

**REGULAR MEETING HELD ON WEDNESDAY, MARCH 10, 2010**

**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 6, 2010 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**
6. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**
  - A. Proclamations and Certificates
    1. Proclamation recognizing Alexander Tarvydas for attaining the rank of Eagle Scout.

2. Certificate presented to Sparta High School "Champions for Charity" for sharing their spirit of community, enthusiasm of youth, and sincere desire to help those in need on March 1, 2010.
3. Certificate presented to Ian Fagan for shouting "fire!" after seeing smoke coming from the neighbor's house, which alerted his mother Debbie to the danger, resulting in the quick response of the local fire department to save the Gaffney Family home.

(voice vote)

B. Presentations

1. Acknowledging the retirement of Frank Aumick, Mechanic for Fleet Management, who retired after 20 years with the County; Michael A. Carr, Supervisor, Traffic Maintenance, Division of Public Works, who retired after 36 years with the County; Theresa M. Kelemen, Sheriff's Office Sergeant, who retired after 25 ½ years with the County; and O. Lynn Kellner, Building Maintenance Worker Low Pressure, Division of the Homestead, who retired after 25 years with the County.
2. Presentation of Certificate for John J. Schaninger, Vice President of Sales and Merchandising, Quick Chek Corporation, in recognition of his continued support and promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drive in November, 2009; Certificate to be accepted by Bob Porcelli, Quick Chek District Manager, for Mr. Schaninger.

(voice vote)

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: AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS TO EXECUTE MODIFICATION #1 OF CONTRACT #10-41-CCC-L-3 WITH THE NJ DEPARTMENT OF HEALTH AND SENIOR SERVICES FOR THE IMPLEMENTATION OF THE NEW JERSEY COMPREHENSIVE CANCER CONTROL PLAN AT THE COUNTY LEVEL FOR THE CONTRACT PERIOD OF JULY 1, 2009 TO JUNE 30, 2010

- C. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE AN AGREEMENT WITH NJ TRANSIT FOR JOB ACCESS AND REVERSE COMMUTE (JARC) ROUND 10 FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2012 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 21<sup>ST</sup> CENTURY (TEA-21)
- D. RESOLUTION RE: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH NJ TRANSIT ON BEHALF OF THE COUNTY OF SUSSEX FOR RETURN OF VEHICLE AND TERMINATION OF LEASE AGREEMENT UNDER SECTION 5310 OF THE FEDERAL TRANSIT ADMINISTRATION
- E. RESOLUTION RE: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH NJ TRANSIT ON BEHALF OF THE COUNTY OF SUSSEX FOR A LEASE AGREEMENT FOR A VEHICLE PROVIDED UNDER SECTION 5310 OF THE FEDERAL TRANSIT ADMINISTRATION
- F. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH CATHOLIC FAMILY & COMMUNITY SERVICES, INC. ALLOCATING \$79,110.00 IN PEER GROUPING FUNDING FOR THE PROVISION OF THE ADULT DAY CENTER PROGRAM FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide 981.76 days at the Adult Day Center at \$80.58 per day)
- G. RESOLUTION RE: TERMINATING THE AGREEMENT WITH AETNA TO ALLOW FOR THE PAYMENT TO THE COUNTY OF SUSSEX FOR HEALTH CARE SERVICES PROVIDED TO RESIDENTS AT THE SUSSEX COUNTY HOMESTEAD THAT ARE COVERED UNDER HEALTH BENEFITS PLANS OF AETNA FOR THE PERIOD COMMENCING SEPTEMBER 1, 2009

- H. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A FACILITY SERVICES AGREEMENT WITH AETNA HEALTH, INC. TO ALLOW FOR PAYMENT TO THE COUNTY OF SUSSEX FOR HEALTH CARE SERVICES PROVIDED TO RESIDENTS AT THE SUSSEX COUNTY HOMESTEAD THAT ARE COVERED UNDER HEALTH BENEFITS PLANS OF AETNA HEALTH, INC.
- I. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF NETWORK HARDWARE AND SOFTWARE FOR THE CONNECTION OF THE WHEATSWORTH FACILITY TO THE VARIOUS NETWORK SYSTEMS OF THE COUNTY OF SUSSEX (Resolution authorizes this purchase in the amount of \$84,298.96)
- J. RESOLUTION RE: DESIGNATING THE MORVILLE AGENCY AS RISK MANAGEMENT CONSULTANT FOR THE PUBLIC ALLIANCE INSURANCE COVERAGE (PAIC) FUND
- K. RESOLUTION RE: DESIGNATING THE MORVILLE AGENCY AS RISK MANAGEMENT CONSULTANT FOR THE STATEWIDE INSURANCE FUND

**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 February 11, 2010  
Regular Meeting February 24, 2010

**Executive Session Minutes**

- Regular Meeting January 27, 2010
- Regular Meeting February 11, 2010

(voice vote)

**10. APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

- 1. RESOLUTION RE: APPOINTMENT OF DEBRA BABE AS A MEMBER OF THE ADVISORY COUNCIL OF THE SUSSEX COUNTY DIVISION OF SENIOR SERVICES FOR A THREE (3) YEAR TERM. TERM TO EXPIRE DECEMBER 31, 2012

(voice vote)

B. Resignations

1. Letter received from Louis Cherepy resigning his position on the Sussex County Open Space Advisory Committee.

11. **RESOLUTIONS**

- A. RESOLUTION RE: REQUESTING THAT THE STATE LEGISLATURE RE-EXAMINE AND AMEND THE OPEN PUBLIC RECORDS ACT TO PROVIDE DEFINITE PERMISSIBLE CHARGES FOR PHOTOCOPIES OF GOVERNMENT RECORDS AND TO OTHERWISE ACT IN RESPONSE TO O'SHEA V. SUSSEX COUNTY CLERK'S OFFICE AND ERMA GORMLEY, IN HER CAPACITY AS THE SUSSEX COUNTY CLERK, SUSSEX COUNTY, AND THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS, DOCKET NO. A-2518-08TC

(voice vote)

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

A. Awards of Contract

1. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES CONTRACT WITH ANTHONY DEPAOLA, D.O. FOR THE PROVIDING OF MEDICAL DIRECTOR SERVICES WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Contract in the amount not to exceed \$23,454.00 for calendar year 2010)
2. RESOLUTION RE: AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND MICHAEL GANON, D.O. FOR SERVICES AS THE MEDICAL DIRECTOR FOR THE SUSSEX COUNTY HOMESTEAD – BALANCE CENTER AND OUTPATIENT REHABILITATION CENTER (Resolution authorizes this Agreement in an amount not to exceed \$15,283,99 for calendar year 2010)

(roll call vote)

**13. FINANCIAL**

- A. RESOLUTION RE: TRANSFER OF 2009 APPROPRIATION RESERVES  
(roll call vote)

**14. PERSONNEL**

- A. Personnel Agenda (voice vote)
- B. Resolutions
  - 1. RESOLUTION RE: AUTHORIZATION TO ADOPT AMENDMENT OF  
SUSSEX COUNTY'S SUBSTANCE ABUSE  
POLICY FOR SAFETY SENSITIVE EMPLOYEES  
  
(voice vote)

**15. ADMINISTRATIVE REPORT**

- A. Other

**16. COUNTY COUNSEL**

- A. Capital Projects
- B. Litigation
- C. Contract
- 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	March 24, 2010	Regular Meeting	5:00 pm
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**23. ADJOURNMENT (voice vote)**