

**REGULAR MEETING HELD ON WEDNESDAY, AUGUST 20, 2008**

**5:00 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, 2008 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
The Daily Record	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. **PUBLIC HEARINGS**

A.

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**PUBLIC HEARING – 5:00 PM**

**FINAL ADOPTION – BOND ORDINANCE**

**Freeholder Director Wirths:** "At our regular meeting held on July 23, 2008, we introduced for first reading the following Bond Ordinance which was advertised in the New Jersey Herald issue of July 28, 2008, together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM:

**BOND ORDINANCE OF THE COUNTY OF SUSSEX, NEW JERSEY AMENDING THE DESCRIPTION OF IMPROVEMENT REFERRED TO IN BOND ORDINANCE NUMBERED 2004-02 FINALLY ADOPTED MARCH 10, 2004 (ORDINANCE #201-2004); BOND ORDINANCE NUMBERED 2005-02 (ORDINANCE #169-2005) FINALLY ADOPTED MARCH 9, 2005; AND BOND ORDINANCE NUMBERED 2006-01 FINALLY ADOPTED APRIL 12, 2006 (ORDINANCE #246-2006)**

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)

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**6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations and Certificates

1. Proclamation in recognition of Erin Edwards achieving the Girl Scout Gold Award.
2. Certificate for Tim Sharpe, Regional Program Administrator, Local Programs, NJ Transit in recognition of his proactive response for loaner vehicles after a fire at the Sussex County Office of Transit, which destroyed several of Sussex County's busses.
3. Certificate in recognition of Sussex Christian School's 50<sup>th</sup> Anniversary.
4. Certificate for Doris Lantz in recognition of being chosen Sussex County Senior of the Year.

(voice vote)

**7. PUBLIC SESSION FROM THE FLOOR**

**8. APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: PAYMENT OF BILLS FOR AUGUST 13, 2008  
AUTHORIZED JULY 23, 2008

- B. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE 2008 AREA PLAN ALLOCATION, MIDYEAR ALLOCATION OF AREA PLAN CONTRACT FUNDS FOR AN ADDITIONAL AMOUNT OF \$240,849.00
- C. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE CLEAN COMMUNITIES GRANT FOR AN ADDITIONAL AMOUNT OF \$6,822.28
- D. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE JOB ACCESS-REVERSE COMMUTE (SECTION 3037) ROUND 7 OPERATING AND NON-OPERATING GRANT, OCTOBER 1, 2006 TO JUNE 30, 2009 FOR AN ADDITIONAL TOTAL AMOUNT OF \$25,200.00
- E. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE COUNTY COMPREHENSIVE CANCER CONTROL PLAN GRANT FOR A TOTAL AMOUNT OF \$65,000.00 FOR THE PERIOD OF JULY 1, 2008 TO JUNE 30, 2009
- F. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE TOBACCO AGE OF SALE ENFORCEMENT PROGRAM GRANT (TASE) FOR A TOTAL AMOUNT OF \$7,560.00
- G. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE COOPERATIVE MARKETING GRANT – BIRD AND NATURE FESTIVAL IN THE AMOUNT OF \$8,000.00
- H. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE CONTRACT FOR THE EARLY INTERVENTION SERVICE

COORDINATION, #09-231-SCH-L-0 FOR THE TOTAL AMOUNT OF \$218,045.00

- I. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS UNDER THE PROVISIONS OF N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS BID EXEMPT SERVICES AS STATED BELOW (Resolution authorizes purchase orders for Pechter's Baking Group, HQW Architects, Hogarth Emergency Physicians – 2007 Professional Services, and Hogarth Emergency Physicians – 2008 Professional Services)
- J. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS UNDER THE PROVISIONS OF N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS SERVICES, WITH ACCUMULATED VALUE LESS THAN THE BID THRESHOLD, AS STATED BELOW (Resolution authorizes purchase orders for Traffic Safety Services, Black Box Corporation, Discover Security, Continuum Voice & Data, Hamburg Plumbing Supply, Weldon Materials and Chemung Supply Corp.)
- K. RESOLUTION RE: AUTHORIZING DIRECTOR, SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS, TO EXECUTE 2008-2009 TITLE IV-D REIMBURSEMENT AGREEMENT BETWEEN THE SUSSEX COUNTY SHERIFF'S OFFICE AND THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT (Resolution authorizes this Agreement in the amount of \$451,496.00)
- L. RESOLUTION RE: APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE PROGRAM ADMINISTERED BY THE DEPARTMENT OF LAW AND PUBLIC SAFETY
- M. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF COMPUTER EQUIPMENT FOR THE SUSSEX COUNTY DIVISION OF INFORMATION MANAGEMENT (Resolution authorizes this purchase from Dell Marketing, LP in the total amount of \$161,444.27)
- N. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF ROOFING REPAIRS FOR THE SUSSEX COUNTY DIVISION OF FACILITIES MANAGEMENT (Resolution authorizes this purchase from Complete Roof

Management, Inc. in the approximate amount of \$60,025.00)

- O. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO TERMINATE THE EXISTING AGREEMENT WITH THE TOWNSHIP OF STILLWATER FOR SALT STORAGE AND AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A NEW AGREEMENT WITH THE TOWNSHIP OF STILLWATER FOR THE STORAGE OF SALT AND GRITS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ. AND N.J.S.A. 40A:11-10 ET SEQ.
- P. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE TOWN OF NEWTON FOR THE PROVISION OF AN EMPLOYEE ASSISTANCE PROGRAM THROUGH ALLIANCE WORK PARTNERS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ. AND N.J.S.A. 40A:11-10 ET SEQ.
- Q. RESOLUTION RE: AUTHORIZING THE SUBMISSION OF A NEW JERSEY HIGHLANDS COUNCIL PLANNING ASSISTANCE GRANT APPLICATION (Resolution authorizes this Application in the amount of \$15,000.00)
- R. RESOLUTION RE: ALLOCATION OF \$111,741.00 TO THE SUSSEX COUNTY DIVISION OF SOCIAL SERVICES FOR VOUCHERS FOR TRANSPORTATION AND NON-TANF/POST-TANF SUPPORT AND AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK TO EXECUTE A CONTRACT (Resolution authorizes this allocation for the period July 1, 2008 to June 30, 2009)
- S. RESOLUTION RE: RESCINDING THE MODIFICATION OF AGREEMENT, ATTACHMENT "A" FOR THE PROVISION OF LEGAL ASSISTANCE WITH LEGAL SERVICES OF NORTHWEST JERSEY, INC., SUSSEX COUNTY DIVISION FOR THE PERIOD OF JANUARY 1, 2008 – DECEMBER 31, 2008 AS ADOPTED JULY 23, 2008 (Resolution authorizes this rescission due to incorrect units of service)

- T. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH LEGAL SERVICES OF NORTHWEST JERSEY, INC., SUSSEX COUNTY DIVISION FOR THE PROVISION OF LEGAL ASSISTANCE FOR THE PERIOD OF JANUARY 1, 2008 TO DECEMBER 31, 2008 FOR A TOTAL AMOUNT OF \$35,396.00 (Resolution authorizes this Modification to provide up to \$29,396.00 Title IIIB funds, \$6,000.00 COLA funds, \$2,720.00 Grant-in-Aid funds, to be supplemented by \$2,090.00 other income for calendar year 2008)

**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)**

9. **APPROVAL OF MINUTES** Regular Meeting July 23, 2008

**Executive Session Minutes**

Regular Meeting July 23, 2008

Regular Meeting January 26, 2005

(voice vote)

10. **APPOINTMENTS AND/OR RESIGNATIONS**

11. **RESOLUTIONS**

A. RESOLUTION RE: APPROVAL OF THE GEOGRAPHIC INFORMATION SYSTEM (GIS) ENTERPRISE CONFIGURATION AND DEPLOYMENT STRATEGY PREPARED FOR THE COUNTY OF SUSSEX BY CIVIL SOLUTIONS

B. RESOLUTION RE: APPROVAL OF THE ENTERPRISE-WIDE CONTENT MANAGEMENT NEEDS ASSESSMENT AND FEASIBILITY PLAN PREPARED FOR THE COUNTY OF SUSSEX BY THE NEW JERSEY INSTITUTE OF TECHNOLOGY (NJIT), CENTER FOR INFORMATION AGE TECHNOLOGY

- C. RESOLUTION RE: THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF SUSSEX EXPRESSES ITS OPPOSITION TO CHANGES IN THE COST-SHARING ARRANGEMENT BETWEEN THE STATE OF NJ AND COUNTIES FOR THE MAINTENANCE OF COUNTY PATIENTS IN STATE PSYCHIATRIC FACILITIES (Resolution opposes these changes that would provide a change from cost-sharing of 90% State and 10% County to 87.5% State and 12.5% County)
- D. RESOLUTION RE: APPROVAL OF STANDARD OPERATING PROCEDURES AND GUIDELINES FOR THE SUSSEX COUNTY JUVENILE FIRESETTING INTERVENTION PROGRAM (FIRE WATCH)
- E. RESOLUTION RE: SUPPORTING H.R. 6052 THE "SAVING ENERGY THROUGH PUBLIC TRANSPORTATION ACT OF 2008"  
(voice vote)

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

- A. Awards of Contracts
  - 1. RESOLUTION RE: AWARD OF CONTRACT FOR ONE (1) 2009 MODEL YEAR STERLING L-8513 DUMP TRUCK WITH PLOW AND SPREADER, OR EQUAL FOR THE COUNTY OF SUSSEX (Resolution awards this Contract to the lowest responsible bidder, Hoover Truck Center, in the amount of \$127,039.00)
  - 2. RESOLUTION RE: AWARD OF CONTRACT FOR SEVEN (7) 2009 MODEL YEAR STERLING BULLET #5500 DUMP TRUCKS WITH PLOW AND SPREADER, OR EQUAL FOR THE COUNTY OF SUSSEX (Resolution awards these Contracts to the lowest responsible bidder, Hoover Truck Center, in the amount of \$516,945.00)

3. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH DYKSTRA WALKER DESIGN GROUP FOR THE PROVIDING OF ENVIRONMENTAL SERVICES AT THE ANDOVER ROAD MAINTENANCE GARAGE AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Agreement in the amount of \$11,200.00 to act as the County's lead consultant, prepare the proposal to the NJDEP, provide oversight management of the excavation of the soil by a Hazardous Waste Operator certified contractor, post excavation sampling and final report to the NJDEP)
  
4. RESOLUTION RE: AUTHORIZING THE RETENTION AND COMPENSATION OF RONALD REBISH OF APPRAISAL SERVICES OF NORTH JERSEY IN CONNECTION WITH THE ACQUISITION OF DEVELOPMENT RIGHTS FOR THE WASHER AND TRI-FARMS, INC. IN ANDOVER BOROUGH; THE WASHER FARM IN ANDOVER TOWNSHIP; THE AF & EJF, LLC 1, 2, AND 3 FARMS IN STILLWATER TOWNSHIP; THE DECKERTOWN, DEGROAT, SARGENT, LEWIS, TURR, WARREN, AFRAN, HILLS, R. CATON AND M. CATON FARMS IN WANTAGE TOWNSHIP; THE SINHA, SPINKS AND R. SOUTHWAY FARMS IN SANDYSTON TOWNSHIP; THE TORRE FARM IN LAFAYETTE TOWNSHIP; TRI-FARMS, INC. IN BYRAM TOWNSHIP; THE P. SOUTHWAY 1, 2, 3 AND 4 FARMS IN FREDON TOWNSHIP; THE WASHER AND TRI-FARMS, INC. IN GREEN TOWNSHIP; AND THE GORDON FARM IN HAMPTON TOWNSHIP FOR THE 2008 COUNTY FUNDING ROUND (Resolution authorizes this Contract in the amount of \$46,200.00)

5. RESOLUTION RE: AUTHORIZING THE RETENTION AND COMPENSATION OF MICHAEL HOLENSTEIN OF HOLZHAUER AND HOLENSTEIN, LLC IN CONNECTION WITH THE ACQUISITION OF DEVELOPMENT RIGHTS FOR THE WASHER AND TRI-FARMS, INC. IN ANDOVER BOROUGH; THE WASHER FARM IN ANDOVER TOWNSHIP; THE AF & EJF, LLC 1, 2, AND 3 FARMS IN STILLWATER TOWNSHIP; THE DECKERTOWN, DEGROAT, SARGENT, LEWIS, TURR, WARREN, AFRAN, HILLS, R. CATON AND M. CATON FARMS IN WANTAGE TOWNSHIP; THE SINHA, SPINKS AND R. SOUTHWAY FARMS IN SANDYSTON TOWNSHIP; THE TORRE FARM IN LAFAYETTE TOWNSHIP; TRI-FARMS, INC. IN BYRAM TOWNSHIP; THE P. SOUTHWAY 1, 2, 3 AND 4 FARMS IN FREDON TOWNSHIP; THE WASHER AND TRI-FARMS, INC. IN GREEN TOWNSHIP; AND THE GORDON FARM IN HAMPTON TOWNSHIP FOR THE 2008 COUNTY FUNDING ROUND (Resolution authorizes this Contract in the amount of \$42,960.00)
6. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH PARETTE SOMJEN ARCHITECTS FOR THE PROVIDING OF ARCHITECTURAL SERVICES FOR THE RECORDS RETENTION CENTER AT THE OLD HOMESTEAD FACILITY AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Agreement in the amount not to exceed \$110,000.00)
7. RESOLUTION RE: AWARD OF CONTRACT FOR REPLACEMENT OF COUNTY BRIDGE X-34 AND SCOUR REMEDIATION OF SUSSEX COUNTY BRIDGE X-01, WANTAGE TOWNSHIP, SUSSEX COUNTY, NEW JERSEY

(roll call vote)

B. Change Orders

1. RESOLUTION RE: AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND DELAWARE VALLEY ASSOCIATES, INC. RELATIVE TO THE FARMLAND PRESERVATION ACQUISITION OF THE WILLIAM FOODY FARMS IN HAMPTON TOWNSHIP (Resolution authorizes the increase of \$18,500.00 (41%) for a revision to all six (6) farms)
  
2. RESOLUTION RE: AUTHORIZING A FIFTH AND FINAL AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND HOLT MORGAN RUSSELL, ARCHITECTS FOR THE PROVIDING OF ARCHITECTURAL SERVICES RELATED TO THE PREPARATION OF RESTORATION AND ADAPTIVE REUSE PLANS FOR THE OLD COUNTY COURTHOUSE AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this increase in the amount not to exceed \$25,000.00 (42%) for additional site visits due to HVAC and other systems corrective and punchlist items, additional work related to design of a roof truss modification and preparation of sequence of operations testing procedure for the security system at the Old Courthouse)
  
3. RESOLUTION RE: AUTHORIZING FINAL CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE COUNTY OF SUSSEX AND TELENTOS CONSTRUCTION CORP. FOR PLAZA AND FAÇADE REMEDIATION AT THE SUSSEX COUNTY ADMINISTRATIVE CENTER IN NEWTON, NEW JERSEY (Resolution authorizes this increase of \$4,600.00 (4.8%) to provide for modifications due to field conditions varying from the design requiring the forming and pouring of two (2) concrete curbs)

(roll call vote)

13. **FINANCIAL**

- A. Authorization for the County Treasurer to pay bills on August 27, 2008.

B. RESOLUTION RE: AUTHORIZATION TO CANCEL CERTAIN GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES

C. RESOLUTION RE: CHANGE IN TITLE, TEXT, OR AMOUNT OF APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-85  
(roll call vote)

**14. PERSONNEL**

A. Personnel Agenda (voice vote)

**15. ADMINISTRATIVE REPORT**

A. Other

**16. COUNTY COUNSEL**

A. Capital Projects

B. Litigation

C. Contracts

D. Other Matters

**17. UNFINISHED BUSINESS**

**18. NEW BUSINESS**

**19. PUBLIC SESSION FROM THE FLOOR**

**20. FREEHOLDERS' COMMENTS**

**21. EXECUTIVE SESSION**

RESOLUTION RE: REQUESTING EXECUTIVE SESSION (voice vote)

A. Personnel

B. Contract

C. Litigation

D. Other Matters

**It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Sussex County Board of Chosen Freeholders that the public interest will no longer be served by such confidentiality.**

**22. REMINDERS**

Monday	September 1, 2008	Labor Day	Holiday
Wednesday	September 3, 2008	Six County	5:30 pm
		Coalition meeting	
		The Comfort Inn, Mansfield	
Wednesday	September 10, 2008	Regular Meeting	5:00 pm

**23. ADJOURNMENT (voice vote)**