

REGULAR MEETING HELD ON WEDNESDAY, DECEMBER 11, 2013

5:00 PM

ORDER OF BUSINESS

Item

1. **CALL TO ORDER BY DIRECTOR** at 5:05 p.m.
2. **ROLL CALL** Freeholder Crabb; Freeholder Graham; Freeholder Mudrick;
Freeholder Phoebus; Freeholder Director Vohden;
John Eskilson, County Administrator; Dennis McConnell,
County Counsel; Elaine Morgan, Clerk

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**

A.

**PUBLIC HEARING – 5:07 PM
597-2013**

FINAL ADOPTION – CAPITAL ORDINANCE

Freeholder Director Vohden: "At our regular meeting held on November 26, 2013, we introduced for first reading the following Capital Ordinance which was advertised in the New Jersey Herald issue of December 1, 2013, together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM:

CAPITAL ORDINANCE APPROPRIATING \$25,000.00 FROM GENERAL CAPITAL SURPLUS FOR ACQUISITION OF A PAPER BALLOT SCANNER FOR THE BOARD OF ELECTIONS

MOTION that the Public Hearing be opened made by Freeholder Crabb, seconded by Freeholder Graham and passed unanimously.

Is anyone present to be heard regarding this Capital Ordinance?

There was no one.

MOTION that the Public Hearing be closed made by Freeholder Phoebus, seconded by Freeholder Graham and passed unanimously.

MOTION that this Capital Ordinance be finally adopted made by Freeholder Phoebus, seconded by Freeholder Graham.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes

Freeholder Phoebus Yes
Freeholder Director Vohden Yes

MOTION to authorize the Clerk to advertise this Capital Ordinance as finally adopted, and also post same on the bulletin board in the lobby of the County Administrative Center made by Freeholder Phoebus, seconded by Freeholder Graham and passed unanimously.

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations/Certificates

1. Proclamation in recognition of Katherine Lynne Rozek attaining the "Girl Scout Gold Award".
598-2013
2. Proclamation in recognition of Kathryn Mary Livesey attaining the "Girl Scout Gold Award".
599-2013
3. Certificate for Jeffrey Butz in recognition of and appreciation for his 21 years of volunteer service to the Water Quality Management Plan Policy Advisory Committee (PAC) and for serving as its 2013 Chairman.
600-2013
4. Certificate for Rita Oroho in recognition of her spirit of community and commitment to provide for the needs of the less fortunate through her selfless volunteerism to the Sussex County Division of Social Services Food Pantry.
601-2013
5. Certificate for Lisa Parrott in recognition of her spirit of community and commitment to provide for the needs of the less fortunate through her selfless volunteerism to the Sussex County Division of Social Services Food Pantry.
602-2013
6. Certificate for Joan Krueger in recognition of her spirit of community and commitment to provide for the needs of the less fortunate through her selfless volunteerism to the Sussex County Division of Social Services Food Pantry.
603-2013
7. Certificate for Gary Cee, Clear Channel Director of Operations, in recognition of his support and promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drives, November 22, 23, 25 & 26, 2013.
604-2013
8. Certificate for Shawn Stinnett, Clear Channel Senior Marketing Consultant, in recognition of her support and promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drives, November 22, 23, 25 & 26, 2013.
605-2013
9. Certificate for Steve Andrews, WSUS Radio Personality, in recognition of his promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drives, November 22, 23, 25 & 26, 2013.
606-2013
10. Certificate for Borasio, WNNJ Radio Personality, in recognition of his promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drives, November 22, 23, 25 & 26, 2013.

607-2013

11. Certificate for Bentley Assisted Living in recognition of its support of and contribution to the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drive, November, 2013.

608-2013

12. Certificate for Dale's Market in recognition of its support and promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drives, November 25 & 26, 2013.

609-2013

13. Certificate for First Hope Bank in recognition of its support and promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drive, November 22, 2013.

610-2013

14. Certificate for The Homestead Rehabilitation and Healthcare Center in recognition of its support of and contribution to the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drive, November, 2013.

611-2013

15. Certificate for State Shuttle in recognition of its sponsorship and promotion of the Sussex County Division of Social Services "Stuff the Bus" Food Pantry Drive, the evening of November 25, 2013 held at Dales' Market.

612-2013

16. Certificate for Franklin Sussex Auto Mall in recognition of its support and promotion of the Sussex County Division of Social Services through its "Cram the Ram" Food Pantry Drive, November 23, 2013.

613-2013

MOTION made by Freeholder Crabb to approve these Proclamations and Certificates, seconded by Freeholder Phoebus and passed unanimously.

B. Presentations

1. Acknowledging the retirement of Mark S. Lospinuso, County Correction, Lieutenant at the Jail, who retired after 27 years with the County; and Mary S. McCoy, Head Nurse at the Jail, who retired after 25 years with the County.

--

Presentation to William Kosinetz, Division Director, Div. of Information Management

Freeholder Vohden introduced Ron Tappan, Administrator of the Department of Central and Shared Services who came forward; he, in turn, introduced Robert McQueen and Justin Heyman of GMIS (Government Management Information Sciences). Mr. McQueen explained to the Board what GMIS was and further explained that they had held an International Conference in August and at that Conference Bill Kosinetz, Sussex County Division of Information Management was awarded the GMIS Best Practices Award which Mr. McQueen accepted for Bill at that Conference and presented to him at this meeting.

The Board congratulated Mr. Kosinetz.

--

7. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 5:26 p.m. by Freeholder Phoebus to open the meeting to the Public, seconded by Freeholder Mudrick and passed unanimously.

Comment from Kevin Kelly

Kevin Kelly of Kelly & Ward came forward; he said he was at the meeting speaking on behalf of his client, Centurylink, which has a small easement that the utility needs in the Township of Andover, it's a little lot and block and they have prepared all the paperwork; Mr. Kelly has spoken with County Counsel and understands that it is in order and asked the Board to consider it because there are some time limitations and constraints on Centurylink for getting this running.

Mr. McConnell explained that there is an existing pole on a portion of Stickle Pond Road which is in the County right-of-way, and the County is not precisely sure whether it is or not, so it's a Quick Claim Deed of Easement that Centurylink is requesting; apparently this has to be done before the end of December, although Mr. McConnell was not aware that this had to be done that quickly.

Mr. McConnell confirmed that Megan Ward and he have worked on this and have worked out the terms and conditions set forth in the Resolution as well as the Deed of Utility Easement; he added that it is only a 20 X 24 foot section where Centurylink would be allowed to go in and attach its equipment onto that pole and it's not an issue with the County because that road is basically not used anymore; Mr. McConnell did go over it with Ms. Ward and unfortunately, it did not make the Agenda tonight since he was not aware of the pressing need for it.

Mr. McConnell asked the Board to consider:

RESOLUTION RE: RESOLUTION AUTHORIZING THE EXECUTION OF A QUICK CLAIM DEED FOR UTILITY EASEMENT TO UNITED TELEPHONE COMPANY OF NEW JERSEY, INC. PREMISES LOCATED IN THE TOWNSHIP OF ANDOVER KNOWN AS PART OF LOT 1601, BLOCK 134
614-2013

This Resolution authorizes the Freeholder Director and the Clerk of the Board to execute a Deed of Utility Easement which Mr. McConnell has in hand and has reviewed with Megan Ward and it is satisfactory.

MOTION made by Freeholder Crabb, based on the recommendation of County Counsel, to adopt this Resolution, seconded by Freeholder Phoebus.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

MOTION made at 5:30 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

8. FREEHOLDERS' COMMENTS

Comments by Freeholder Crabb

- **Budget Hearings**

Freeholder Crabb said that he and Freeholder Vohden have been very busy with the Budget Hearings and have made very good progress and should be finishing up soon; he said he would have additional comments after the anticipated approval of Resolution 9.W. on the Consent Agenda.

Comments by Freeholder Phoebus

- **Recognition of Barbara Miller**

Freeholder Phoebus reported that Barbara Miller, Sussex County Community & Youth Services, has been elected to co-chair New Jersey's Association of County Youth Service Commission and is expected to do a wonderful job on the Commission as she does for the County.

Comments by Freeholder Graham

Freeholder Graham had no comments for this Meeting.

Comments by Freeholder Mudrick

- **"Drive Sober or Get Pulled Over"**

Freeholder Mudrick mentioned that at a recent League of Municipalities Meeting, Freeholder Graham co-coordinated a short drug and alcohol program; he also brought to everyone's attention the "Drive Sober or Get Pulled Over" Grant and how critical both programs are for the citizens of Sussex County.

- **Unemployment Rates**

Freeholder Mudrick said he has been tracking the unemployment rates in Sussex County, Morris County and Warren County and explained the rate differential from month to month from January to the present and confirmed that Sussex County has reason to be optimistic.

Comments by Freeholder Vohden

- **Greater Newton Chamber of Commerce Holiday Parade**

Freeholder Vohden said he participated in the Holiday Parade and was happy to see the excitement on all of the kids' faces.

- **Sussex County Historical Society**

After the parade, Freeholder Vohden said he attended the Book Sale at the Hill Museum which featured 10 Sussex County authors.

- **Menorah Lighting**

Freeholder Vohden said that he and three of his fellow Freeholders attended the Menorah Lighting on the Newton Green Saturday night.

- **Complete Streets Open House**

Freeholder Vohden reported that he recently attended the Complete Streets Open House and Presentation at the Sussex County Technical School and the virtual meeting can be viewed on-line; attendance was low due to inclement weather.

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

Freeholder Vohden said that he attended the NJTPA meeting at the New Jersey Turnpike offices in Woodbridge; he said they were taken on a tour of the New Jersey Transportation Situation Room which included road maps of New Jersey which shows hundreds of webcams around the State showing all types of information including traffic patterns, accidents, road stoppages, etc. which he found truly amazing.

9. APPROVAL OF CONSENT AGENDA

Freeholder Crabb asked that the Consent Agenda be amended at this time to handle Resolution 9.W.

Freeholder Vohden asked if there were any objections and being none read the following:

- W. **RESOLUTION RE: AUTHORIZING THE PAYMENT OF A PORTION OF THE MAINTENANCE AND PRESERVATION FUND FOR THE NORTHERN N.J. VETERANS MEMORIAL CEMETERY, INC. AS REQUIRED BY N.J.S.A. 45:27-13 (Resolution authorizes this payment in the amount of \$50,000.00)**
 615-2013

MOTION made by Freeholder Crabb to approve Resolution 9.W. on the Financial Consent Agenda, seconded by Freeholder Phoebus.

Freeholder Crabb gave an emotional speech on the sacrifices made by the Sussex County veterans both on the battlefield and upon arriving back home; he explained how these brave individuals have come up against frustrating State bureaucracy requiring an escrow account to ensure the preservation of the proposed veterans' cemetery; therefore, he feels it is truly appropriate that the County of Sussex, on behalf of its residents, help out by providing this \$50,000.00.

Freeholder Vohden and Freeholder Phoebus both recognized Jeff Parrott for being influential in bringing this to fruition and also thanked him for his hard work in getting the veterans the discount cards.

Freeholder Mudrick mentioned that it was long overdue for the veterans of Sussex County to get the recognition they are now receiving and thanked them for their service.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

Kevin Kelly and John Harrigan both came forward and thanked the Board for all they have done.

--

- A. **RESOLUTION RE: PAYMENT OF BILLS**
 616-2013

- B. **RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE 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, AS STATED BELOW (Resolution authorizes purchase orders for Digital Intelligence and Cellebrite)**
 617-2013

- C. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE JOB ACCESS-REVERSE COMMUTE (SECTION 5316) ROUND 13 OPERATING AND NON-OPERATING GRANT,**

JUNE 1, 2013 TO JUNE 30, 2015 FOR A TOTAL AMOUNT OF \$110,000.00

- D. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF 619-2013** ANY SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2013 DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY GRANT, DECEMBER 6, 2013 TO JANUARY 2, 2014, FOR A TOTAL AMOUNT OF \$4,400.00
- E. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY 620-2013** SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT #PHLP14LNC014 FOR AN ADDITIONAL AMOUNT OF \$50,000.00, DEPARTMENT OF HEALTH AND HUMAN SERVICES SOCIAL SERVICE BLOCK (SSBG) GRANT, HURRICANE SANDY RECOVERY COMMUNITY HEALTH IMPROVEMENT RELATED ACTIVITIES, JULY 1, 2013 TO JUNE 30, 2014
- F. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF 621-2013** ANY SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE OPERATING ASSISTANCE AGREEMENT FOR FTA SECTION 5311 GRANT FOR THE PERIOD OF JULY 1, 2013 TO JUNE 30, 2014 A TOTAL AMOUNT OF \$680,740.00
- G. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF 622-2013** ANY SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE FFY 2011 NEW FREEDOM AGREEMENT (SECTION 5317), JULY 1, 2013 TO DECEMBER 31, 2015 FOR A TOTAL AMOUNT OF \$150,000.00
- H. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE CANCELING OF 623-2013** THE GRANT FUND BALANCES FOR THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF HOUSING AND COMMUNITY RESOURCES, SUSSEX COUNTY RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES, #2011-0517-0439-00, FOR THE AMOUNT OF \$108.00 (RESERVE/RECEIVABLE) AND \$21.00 (BUDGET OPERATIONS)
- I. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE CANCELING OF 624-2013** THE GRANT FUND BALANCES FOR THE ACCESS AND FUNCTIONAL NEEDS PROGRAM ASSISTANCE GRANT, FY10 EMERGENCY MANAGEMENT GRANT (AFNPA), #11-EMPG-AFNPA-08 FOR THE TOTAL AMOUNT OF \$23,000.00
- J. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE CANCELING OF 625-2013** THE GRANT FUND BALANCES FOR THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE PROVISIONS OF ENVIRONMENTAL HEALTH SERVICES, EN12-028 FOR THE PERIOD OF JANUARY 1, 2012 TO DECEMBER 31, 2012 FOR THE TOTAL AMOUNT OF \$5,009.51

- K. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK TO EXECUTE THE FISCAL YEAR 2014 SUBREGIONAL TRANSPORTATION PLANNING WORK PROGRAM SUBCONTRACT BETWEEN THE COUNTY OF SUSSEX AND THE NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY (Resolution authorizes this subcontract to provide \$54,294.00 in Federal Transportation Planning Funds and \$13,573.50 in Sussex County in-kind funds for the period July 1, 2013 through June 30, 2014)**
626-2013
- L. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF NEW COMPUTER HARDWARE EQUIPMENT FOR THE COUNTY OF SUSSEX (Resolution authorizes this purchase from Computer Design & Integration LLC in the amount of \$347,980.00)**
627-2013
- M. **RESOLUTION RE: AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS TO DECLINE THE ACCESS AND FUNCTIONAL NEEDS PROGRAM ASSISTANCE GRANT, EMERGENCY ASSISTANCE PERFORMANCE GRANT (AFNPA) (Resolution authorizes declining this Grant due to changes in the grant requirements and minimal time left in the grant period to fulfill the requirements)**
628-2013
- N. **RESOLUTION RE: AUTHORIZATION TO THE SUSSEX COUNTY OFFICE OF PURCHASING TO MAKE PURCHASES DIRECTLY FROM THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL SYSTEM DURING THE CALENDAR/FISCAL YEAR 2014**
629-2013
- O. **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 2014**
630-2013
- P. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE CONTRACT #14AVWN WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF DISABILITY SERVICES TO PROVIDE \$12,400.90 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF SENIOR SERVICES FOR THE PERIOD OF JANUARY 1, 2014 TO DECEMBER 31, 2014**
631-2013
- Q. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO VOID CONTRACT #14BDUN AND EXECUTE CONTRACT #14-OGUR WITH THE STATE OF NEW JERSEY DEPARTMENT OF CHILDREN AND FAMILIES FOR THE CONTRACT TERM OF 1/1/14- 12/31/14 IN THE AMOUNT OF \$36,874.00 FOR THE PROVISION OF YOUTH INCENTIVE PROGRAM SERVICES (Resolution authorizes this transfer from the Division of Child Protection**
632-2013

and Permanency to the Division of Children's System of Care for calendar year 2014)

- R. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR 633-2013** TO EXECUTE A CONTRACT WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT TO PROVIDE \$95,393.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JANUARY 1, 2014 TO JUNE 30, 2014
- S. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR 634-2013** TO EXECUTE A GRANT APPLICATION FOR THE COUNTY OFFICE OF VICTIM WITNESS ADVOCACY SUPPLEMENTAL VWAF PROJECT VWAFPS3-19 ADMINISTERED BY THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, OFFICE OF VICTIM WITNESS ADVOCACY FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 IN THE AMOUNT OF \$9,628.00 STATE SHARE
- T. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE 635-2013** OF COMPUTER SOFTWARE AND HARDWARE TO UPGRADE THE CURRENT ELECTRONIC DOCUMENT MANAGEMENT SYSTEM (EDMS) FOR THE SUSSEX COUNTY CLERK'S OFFICE (Resolution authorizes this purchase from Dell Marketing, LP in the amount of \$258,000.00)
- U. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR 636-2013** AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT #3, ATTACHMENT "A", WITH NEWTON MEDICAL CENTER FOR THE PROVISION OF FOOD SERVICE FOR THE CONGREGATE NUTRITION PROGRAM FOR THE PERIOD OF JANUARY 1, 2013 TO DECEMBER 31, 2013 FOR A TOTAL AMOUNT OF \$96,244.00 (Resolution authorizes this modification to provide an additional \$54.00 in NSIP funds, an additional \$5,450.00 in County funds, \$500.00 in participant donations from the Franklin Nutrition Site, \$500.00 in participant donations from Hopatcong Nutrition Site, \$500.00 from participant donations from Newton Nutrition Site and \$500.00 from participant donations from the Vernon Nutrition Site)
- V. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR 637-2013** AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT #3, ATTACHMENT "A", WITH NEWTON MEDICAL CENTER FOR THE PROVISION OF FOOD SERVICE FOR THE WEEKDAY AND WEEKEND HOME DELIVERED MEALS FOR THE PERIOD OF JANUARY 1, 2013 TO DECEMBER 31, 2013 FOR A TOTAL AMOUNT OF \$101,175.00 (Resolution authorizes this modification to provide an additional \$661.00 Title IIIC-2 funds, an additional \$54.00 in NSIP funds and \$12,685.00 in County funds)

- W. RESOLUTION RE: AUTHORIZING THE PAYMENT OF A PORTION OF THE
Handled earlier MAINTENANCE AND PRESERVATION FUND FOR THE
In the meeting. NORTHERN N.J. VETERANS MEMORIAL CEMETERY,
INC. AS REQUIRED BY N.J.S.A. 45:27-13 (Resolution
authorizes this payment in the amount of \$50,000.00)

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 Graham to approve Resolutions 9.A. through 9.V. on the Financial Consent Agenda, seconded by Freeholder Phoebus.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

10. APPROVAL OF MINUTES Regular Meeting November 26, 2013

Executive Session Minutes
Regular Meeting November 26, 2013

MOTION made by Freeholder Phoebus to approve the Regular Meeting and Executive Session Minutes of November 26, 2013, seconded by Freeholder Graham and passed unanimously.

11. APPOINTMENTS AND/OR RESIGNATIONS

There were no Appointments and/or Resignations.

12. RESOLUTIONS

- A. RESOLUTION RE: ADOPTION OF CHANGES TO PLAN AMENDMENT
638-2013 PROCEDURES FOR THE SUSSEX COUNTY WATER
QUALITY MANAGEMENT PLAN (WQMP) AGENCY

MOTION made by Freeholder Crabb to adopt this Resolution, seconded by Freeholder Graham and passed unanimously.

13. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. RESOLUTION RE: AWARD OF CONTRACT EXTENSION BASED ON
639-2013 PROPOSALS RECEIVED THROUGH THE
COMPETITIVE CONTRACTING PROCESS FOR
DATA PROCESSING SOFTWARE/SERVICE TO
PROVIDE INTERCONNECTED MODULES FOR
PAYROLL, TIME/ATTENDANCE AND HUMAN
RESOURCES INFORMATION SYSTEM (Resolution
awards this Contract Extension to Automatic Data
Processing Inc. (ADP, Inc.) for calendar year 2014
(Year 2 of a 5 year Contract) in the amount of
\$65,000.00)
2. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A
640-2013 PROFESSIONAL SERVICES CONTRACT WITH
SAINT CLARE'S HOSPITAL, INC. FOR PROVISION
OF AMBULANCE TRANSPORT SERVICES FOR

INMATES OF THE KEOGH-DWYER
CORRECTIONAL FACILITY PURSUANT TO N.J.S.A.
40A11-5(1)(a)(i) (Resolution authorizes this Contract
in the amount of \$20,000.00 for the period of
December 1, 2013 through November 30, 2014)

3. **RESOLUTION RE: 641-2013** AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES CONTRACT WITH SAINT CLARE'S HOSPITAL, INC. FOR PROVISION OF RADIOLOGY SERVICES TO THE INMATES OF THE KEOGH-DWYER CORRECTIONAL FACILITY PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Contract in the amount of \$20,000.00 for the period of December 1, 2013 through November 30, 2014)
4. **RESOLUTION RE: 642-2013** AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES CONTRACT WITH SAINT CLARE'S HOSPITAL, INC. FOR THE PROVISION OF MEDICAL CARE TO INMATES OF THE KEOGH-DWYER CORRECTIONAL FACILITY PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Contract in the amount of \$150,000.00 for the period of December 1, 2013 through November 30, 2014)
5. **RESOLUTION RE: 643-2013** AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES CONTRACT WITH SAINT CLARE'S HOSPITAL, INC. FOR PROVISION OF LABORATORY AND PHLEBOTOMY SERVICES TO THE INMATES OF THE KEOGH-DWYER CORRECTIONAL FACILITY PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Contract in the amount of \$20,000.00 for the period of December 1, 2013 through November 30, 2014)
6. **RESOLUTION RE: 644-2013** AWARDING A CONTRACT THROUGH COMPETITIVE CONTRACTING TO THE CENTER FOR EVALUATION AND COUNSELING FOR COMPREHENSIVE COURT REFERRAL PROGRAM (Resolution awards this Contract in the amount of \$144,472.00 from the State Community Partnership funding for calendar year 2014)
7. **RESOLUTION RE: 645-2013** AWARDING A CONTRACT THROUGH COMPETITIVE CONTRACTING TO THE CENTER FOR PREVENTION AND COUNSELING FOR COMPREHENSIVE COURT REFERRAL PROGRAM (Resolution awards this Contract in the amount of \$106,513.00 in Family Court and JABG funding for calendar year 2014)
8. **RESOLUTION RE: 646-2013** AUTHORIZATION FOR TERMINATION OF A PROFESSIONAL SERVICE AGREEMENT WITH INHEALTH ASSOCIATES FOR THE PROVISION OF PHYSICIAN SERVICES/ADVANCE PRACTICE PSYCHIATRIC NURSING SERVICES FOR THE INMATES WITHIN THE KEOGH-DWYER CORRECTIONAL FACILITY (Resolution authorizes this termination, which should be completed by March, 2014 and a new vendor should be in place at that time)

MOTION made by Freeholder Crabb to adopt these Resolutions, seconded by Freeholder Graham.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

B. Change Orders

1. **RESOLUTION RE: AWARD OF CHANGE ORDER NO. 1 TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND SPARWICK CONTRACTING, INC., FOR REHABILITATION OF SUSSEX COUNTY BRIDGE E-06 CARRYING COUNTY ROUTE 631 (CHURCH STREET) OVER WALLKILL RIVER, BOROUGH OF FRANKLIN, SUSSEX COUNTY, NEW JERSEY (Resolution authorizes this increase of \$26,342.34 and eleven (11) day substantial completion contract time extension for various adjustments that needed to be made)**

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

14. FINANCIAL

- A. **RESOLUTION RE: TRANSFER OF 2013 CURRENT APPROPRIATIONS 648-2013**
- B. **RESOLUTION RE: CHANGE IN TITLE, TEXT, OR AMOUNT OF APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-85 (Resolution authorizes this change for the USDOT FTA Section 5311 Transit 2013/14 (774-13435) in the amount of \$226,914.00)**
- C. **RESOLUTION RE: CHANGE IN TITLE, TEXT, OR AMOUNT OF APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-85 (Resolution authorizes this change for the USDOT FTA Section 5316 Job Access Reverse Commute Round 13 (776-14435) in the amount of \$10,000.00)**
- D. **RESOLUTION RE: A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR OLDER AMERICANS ACT PROGRAM CONTRIBUTIONS FOR CONGREGATE**

MOTION made by Freeholder Graham to adopt these Resolutions, seconded by Freeholder Crabb.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

15. PERSONNEL

A. Personnel Agenda

MOTION made by Freeholder Crabb to approve the Personnel Agenda, seconded by Freeholder Mudrick and passed unanimously.

16. ADMINISTRATIVE REPORT

A. Other

Mr. Eskilson said he is proud to be a part of the staff in Sussex County, although small in size, because of the number of international and national statewide recognition that we occupy and receive which is inordinate to the County's size; he also recognized and congratulated the two retirees on this Agenda, Mark Lospinuso and Mary McCoy.

17. COUNTY COUNSEL

Mr. McConnell advised the Board that there was a need to set a date for a chargeback appeal; he explained that a chargeback appeal occurs when our fiscal officer can't certify to a particular student's request to take a course of a specialized nature in an out of County college; there are some issues particular to this type of situation going on down in Morris County and the student has appealed that; therefore, the County needs to set up a hearing where the College will be here presenting its portion of it and the student and hopefully the student's parents will be here as well arguing their cause. Mr. McConnell said that what needs to be done at this point and time is set a date for that hearing.

There was a lengthy discussion.

MOTION made by Freeholder Crabb to authorize the Clerk of the Board to establish a date for the Hearing based on ultimate discovery from each Board member, seconded by Freeholder Phoebus and passed unanimously.

Mr. McConnell also had an additional Resolution for the Board's consideration entitled:

**RESOLUTION RE: OPPOSING ASSEMBLY BILL A4147 WHICH WOULD REQUIRE
652-2013 CERTAIN CONTRACT BID ADVERTISEMENTS TO CONTAIN
CERTIFIED COST ESTIMATE RANGES WHICH SPECIFY THE
GROUNDS FOR THE REJECTION OF ALL BIDS AND WOULD
REQUIRE A 50% GUARANTEE ON BIDS NOT TO EXCEED
\$100,000.00**

Mr. McConnell advised the Board that the League of Municipalities is suggesting that the County, indeed, oppose this legislation as it does hamper the competitive process

because they actually have a number and that number has to be a good solid estimate of what the project will cost and it may entail the County getting somebody else and paying them to establish that estimate if the County can't do it in-house which would be an additional cost on top of that; he continued by saying that the County used to have a 10% or \$20,000.00 guarantee on contracts, but now they are raising it to 50% or \$100,000.00.

MOTION made by Freeholder Crabb to adopt this Resolution, seconded by Freeholder Graham and passed unanimously.

Mr. McConnell said he has one item for Execution Session under Litigation to discuss the matter of Danielson vs. Strada and the County of Sussex and action might be taken.

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

18. UNFINISHED BUSINESS

There was no Unfinished Business.

19. NEW BUSINESS

- A. Discussion to set date for hearing on chargeback appeal.

Discussed earlier in the meeting.

20. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 6:10 p.m. by Freeholder Crabb to open the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

There was no one.

MOTION made at 6:11 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

21. EXECUTIVE SESSION

MOTION made at 6:12 p.m. by Freeholder Crabb to go into Execution Session for one item under Litigation to discuss the matter of Danielson vs. Strada and the County of Sussex in which action might be taken when the Board comes out, seconded by Freeholder Phoebus and passed unanimously.

**RESOLUTION RE: REQUESTING EXECUTIVE SESSION
653-2013**

- 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.

MOTION made at 6:22 p.m. by Freeholder Crabb to come out of Executive Session and return to Open Session, seconded by Freeholder Phoebus and passed unanimously

Mr. McConnell asked the Board for a Motion to authorize the County and staff to entertain settlement negotiations in the matter of Danielson vs. Strada and the County of Sussex along the parameters as discussed in closed session with a Resolution back before this Board, if the County is successful, by the December 30, 2013 meeting.

MOTION made by Freeholder Crabb to authorize the County and staff to entertain settlement negotiations in the matter of Danielson vs. Strada and the County of Sussex along the parameters as discussed in closed session with a Resolution back before this Board, if the County is successful, by the December 30, 2013 meeting, seconded by Freeholder Phoebus.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

22. REMINDERS

Wednesday	December 11, 2013	League of Mun. Dinner – The Homestead Restaurant	6:30 pm
Tuesday	December 24, 2013	Christmas Eve	Holiday
Wednesday	December 25, 2013	Christmas Day	Holiday
Monday	December 30, 2013	Freeholder Meeting (if necessary)	9:00 am
Wednesday	January 1, 2014	New Year's Day	Holiday
Friday	January 3, 2014	Reorganization Meeting (Historic Courthouse)	6:00 pm

23. ADJOURNMENT

MOTION made at 6:25 p.m. by Freeholder Crabb to adjourn, seconded by Freeholder Phoebus and passed unanimously.

Elaine A. Morgan, Clerk

DATED: DECEMBER 11, 2013