

REGULAR MEETING HELD ON WEDNESDAY, NOVEMBER 9, 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 and Freeholder Director Graham; County  
Treasurer, Rob Maikis; County Counsel, John Williams; Clerk  
of the Board, Catherine 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 Rose to approve the agenda; seconded by Freeholder Lazzaro and passed unanimously.

6. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations

**538-2016**

1. Proclamation to recognize November 12, 2016 as the 25<sup>th</sup> Anniversary of the C. Edward McCracken Festival of Lights.

**MOTION** made by Freeholder Lazzaro to approve the Proclamation; seconded by Freeholder Rose and passed unanimously.

B. Presentations

1. Presentation by Sussex County Surrogate Gary Chiusano.
2. Dr. Berot, NJ Recovery Center

**7. PUBLIC HEARINGS**

**A.**  
**FINAL ADOPTION – RESOLUTION**  
**539-2016**

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**Freeholder Director Graham:** "At our regular meeting held on October 12, 2016, we introduced for first reading the following Resolution which was advertised in the New Jersey Herald issues of October 14, 2016, October 21, 2016 and October 28, 2016, together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM:

**RESOLUTION RE: VACATION OF A PORTION OF COUNTY ROUTE 607  
A.K.A. LACKAWANNA DRIVE, IN THE TOWNSHIP OF  
BYRAM, PURSUANT TO THE PROVISION OF N.J.S.A.  
27:16-29(b)**

**MOTION** that the Public Hearing be opened made by Freeholder Lazzaro; seconded by Freeholder Crabb and passed unanimously.

Is anyone present to be heard regarding this Resolution?

No public came forward.

**MOTION** that the Public Hearing be closed made by Freeholder Crabb; seconded by Freeholder Lazzaro and passed unanimously.

**MOTION** that this Resolution be finally adopted made by Freeholder Lazzaro; 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 Resolution as finally adopted, and also post same on the bulletin board in the lobby of the County Administrative Center made by Freeholder Lazzaro; seconded by Freeholder Rose and passed unanimously.

**8. PUBLIC SESSION FROM THE FLOOR**

**Please Note: Everyone is asked to keep their comments to 5 minutes or less and only address issues regarding agenda items. Please state your name, spell your last name, and state your municipal residency.**

**MOTION** made at 5:36 PM by Freeholder Crabb to open the meeting to the public; seconded by Freeholder Rose and passed unanimously.

No one came forward.

**MOTION** made at 5:38 PM by Freeholder Rose to close the meeting to the public; seconded by Freeholder Lazzaro and passed unanimously.

**9. FREEHOLDERS' COMMENTS**

**Comments by Freeholder Vohden**

Freeholder Vohden discussed the changes to the Administrative Code and how it used

A program to compare the previous Code and the new Code. He reported that there were 465 changes and it took 7 minutes to process.

**Comments by Freeholder Rose**

Freeholder Rose congratulated all candidates who were successful in their races and presented the update of the Solar Project.

**Comments by Freeholder Crabb**

Freeholder Crabb mentioned the success of the NRA Dinner and the Veterans Parade.

**Comments by Freeholder Lazzaro**

Freeholder Lazzaro congratulated all candidates who were successful in their races. He mentioned what a wonderful event the Veterans Parade was and gave a briefing on the work of the Department of Engineering and Planning.

**Comments by Freeholder Director Graham**

Freeholder Director Graham discussed the success of NRA Dinner and the Veterans Parade.

**10. APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR  
**540-2016** TO APPLY FOR AND ACCEPT CONTRACT #17-541-ADA-0 WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES PROVIDING \$331,625.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JANUARY 1, 2017 TO DECEMBER 31, 2017
  
- B. RESOLUTION RE: APPROVING PARTICIPATION WITH THE STATE OF  
**541-2016** NEW JERSEY IN THE COUNTY PROSECUTOR INSURANCE FRAUD REIMBURSEMENT PROGRAM ADMINISTERED BY THE OFFICE OF THE INSURANCE FRAUD PROSECUTOR IN THE AMOUNT OF \$93,625.60 FOR THE PERIOD JANUARY 1, 2017 THROUGH DECEMBER 31, 2017
  
- C. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE  
**542-2016** ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS SERVICES, WITH ACCUMULATED VALUE LESS THAN THE BID THRESHOLD

**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.)**

**MOTION** made by Freeholder Crabb to adopt the Resolutions; 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

**11. APPROVAL OF MINUTES**

Regular Meeting – October 12, 2016

Regular Meeting – October 26, 2016

**MOTION** made by Freeholder Lazzaro to approve the October 12, 2016 minutes from the Regular Meeting; seconded by Freeholder Rose

**MOTION** made by Freeholder Vohden to amend the vote to reflect Freeholder Vohden and Freeholder Crabb's votes as recused.

**On Roll Call the vote was:**

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

**On Roll Call for vote to approve October 12, 2016 as distributed to Board:**

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

**MOTION** made by Freeholder Rose to approve the October 26, 2016 minutes from the Regular Meeting; seconded by Freeholder Lazzaro

**On Roll Call the vote was:**

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

**12. APPOINTMENTS AND/OR RESIGNATIONS**

- A. RESOLUTION RE: ACKNOWLEDGING THE ACTING COUNTY ADMINISTRATOR'S APPOINTMENTS TO THE SUSSEX COUNTY COMMUNITY COLLEGE TRUSTEE SEARCH COMMITTEE  
**543-2016**

**MOTION** made by Freeholder Rose to adopt the Resolution; seconded by Freeholder Lazzaro

**MOTION** made by Freeholder Vohden to amend the title to replace "Acknowledging" with "Ratifying" and to include name and term; seconded by Freeholder Crabb

**On Roll Call the vote was:**

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

**13. RESOLUTIONS**

- A. RESOLUTION RE: SUPPORT OF THE TOWNSHIP OF SPARTA GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR FUNDING THROUGH THE TRANSPORTATION ALTERNATIVES GRANT PROGRAM  
**544-2016**

- B. RESOLUTION RE: PROVIDING TEMPORARY CLOSURE OF CR 613 IN SPARTA TOWNSHIP  
**545-2016**

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

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

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

A. Awards

1. RESOLUTION RE: AWARDING A CONTRACT THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR SERVICES OF MANUFACTURER-CERTIFIED SECURITY SYSTEM INTEGRATORS  
**546-2016**

2. RESOLUTION RE: AWARD OF CONTRACT FOR THE PURCHASE OF ONE (1) 2017 OR CURRENT MODEL YEAR FREIGHTLINER SD OR EQUAL TANDEM AXLE TRUCK CHASSIS  
**547-2016**

**MOTION** made by Freeholder Vohden to award the Resolutions; seconded by Freeholder Lazzaro

**On Roll Call the vote was:**

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

**15. FINANCIAL**

A. RESOLUTION RE: PAYMENT OF BILLS (List 1)  
**548-2016**

**MOTION** made by Freeholder Crabb to adopt the Resolution to pay the bills; seconded by Freeholder Lazzaro

**On Roll Call the vote was:**

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

B. RESOLUTION RE: PAYMENT OF BILLS (List 2)  
**549-2016**

**MOTION** made by Freeholder Lazzaro to adopt the 2<sup>nd</sup> Bill list; seconded by Freeholder Vohden

**On Roll Call the vote was:**

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

C. RESOLUTION RE: AMENDING THE 2016 CAPITAL BUDGET  
**550-2016**

D. RESOLUTION RE: TRANSFER OF 2016 CURRENT APPROPRIATIONS  
551-2016

**MOTION** made by Freeholder Crabb to adopt the Resolutions; seconded by Freeholder Vohden

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Lazzaro	Yes
Freeholder Rose	Yes
Freeholder Vohden	Yes
Freeholder Direcotr Graham	Yes

E. INTRODUCTION FOR FIRST READING – ORDINANCE  
552-2016

**CAPITAL ORDINANCE PROVIDING FOR THE REPLACEMENT OF COUNTY BRIDGE C-17 IN BYRAM TOWNSHIP AND 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 FY2016 LOCAL BRIDGES, FUTURE NEEDS (LBFN) PROGRAM GRANT TO PAY FOR THE COST THEREOF**

**MOTION** to adopt this Ordinance on first reading made by Freeholder Crabb; 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 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 Hearing stating that a hearing will be held on November 22, 2016 at 9:00 am prior to final adoption of this Ordinance made by Freeholder Crabb; 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

16. **PERSONNEL**

A. Personnel Agenda

**MOTION** to approve the Personnel Agenda made by Freeholder Crabb; seconded by Freeholder Vohden and passed unanimously.

17. **ADMINISTRATIVE REPORT**

A. Other

18. **COUNTY COUNSEL**

A. Capital Projects

B. Litigation

C. Contract

D. Other Matters

19. **UNFINISHED BUSINESS**

20. **NEW BUSINESS**

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 6:26 PM to open the floor to the public by Freeholder Crabb; seconded by Freeholder Rose and passed unanimously.

No public came forward.

**MOTION** made at 6:27 PM to close the floor to the public by Freeholder Rose; seconded by Freeholder Lazzaro and passed unanimously.

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

None for this evening.

**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>
Nov. 10 – 1:00pm	Construction Board of Appeals	FMR
Nov. 10 – 7:30pm	Water Quality Mgmt.	FMR
Nov. 11	Veterans Day Holiday – County Closed	
Nov. 14 – 10:00am	Mental Health Professional Advisory	PSS
Nov. 14 – 11:00am	Mental Health Board	PSS
Nov. 14 – 12:00 pm	Disability Services Advisory Council	Admin 3 <sup>rd</sup> fl.
Nov. 16 – 9:00 am	Human Services Advisory Council	PSS
Nov. 16 – 12:30pm	Youth Services Commission	FMR
Nov. 16 – 2:00 pm	Education Partnership	PSS
Nov. 17 – 3:00 pm	County Alliance Steering Subcommittee	Admin 3 <sup>rd</sup> fl.
Nov. 17 – 7:30pm	Open Space Committee	FMR
Nov. 21 – 9:00am	Development Review	FMR
Nov. 21 – 7:30pm	Agriculture Development Board	FMR
Nov. 22 – 9:00 am	Freeholder Meeting	FMR

**24. ADJOURNMENT**

**MOTION** made at 6:29 PM to adjourn the meeting by Freeholder Rose; seconded by Freeholder Lazzaro and passed unanimously.

**DATED:** November 9, 2016

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Catherine M. Williams  
Clerk of the Board