

REGULAR MEETING HELD ON WEDNESDAY, JUNE 8, 2016

5:00 PM

ORDER OF BUSINESS

Item

1. **CALL TO ORDER BY DIRECTOR** at 5:00 PM

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

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 7, 2016 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. **APPROVAL OF AGENDA**

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

MOTION made by Freeholder Graham, seconded by Freeholder Rose to move Resolution 10.L to a separate vote and passed unanimously.

6. **PUBLIC HEARINGS**

None for this evening.

7. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations

1. Proclamation in recognition of the Champions for Charity Food Pantry Volunteers
259-2016

2. Certificate in recognition of Jennie Switzer for her years as a lifelong resident (99 years), volunteer and community member of Sussex County.

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

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 5:16 PM to open the floor to the public by Freeholder Crabb, seconded by Freeholder Rose and passed unanimously.

Comment by John Snyder

Mr. Snyder from Sandyston Township thanked the Board for agreeing to the idea of having the solar open forum and is looking forward to July 1st or so of their announcing when it will be. He brought up when he was in active duty in 1967 when Israel attacked the ship USS Liberty. He asked for a moment of silence for the 34 that were killed and the 171 that were wounded 49 years ago today.

The Board asked for a moment of silence.

Comment by Larry Price

Mr. Price from Frankford Twp. spoke about the college and the talk about building another building. He asked if anyone has looked into the old monastery that is there. He said it would be an ideal spot with adequate parking. He said with the money to buy a new one, maybe they could use the money to purchase the monastery.

Freeholder Lazzaro said there is a huge sewer service problem there. That is why anything they have tried to do with that building has stalled.

MOTION made at 5:20 PM to close the meeting to the public by Freeholder Lazzaro, seconded by Freeholder Rose and passed unanimously.

9. FREEHOLDERS' COMMENTS

Comments from Freeholder Vohden

- **Sussex County Residents**

Freeholder Vohden said over the last few months he has made a lot of phone calls to Sussex County residents and a lot of things that he has learned from them is that most people do not know what a Freeholder is or what our responsibilities are. He said most of the people he spoke with are not being informed about County issues and they blame us the elected officials and the local press for not providing enough honest coverage. Freeholder Vohden did tell them that their meetings are open to the public; we have an award winning county website where they can keep up with county issues. They can read all the minutes from the meetings on line and they can listen to the audio tapes. A few individuals suggested that they would make the time to watch the video recordings of the meetings if they were available. He said he believes this is a great idea and it would provide our residents the opportunity to better understand what is happening in the county.

- **Interview with Matthew Boxer**

Freeholder Vohden said he has a scheduled appointment on Monday, June 13, 2016 to meet with attorney A. Matthew Boxer to discuss the counties participation in the Sussex County Renewal Energy Program. He said he will be attending this interview without legal counsel. The Lowenstein Sandler agreement includes an indemnification and hold harmless clause for the county but the terms of engagement and the agreement both specifically state that the law firm has agreed not to represent any other person including any elected official or any other employee of the county with respect to these investigations. They are representing the county but not elected officials or employees so I will be attending without legal counsel. He said in the original solar project in the terms of agreement it states that Lowenstein Sandler services will include an initial assessment stage followed by a status report. In the agreement, the review is broken down to three phases. He went over the three phases.

- **Regulations and Legislation**

Freeholder Vohden said at the past few Freeholder meetings he has discussed how important it is to make comments in writing and speak out in public on the meetings and regards to the regulations and legislation that impact Sussex County.

At our last meeting, he provided information of a meeting about proposed septic density rules that would give us some common sense relief from the Highlands Act regulation. It could have an impact on the Abbey building in the long run. He said the meeting was held a week ago tonight. The paper said there were 100 people there, members that were there said there were less. Almost all of the speakers and comments spoke in opposition to the changes. They want the 88 acre zoning, they want the common sense relief that we could get by this to not happen.

Our legislation could not attend because they had previous commitments and I did not attend because I am recuperating from pneumonia, but even if I did I couldn't speak because it would have been a conflict because I am a member of the Highlands Council. This is not good for Sussex County. We do need to make comments otherwise they will get dropped and we will be right back where we were.

Comments from John Rose

- **Solar Project**

Freeholder Rose said at Hardyston Middle School the ground mounts, Vanguard is prepping the arrays and finishing up wiring for the interconnection which is supposed to take place on June 11th. At Kittatinny High School the roof mounts have received JCP&L approvals and continue to the construction phase. Vanguard is expecting to mobilize June 17th.

Sussex Vo-Tech conduit layouts throughout the site should be completed within the next two weeks; Vanguard did receive permits on Wednesday, April 27th for construction of the array of the roof but that construction will not begin until school is out for the summer break.

Comments from Freeholder Crabb

- **Sussex County Vo-Tech Fashion Show**

Freeholder Crabb said at the last meeting he mentioned he attended this event and it was outstanding and he said it will continue to sell out for years to come.

- **Franklin Memorial Day Services**

Freeholder Crabb said along with Freeholder Rose they attended the Memorial Day Services.

- **Election Board**

Freeholder Crabb spent his birthday at the election board and he applauded Marge McCabe and the whole organization. Everybody knew exactly what they had to do. There was never a hold up. They had no voting machine malfunctions across the County. He congratulated the winning Freeholders candidates.

Comments from Freeholder Lazzaro

He congratulated Freeholder Graham and Mayor Petillo.

- **Memorial Day Events**

Freeholder Lazzaro attended the events in Newton and Hopatcong. He said they were very moving events. He said no one seems to realize that the men and women were children when they entered. It is a tribute to them and it is marvelous.

- **Senior Awards**

Freeholder Lazzaro had the opportunity to present the awards and the Kittatinny Senior Awards and he said he carried on what Freeholder Graham had said at SCCC graduation ceremony. I urged the students to go to college and to remember their roots. I reminded them how they grew up in a community where they could ride their bicycles, go hunting and fishing and for them to go out in the world and learn but come back to Sussex County to raise their families and take advantage of the opportunities you got from Sussex County. I think this is what is going to bring Sussex County back.

Comments from Freeholder Graham

- **Memorial Day Parades**

He commended the Freeholders for being able to fan out and hit all the parades at the same time. He said he was able to go Hopatcong on Sunday and then go to Branchville on Monday. He said the Master of Ceremonies was 96 and you would not know that by listening to him. He was strong. Freeholder Graham also attended the parade in Stanhope. He did attend the Vo-Tech Veterans tribute.

- **Human Services Department- Transit meeting**

Freeholder Graham said there is an open meeting for the Transit Citizens Advisory Committee at the Atrium at the Performing Art Center at the SCCC at noon on June 14th. This is for those that want to hear about our Public Transit and the routes. This is where public comments would be welcomed and information to be passed on.

- **Proclamation for Food Pantries**

Freeholder Graham said we collected from Sussex- Wantage Middle School 6,880 pounds of food through the Champions of Charity to benefit the food pantry for Social Services on May 31st. The students at the Hopatcong Middle School collected 4,860 pounds and I think Byram collected around 10,000 pounds. This is how the food pantry continues to operate.

10. APPROVAL OF CONSENT AGENDA

A. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF
260-2016 ANY SPECIAL ITEM OF REVENUE IN THE 2016 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE FY2016 CLEAN COMMUNITIES GRANT AWARD FOR A TOTAL AMOUNT OF \$124,325.08

B. RESOLUTION RE: RESOLUTION PROVIDING FOR THE CANCELING OF
261-2016 VARIOUS GRANT FUND RECEIVABLES AND RESERVES THAT EXIST ON THE BALANCE SHEET OF THE CURRENT FUND

C. RESOLUTION RE: AUTHORIZATION TO CANCEL CERTAIN GENERAL
262-2016 CAPITAL RESERVE BALANCES

- D. RESOLUTION RE: AMENDING THE 2016 CAPITAL BUDGET
263-2016
- E. RESOLUTION RE: AUTHORIZING THE RENEWAL OF THE AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND THE BOROUGH OF STANHOPE FOR ENFORCEMENT AGENCY SERVICES AS SET FORTH IN THE NJ STATE UNIFORM FIRE CODE REGULATIONS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ.
- F. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD OF CHOSEN FREEHOLDERS TO EXECUTE THE SALARY REIMBURSEMENT AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND RUTGERS COOPERATIVE EXTENSION, RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY, FOR THE PROVISION OF EDUCATIONAL SERVICES IN THE AREAS OF AGRICULTURE, HOME ECONOMICS, AND 4-H DEVELOPMENT FOR CALENDAR YEAR 2016
TABLED
- G. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE MUNICIPAL ALLIANCE BUDGET MODIFICATION ALLOCATING AN ADDITIONAL \$600.00 TO THE HOPATCONG MUNICIPAL ALLIANCE FOR THE PROVISION OF AN ADDITIONAL SUBSTANCE ABUSE PREVENTION PROGRAM
265-2016
- H. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF NEW FURNITURE FOR THE SUSSEX COUNTY JUDICIAL CENTER SIXTH COURTROOM
266-2016
- I. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE SERVICES OF PRINTING ELECTION BALLOTS FOR THE SUSSEX COUNTY CLERK'S OFFICE
267-2016
- J. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF MICRO-SURFACING FOR THE SUSSEX COUNTY DEPARTMENT OF ENGINEERING AND PLANNING
268-2016
- K. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF ROADWAY CRACK SEALANT FOR THE SUSSEX COUNTY DEPARTMENT OF ENGINEERING AND PLANNING
269-2016
- L. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF ROADWAY TRAFFIC STRIPING FOR THE SUSSEX COUNTY DEPARTMENT OF ENGINEERING AND PLANNING
270-2016
- M. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS BID EXEMPT SERVICES AS STATED BELOW
271-2016
- N. RESOLUTION RE: AUTHORIZATION TO PROVIDE SPECIALIZED BRIDGE ENGINEERING SERVICES FOR VARIOUS SUSSEX COUNTY BRIDGE PROJECTS
272-2016

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 Rose to vote separately on 10.F & 10.L, seconded by Freeholder Vohden

MOTION made by Freeholder Vohden to adopt Resolutions A – N excluding F and L, seconded by Freeholder Rose

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

MOTION made by Freeholder Rose to adopt Resolution F, seconded by Freeholder Vohden

Discussion

Freeholder Rose said during the review of the budget one of the things we looked at is this Rutgers Cooperative Extension and it is not a county program but we pay for the salaries for 1 ½ individuals. I am not sure why we do that. Does anyone have any insight as to why we pick up the salaries for them?

Freeholder Crabb said he believes we are required statutorily. He said we needed to provide space for them.

Freeholder Graham said can we ask for a specific report for this.

Freeholder Rose said it is a substantial number in the scheme of things and I don't know what services they provide for the County.

Mr. Tappan said we can take it into to it and table it till next meeting.

Freeholder Crabb said I don't remember reducing it. It survived the 2010-2011 budget cuts and my only thought is if it got through that it has to be statutory. He said the reason I say this is 2010 was the year we took the car away from the County Superintendent as well as \$5,000 from the Heritage committee so if we were doing things like that.

Freeholder Vohden said most of the farmers use that service. It is classes, training, they have educational meeting, and they help 4-H. He said all the counties have a cooperative program.

Freeholder Rose said he wasn't making any judgements but when they went through the budget process it raised questions. It is a substantial number.

County Counsel said the question is, is it mandated by federal law no matter what or if you chose to participate and then is it mandated and then you follow the rules but I don't think anything will come to halt if it gets moved to another meeting.

MOTION made by Freeholder Rose to table the Resolution, seconded by Freeholder Vohden and passed unanimously.

MOTION to adopt Resolution L. made by Freeholder Rose, seconded by Freeholder Vohden

Discussion

Freeholder Graham said he has to abstain from this because he has two sons do work for the company involved in this.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Director Graham	Abstain

11. APPROVAL OF MINUTES

Regular Meeting – May 25, 2016

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

12. APPOINTMENTS AND/OR RESIGNATIONS

A. Resignations

1. Resignation of Ernest Hemschott III from the Sussex County Mental Health Board
2. Resignation of Daniel Flynn from the Water Quality Management – Policy Advisory Committee

13. RESOLUTION

A. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 613 IN 273-2016 SPARTA TOWNSHIP

- B. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 607 IN
274-2016 HOPATCONG BOROUGH
- C. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 517 IN
275-2016 OGDENSBURG BOROUGH
- D. RESOLUTION RE: AUTHORIZATION TO CLOSE SUSSEX COUNTY BRIDGE
276-2016 S-10, CARRYING COUNTY ROUTE 617 (FAIRVIEW LAKE ROAD) OVER TRIBUTARY OF PAULINS KILL IN STILLWATER TOWNSHIP AND TO IMPLEMENT, MAINTAIN, AND MODIFY AS NECESSARY, AN OFFICIAL DETOUR OF COUNTY ROUTE 617 AND PROVIDE FOR ENFORCEMENT OF THE BRIDGE CLOSURE AND ROAD DETOUR
- E. RESOLUTION RE: AUTHORIZATION TO CLOSE SUSSEX COUNTY BRIDGE
277-2016 C-17, CARRYING ROSEVILLE ROAD OVER THE LACKAWANNA CUTOFF IN THE TOWNSHIP OF BYRAM, AND TO IMPLEMENT, MAINTAIN, AND MODIFY AS NECESSARY, AN OFFICIAL DETOUR OF ROSEVILLE ROAD, AND PROVIDE FOR ENFORCEMENT OF THE BRIDGE CLOSURE AND ROAD DETOUR
- F. RESOLUTION RE: AUTHORIZATION OF PLANS ENTITLED "CENTERLINE
278-2016 REALIGNMENT OF A PORTION OF COUNTY ROUTE 607 (RIVER STYX ROAD) (MILE MARKER 7.44 TO 7.46)" DATED MAY 2016, PREPARED BY JEFFREY J. CAREAGA, P.E., OF CAREAGA ENGINEERING INC. FOR A REALIGNMENT OF A SEGMENT OF COUNTY ROUTE 607
- G. RESOLUTION RE: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH
279-2016 NJ TRANSIT ON BEHALF OF THE COUNTY OF SUSSEX FOR TERMINATION OF A LEASE/RETIREMENT OF VEHICLE AGREEMENT UNDER SECTION 5311 OF THE FEDERAL TRANSIT ADMINISTRATION

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

MOTION made by Freeholder Rose to adopt the Resolutions, seconded by Freeholder Lazzaro and passed unanimously.

14. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. RESOLUTION RE: AWARD OF CONTRACTS FOR BITUMINOUS
280-2016 CONCRETE, AGGREGATES AND BROKEN STONE FOR THE COUNTY OF SUSSEX DIVISION OF PUBLIC WORKS 2016 – 2017
2. RESOLUTION RE: AWARD OF CONTRACT FOR THE REPLACEMENT
281-2016 OF SUSSEX COUNTY BRIDGE C-17 ROSEVILLE ROAD, BYRAM TOWNSHIP, NJ

MOTION made by Freeholder Crabb to Award the Contracts, seconded by Freeholder Rose

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

B. Change Orders

1. RESOLUTION RE: AWARD OF FINAL CHANGE ORDER NO. 1 TO A
282-2016 CONTRACT BETWEEN THE COUNTY OF SUSSEX AND SPARWICK CONTRACTING, INC. FOR REPLACEMENT OF SUSSEX COUNTY BRIDGE D-12 CARRYING STEMPERT ROAD OVER CULVER CREEK, TOWNSHIP OF FRANKFORD, SUSSEX COUNTY, NEW JERSEY

MOTION made by Freeholder Crabb to adopt the Change Order, seconded by Freeholder Rose

On Roll call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

15. FINANCIAL

A. RESOLUTION RE: PAYMENT OF BILLS
283-2016

MOTION made by Freeholder Lazzaro to adopt the Payment of Bills, seconded by Freeholder Crabb

On Roll call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Abstain
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

B. INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE
284-2016

CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS COUNTY ROADS AND BRIDGES, BY, IN AND FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; AND APPROPRIATING \$2,470,100.00 FROM THE NJ DEPARTMENT OF TRANSPORTATION'S FY2016 ANNUAL TRANSPORTATION PROGRAM (ATP) – COUNTY AID GRANT TO PAY FOR THE COST THEREOF

MOTION to adopt this Capital Ordinance on first reading made by Freeholder Lazzaro; seconded by Freeholder Rose

On Roll call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

MOTION to authorize the Clerk to advertise this Capital Ordinance as introduced for first reading, and also post same on the bulletin board in the lobby of the County Administrative Center, together with a Notice of Public Hearing stating that a hearing will be held on June 22, 2016 at 6:00 pm prior to final adoption of this Capital Ordinance. Made by Freeholder Rose, seconded by Freeholder Lazzaro and passed unanimously.

C. INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE
285-2016

CAPITAL ORDINANCE PROVIDING FOR THE REPLACEMENT OF COUNTY BRIDGE X-09 IN WANTAGE TOWNSHIP, BY, IN AND FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; AND APPROPRIATING \$1,000,000.00 FROM THE NJ DEPARTMENT OF TRANSPORTATION'S FY2015 LOCAL BRIDGES, FUTURE NEEDS (LBFN) PROGRAM GRANT TO PAY FOR THE COST THEREOF

MOTION to adopt this Capital Ordinance on first reading made by Freeholder Lazzaro, seconded by Freeholder Rose

On Roll call the vote was:

Freeholder Crabb	
Freeholder Lazzaro	

Freeholder Rose
Freeholder Vohden
Freeholder Director Graham

MOTION to authorize the Clerk to advertise this Capital Ordinance as introduced for first reading, and also post same on the bulletin board in the lobby of the County Administrative Center, together with a Notice of Public Hearing stating that a hearing will be held on June 22, 2016 at 6:00 pm prior to final adoption of this Capital Ordinance. Made by Freeholder Vohden, seconded by Freeholder Crabb and passed unanimously.

D. INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE
286-2016

CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS COUNTY-OWNED FACILITIES AND THE ACQUISITION AND INSTALLATION, AS APPLICABLE, OF EQUIPMENT BY, IN AND FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; AND APPROPRIATING \$53,300.00 FROM THE GENERAL CAPITAL FUND'S FUND BALANCE TO PAY FOR THE COST THEREOF

MOTION to adopt this Capital Ordinance on first reading made by Freeholder Crabb, seconded by Freeholder Vohden

On Roll call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

MOTION to authorize the Clerk to advertise this Capital Ordinance as introduced for first reading, and also post same on the bulletin board in the lobby of the County Administrative Center, together with a Notice of Public Hearing stating that a hearing will be held on June 22, 2016 at 6:00 pm prior to final adoption of this Capital Ordinance. Motion made by Freeholder Rose, seconded by Freeholder Vohden and passed unanimously.

E. RESOLUTION RE: RESOLUTION DETERMINING THE FORM AND
287-2016 OTHER DETAILS OF THE OFFERING OF
\$3,000,000 COUNTY COLLEGE BONDS, SERIES 2016
(COUNTY COLLEGE BOND ACT, 1971, N.J. LAWS C.12
AS AMENDED) OF THE COUNTY OF SUSSEX, STATE
OF NEW JERSEY AND PROVIDING FOR THE SALE OF
SUCH BONDS

MOTION made by Freeholder Vohden to adopt the Resolution, seconded by Freeholder Crabb

Discussion

Freeholder Rose asked if this is what was authorized at the Sussex County School Board Estimate meeting we had two weeks ago?

Freeholder Graham said yes.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	No
Freeholder Vohden	Yes
Freeholder Director Graham	Yes

16. PERSONNEL

A. Personnel Agenda

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

17. ADMINISTRATIVE REPORT

A. Other

Mr. Tappan said thank you for the conversations we had at the last meeting on the PBA contracts. We started them yesterday and commencing them next Friday and hopefully we will come to terms with that. He said next week he has a scheduled meeting with SCMUA and our Health Department to put out a standard process in which our Health Department and SCMUA interact with the Notices of Violations so it is on a predictable basis that when the notices come in they are coming in a regular basis instead of all being dumped in one bucket. So we want to put that in a process so that all are agreeable.

18. COUNTY COUNSEL

A. Capital Projects

B. Litigation

C. Contract

D. Other Matters

County Counsel reported on the status with our endeavors with Matt Boxer and he has completed three of the Freeholders' interviews and he has the two others scheduled. He has reached out to previous employees of the County. He said he had a discussion with Matt Boxer in regards to the phases indicated in the Professional Service Agreement and that is planned for July 1st with the financial update. On the Owners' Rep report, there is some more detail on this report that is consistent with Ron Tappan's and I meeting and follow up with the Owners Representatives from Jingoli and Son expressing some of the concerns of the Board from the last couple of meetings to see more detail. He said you should be seeing detailed schedules with some specifics like the time frame, who is on site and for how long. This will be helpful for what's going on site. He said, in regards to the Valley Road School the roof mount, the anticipated kilowatts on that remembering that we have 700 kilowatts that are free range from the Hardyston School and the roof in Sparta so there could be around 200 to 250 kilowatts that might go to the Valley Road School. As a correction of the alternative site, the Owners' Report speaks to the library but the draw will be the 911 center as the alternative location. It is a more viable building.

On Wheatsworth, there was some discussion in the report about Sunlight requesting the county's authorization; the Treasurer and I just facilitated that with Sunlight so whatever Sunlight needs to contact JCP&L on our behalf to get the details done to get the credit back from Wheatsworth that will move forward. The only other issue is with the local unit the Stanhope Valley Road School, there will be contracts entered; they are being drafted now. So the local unit contracts are being drafted consistent with the one you are familiar with. The contracts will be signed by the local units; the county is not a signatory to them but they are on notice to the county so the Board needs to be aware that we want to know if a new contract is being signed so that no one is going beyond the kilowatts that were budgeted for in the contract.

19. UNFINISHED BUSINESS

Freeholder Vohden said at the last meeting he mentioned a report by the New Jersey Business Industries Association on migration by the numbers and how do we stop the exodus. He said Sarah Balanzo attended and said it was a great presentation and I have talked to a few other people who said it was a great presentation. The report presents an in depth study on the loss of population and its overall impact on the state economy and it would also impact us. At the conclusion, if steps are not taken to address the underlining causes about migration, it is going to continue. The New Jersey Business Industries Association provides presentations on this report and it would be valuable to all of us and they provide recommendations to where we can help.

Freeholder Vohden made a motion that we contact the NJ Business Industries Association and arrange for them to do a presentation at one of our future meetings, seconded by Freeholder Rose and passed unanimously.

Freeholder Vohden said he mentioned earlier he feels it would be a really good idea to videotape the meetings for public viewing.

Last year the NJAC did a survey of how the Freeholder Boards across the state record their meetings, Bergen, Cumberland, Essex and Union Counties now video tape their meetings, Atlantic and Burlington Counties have it under consideration and a couple of other counties are considering it.

Freeholder Vohden made a motion that they research the cost and legal implications of doing this, seconded by Freeholder Rose passed unanimously with the exception of Freeholder Lazzaro

Discussion

Freeholder Lazzaro said he is opposed to this. He doesn't see any reason to get into that expense and will require someone to do the taping so it will require another salary and part of the pension. I see no value for everyone to be on television. The public can listen to meetings; I don't know what there is to see that is not on the tape.

Freeholder Rose said the motion is to explore the possibility.

Freeholder Vohden said it is a lot easier for an individual to sit down and watch something on a screen than to listen to an audio on the computer. I think it is really important that the residents of the County know what we are doing and get involved. He said at most we get 40 people here; there are many more than 40 people in the County. It is very important for the people to know what is going on in the County and to know the problems. As far as the cost, we have a great IT department that could do that. There are firms that can contract it out.

Discussion continued on this.

Freeholder Graham said he would be willing to look into it but he has seen the grandstanding elsewhere.

Freeholder Crabb said grandstanding can happen without a camera. The motion was passed unanimously with the exception of Freeholder Lazzaro.

Freeholder Vohden said in the terms of the agreement with Matt Boxer, first there is an initial assessment stage followed by a status report. I believe we have hit the point where the initial stage is complete. I believe everyone would like a status report.

County Counsel said he will speak with his liaison Freeholder Rose to see how you would like to move this.

Freeholder Vohden said this past January we were going to request in writing from the Securities and Exchange Commission and Department of Justice (FBI), and the office of the Attorney General that they provide us with information that these agencies may have concerning the progress and the review of the allegations requested by our legislatures Gail Phoebus and Parker Space regarding the solar project. If they haven't been sent, we need to send them as soon as possible. It would be good for us to have the answers and it would help Lowenstein and Sandler in their investigation.

20. NEW BUSINESS

None

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 at 6:16 PM to open the floor to the public by Freeholder Crabb, seconded by Freeholder Rose and passed unanimously.

Comment by John Snyder

Mr. Snyder asked Freeholder Vohden about the Highlands and the 88 acres zoning and he asked how much is that based on the Clean Water Act Regulation federally.

Freeholder Vohden said we are way passed.

Mr. Snyder said about 10 days the Supreme Court ruled 8 to 0. Landowners fighting clean water regulations.

Freeholder Vohden said it was a big decision especially for the people in New Jersey. This prevents them from having to go through the whole legal process before they can be heard by a court.

Mr. Snyder said I wonder if the county could get involved with the septic tanks failing and how many septic tanks have failed because of somebody saying they don't measure up to this Clean Water Act. He said it is worth looking into.

Freeholder Graham said we don't enforce, we do legislate.

Freeholder Vohden said we have a Waste Water Management Quality policy action group. They meet monthly and right now we are finalizing our Waste Water Management Plan where the state steps in and regulates what we can do with waste water management and they manage the number of septic systems. It is very complicated. Right now we have 2.5 people in the Planning Department and when I came on here we had 7. This is why it is so important for people to comment on this. The people with the knowledge are the planners and it is so important that we comment and get involved. What does it matter to Passaic, Bergen, Hudson, they don't have septic systems. It affects us. They are voting on our future.

Comment by Sarah Balanzo

Ms. Balanzo from Andover Township said Jennie Switzer who we did the Proclamation for earlier, her son is Dennis Paladini and he had just been acknowledged for 40 years of teaching at Sussex Vo-Tech today and he and his students helped raise \$40,000 from the fashion show for the Veterans Cemetery and one of the students did the design for the sign going into the Cemetery.

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

No items for tonight.

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

Wednesday June 22, 2016 Regular Meeting – 6:00 PM

24. ADJOURNMENT

MOTION made at 6:24 PM by Freeholder Lazzaro to adjourn the meeting, seconded by Freeholder Rose and passed unanimously.

DATED: June 8, 2016

Catherine M. Williams
Clerk of the Board