

REGULAR MEETING HELD ON WEDNESDAY, JANUARY 16, 2013

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:02 p.m.

2. ROLL CALL Freeholder Mudrick; Freeholder Phoebus; Freeholder Vohden;
Freeholder Director Space; Dennis McConnell, County Counsel;
John Eskilson, County Administrator; Elaine Morgan, Clerk

Freeholder Crabb was excused.

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 8, 2013 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

There were no Public Hearings.

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations/Certificates

1. Proclamation declaring January 25, 2013 as "Earned Income Tax Credit Awareness Day".

54-2013

MOTION made by Freeholder Phoebus to approve this Proclamation, seconded by Freeholder Mudrick and passed unanimously.

7. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 5:04 p.m. by Freeholder Phoebus to open the meeting to the Public, seconded by Freeholder Vohden and passed unanimously.

Comment by Ann Smulewicz

Ann Smulewicz of Wantage came forward; she congratulated Freeholders Phoebus and Mudrick for being elected to the Board, and congratulated Freeholders Space and Vohden on a job well done last year; she also said to let Freeholder Crabb know that since he is the senior Freeholder he needs to keep everyone in line.

MOTION made at 5:05 p.m. by Freeholder Phoebus to close the meeting to the Public, seconded by Freeholder Mudrick and passed unanimously.

Mary Emilius arrived and accepted the Proclamation for "Earned Income Tax Credit Awareness Day".

8. FREEHOLDERS' COMMENTS

Comments from Freeholder Mudrick

- **Municipalities' Reorganization Meetings**

Freeholder Mudrick had the opportunity to attend the Reorganization Meetings for Montague Township, Fredon Township, Hopatcong Borough, Ogdensburg Borough and Vernon Township and was very impressed.

- **Sussex County League of Municipalities**

Freeholder Mudrick attended the last meeting of the Sussex County League of Municipalities where Fredon Township Mayor Carl Lazzaro was elected President; Anita Straway, Committeewoman from Stillwater Township was elected Vice President; and George Graham from Stanhope Council was elected Secretary/Treasurer.

- **Water Quality Management Policy Advisory Committee Meeting**

Freeholder Mudrick attended the meeting in which Jeffrey Butz of Fredon Township was elected as Chairman of the Committee.

- **Sussex County Arts & Heritage Council**

Over the past weekend, the Council held its Winter Solstice Exhibit and Freeholder Mudrick attended the reception for the Exhibit.

- **Public Safety and Law Enforcement**

Freeholder Mudrick took a moment to recognize the firemen, police, Sheriff's Department, and first responders in the County, especially those members that have been injured or died in the line of duty.

Comments from Freeholder Phoebus

- **Thank you from Freeholder Phoebus**

Freeholder Phoebus said that she is settling into her position as Freeholder and thanked the County employees for all of their help in assisting her to become familiar with the position and making her feel comfortable.

- **Capital Projects**

Freeholder Phoebus attended a meeting with Freeholder Vohden earlier in the day concerning Capital Projects.

- **Economic Development**

Freeholder Phoebus spoke with John Eskilson and Eric Snyder about a program on Economic Development and suggested speaking to the towns to see if any of the towns would like to participate to streamline the process for businesses coming into the County.

Comments from Freeholder Vohden

- **Solid Waste Advisory Council (SWAC)**

Freeholder Vohden attended the last SWAC Meeting where they reviewed an application on a computer hard drive shredder operation, which is another method for recycling electronic waste, which is a new service provided by Back Thru the Future.

- **North Jersey Transportation Planning Authority (NJTPA)**

Freeholder Vohden attended the January meeting where former Freeholder, Susan Zellman, was presented with the Distinguished Service Award for 12 years of dedicated service, outstanding accomplishments, and the two years she served as Chairman.

Freeholder Vohden went on to discuss the NJTPA proposed projects for 2013.

Comments from Freeholder Space

- **Thank you from Freeholder Space**

Freeholder Space thanked everyone for their confidence in him as Director.

- **Sussex County Chamber of Commerce**

Freeholder Space spoke to the President of the Chamber, Tammie Horsfield, and he reminded everyone that there were still tickets available for the Chamber Dinner on January 19th. Freeholder Space reminded everyone that the Chamber is very important in Sussex County and said it was very important to support local businesses.

9. APPROVAL OF CONSENT AGENDA

- A. RESOLUTION RE: PAYMENT OF BILLS
55-2013

- B. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A SHARED SERVICES AGREEMENT THROUGH DECEMBER 31, 2017 WITH THE TOWN OF NEWTON FOR MAINTENANCE OF MUNICIPAL OWNED TRAFFIC SIGNALS AND FLASHING WARNING DEVICES
56-2013

- C. RESOLUTION RE: FINAL APPROVAL FOR THE MAX KLEIN FARM IN FREDON TOWNSHIP SUBJECT TO AVAILABLE FUNDING
57-2013

- D. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF AN ADDITIONAL VEHICLE FOR THE SUSSEX COUNTY OFFICE OF THE SHERIFF (Resolution authorizes the purchase of one (1) Dodge Ram 4x4 2500 series pickup in the amount of \$31,913.77)
58-2013

- E. RESOLUTION RE: AUTHORIZATION TO THE SUSSEX COUNTY OFFICE OF PURCHASING TO MAKE PURCHASES DIRECTLY FROM THE STATE DISTRIBUTION CENTER AND PARTICIPATE IN THE STATE COOPERATIVE PURCHASING SYSTEM DURING THE CALENDAR YEAR 2013
59-2013

- F. RESOLUTION RE: AUTHORIZATION TO PROVIDE SPECIALIZED BRIDGE ENGINEERING SERVICES FOR VARIOUS SUSSEX COUNTY BRIDGE PROJECTS (Resolution authorizes this service in the amount of \$55,070.00 for Bridge C-18 on Roseville Road in Byram Township)
60-2013

- G. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO SIGN THE SUBGRANT AWARD FOR THE 2012 SEXUAL ASSAULT RESPONSE TEAM/SEXUAL ASSAULT NURSE EXAMINER PROJECT, VS-39-12, OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013 (Resolution authorizes this award in the amount of the State Share of \$54,925.00 and an in-kind match of \$13,731.00 for a total amount of \$68,656.00)
61-2013

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.

MOTION made by Freeholder Phoebus to approve the Financial Consent Agenda, seconded by Freeholder Vohden.

On Roll Call the vote was:

Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Vohden	Yes
Freeholder Director Space	Yes

10. APPROVAL OF MINUTES Regular Meeting December 12, 2012

Mr. McConnell asked for two votes. The first vote was to approve the Minutes from the December 12th Meeting and to table the Minutes from the December 28th Meeting.

MOTION made by Freeholder Vohden to approve the Minutes of December 12, 2012, seconded by Freeholder Space and passed with Freeholder Mudrick and Freeholder Phoebus abstaining.

Regular Meeting December 28, 2012

MOTION made by Freeholder Space to table the Minutes of December 28, 2012, seconded by Freeholder Vohden and passed with Freeholder Mudrick and Freeholder Phoebus abstaining.

11. APPOINTMENTS AND/OR RESIGNATIONS

A. Resignations

1. Claire Willets, Diane Taylor, Barbara Adolphe, Cynthia Everitt and Sharon Giacchino have all resigned from the Human Services Advisory Committee; they served two terms and could not be reappointed at this time.
2. Lorraine Sorg and Virginia Shamlan asked not to be reappointed to a new term on the Local Advisory Committee on Alcohol and Drug Abuse.
3. John Armeno asked not to be reappointed to the Solid Waste Advisory Council.
4. Letter received from Chris O'Halloran resigning his position on the Sussex County Municipal Utilities Authority effective December 31, 2012.
5. Letter received from Gail Phoebus resigning her position on the Sussex County Planning Board effective January 9, 2013.

12. RESOLUTIONS

- A. **RESOLUTION RE: AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT AND CONSENT NO. 1 BY THE COUNTY OF SUSSEX AS A PARTICIPATING SERIES 2011A LOCAL UNIT IN CONNECTION WITH THE MORRIS COUNTY IMPROVEMENT AUTHORITY'S COUNTY OF SUSSEX RENEWABLE ENERGY PROGRAM**
62-2013
- B. **RESOLUTION RE: SMALL CITIES FAIR HOUSING STATEMENT OF ACTIONS**
63-2013
- C. **RESOLUTION RE: SMALL CITIES CITIZEN PARTICIPATION PLAN**
64-2013

MOTION made by Freeholder Phoebus to adopt these Resolutions, seconded by Freeholder Mudrick and passed unanimously.

13. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. RESOLUTION RE: AWARD OF CONTRACT 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 THE LAW FIRM OF TRIMBOLI & PRUSINOWSKI, L.L.C. (Resolution awards this Contract for a term of five (5) years at the hourly rate of \$120.00 per hour)

MOTION made by Freeholder Phoebus to adopt this Resolution, seconded by Freeholder Vohden.

On Roll Call the vote was:

Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Vohden	Yes
Freeholder Director Space	Yes

14. FINANCIAL

- A. RESOLUTION RE: ADOPTION OF A 2013 TEMPORARY OPERATING BUDGET BY THE COUNTY OF SUSSEX
66-2013
- B. RESOLUTION RE: ADOPTION OF 2013 TEMPORARY OPERATING BUDGETS FOR THE LIBRARY, HEALTH AND SOCIAL SERVICES FUNDS BY THE COUNTY OF SUSSEX
67-2013

MOTION made by Freeholder Phoebus to adopt these Resolutions, seconded by Freeholder Mudrick.

On Roll Call the vote was:

Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Vohden	Yes
Freeholder Director Space	Yes

15. PERSONNEL

A. Personnel Agenda

There was no Personnel Agenda.

B. Resolutions

1. RESOLUTION RE: ESTABLISHMENT OF "DELIVERY WORKER" AND SALARY RANGE
68-2013

Mr. Eskilson said that this Resolution is not adding or creating a new position, it is creating a title in the Facilities Management Division of a particular employee in that Division that functions in that capacity and the County does not currently have that title in the union contract; this Resolution enables the County to put this title in the union contract.

MOTION made by Freeholder Vohden to adopt this Resolution, seconded by Freeholder Phoebus and passed unanimously.

16. ADMINISTRATIVE REPORT

Mr. Eskilson said that he received an email from the Veterans' Cemetery group and its engineer has prepared a site plan that is ready to go before the Sparta Planning Board; he said there would be a Resolution prepared for the next meeting authorizing him to execute all necessary consents and documents to advance the development of the property as a Veterans' Cemetery after consultation with County Counsel and the County Engineer.

- A. Other

17. COUNTY COUNSEL

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

Mr. McConnell had no report at this time.

18. UNFINISHED BUSINESS

There was no Unfinished Business.

19. NEW BUSINESS

Freeholder Phoebus gave an in depth update of the affordable housing project at the Abbey Building on Route 206.

20. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 5:34 p.m. by Freeholder Phoebus to open the meeting to the Public, seconded by Freeholder Mudrick and passed unanimously.

Comment from Linda Ward, Catholic Family and Community Services

Linda Ward came forward and stated that this would be one of her last appearances working for Catholic Family and Community Services since she would no longer be with the organization at the end of January; she commended the Board for its credibility and its kindness over the years.

The Board thanked Ms. Ward for her hard work and diligence over the years.

MOTION made at 5:36 p.m. by Freeholder Vohden to close the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

21. EXECUTIVE SESSION

There were no items for Executive Session.

RESOLUTION RE: REQUESTING EXECUTIVE SESSION

- 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	January 21, 2013	Martin Luther King, Jr. Day (observed)	Holiday
Wednesday	January 30, 2013	Regular Meeting	5:00 pm

23. ADJOURNMENT

MOTION made at 5:37 p.m. made by Freeholder Phoebus to adjourn the meeting, seconded by Freeholder Mudrick and passed unanimously.

Elaine A. Morgan, Clerk

DATED: January 16, 2013