

**REGULAR MEETING HELD ON WEDNESDAY, DECEMBER 14, 2011**

**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 February 15, 2011 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. **PUBLIC HEARINGS**

A.

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**PUBLIC HEARING – 5:00 PM**

**FINAL ADOPTION – REFUNDING BOND ORDINANCE**

**Freeholder Director Zeoli:** "At our regular meeting held on November 14, 2011, we introduced for first reading the following Refunding Bond Ordinance which was advertised in the New Jersey Herald issue of November 17, 2011 together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM"

**REFUNDING BOND ORDINANCE OF THE COUNTY OF SUSSEX, STATE OF NEW JERSEY (THE "COUNTY") PROVIDING FOR (i) THE REFUNDING OF CERTAIN OUTSTANDING PENSION REFUNDING BONDS OF THE COUNTY TO ACHIEVE DEBT SERVICE SAVINGS, AND (ii) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,600,000.00 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE COUNTY TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR AND AUTHORIZING THE PUBLIC HEARING TO BE HELD ON WEDNESDAY, DECEMBER 14, 2011 AT 5:00 PM AND PUBLICATION THEREOF**

Is anyone present to be heard regarding this Refunding Bond Ordinance?

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

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

**MOTION** to authorize the Clerk to advertise this Refunding 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/Certificates

1. Proclamation in recognition of Matthew Joseph Gramcko attaining the rank of Eagle Scout.  
(voice vote)

**7. PUBLIC SESSION FROM THE FLOOR**

**(Please note: Everyone is asked to keep their comments to 5 minutes or less)**

**8. FREEHOLDERS' COMMENTS**

**9. APPROVAL OF CONSENT AGENDA**

A. RESOLUTION RE: PAYMENT OF BILLS

- B. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO RENEW ITS COOPERATIVE PRICING AGREEMENT WITH THE TOWNSHIP OF RANDOLPH HEREINAFTER REFERRED TO AS THE "LEAD AGENCY" FOR THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (Resolution authorizes this Agreement with the fee for Sussex County to be \$1,100.00)
  
- C. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2011 BUDGET OF SUSSEX COUNTY RELATING TO THE OPERATING ASSISTANCE AGREEMENT FOR FTA SECTION 5311 GRANT FOR A TOTAL AMOUNT OF \$565,007.00
  
- D. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2011 BUDGET OF SUSSEX COUNTY RELATING TO THE FFY11 HOMELAND SECURITY AND PREPAREDNESS (HSGP) FOR A TOTAL AMOUNT OF \$258,639.52
  
- E. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2011 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE FFY09 URBAN AREAS SECURITY INITIATIVE GRANT, AWARD #2009-SS-T9-0082 FOR IMPLEMENTATION OF THE NATIONAL INCIDENT MANAGEMENT AND SYSTEM/NATIONAL RESPONSE FRAMEWORK STANDARDIZED CREDENTIALING PROGRAM, FOR A TOTAL AMOUNT OF \$65,000.00
  
- F. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2011 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE STATE BODY ARMOR REPLACEMENT FUND PROGRAM – SUSSEX COUNTY SHERIFF'S OFFICE FOR A TOTAL AMOUNT OF \$10,724.90
  
- G. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2011 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE STATE BODY ARMOR REPLACEMENT FUND PROGRAM – SUSSEX COUNTY OFFICE OF THE PROSECUTOR FOR A TOTAL AMOUNT OF \$2,459.77

- H. RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO EXECUTE BUDGET REVISION #1 TO THE CONTRACT OF THE LOCAL CORE CAPACITY FOR THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FOR THE PERIOD OF AUGUST 10, 2011 TO AUGUST 9, 2012 (Resolution authorizes this revision to reflect changes between budget categories of Personnel, Salary & Wages and Other cost Categories, Program Expense and Related Cost)
- I. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK TO EXECUTE THE FISCAL YEAR 2012 SUBREGIONAL TRANSPORTATION PLANNING WORK PROGRAM SUBCONTRACT BETWEEN THE COUNTY OF SUSSEX AND THE NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY (Resolution authorizes this Work Program to provide \$54,294.00 in Federal Transportation Planning Funds, and \$13,573.50 in Sussex County in-kind Funds (Local Match))
- J. RESOLUTION RE: AUTHORIZATION TO CARRY FORWARD UNEXPENDED GRANT RESERVE BALANCES FROM THE NJ DEPARTMENT OF HEALTH & SENIOR SERVICES, DIVISION OF AGING & COMMUNITY SERVICES 2010 AREA PLAN CONTRACT #10-1394-AAA-C-1 INTO THE 2011 AREA PLAN CONTRACT #11-1394-AAA-C-2 (Resolution authorizes this Resolution to appropriate the unexpended balances totaling \$17,757.00 from the 2010 Area Plan Contract #10-1394-AAA-C-1 to the 2011 Area Plan Contract #11-1394-AAA-C-2)
- K. RESOLUTION RE: AUTHORIZATION TO CANCEL 2011 COUNTY BUDGET APPROPRIATION IN THE AMOUNT OF \$125,000.00
- L. RESOLUTION RE: RESOLUTION PROVIDING FOR THE CANCELING OF THE GRANT FUNDS BALANCES FOR THE U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, NJ DEPARTMENT OF HEALTH & SENIOR SERVICES, DIVISION OF AGING & COMMUNITY SERVICES AREA PLAN CONTRACT (APC) FOR 2010
- M. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF VEHICLES FOR VARIOUS SUSSEX COUNTY AGENCIES (Resolution authorizes this purchase of two (2) Ford Escape 4WD SUV's from DFFLM, Inc. in the approximate total amount of \$41,799.00)

- N. 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 Solid Benefit Guidance, LLC)

**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)**

**10. APPROVAL OF MINUTES**

**11. APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

1. RESOLUTION RE: APPOINTMENT OF DEBRA E. KOSS AS A MEMBER OF THE SUSSEX COUNTY MENTAL HEALTH BOARD FOR A TERM OF THREE (3) YEARS BEGINNING IMMEDIATELY AND EXPIRING JUNE 30, 2014
  
2. RESOLUTION RE: AMENDING RESOLUTION CONCERNING REAPPOINTMENT OF JACQUOLYN ENGEL (SENIOR CITIZEN REPRESENTATIVE) AS A MEMBER OF THE SUSSEX COUNTY COMMUNITY TRANSIT CITIZENS ADVISORY COMMITTEE FOR A TERM OF THREE (3) YEARS. TERM TO EXPIRE DECEMBER 31, 2013 (Resolution changes Ms. Engel designation from Senior Citizen Representative to Person with Disabilities Representative)

(voice vote)

B. Resignations

1. E-mail received from Lori Intoccia resigning her position on the Open Space Committee at the end of her term on December 31, 2011.

**12. RESOLUTIONS**

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

A. Awards of Contracts

1. RESOLUTION RE: AWARD OF CONTRACT FOR THE PURCHASE OF THREE (3) NEW, UNUSED CURRENT MODEL YEAR DODGE (OR EQUAL) MODEL 2500 & 3500 CAB & CHASSIS VEHICLES FOR THE COUNTY OF SUSSEX (Resolution awards this Contract to the lowest responsible and responsive bidders, Hertrich Fleet Services, in the amount of \$103,216.00)
2. RESOLUTION RE: AWARD OF CONTRACT FOR MISCELLANEOUS BUILDING TRADE SERVICES (HVAC) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX (Resolution awards this Contract to the only bidder, Air Maintenance Solutions, with a minimum expenditure of \$12,500.00 and a maximum expenditure of \$500,000.00)
3. RESOLUTION RE: AWARD OF CONTRACT EXTENSION BASED ON PROPOSALS RECEIVED THROUGH THE COMPETITIVE CONTRACTING PROCESS PURSUANT TO N.J.S.A. 40A:11-4.1 ET SEQ. FOR PROFESSIONAL LEGAL SERVICES TO REPRESENT PATIENTS ADMITTED TO SHORT-TERM CARE OR A PSYCHIATRIC FACILITY OR SPECIAL PSYCHIATRIC HOSPITAL PURSUANT TO N.J.S.A. 30:4-27.11 & N.J.S.A. 30:4-27.12 TO MICHAEL J. HANIFAN, P.A.
4. RESOLUTION RE: AWARD OF CONTRACT EXTENSION BASED ON PROPOSALS RECEIVED THROUGH THE COMPETITIVE CONTRACTING PROCESS PURSUANT TO N.J.S.A. 40A:11-4.1 ET SEQ. FOR PROFESSIONAL LEGAL SERVICES IN LABOR MATTERS TO FREDRIC M. KNAPP ESQ. OF THE LAW FIRM OF KNAPP, TRIMBOLI & PRUSINOWSKI, L.L.C.
5. RESOLUTION RE: AWARD OF CONTRACT EXTENSION BASED ON PROPOSALS RECEIVED THROUGH THE COMPETITIVE CONTRACTING PROCESS

PURSUANT TO N.J.S.A. 40A:11-4.1 ET SEQ. FOR PROFESSIONAL LEGAL SERVICES IN THE ISSUANCE OF BONDS, NOTES AND RELATED MATTERS TO JOHN M. CANTALUPO, ESQ. OF THE LAW FIRM OF WILENTZ, GOLDMAN & SPITZER, P.A.

6. RESOLUTION RE: AWARD OF CONTRACT EXTENSION BASED ON PROPOSALS RECEIVED THROUGH THE COMPETITIVE CONTRACTING PROCESS PURSUANT TO N.J.S.A. 40A:11-4.1 ET SEQ. FOR PROFESSIONAL ACCOUNTING SERVICES AND THE APPOINTMENT OF NISIVOCCIA & COMPANY, CPA, A REGISTERED MUNICIPAL ACCOUNTANT OF THE STATE OF NEW JERSEY PURSUANT TO N.J.S.A. 40A:5-4
7. RESOLUTION RE: AWARD OF A CONTRACT EXTENSION FOR LAUNDRY AND LINEN SERVICE FOR THE SUSSEX COUNTY HOMESTEAD NURSING HOME (Resolution awards this Contract extension to the only responsible bidder, FDR Services Corp. of New Jersey, Inc. in the approximate base amount of \$89,503.96 for 2012)
8. RESOLUTION RE: AWARDING A CONTRACT EXTENSION THROUGH COMPETITIVE CONTRACTING FOR THE PURCHASE OF PHARMACEUTICAL SERVICES FOR THE DEPARTMENT OF HUMAN SERVICES (Resolution awards this Contract extension to ChemRx, LLC, for the consideration based on the pharmaceuticals required at the Homestead based on the proposal pricing of a formulary rate of \$9.74 per day for the approximate annual cost of \$38,100.00 per year)
9. RESOLUTION RE: AWARDING A CONTRACT EXTENSION THROUGH COMPETITIVE CONTRACTING FOR THE PURCHASE OF A PHARMACY CONSULTANT FOR THE DIVISION OF THE HOMESTEAD (Resolution awards this Contract extension to Pharma-Care, Inc., for the consideration of approximately \$15,120.00 per year)
10. RESOLUTION RE: AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND ENDURACARE THERAPY

MANAGEMENT, INC. FOR THE PROVISION OF PHYSICAL, OCCUPATIONAL, AND SPEECH THERAPY SERVICES TO THE SUSSEX COUNTY HOMESTEAD FOR CALENDAR YEAR 2010 (Resolution authorizes this Agreement in the amount not to exceed \$585,746.92)

11. RESOLUTION RE: AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND ENDURACARE THERAPY MANAGEMENT, INC. FOR THE PROVISION OF PHYSICAL, OCCUPATIONAL, AND SPEECH THERAPY SERVICES TO THE SUSSEX COUNTY HOMESTEAD FOR CALENDAR YEAR 2011 (Resolution authorizes this Agreement in the amount not to exceed \$900,000.00)

12. RESOLUTION RE: AWARD OF CONTRACT FOR LABORATORY ANALYSIS SERVICES FOR THE SUSSEX COUNTY DIVISION OF FACILITIES MANAGEMENT (Resolution awards this Contract to the lowest responsible bidder, Garden State Laboratories, Inc. in the approximate amount of \$7,000.00)

(roll call vote)

B. Change Orders

1. RESOLUTION RE: AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT BETWEEN THE COUNTY OF SUSSEX AND LANYI & TEVALD, INC. FOR THE KEOGH-DWYER CORRECTIONAL FACILITY EXTERIOR FREEZER REPLACEMENT FOR THE COUNTY OF SUSSEX, DIVISION OF FACILITIES MANAGEMENT (Resolution authorizes this Change Order in the amount of \$3,170.89 (1.72%) to replace the original freezer door because it was too big for the space)

(roll call vote)

14. **FINANCIAL**

A. RESOLUTION RE: TRANSFER OF 2011 CURRENT APPROPRIATIONS

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

**15. PERSONNEL**

- A. Personnel Agenda (voice vote)

**16. ADMINISTRATIVE REPORT**

- A. Other

**17. COUNTY COUNSEL**

- A. Capital Projects
- B. Litigation
- C. Contract
- D. Other Matters

**18. UNFINISHED BUSINESS**

**19. NEW BUSINESS**

**20. PUBLIC SESSION FROM THE FLOOR**

**(Please note: Everyone is asked to keep their comments to 5 minutes or less)**

**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**

Wednesday	December 14, 2011	League of Mun. Meeting 6:00 PM Adam Todd Banquet Caterers
Friday	December 23, 2011	Christmas Eve (observed) Holiday
Monday	December 26, 2011	Christmas Day (observed) Holiday
Monday	January 2, 2012	New Year's Day (observed) Holiday
Monday	January 2, 2012	Reorganization Meeting 12 Noon Historic Courthouse

23. **ADJOURNMENT** (voice vote)