P.O. Box 420, Mail Code 401-02A, Trenton, NJ 08625; Municipal Clerk, Frankford Township, 151 State Highway 206, Augusta, NJ 07822-2023; Municipal Clerk, Branchville Borough, 34 Wantage Avenue, Branchville, NJ 07826-0840; and Administrator, Sussex County Municipal Utilities Authority, 34 South Route 94, Lafayette, NJ 07848; and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: APPROVAL OF REVISED SUSSEX COUNTY YOUTH SERVICES COMMISSION BY-LAWS BY THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS**

**WHEREAS**, pursuant to Public Law 1995 c.282, the Sussex County Board of Chosen Freeholders has organized and created the Sussex County Youth Services Commission; and

**WHEREAS**, the Sussex County Board of Chosen Freeholders must approve any and all changes and amendments to the By-Laws for the Sussex County Youth Services Commission; and

**WHEREAS**, N.J.A.C. 13:90-2.1-10, which are the regulations governing the requirements for the Sussex County Youth Services Commission have been revised effective January 1, 2016 to change the number of required meetings and the membership.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders that the By-Laws for the Sussex County Youth Services Commission be amended in accordance with the recommendations of the Committee to comply with the requirements of N.J.A.C. 13:90-2.1-10; and

**BE IT FURTHER RESOLVED** that the original certified Resolution, together with the By-Laws, be forwarded to Safiya Baker, Juvenile Justice Commission, PO Box 107, Trenton, NJ 08625; and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: AUTHORIZING THE ENTRY OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND STRAIGHT AND NARROW FOR 48 HOUR INTOXICATED DRIVER RESOURCE CENTER (IDRC) SERVICES**

**WHEREAS**, there exists a need to provide services for convicted second time DUI offenders through a 48 hour Intoxicated Driver Resource Center (IDRC); and

**WHEREAS**, Straight and Narrow, Inc. (hereinafter referred to as "S&N") has agreed to provide said services for Sussex County residents ; and

**WHEREAS**, the Intoxicated Driving Program (IDP) under the New Jersey Department of Human Services, Division of Mental Health and Addiction Services has initiated a County IDRC Designation Process which includes documentation of the 48 hour IDRC program; and

**WHEREAS**, the County of Sussex and Straight and Narrow, Inc. agree to the following; and

1. S&N will accept referrals of Sussex County's convicted second time DUI offenders at S&N's Intoxicated Driver's Resource Center in Passaic;
2. Those offenders referred by Sussex County and accepted by S&N will participate in S&N's forty eight (48) hour program, for which the offender will be required to pay the fee of three hundred and twenty one dollars (\$321.00), according to state regulations, in full at the time of admission by way of cash, certified check, bank check or money order;
3. The fee of three hundred twenty one dollars (\$321.00) will constitute payment in full for the offender's participation in the program;
4. The services provided by S&N in the program will include the required detention, education, evaluation, screening, lodging and meals;
5. Participation by the offenders in the program will be scheduled by the New Jersey Division of Mental Health and Addiction Services/Intoxicated Driving Program (IDP), rescheduling where necessary, will be the responsibility of S&N;
6. Sussex County will monitor their county residents that are referred to an affiliated treatment provider for a full assessment to determine if treatment is indicated.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Sussex hereby agrees to enter into this Agreement with Straight and Narrow, Inc. for the purpose of providing 48 hour IDRC services; and

**BE IT FURTHER RESOLVED** that this Agreement shall be in effect until one or both parties would like to terminate Agreement upon two (2) months written notice. Proposed modifications to this Agreement shall also require two (2) months written notice to the other party; and

**BE IT FURTHER RESOLVED** that the Freeholder Director and the Clerk of the Board are hereby authorized to execute, on behalf of the County, the Professional Services Agreement; and

**BE IT FURTHER RESOLVED** that certified copies of this Agreement be forwarded to Straight and Narrow, Joseph Duffy, Executive Director, 508 Straight Street, Paterson, NJ 07503; New Jersey Department of Human Services, Division of Mental Health and Addiction Services, Intoxicated Driving Program, P.O. Box 365, Trenton, NJ 08625-0365; and a copy is available in On-Base.

Certified as a true copy of  
the Resolution adopted by  
the Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

ATTEST:

BOARD OF CHOSEN  
FREEHOLDERS

\_\_\_\_\_  
Catherine M. Williams, Clerk

\_\_\_\_\_  
George F. Graham, Freeholder Director

\_\_\_\_\_  
Date:

STRAIGHT AND NARROW

\_\_\_\_\_  
Joseph Duffy, Executive Director

Agreement with Straight and Narrow for 48 Hour Intoxicated Drivers Resource Center (IDRC) Services.

**RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 644 IN  
VERNON TOWNSHIP**

**WHEREAS**, the Township of Vernon has requested a temporary closure of a portion of CR 644 on May 30, 2016 for the purpose of conducting the Memorial Day Parade; and

**WHEREAS**, N.J.S.A. 39:4-197 provides that no municipality, in exercise of its power to regulate parades, processions, or assemblages, shall prohibit normal traffic on any County road without the consent of the Board of Chosen Freeholders; and

**WHEREAS**, the Sussex County Department of Engineering and Planning has received requests from the Township of Vernon for the temporary closures of County Route 644; and

**WHEREAS**, the Sussex County Department of Engineering and Planning shall be provided with appropriate Certificates of Insurance.

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

1. The Sussex County Board of Chosen Freeholders hereby consents to the temporary closures of CR 644 in the Township of Vernon on May 30, 2016 for purposes of allowing the Wallkill Valley Memorial Post 8441 Memorial Day Parade on said route, subject to the issuance of appropriate Certificates of Insurance acceptable to County Counsel; and

**BE IT FURTHER RESOLVED** that a copy of said Resolution shall be forwarded to Lt. William Fischer, Vernon Township Police, 21 Church Street, Vernon, NJ 07462; and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the Board  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: SUPPORTING THE COUNTY “C.L.E.A.R.” PROGRAM –  
COMMUNITY LAW ENFORCEMENT ADDICTION  
RECOVERY**

**WHEREAS**, it is well-established that drug use and addiction is a major problem that impacts all of us on multiple levels; individuals, families and communities bear the many ill-effects that it has on our safety, health and the economy; and

**WHEREAS**, the alarming reality of the heroin/opiate epidemic, in particular, has created an urgent need to work together to reverse these trends; and

**WHEREAS**, one in three people are affected by substance use disorders, no matter their occupation, income level, race or community status; and

**WHEREAS**, in 2015 there were 25 overdose deaths in Sussex County due to heroin, prescription medications and illicit substances as well as 44 overdoses where Narcan was used to revive a person; and

**WHEREAS**, we recognize that for any anti-drug program to be effective, strong enforcement must be supported by an effort to reduce the demand for illegal substances and this is best accomplished through continued prevention education along with improved access to treatment and recovery support.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders that we do hereby resolve our support of the Sussex County C.L.E.A.R. – **Community Law Enforcement Addiction Recovery** program whose mission it is to form a collaborative network of professionals in our community who will facilitate medical intervention, improved access to treatment and recovery support for those struggling with drug addiction who seek assistance, without fear of arrest or prosecution, in order to make a positive difference in the quality of life for individuals, families and our entire community; and

**BE IT FURTHER RESOLVED** that we urge Sussex County Municipalities to similarly adopt resolutions in support of the Sussex County C.L.E.A.R. Program and for individuals to visit [www.clearprogram.org](http://www.clearprogram.org) to learn more and join in support of this important community program; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be sent to the Clerk of each of the 24 municipalities within Sussex County; and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: AWARD OF CONTRACT FOR THE REHABILITATION OF  
SUSSEX COUNTY BRIDGE S-10 ON CR 617 STILLWATER  
TOWNSHIP, NJ**

**WHEREAS**, public bids were advertised for the Rehabilitation of Sussex County Bridge S-10 on CR 617 Stillwater Township, NJ on April 21, 2016 and publicly received by the Sussex County Bid Proposal Committee on May 10, 2016; and

**WHEREAS**, the bids received were reviewed by the Division of Engineering and the Purchasing Agent; and

**WHEREAS**, the Division of Engineering has recommended that an award be made to the lowest responsible bidder, Reivax Contracting Corporation in the amount of \$301,594.00 for the lump sum bid; and

**WHEREAS**, the County Treasurer has certified that there are sufficient funds for the awarding of said Contract.

**NOW, THEREFORE, BE IT RESOLVED** that upon the recommendation of the County Division of Engineering, the Sussex County Board of Chosen Freeholders does hereby award a Contract to the lowest responsible bidder, Reivax Contracting Corporation in the amount of \$301,594.00; and

**BE IT FURTHER RESOLVED** that the Director and Clerk of the Board are hereby authorized and directed to execute said Contract and any associated documents; and

**BE IT FURTHER RESOLVED** that this Contract will be in effect from date of Contract award until completion and acceptance according to the terms and requirements contained in the bid specification documents; and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to Reivax Contracting Corporation, 356 Thomas Street, Newark, NJ 07114 Attn: Xavier Pimenta and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex

**RESOLUTION RE: AWARD OF CONTRACTS FOR THE SUPPLY AND DELIVERY OF PREMARK WITH VIZIGRIP PAVEMENT MARKINGS AS MANUFACTURED BY ENNIS FLINT OR EQUAL**

**WHEREAS**, public bids were advertised for the Supply and Delivery of Premark with Virigrip Pavement Markings as manufactured by Ennis Flint or equal on March 23, 2016 and publicly received by the Sussex County Bid Proposal Committee on April 26, 2016; and

**WHEREAS**, the bids received were reviewed by Office of Bridge and Traffic Safety, Division of Engineering and the Purchasing Agent; and

**WHEREAS**, it was recommended by the Office of Bridge and Traffic Safety, Division of Engineering that an award be made to the lowest responsible bidder, Flint Trading, Inc. at the rates specified in their bid proposal of April 26, 2016; and

**WHEREAS**, this Contract will be an open-ended contract with expenditures being based on the needs of the Office of Bridge and Traffic Safety, Division of Engineering; and

**WHEREAS**, all purchases under this Contract shall have funds certified by the County Treasurer through an appropriately prepared and approved purchase requisition prior to the request for delivery of materials; and

**WHEREAS**, all purchases in excess of the current established bid threshold shall conform to the policy set up by this Board and have a separate authorizing Resolution prior to the issuance of a purchase order.

**NOW, THEREFORE, BE IT RESOLVED** that upon recommendation by the Office of Bridge and Traffic Safety, Division of Engineering, the Sussex County Board of Chosen Freeholders does hereby award a Contract for the Supply and Delivery of Premark with Virigrip Pavement Markings as manufactured by Ennis Flint or equal to the lowest responsible bidder, Flint Trading, Inc. at the rates proposed and specified in the bids tendered on April 26, 2016; and

**BE IT FURTHER RESOLVED** that the Director and Clerk of the Board are hereby authorized and directed to execute said Contract and any associated documents; and

**BE IT FURTHER RESOLVED** that this Contract will be in effect from date of Contract award until December 31, 2016 with the County reserving the right to extend said Contract for year 2017 at the rates proposal in the proposal tendered on April 26, 2016; and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to Flint Trading, Inc., 115 Todd Court, Thomasville, NC 27360 Attn: Scott Seeley; and a copy is available in On-Base.

Certified as a true copy of the  
Resolution adopted by the  
Board of Chosen Freeholders  
on the 25<sup>th</sup> day of May, 2016.

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Catherine M. Williams, Clerk  
Board of Chosen Freeholders  
County of Sussex