

REGULAR MEETING HELD ON WEDNESDAY, JULY 22, 2009

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 5, 2009 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**
6. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations and Certificates

1. Certificate for the United States Coast Guard Auxiliary in recognition of celebrating 70 years of exemplary service to the United States Coast Guard and the boating public and acknowledging the newly established presence of The United States Coast Guard Auxiliary, Flotilla 10-07, Lake Hopatcong, New Jersey.

7. **PUBLIC SESSION FROM THE FLOOR**

(Please note: Everyone is asked to keep their comments to 10 minutes or less)

8. **APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: PAYMENT OF BILLS
- B. RESOLUTION RE: APPROVAL OF THE REVISED FISCAL YEAR (FY) 2009 ANNUAL TRANSPORTATION PROGRAM (ATP) STATE AID PROJECT POOL FOR THE COUNTY OF SUSSEX (Resolution authorizes this revision to change the projects in the Program)
- C. RESOLUTION RE: TO ACCEPT THE AWARD FOR THE FOUR NORTHERN DELAWARE COUNTIES OF SUSSEX, WARREN, HUNTERDON AND MERCER THE FY 08 PRE-DISASTER MITIGATION (PMD) PLANNING GRANT FOR THE TOTAL AMOUNT OF \$509,710.00 (Resolution authorizes the acceptance of the \$509,710.00 with a non-Federal share of \$173,103.72 for a total amount of \$682,813.72)
- D. 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 (Resolution authorizes this Program for six months from January 1, 2009 through June 30, 2009)
- E. RESOLUTION RE: SUBMISSION OF A PRE-APPLICATION FOR FUNDING UNDER THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION LOCAL GREENHOUSE GAS REDUCTION GRANT PROGRAM (Resolution authorizes this Application to take advantage of the opportunities available through the grant program specifically addressing transportation system efficiency, complete streets, green infrastructure and strengthening local economies)
- F. RESOLUTION RE: SUBMISSION OF AN APPLICATION FOR AN ADDITIONAL GRANT IN THE AMOUNT OF \$100,000.00 FOR PREPARATION AND IMPLEMENTATION OF THE COUNTY WASTEWATER MANAGEMENT PLAN

- G. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH CATHOLIC FAMILY & COMMUNITY SERVICES FOR THE PROVISION OF CONGREGATE NUTRITION SERVICES AND WEEKDAY HOME DELIVERED MEALS FOR THE PERIOD OF JANUARY 1, 2009 TO DECEMBER 31, 2009 FOR A TOTAL AMOUNT OF \$184,012.00 (Resolution authorizes this Modification to provide an additional \$44,226.00 in Title IIIC-1 funds, a reduction of \$1,852.00 in County funds, \$11,548.00 in ARRA funds, and an additional \$31,459.00 in Other Income for a net increase of \$85,381.00 for the Congregate Nutrition Program and for the Weekday Home Delivered Meal Program an additional \$22,842.00 Title IIIC-2 funds, an additional \$9,743.00 in State Home-Delivered Meal funds, a reduction of \$547.00 in County funds, an additional \$2,943.00 in State Match B-D funds, \$6,800.00 in ARRA funds, and an additional \$35,869.00 in Other Income for a net increase of \$77,650.00)
- H. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", FOR A NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) WITH THE NEW JERSEY DIVISION OF AGING AND COMMUNITY SERVICES FOR THE DISTRIBUTION OF USDA FUNDS FOR THE CONGREGATE NUTRITION PROGRAM AND HOME DELIVERED MEAL PROGRAM FOR THE PERIOD OF JANUARY 1, 2009 TO DECEMBER 31, 2009 FOR A TOTAL AMOUNT OF \$25,442.00 (Resolution authorizes this Modification to reduce the portion for the Congregate Nutrition Program to \$1,245.00 and to provide an increase in additional funds of \$18,977.00 for the Home Delivered Meal Program for a net increase of \$15,195.00)
- I. 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, 2009 TO DECEMBER 31, 2009 FOR A TOTAL AMOUNT OF \$34,986.00 (Resolution authorizes

this Modification to provide \$15,069.00 in additional Title III B funds)

- J. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH IN HOME HEALTH SERVICES FOR THE PROVISION OF CERTIFIED HOME HEALTH AIDE SERVICES FOR THE PERIOD OF JANUARY 1, 2009 TO DECEMBER 31, 2009 FOR A TOTAL AMOUNT OF \$27,909.00 (Resolution authorizes this Modification to provide \$7,822.00 in additional Title III B funds and \$6,883.00 in additional State Match funds)

- K. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH SUSSEX COUNTY OFFICE OF TRANSIT FOR THE PROVISION OF SENOR TRANSPORTATION (STOP) FOR THE PERIOD OF JANUARY 1, 2009 TO DECEMBER 31, 2009 FOR A TOTAL AMOUNT OF \$85,187.00 (Resolution authorizes this Modification to provide \$28,414.00 in additional Title III B funds and \$2,998.00 in additional COLA funds)

- L. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE WALLKILL RIVER WATERSHED MANAGEMENT GROUP (WRWMG) FOR GIS DATA DEVELOPMENT (Resolution authorizes this Agreement in an amount ranging from \$21,399.00 to a maximum of \$26,500.00)

- M. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO FILE A PROJECT PROPOSAL WITH NEW JERSEY TRANSIT FOR INCLUSION IN THE CONSOLIDATED FFY 2008/2009 ROUND 10/11 JOB ACCESS AND REVERSE COMMUTE GRANT APPLICATION AND NEW FREEDOM GRANT 2, 3, 4 JULY 1, 2009 TO JUNE 30, 2012 APPLICATION SUBMITTED TO THE FEDERAL TRANSIT ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY SECTION 3037 OF THE TRANSPORTATION EQUITY ACT OF THE 21ST CENTURY (TEA-21)

- N. RESOLUTION RE: ENABLING RESOLUTION AUTHORIZING THE FILING OF A SPENDING PLAN FOR A 2009 RECYCLING ENHANCEMENT ACT TAX FUND BONUS GRANT PURSUANT TO P.L. 2007 c. 311 ET SEQ., HEREINAFTER, THE ACT
- O. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATION #1 WITH PEOPLE HELP OF SUSSEX COUNTY ALLOCATING AN ADDITIONAL \$7,000.00 IN GRANT-IN-AID FUNDING FOR THE PROVISION OF EMERGENCY FINANCIAL ASSISTANCE FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Modification to provide a net increase of \$7,000.00 for 140 additional vouchers for emergency financial assistance, thereby increasing the total Contract to \$16,925.00 for 338.50 vouchers at \$50.00 per voucher)
- P. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATION #1 WITH NORWESCAP CFRS ALLOCATING AN ADDITIONAL \$5,000.00 IN GRANT-IN-AID FUNDING FOR THE PROVISION OF CHILD CARE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Modification to provide a net increase of \$5,000.00 for 50 additional child care units, thereby increasing the total Contract to \$49,000.00 for 490 child care units at \$100.00 per unit)
- Q. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATION #1 WITH DOMESTIC ABUSE & SEXUAL ASSAULT SERVICES, INC. ALLOCATING AN ADDITIONAL \$4,000.00 IN GRANT-IN-AID FUNDING FOR THE PROVISION OF MENTAL HEALTH SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Modification to provide a net increase of \$4,000.00 for 60.80 additional units of service for mental health services, thereby increasing the total Contract to \$54,000.00 for 820.80 units of service as either an evaluation at a cost of \$150.00 each or a therapy session/medication monitoring at a cost of \$50.00 each)

- R. RESOLUTION RE: CANCELLING PART OF AN ANTICIPATED GRANT REVENUE ACCOUNT RECEIVABLE AND ITS OFFSETTING APPROPRIATION IN THE AMOUNT OF \$300.00 FOR US DEPARTMENT OF TRANSPORTATION STATE HIGHWAY PROJECTS COUNTY AID
- S. RESOLUTION RE: DECLARING SURPLUS ONE c.1983 HYSTER MODEL H40XL FORKLIFT SERIAL #5240C AND TRANSFERRING THE ITEM TO THE SUSSEX COUNTY COMMUNITY COLLEGE
- T. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2009 BUDGET OF THE COUNTY OF SUSSEX, MODIFICATION #3 OF THE CONTRACT #09-1163-BT-L-1 LOCAL CORE CAPACITY FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS FOR THE PERIOD OF AUGUST 10, 2008 TO AUGUST 9, 2009 FOR THE TOTAL AMOUNT OF \$5,000.00
- U. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2009 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE FY 08 PRE-DISASTER MITIGATION PLANNING GRANT FOR THE FOUR NORTHERN DELAWARE COUNTIES OF SUSSEX, WARREN, HUNTERDON AND MERCER FOR A TOTAL AMOUNT OF \$509,710.00
- V. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2009 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE JOB ACCESS-REVERSE COMMUTE (SECTION 3037) ROUND 8 OPERATING AND NON-OPERATING GRANT, JULY 1, 2008 TO JUNE 30, 2009, MODIFICATION #1 FOR ADDITIONAL AMOUNT OF \$123,505.00
- W. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2009 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE "OBEY THE SIGNS" FOR A TOTAL AMOUNT OF \$4,000.00

- X. 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 Associated Auto Body & Trucks)
- Y. RESOLUTION RE: AUTHORIZING THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF SUSSEX TO EXECUTE SUCH DOCUMENTS AS MAY BE REQUIRED TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

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 8, 2009
(voice vote)

10. **APPOINTMENTS AND/OR RESIGNATIONS**

A. Resignations

- 1. E-mail received from Michelle Mezger, Secretary, for the Uniform Construction Code Board of Appeals, informing the Board that per County Counsel Eric Grove is no longer on the Board of Appeals due to the fact that he is no longer the County Engineer, effective immediately.
(voice vote)

B. Appointments

- 1. RESOLUTION RE: REAPPOINTMENT OF THE COMMISSIONERS TO THE SUSSEX COUNTY SELF INSURANCE FUND COMMISSION (Resolution reappoints John Eskilson, Bernard Re, and Ronald Tappan as Commissioners and Elaine Morgan as Secretary)

2. RESOLUTION RE: APPOINTMENT OF WALTER H. CRAMP, COUNTY ENGINEER, AS AN ALTERNATE MEMBER/ENGINEER/ARCHITECT/BUILDING SUBCODE OFFICIAL OF THE SUSSEX COUNTY UNIFORM CONSTRUCTION CODE BOARD OF APPEALS TO FILL THE UNEXPIRED TERM OF ERIC GROVE; SAID TERM TO EXPIRE DECEMBER 31, 2011

(voice vote)

11. RESOLUTIONS

- A. RESOLUTION RE: THE ESTABLISHMENT OF A POLICY FOR THE CONFIDENTIALITY OF LIBRARY RECORDS

(voice vote)

12. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

- A. Awards of Contract

1. RESOLUTION RE: AWARD OF CONTRACT FOR MICRO SURFACING OF VARIOUS SUSSEX COUNTY ROADS – 2009 (Resolution awards this Contract to the lowest responsible bidder, Asphalt Paving Systems, in the approximate amount of \$469,938.75)
2. RESOLUTION RE: AWARD OF CONTRACT FOR ONE CURRENT MODEL YEAR DODGE RAM 5500HD TRUCK WITH AERIAL LIFT (Resolution awards this Contract to the only responsible bidder, Mobile Lifts, Inc., in the amount of \$118,785.00)
3. RESOLUTION RE: AWARD OF CONTRACT FOR ONE CURRENT MODEL YEAR MUSTANG 2,500 POUND CAPACITY SKID-STEER LOADER, MODEL #2076 OR EQUAL (Resolution awards this Contract to the lowest responsible bidder, G&H Service, Inc., in the total amount of \$49,380.00)

(roll call vote)

B. Change Orders

1. RESOLUTION RE: AWARD OF CHANGE ORDER NUMBER 1 TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND SCHIFANO CONSTRUCTION CORPORATION FOR RESURFACING OF ROADS-2009 (Resolution authorizes the increase of \$867,426.25 (58%) for additional resurfacing)
2. RESOLUTION RE: AWARD OF CHANGE ORDER NUMBER 2 FINAL TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND PERSISTENT CONSTRUCTION COMPANY FOR REPLACEMENT OF SUSSEX COUNTY BRIDGE M-16 CARRYING COUNTY ROUTE 653 OVER TRIBUTARY OF MILL BROOK, TOWNSHIP OF MONTAGUE, SUSSEX COUNTY, NEW JERSEY (Resolution authorizes the increase in the amount of \$992.52 (7.51% increase of the original Contract) with the final quantities being determined by as built measurements and certified weight tickets)

(roll call vote)

13. **FINANCIAL**

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**
(Please note: Everyone is asked to keep their comments to 10 minutes or less)

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**

Wednesday August 19, 2009 Regular Meeting 5:00 pm

23. **ADJOURNMENT** (voice vote)