

REGULAR MEETING HELD ON WEDNESDAY, JULY 13, 2016

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at: 5:02 PM.

2. ROLL CALL Freeholder Crabb, Freeholder Lazzaro,
Freeholder Vohden; Freeholder Director Graham; Acting
County Administrator, Ron Tappan; County Counsel,
John Williams; Clerk of the Board, Catherine Williams

Absent: Freeholder Rose

3. MOMENT OF SILENT PRAYER AND SALUTE TO THE FLAG

Freeholder Graham called for a Moment of Silence for the five officers killed in Dallas last week

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, 2016 from the Administrative Center of the County of Sussex, located at One Spring Street, Newton, New Jersey to the following:

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|--------------------------|------------|
| 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. APPROVAL OF AGENDA

MOTION made by Freeholder Lazzaro to approve the agenda, seconded by Freeholder Crabb

Freeholder Graham asked for a motion to pull Resolution 10. M from the agenda; Freeholder Crabb made the motion, seconded by Freeholder Lazzaro and passed unanimously.

6. PUBLIC HEARINGS

None for this evening.

7. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations

1. Proclamation in recognition of Steve Andrews of WSUS for 30 years of continued service.

311-2016

(Voice vote by consent, unless there is a request by a Board Member for individual consideration.)

MOTION made by Freeholder Crabb to adopt the Proclamation; seconded by Freeholder Lazzaro and passed unanimously.

B. Presentations

1. Bill Koppenaal, Administrator of Engineering and Planning, to discuss the Transportation Trust Fund projects shutdown.

Bill Koppelaar, Administrator of Engineering and Planning gave a presentation which was in response to the executive order from the Governor's office on June 30th relating to the gas tax. He said it has had impacts on suspensions on three of our ten active road and bridge projects. This included all projects that included any portion of funding through the TTFA, the Transportation Trust Fund Authority. The three projects are the 2015 resurfacing program, the replacement of Bridge C-17 in Byram Township and the replacement of Bridge O-07 in the Borough of Ogdensburg. He gave a hand out which showed the details to the three projects as well as the projects not impacted by EO 210. He said there has not been a lot of additional information at this time and all counties and entities are in a hold pattern waiting additional direction from the local aid office. He said pending that guidance there is nothing we can do with these projects.

Freeholder Crabb said he thinks it is best to not say too much about this because there may be a decision coming up this Friday. He said one of the complications is for the projects that have been started that have built in clauses for penalties for late completion.

Bill said all of the suspensions were done under their standard provisions within our contracts that allow for excusable non-compensable delays. A state of emergency falls under that category. There is a provision that once the suspension is lifted, the contractors have the ability to come back to the county and provide scheduling information that will define how the suspension has impacted all of the completion dates within the contract. He said so while it is non compensatory at this time, it does have the ability to modify and adjust the project completion times, which will happen with all of these projects because everything is a critical path item. He said the suspension applies to active work not specific to construction; so it related to any active work. It was a stop of the expenditure of any TTFA monies related to active work.

8. PUBLIC SESSION FROM THE FLOOR

Please Note: Everyone is asked to keep their comments to 5 minutes or less. Please state your name, spell your last name, and state your municipal residency.

MOTION made at 5:10 PM from Freeholder Crabb; seconded by Freeholder Lazzaro to open the floor to the public.

Comment by Gema Diaz

Ms. Diaz with Hope for Veterans spoke about her involvement with the Human Services Advisory Council and how they work together to address the needs of veterans. She provided information about her organization that she works at as an outreach representative in helping to address veteran homelessness. She brought one of her colleagues and he works one on one with the veterans to help them get housed and we recently had a stand down in Sussex County in Sparta and we hope to have that conducted next year. She said a veteran stand down is when veterans come together who are homeless to get meals, information about health issues; all services are available right there for them. It helps them address their homelessness. She brought some information with her to share with the Board and the public.

Freeholder Lazzaro asked if she had established any relationships with Habitat for Humanity.

Ms. Diaz said they work with various organizations to provide them information and we try to create projects and try to build. We are a not for profit organization and we seek funding resources. We currently are working on finding funding to establish more housing in different counties. We recently did one at Lyons VA. It is called Permanent Housing Valley Brook Village.

It depends on the funding that we receive that we are able to negotiate and create housing for our veterans. She said she wasn't sure if Habitat for Humanity is one of those partners. Freeholder Lazzaro expressed a concern that he doesn't think veterans know about Habitat for Humanity.

Ms. Diaz said she isn't aware of any specific initiatives with Habitat for Humanity but they do work with other organizations that build homes.

We created homes for them and we continue to strive to contract with different agencies to create those homes. She said they are currently working with the new incoming commander of the American Legion and the Sons of the American Legion to raise money to fund permanent mental health services for veterans. This is a new endeavor that has not been done before and it provides counseling right on site on a weekly and daily basis.

Freeholder Graham said he met Gema at a Human Services Advisory Council meeting and that is where they are coordinating efforts but it is not an exact science. It is a coordination of services that are available.

Comment by Jackie Espinosa, JCP&L

Ms. Esposina said First Energy has STEM (science, technology, engineering and math) grants available for Pre-K through 12th grade. All the information has been sent out to the schools and the towns. In 2015, she gave out one grant; in 2014 she gave out 4 grants. She said the grants are available. She said their tree trimming initiative continues. She said they are also looking to relocate a line in Walpack and they continue to reduce our outages. She said they are also looking to connect the Holiday Lake substation with the Branchville one. She said next week she will be going to the OEM office to do a safety demo to the CERT team.

Comment by Harry Dunleavy

Mr. Dunleavy expressed a concern with the college. He said the number of students is going down, trying to put courses online and yet you want to add another building to the place. And there are teachers up there teaching in subjects that they are not qualified to teach. He brought up the gas tax and he feels there is more money being wasted on education and the overabundance of superintendents.

Comment by Glen Hull

Mr. Hull asked about the bridge project C-17. He wanted to know if we already paid the contractor x amount of dollars to do x amount of work. Has that x amount of dollars been expensed or do we owe him money or at this point does he own us money.

Freeholder Crabb said when the project is completed than we pay the contractor.

Mr. Hull said what was expected.

Mr. Tappan said he will get the information for him.

Comment by Harvey Roseff

Mr. Roseff said with this bridge scenario it kind of shows there are a lot of things broken and the way the whole process works and how things are coordinated at the county. He said it is pretty incredible that a perfectly good bridge gets torn down and we don't have committed funds or you thought you had committed funds and you didn't. I think that is fundamental in fixing what is going on and that is we don't get the proper commitments, the funding is not known, not guaranteed.

Freeholder Graham said all of our commitments were proper.

Mr. Roseff said in my view the process cannot be working if we knock down a perfectly good bridge and then we don't get a tax increase to pay for the bridge. He said you didn't get the funding that was promised to you. I am not blaming you. It is a problem that you received. He said if a bridge is going to be knocked down; money should have been received way in advance. He said Morris County had two bridges under this stop order and they found a way to keep funding coming in. I would recommend that the Administrator get involved and see how they did this and keep funding coming.

Comment by Neil Kenny

Mr. Kenny said he came here tonight with an inquiry. He said on July 1st he had an ugly incident with members of the Green Township volunteer fire department. I have subsequently taken the complaint to the town and I have asked for an official resolution. I have also checked with the state police who had to respond and there were no reports taken. I would like to know who the convening authority is. I was told it is on the County level; therefore I am coming to the Freeholder meeting.

Freeholder Lazzaro said you should go to the township committee and the township clerk who does have convening authority over the township fire department, secondly I would have you

contact Sussex County Fire Marshall Virgil Rome and discuss the matter with him and he may be able to intercede for you.

Mr. Kenny said he did reach out to the township committee and they reached out to the state police, but what bothers me he said is while this confrontation should have never happened, I will not be satisfied personally until two of the individuals are removed from the volunteer fire department and the other issue is there is a fraternity house that exists at these fire houses. I can guarantee you that at least one of the gentlemen who instigated the problem was six sheets to the wind. Mr. Kinney said if you are going to sit in the club house and drink all day, I don't think you should get in your car and respond.

Freeholder Crabb said we are getting into areas that we shouldn't be getting into with this Board. They are allegations and this is not the forum for them.

Freeholder Lazzaro said the Fire Marshall and the township committee have direct supervision over the fire department and that is where you should go.

Mr. Kenny spoke about the burden of taxation. I feel it would behoove this Board to present a referendum to the voting public to look at the administration that goes on with the school boards.

MOTION made at 5:36 PM by Freeholder Vohden to close the public session, seconded by Freeholder Lazzaro and passed unanimously.

9. FREEHOLDERS' COMMENTS

Comments from Freeholder Vohden

Freeholder Vohden said he attended the New Jersey Association of Counties in Trenton. The main topic of discussion was the Transportation Trust Fund. The second issue of concern was the Criminal Justice Reform which includes bail reform and speedy trial.

He said NJAC has been meeting with the legislative leadership and they have been submitting statements advocating for a resolution to address the additional costs that we face implementing the program. NJAC's legal counsel is preparing a legal memorandum for consideration by the directors for the next meeting should they make a decision to file a complaint with the NJ Council on mandates asking if this program is an unfunded mandate. I think most of us agree that it is.

Freeholder Director Graham said part of it is.

Freeholder Vohden said at the same meeting there was a presentation by NJIT's Project Manager Ron Wildman on video conferencing risk assessment hearings which are the bail hearings that will have to occur on weekends and holidays. This is a considerable cost to the county. The presenter explained how a new program will work. When a hearing is required on a weekend or a holiday, a virtual courtroom will be set up with a video conferencing system with all parties participating from their IT video solution from their home, office or even a cell phone. The judge, the prosecutor, the defenders, the interpreters, the defender in the jail will all appear on screen like skype and the entire proceeding will be streamlined for the public and we will be able to review this on the NJ courts' website.

This program is going to result in substantial savings to all counties. He said he has copies of the Power Point presentation for anyone that would like to see it.

Freeholder Vohden said this past Monday; he attended the North Jersey Transportation Planning Authority meeting in Newark. The NJTPA is a federally funded authorized metropolitan planning organization. They operate in the northern 13 counties in New Jersey. Each year this authority oversees over 2.2 billion dollars in transportation improvement projects all in the northern 13 counties. This past June 27th, the US Department of Transportation published a notice of a proposed rule change to Transportation planning regulations that would affect metropolitan planning organizations and that would mean that planning boards like ours would have to become part of one organization for the entire urbanized area. That means that NJ Transportation in Sussex County would become part of the New York metropolitan area organization, a single organization that will absorb all the other organizations. This will drastically alter the transportation planning here in New Jersey and Sussex County funding. We are just one county of the 13 that has a vote. We are fighting for every dollar from the urban areas. If these rule changes get approved, we will be in competition with the entire New York metropolitan area. He said when they show the map, the shaded area shows a little of Sparta but the rest of Sussex County is not shown on the new map. When they show the North Jersey Transportation Authority, we are shown as part of that map. He said there will be a public

comment period. The Transportation Authority is going to provide us with talking points and information on this. It is really important that we comment on this.

Freeholder Vohden said at the last couple of meetings he made comments about the DEP proposal for rule changes to the Highlands Septic Density and the flood hazard control management rules. He said he has a letter from the Farm Bureau with sample remarks if anybody would like to make remarks on the changes. It is so important that we make the public comments.

Comments from Freeholder Crabb

Freeholder Crabb said today they closed down CR 631 for the closure of the bridge by the Franklin Pond Falls. I would like to note that I probably went over it 20 minutes before they closed it. When I came back they had the barriers up and within 15 minutes of that they had the jackhammers going.

He says this because they are really trying to get that bridge completed before school starts. The published completion date is mid-September and I would like to thank that group up there to have everything ready to go. I just want to recognize the Engineering Department for keeping this on schedule.

Freeholder Crabb said he had a brief conversation with Sheriff Strada and I would like permission to go with the Freeholder Liaison to continue my conversation with the Sheriff. I was introduced to an application right after the last meeting that is called "I am responding". Each department pays for the individuals. The application comes up and you can push a button that says "I am responding". This is especially important for day time fires. He said if you are the fire ground commander you need to know who is responding so in the case that you may need to make a decision to go to mutual aid. As Freeholder Lazzaro knows not every fire department responds to the firehouse first. There are many fire departments that carry their gear with them and respond directly to where the fire is. If they hit the button on the application, it lets someone know they are coming. My question for the Sheriff is to see if this is integrated within the County 911 center.

Freeholder Lazzaro said it is. He explained the process. He said there is an option that shows responding to the firehouse within four minutes. And if I am going directly then you hit direct. So everybody can pick up their phone and see where everybody is going. He said the County 911 center already has that and they can look up on the wall and see everyone that is responding.

Freeholder Lazzaro said the ground commander not only knows who is coming but he sees what is going on and can call out for additional aid and what is already happening is that individual communities will be able to respond to each other during the day. We are testing this in Fredon, Stillwater and Hampton and they will be able to automatically respond to each other's incidents because we are short people.

Freeholder Crabb said he is happy to know that that is out there. It makes things safer

Comments from Freeholder Lazzaro

Freeholder Lazzaro picked up a list of the projects that will not be funded due to State shut down. He said it is very interesting to see the allocation of monies all for light rail in Newark. He said very little comes up to Sussex County and very little of it goes into the roads and the roads and bridges are probably the most important things we have and we have precious little to work with establishing them, maintaining them, repairing them and rebuilding them.

Comments from Freeholder Graham

Freeholder Graham said he went to a NJAC meeting on Monday and it was mostly on the TTF shut down. The counties primarily represented were Warren, Sussex and Mercer. He said we are all roads and we need to find a way to bring the money back into the roads if we are going to be paying this tax.

Freeholder Lazzaro said even if we take buses, we need the roads to get to the buses.

Freeholder Graham said we do not have any mass transit in Sussex County so every one of these buses that is on that report that needs repairs never crosses into Sussex County.

Freeholder Graham spoke about 911 funding. He said there is a sheriff from Monmouth County who pointed out there is a tax that is being paid on every cell phone that we have every landline we have and yet that money has been diverted. He said he has asked our treasury department, our sheriff and had a conversation with the sheriff from Monmouth County to find out how this money has been diverted. The best I can find out in the last six years is even though we have seven PSAPs in Sussex County, we only see about \$60,000 come that is floated into Sussex County. The rules were rewritten in 2009 or 2010 that made it money was only available to PSAPs that were over 65,000 people served which before we had a county-wide 911 center didn't fly. There will be more coming and I would like to get the real answers on this and not just work on speculation at this point in time.

Freeholder Graham said they had a walk through last week at the courthouse. Involved with all the requirements we had, we also had to construct two new court rooms. That has been money that has been mandated and we are not receiving anything back from that. He said one of the areas that are going to be heavily affected is the drug court. The drug court and the probation area have about 160 in that. It is a good program because it allows people who have made a mistake to move on with their lives but they have to be monitored. If the Justice Reform puts more and more people in the drug court it will restrict the amount of space we have to do that.

Freeholder Graham said we will be putting the open space plan on the website. We haven't seen it yet but we will be addressing it at the July 27th meeting.

Freeholder Graham addressed Mr. Roseff's questions. He said there is an interesting disconnect between certified funds and funds that you can count on. This has never happened before. When the state says you have received a grant and that grant is for this amount and usually the money from grants is provided upfront. We use that to go ahead with our projects. Nobody just jumped ahead and opened up a project. I have been concerned with the Roseville project because that is on a very tight deadline and that is because the feds and the state want that completed so the rail can come through. When will it come through, he doesn't know, when will they fix the Roseville tunnel, he doesn't know. It is a critical path. It is a very important project and the reason why it was jumped into so quickly was there was a deadline to get it down by the end of the year. He said we never spend a nickel here that does not have certified funds. Question whether or not states go ahead with certified funds or not, he said I don't know. He said he will come back with a better answer. He said this came up with Hunterdon County and Mercer County and they could not answer it. It was an interview on NJ12 and 101.5 and that was one of the questions that came up.

Freeholder Graham said they had the reading of the Declaration of Independence at the Newton Green and he was taken away not only by the respect but by the fact that so many people did show up and he saw a lot of people that were truly touched by it. He said he was very impressed.

10. APPROVAL OF CONSENT AGENDA

**A. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR
313-2016**
TO EXECUTE A CONTRACT WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT TO PROVIDE \$172,695.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017

**B. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR
314-2016**
TO EXECUTE THE TRANSPORTATION CONTRACT WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT TO PROVIDE \$33,660.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017

**C. RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF
315-2016**
CHOSEN FREEHOLDERS TO APPROVE THE SUBMISSION OF A RENEWAL APPLICATION FOR THE ENHANCED IMPLEMENTATION OF THE NJ COMPREHENSIVE CANCER CONTROL PLAN THROUGH COORDINATED CANCER AND CHRONIC DISEASE ACTIVITIES PROJECT ISSUED BY THE NJ DEPARTMENT OF HEALTH, DIVISION OF FAMILY HEALTH SERVICES, OFFICE OF CANCER CONTROL AND

PREVENTION

- D. RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO APPROVE THE SUBMISSION OF A RENEWAL OF A HEALTH SERVICE GRANT FOR THE PROVISION OF CANCER EDUCATION AND EARLY DETECTION (NJCEED) ISSUED BY THE NEW JERSEY DEPARTMENT OF HEALTH
316-2016
- E. RESOLUTION RE: AUTHORIZATION FOR THE COUNTY OF SUSSEX TO EXECUTE AN APPLICATION TO RENEW THE SPECIAL CHILD HEALTH SERVICES CASE MANAGEMENT GRANT FOR \$93,647.00 AND AN ADDITIONAL ONE TIME \$12,000.00 TO SUPPORT THE INTEGRATED SYSTEMS MEDICAL HOME PILOT GRANT FOR THE CONTRACT PERIOD OF JULY 1, 2016 THROUGH JUNE 30, 2017 BETWEEN THE COUNTY OF SUSSEX AND THE NEW JERSEY DEPARTMENT OF HEALTH
317-2016
- F. RESOLUTION RE: ACCEPTANCE OF FEDERAL FUNDS FOR ENTITLEMENT LANDS AND DISTRIBUTION OF FEDERAL FUNDS FOR PAYMENT IN LIEU OF TAXES
318-2016
- G. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2016 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2016 AREA PLAN CONTRACT GRANT, MID-YEAR ALLOCATION FOR AN ADDITIONAL AMOUNT OF \$242,845.00
319-2016
- H. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2016 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2016/17 LOCAL CORE CAPACITY FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT AWARD #PHLP17LNC015 FOR A TOTAL AMOUNT OF \$258,309.00
320-2016
- I. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF FOUR (4) VEHICLES BY THE SUSSEX COUNTY OFFICE OF FLEET MANAGEMENT FOR THE SHERIFF'S OFFICE
321-2016
- J. RESOLUTION RE: AUTHORIZATION TO PROVIDE ON-CALL ENGINEERING SERVICES FOR BRIDGE O-07 (PASSAIC AVENUE) IN OGDENSBURG BOROUGH, SUSSEX COUNTY
322-2016
- K. RESOLUTION RE: AUTHORIZATION TO PROVIDE HVAC SERVICES FOR THE COCHRAN HOUSE RECORDS RETENTION
323-2016
- L. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO RENEW THE COOPERATIVE PRICING AGREEMENT WITH THE TOWNSHIP OF RANDOLPH HEREINAFTER REFERRED TO AS THE "LEAD AGENCY" FOR THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC)
324-2016
- M. RESOLUTION RE: AUTHORIZATION TO REIMBURSE NJ TRANSIT FOR COSTS CURRENTLY ESTIMATED AT \$132,287 AND EXPECTED TO BE INCURRED DURING NJ TRANSIT MONITORING AND INSPECTION OF WORK CONDUCTED WITHIN THE LACKAWANNA CUTOFF ROW AS RELATED TO REPLACEMENT OF SUSSEX COUNTY BRIDGE C-17
PULLED

N. RESOLUTION RE: AUTHORIZING A LICENSE AND ACCESS AGREEMENT BETWEEN THE COUNTY AND THE MORRIS COUNTY IMPROVEMENT AUTHORITY IN FURTHERANCE OF THE COUNTY OF SUSSEX GUARANTEED RENEWABLE ENERGY PROGRAM, SERIES 2011 AND CONSENTING TO THE CONSTRUCTION OF CERTAIN ADDITIONAL LOCAL UNIT PROJECTS PURSUANT TO N.J.S.A. 40:37A-56
325-2016

O. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH DAVID A. WEINSTEIN OF ARCHER & GREINER, P.C. FOR THE PROVISION OF SPECIAL COUNSEL SERVICES RELATED TO THE SOLAR PROJECT WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i)
PULLED

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 to adopt the resolutions made by Freeholder Vohden, seconded by Freeholder Crabb

On Roll call the vote was:

| | |
|----------------------------|-----|
| Freeholder Crabb | Yes |
| Freeholder Lazzaro | Yes |
| Freeholder Vohden | Yes |
| Freeholder Director Graham | Yes |

11. APPROVAL OF MINUTES

Regular Meeting – June 22, 2016

MOTION made by Freeholder Lazzaro to approve the minutes, seconded by Freeholder Crabb and passed unanimously.

12. APPOINTMENTS AND/OR RESIGNATIONS

None for this evening.

13. RESOLUTION

A. RESOLUTION RE: URGING GOVERNOR CHRIS CHRISTIE AND THE NEW JERSEY STATE LEGISLATURE TO ADOPT “LEGISLATOR BUDGET RESOLUTION REQUEST NO. 4287” (PRIME SPONSOR, SENATOR STEVEN V. OROHO, R-24) PROVIDING \$21 MILLION TO CREATE A FUNDING MECHANISM FOR COUNTY GOVERNING BODIES TO OFFSET THE COSTS ASSOCIATED WITH IMPLEMENTING CRIMINAL JUSTICE REFORM
327-2016

B. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 650 AND CR 639 IN WANTAGE TOWNSHIP AND SUSSEX BOROUGH
328-2016

C. RESOLUTION RE: AMENDING NO PASSING ZONES ON A SEGMENT OF COUNTY ROUTE 519 BETWEEN STATE ROUTE 206 AND COUNTY ROUTE 655, TOWN OF NEWTON AND TOWNSHIP OF HAMPTON, SUSSEX COUNTY
329-2016

D. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 613 IN

MOTION made by Freeholder Crabb to adopt the resolutions, seconded by Freeholder Vohden and passed unanimously.

14. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. RESOLUTION RE: AWARD OF CONTRACT FOR THE SAFETY ENHANCEMENTS TO SUSSEX COUNTY ROUTE 622 (TOWN OF NEWTON AND TOWNSHIPS OF FREDON, HAMPTON AND STILLWATER) AND ROUTE 653 (TOWNSHIP OF MONTAGUE) – FEDERAL PROJECT #HSP-C00S (755), SUSSEX COUNTY 2015 HIGH RISK RURAL ROAD PROGRAM
331-2016

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
332-2016

3. RESOLUTION RE: AWARD OF CONTRACT FOR DRAINAGE PIPE AND TUBING FOR SUSSEX COUNTY
333-2016

MOTION made by Freeholder Crabb to awards the contracts, seconded by Freeholder Vohden

On Roll Call the vote was:

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|----------------------------|-----|
| Freeholder Crabb | Yes |
| Freeholder Lazzaro | Yes |
| Freeholder Vohden | Yes |
| Freeholder Director Graham | Yes |

15. FINANCIAL

A. RESOLUTION RE: PAYMENT OF BILLS
334-2016

MOTION to accept the Bill list made by Freeholder Crabb, seconded by Freeholder Lazzaro

On Roll Call the vote was:

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|----------------------------|-----|
| Freeholder Crabb | Yes |
| Freeholder Lazzaro | Yes |
| Freeholder Vohden | Yes |
| Freeholder Director Graham | Yes |

16. PERSONNEL

A. Personnel Agenda

MOTION to accept the Personnel Agenda made by Freeholder Crabb, seconded by Freeholder Vohden and passed unanimously.

17. ADMINISTRATIVE REPORT

A. Other

Acting Administrator Ron Tappan said our Public Health nursing did a public health skin cancer health screening. He said 60 people attended and 20 of them were told they should go see their doctor because they saw something that appeared it should be looked at additionally from our Public Health nursing staff. It was held up in Vernon and it was well received.

Mr. Tappan said he would like to have someone that is a good writer to write up press releases for the things that Public Health Nursing gets involved with. He said there are so many things that come across his desk that he feels the public should know about.

Freeholder Vohden said not only for the Health Department but for all the departments.

Mr. Tappan said when public health nursing does their job right, nobody ever knows. I would really like to do that if it is ok with the Board.

18. COUNTY COUNSEL

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

Mr. Williams provided some solar updates. He said the last project update is posted July 1st and there have been some updates to that. The Hardyston BOE is pending and being placed in service for the middle school ground mounts. Kittatinny Regional High School, the panel installation has begun. The Sparta BOE, which is the Sparta Middle School ground mounts, will begin this Friday. At Sussex Vo-Tech, the ground mounts are completed. That is ahead of schedule and the roof mount will begin soon. The Valley Road School roof mounts are out.

Mr. Williams read from an email that was sent to Stanhope explaining what changed since our last meeting where I indicated that we would be moving forward with Stanhope. This was based on the BOE did not complete its final approval of the license and access agreement as attorney review was unexpectedly delayed and would need to begin with another counsel just obtained because of the inability of previous counsel to do it. That was very different than what we had been indicating to the Board some weeks ago and Sunlight had just completed the engineering studies of the county facilities in Frankford which has been proven to be suitable for enough kilowatts to make construction there viable.

So it has been agreed upon that the remaining kilowatts will be built at the Frankford site only and it is the most economically reasonable choice given all the circumstances and the resolution that was passed tonight is the formal agreement to the site license agreement that goes to the MCIA which get signed with Sunlight General and the full capacity there is 635 kilowatts so it will leave some amount of unbuilt kilowatts remaining.

Freeholder Crabb said the good news that we have consumed most of the outstanding kilowatts at the county site. We determined the situation had changed from the original plan came out because there was not enough power consumption there. It was just the old juvenile detention center and now that we have added the 911 center and folded in the county library, it has given us the opportunity to take up almost all the remaining kilowatts a lot closer to whole.

Wheatworth the meter relocation is complete. We are waiting to for the credit. It comes back to us from JCP&L for the lost revenue. They are agreeing on a price at the County College for the racking repair.

19. UNFINISHED BUSINESS

None this evening.

20. NEW BUSINESS

Freeholder Crabb congratulated Ron Tappan on his new granddaughter.

21. PUBLIC SESSION FROM THE FLOOR

Please Note: Everyone is asked to keep their comments to 5 minutes or less. Please state your name, spell your last name, and state your municipal Residency

MOTION made by Freeholder Crabb to open the floor up to the public, seconded by Freeholder Vohden and passed unanimously.

Comment from Harry Dunleavy

He asked if the Board could do something about all this money that is being wasted on education.

He said he had spoken with legislatures about all the money that is being spent and I was told to get a representative to introduce a bill and we will be happy to do something. They asked for a survey and 2 schools refused. Sparta and the technical school refused.

Freeholder Lazzaro said this is the wrong place to bring this up. He said I do agree with many of the aspects you are talking about. He said this belongs right in the lap of the County Superintendent. We pay the County Superintendent.

This is her job; to review budgets of every school in the district, to recommend consolidations. We on this Board can't make those decisions. They need to be made by her. I think that is where this belongs.

Freeholder Crabb said we had this same conversation when I became the Director for the first time five years ago and I agreed with you. The issue needs to percolate up from that municipality.

Mr. DunLeavy said all of you would have more of an influence than me. He said the County Superintendent is dead wood. There are many things that she has ignored in this county.

Freeholder Vohden said it is so important what you are doing. We have no statutory over the school boards. The most important thing we can do is what you are doing which is bringing this to the attention of the public and they go to their schools.

Freeholder Graham said about seven years ago Stanhope wanted to consolidate its administration with Netcong. They are both sending districts to Lenape Valley. I joined the committee and we talked about it. I knew it wouldn't happen and it wouldn't happen because the administration would not give into it and because every parent who had a child in first, second, third grade was not going to let it happen. He said what Freeholder Vohden said is absolutely right but the best place to start is with Vernon. Vernon has the opportunity to shut a school down and they have a superintendent that has the stomach to do it but it is getting waived around. He said to Mr. DunLeavy that nobody is pushing back on you and we have all felt your frustration but it has to come from the grass roots and the grass roots are those voters in those towns.

Discussion ensued.

Comment from Mr. Kenny

Mr. Kenny asked about the solar panels on Rt. 206 but what I don't understand when I drive by Sussex Vocational school and it is very uneven.

The Board discussed it.

Comment from Harvey Roseff

Mr. Roseff said on May 25th he came before the Board on the Bond that was issued to pay for the guarantee of the loan between Mastec and Sunlight. He said he did get an email from Ms. Williams that his concerns would be addressed. He asked if they knew that might happen.

Ms. Williams said she will look in her file and reach out to him tomorrow.

22. EXECUTIVE SESSION – (Closed Session – If Applicable)

No items.

RESOLUTION RE: PROVIDING FOR AN EXECUTIVE (CLOSED) SESSION NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 10:4-12 ET SEQ.

WHEREAS, the subject matter(s) about to be discussed may be excluded from the public portion of the meeting by Resolution of the Board of Chosen Freeholders as an exception to the "Open Public Meetings Act" pursuant to N.J.S.A. 10:4-12 (b); and

WHEREAS, it appears necessary for the Board of Chosen Freeholders to discuss such matter(s) in Executive Session.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Sussex, in accordance with the provisions of N.J.S.A. 10:4-12(b) and N.J.S.A. 10:4-13 that the Board at this time enter into an Executive Session from which the public shall be excluded; and

BE IT FURTHER RESOLVED, that the general nature of the subject(s) to be discussed relate to the following item(s) authorized by N.J.S.A. 10:4-12(b) as designated below:

- _____ (1) **Matters Required by Law to be Confidential:**
- _____ (2) **Matters Where the Release of Information Would Impair the Right to Receive Funds:**
- _____ (3) **Matters Involving Individual Privacy:**
- _____ (4) **Matters Relating to Collective Bargaining Agreements:**
- _____ (5) **Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds:**
- _____ (6) **Matters Relating to Public Safety and Property:**
- _____ (7) **Matters Relating to Litigation, Negotiations and the Attorney Client Privilege:**
- _____ (8) **Matters Relating to the Employment Relationship:**
- _____ (9) **Matters Relating to the Potential Imposition of a Penalty:**

BE IT FURTHER RESOLVED that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Sussex County Board of Chosen Freeholders or provided by law that the public interest will no longer be served by such confidentiality; and

BE IT FURTHER RESOLVED that upon completion of the business for which the Board has entered into the Executive Session, the Board shall reconvene and resume its meeting open to the public.

23. REMINDERS

| <u>Date/Time</u> | <u>Meeting</u> | <u>Location</u> |
|-----------------------------|---|--------------------------------|
| July 14 -9:20am till 2:30pm | Mammography Screening | 201 Wheatsworth Rd., Hardyston |
| July 14 – 12pm | North Jersey Health Collaborative Meeting | Newton Medical Center |
| July 14 – 7:30pm | SC Water Quality Mgmt. PAC | Freeholder Meeting Room |
| July 18 – 7:30pm | SC Agriculture Development Board | Freeholder Meeting Room |
| July 20 – 12:30 pm | SC Youth Services Commission | Freeholder Meeting Room |
| July 25 – 10am | SC Mental Health Board | Project Self-Sufficiency |

Advisory Committee

| | | |
|------------------|-----------------------------|--------------------------------|
| July 25 – 11am | SC Mental Health Board | Project Self-Sufficiency |
| July 25 – 3:30pm | SC Development Review | Admin Bldg. – Conf. Rm. 3B |
| July 27 – 2-4pm | Health Check Clinic | 201 Wheatsworth Rd., Hardyston |
| July 27 – 6pm | Board of Chosen Freeholders | Freeholder Meeting Room |

24. ADJOURNMENT

MOTION to adjourn at 6:42 PM by Freeholder Vohden, seconded by Freeholder Lazzaro and passed unanimously.

DATED: July 13, 2016

Catherine M. Williams
Clerk of the Board