

REGULAR MEETING HELD ON WEDNESDAY, JANUARY 25, 2012

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:02 pm.
2. ROLL CALL: Freeholder Space; Freeholder Vohden; Freeholder Zellman; Freeholder Zeoli; Freeholder Director Crabb; John Eskilson, County Administrator; Dennis McConnell, County Counsel; and 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 4, 2012 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 – 5:04 PM

**FINAL ADOPTION – BOND ORDINANCE
59-2012**

Freeholder Director Crabb: "At our regular meeting held on January 11, 2012, we introduced for first reading the following Bond Ordinance which was advertised in the New Jersey Herald issue of January 13, 2012 together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM:

BOND ORDINANCE AMENDING A BOND ORDINANCE (PROVIDING FOR THE CONNECTION OF THE SUSSEX COUNTY TECHNICAL SCHOOL TO THE TOWNSHIP OF SPARTA WATER SUPPLY SYSTEM) HERETOFORE FINALLY ADOPTED BY THE COUNTY OF SUSSEX, STATE OF NEW JERSEY ON SEPTEMBER 3, 2009, TO AMEND THE DESCRIPTION THEREIN, AUTHORIZING A PUBLIC HEARING TO BE HELD WEDNESDAY, JANUARY 25, 2012 AND AUTHORIZING PUBLICATION THEREOF

MOTION made by Freeholder Zeoli to open the Public Hearing, seconded by Freeholder Space and passed unanimously.

Is anyone present to be heard regarding this Bond Ordinance?

Bill Gettler, Wantage Township, came forward to speak in the Public Session and was hoping that it would be before the Bond Ordinances; he stated that Wantage Township, and the other Townships and Municipalities in the County are in dire economic straits; he advised the Wantage Township Mayor, that in his personal opinion, Wantage Township should declare a financial emergency; he (Mr. Gettler) asked the Board to take that into consideration what these Bond issues are going to do to County taxes.

The Board thanked Mr. Gettler for his comments.

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

MOTION that this Bond Ordinance be finally adopted made by Freeholder Vohden, seconded by Freeholder Space.

Freeholder Zeoli stated that he worked on this Committee, and with regards to all the Technical School issues, he was opposed to doing anything with McNeice Auditorium, but this was the most cost effective option; he also stated that it would be more expensive to tear the Auditorium down, close it or moth ball it and it would be more expensive than the option the Board is going with tonight; months were spent studying this option and considering how conservative he tends to be, this option is the most fiscally prudent way to go.

Freeholder Director Crabb said that one of the options that was considered was to tear the Auditorium down.

Freeholder Vohden stated that this was an expensive proposition in itself.

Freeholder Director Crabb agreed and it makes financial sense even in these times as mentioned by Mr. Gettler and confirmed that Mr. Gettler's comments are not lost on the Board.

Mr. Eskilson mentioned that this is a "stop the bleeding" measure actually referenced in the second Ordinance which is really just to seal the building so that the structure can continue to stand and be occupied until some other solution can be found.

Freeholder Space said that the building has a lot of future potential.

Mr. Eskilson stated as Freeholder Zeoli mentioned a lot of those options for the short term were explored and deemed not to be viable after a lot of research; the Board of Ed and its staff are continuing to work on what to do in the long term with that building.

Freeholder Director Crabb thanked that Capital Appropriations Group for its due diligence.

On roll call the vote was:

Freeholder Space	Yes
Freeholder Vohden	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Crabb	Yes

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

B.

PUBLIC HEARING – 5:09 PM

**FINAL ADOPTION – BOND ORDINANCE
60-2012**

Freeholder Director Crabb: "At our regular meeting held on January 11, 2012, we introduced for first reading the following Bond Ordinance which was advertised in the New Jersey Herald issue of January 13, 2012 together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM:

BOND ORDINANCE PROVIDING FOR VARIOUS 2012 GENERAL CAPITAL IMPROVEMENTS AND THE ACQUISITION AND INSTALLATION OF VARIOUS EQUIPMENT FOR THE SUSSEX COUNTY TECHNICAL SCHOOL, LOCATED WITHIN THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; APPROPRIATING \$3,505,000.00 THEREFOR (INCLUDING \$1,402,000.00 AGGREGATE AMOUNT OF GRANTS FROM THE STATE OF NEW JERSEY) AND AUTHORIZING THE ISSUANCE OF \$2,103,000.00 BONDS OR NOTES OF THE COUNTY OF SUSSEX, STATE OF NEW JERSEY, FOR FINANCING A PORTION OF SUCH APPROPRIATION, AND AUTHORIZING A PUBLIC HEARING TO BE HELD WEDNESDAY, JANUARY 25, 2012 AND AUTHORIZING PUBLICATION THEREOF

MOTION made by Freeholder Zellman to open the Public Hearing, seconded by Freeholder Zeoli and passed unanimously.

Is anyone present to be heard regarding this Bond Ordinance?

There was no one present.

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

MOTION that this Bond Ordinance be finally adopted made by Freeholder Zeoli, seconded by Freeholder Vohden.

On roll call the vote was:

Freeholder Space	Yes
Freeholder Vohden	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Crabb	Yes

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

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

There were no proclamations/certificates/presentations.

7. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 5:12 pm by Freeholder Zeoli to open the meeting to the Public, seconded by Freeholder Space and passed unanimously.

Comments from Robert Clark

Robert Clark, Business Administrator/Board Secretary of Sussex County Technical School came forward on behalf of the Board of Education, Superintendent and the Sussex County community to thank everyone for their efforts on working with the Technical School the past 18 months on these issues; Mr. Clark feels that the best decision was made for all concerned and he thanked the Board for its continued support.

The Board thanked Mr. Clark for his comments.

Comments from Bill Gettler, Wantage Township

Bill Gettler came forward and stated that Freeholder Space was in attendance at Wantage's Reorganization Meeting; he discussed the proposed Assessment Compliance Plan which is to change assessed values of certain properties; he said Freeholder Vohden was at the Tax Board Meeting that he attended the other day; Mr. Gettler discussed the net assessed value of Wantage Township and other municipalities in Sussex County; he feels the residents of Wantage Township are all being taxed out of their homes; Mr. Gettler feels the Township has to declare an emergency; Wantage Township should officially declare financial disaster. There was a lengthy discussion.

Freeholder Crabb stated that he was also a Wantage taxpayer; he said the Board understands and thinks that Mr. Gettler can see that the Board is doing all the due diligence that it can to try to keep these things down; there is room for improvement.

Mr. Gettler stated that he knew, the Board is holding things down, but the people need a tax cut.

Freeholder Crabb thanked Mr. Gettler for his comments.

Mr. Gettler provided the Clerk of the Board with copies of data from 2005 for which Wantage was reevaluated in 2006 and preliminary information for 2012 that he got from the Board of Taxation.

MOTION made at 5:20 p.m. by Freeholder Zellman to close the meeting to the Public, seconded by Freeholder Space and passed unanimously.

8. FREEHOLDERS' COMMENTS

Comments by Freeholder Vohden

- **Board of Elections**

Freeholder Vohden received a report from the meeting on the voting machine glitches, the issues and resolutions to the recent election problems; he feels confident that the Board now has everything under control.

- **Department of Human Services**

Freeholder Zellman and Freeholder Vohden are working together as liaisons to the Department of Human Services so that Freeholder Vohden will be able to take over for Freeholder Zellman next year; he (Freeholder Vohden) attended a meeting with the Division of Community & Youth Services and a meeting with the Mental Health Board.

- **Bergen County**

Freeholder Vohden said the National Association of Counties' newsletter reported that Bergen County is now considering selling its nursing home; one reason is the reduction in Medicaid payments, which is the same problem Sussex County is having.

- **Sussex County Board of Agriculture**

Freeholder Vohden said at the Board of Ag meeting Monday night the Ag Rep from Sussex County Technical School reported that they have added a new innovative program offered by 90 other schools across the nation to its curriculum; it's an Agricultural Science Education Program that prepares the students for Agriculture college and a career; he also said that there's only 1% of the U.S. working population that are farmers or ranchers and their average age is 57.

- **Six County Coalition**

Freeholder Vohden said he attended the Six County Coalition with Freeholder Crabb and the subject was Agenda 21 and he knows Freeholder Crabb will speak on it; he said there are always threats and Counties have to be alert and to prevent the problems from happening that they are anticipating.

Comments by Freeholder Zellman

- **Mental Health Board**

Freeholder Zellman said she attended the Mental Health Board Meeting held on January 23rd and saw a presentation on Telepsychiatry; she brought up the potential of this possibly being used for Corrections; Freeholder Zellman feels it would be worth the Sheriff taking a look at that; Freeholder Zellman explained how the presentation worked; it was projected that there would possibly be a substantial savings and Freeholder Zellman was very interested in working together to take a look at that and start talking with the Sheriff; one thing they did talk about was the medications and using more generic medications; medications that could be handled by the patient client when they were out on their own rather than using very expensive medications; Freeholder Zellman thought this was worth a follow-up.

Freeholder Zellman asked Mr. McConnell, Mr. Eskilson and Mr. Re to look into finding a way for the Mental Health Board to do some fund raising on its own and find a conduit for funding for them as the Mental Health Board certainly can't have the money come into the County coffers and then go back out again; the Mental Health Board needs to have a place to deposit funds and then use them again, which would be a subset of the County Treasury; Freeholder Zellman asked them to move forward with this as soon as possible.

Freeholder Zellman said the Mental Health Board recently had a vacancy and said if there is anyone, who is either a consumer or a family member, she would encourage them to reach out to the Mental Health Board and/or to Freeholder Zellman or Freeholder Vohden, as liaisons, to express interest and maybe attend a meeting.

- **Sussex County Homestead**

Freeholder Zellman discussed the collaboration between Sparta Medical and the Homestead whereby there would be a more visible presence of doctors at the Homestead; hopefully this would provide the availability of physicians and help keep residents healthy and keep them from having to go back into the hospital, which would create that whole situation with the bed hold pattern; she (Freeholder Zellman) thinks in the long run it will definitely save the County money.

Freeholder Zellman also pointed out that she will be sending a letter to SCARC for its offer to transport disabled patients from the Homestead; she feels this is a very generous offer.

- **Senior Citizen Advisory Committee**

Freeholder Zellman said there is still a vacancy on this Committee; she has encouraged Linda Ward to attend; however, Linda can't be a member because her organization is a grant recipient; anyone who is interested in participating in the Senior Citizen Advisory Committee should contact the County; the Committee meets on the first Thursday of every month at Knoll Heights at 9:00 a.m. and the meetings generally last about an hour or hour and 15 minutes.

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

Freeholder Zellman said the NJTPA Executive Director, Mary K. Murphy, and its consultant visited her in her office this past week; they were looking for greater visibility in the Counties and the subregions and they are looking for ways in which to let not only the other members of the Freeholder Board, but County staff, members of the municipal elected bodies and the general public learn more about the resources available through the NJTPA.

- **Thanks to George Graham**

Freeholder Zellman thanked George Graham for participating; Mr. Graham has recently become a trustee of the Friends of Waterloo Village and they are now planning its Music Festival which will be on July 1, 2012, from noon to six; if anyone wants to get involved just keep tuned in because they are working to keep Waterloo Village alive.

Comments by Freeholder Space

- **Sussex County Chamber Installation Dinner**

Freeholder Space said he attended the dinner with Freeholder Vohden and stated that it is always great to have the line of officers that come in for each year and it truly drives the tourism and economy through Sussex County; he urged people to get out and support their local Chamber, your local businesses and people within the County.

- **Ginnie's House**

Freeholder Space informed the Board that the Director of Ginnie's House, Scott McLean, is moving on to another job and he wanted to say that he has done a great job for the last few years; he (Freeholder Space) has been on the Board and working with Mr. McLean, who has made some great changes for Ginnie's House.

- **Barn Fires in the County**

Freeholder Space discussed all of the barn fires recently in Sussex County; he said anyone with a barn needs to check it out to make sure the wiring is good; he said Sussex County is still an all volunteer force and they are the backbone of every municipal budget; without their service, on everyone's behalf, there would be no money left for anything else.

Comments by Freeholder Zeoli

- **New Jersey Association of Counties (NJAC)**

Freeholder Zeoli said he attended the Reorganization Meeting of NJAC the previous day and the Board's friend, Freeholder Rick Gardner, from Warren County was sworn in as the NJAC President for the year; there was a nice ceremony in the Senate Chambers and former Governor DiFrancesco swore him in; it was a very nice event and very well attended.

Freeholder Zeoli said before that there was a Business Meeting and among the topics that were discussed were the cuts in Peer Grouping funding; all the Counties were affected by that and also how 100% of the Counties that own nursing homes are losing money; all those Counties are now in the process of looking at offloading them, not just Sussex County; with the cuts in the Peer Grouping funding and the cuts in the Medicaid reimbursement rate and also the rule about the bed hold issue, there's just no incentive for a County to stay in the business anymore.

Freeholder Zeoli said another issue that was discussed was Shared Services and finding a way to exclude those costs from the cap.

To that point, Freeholder Zeoli said he and Freeholder Vohden sat in on the Budget Committee today and the County has more opportunities that are being explored with regards to Shared Services with technology, but they incur start up costs

and those start up costs, obviously, create a cap problem for the County; that is one of the things that is being talked about with NJAC.

- **Capital Projects**

Freeholder Zeoli said that the Capital Projects Committee is trying to get the Capital Projects budget to the Budget Committee within the next couple of weeks; he thanked all of the Department Heads who worked with John Eskilson, Bernie Re and Pat Bailey to put together the preliminary Capital Projects budget; he discussed the capital project needs of the County and feels that they will present to the Budget Committee a very responsible, prudent Capital Projects budget.

Freeholder Crabb thanked Freeholder Zeoli for his persistence in this because it has truly been a capital budget crisis this year with the extraordinary dynamics of the hurricane on top of things that just have to be done.

Comments from Freeholder Crabb

- **Franklin Viaduct Stakeholders Meeting**

Freeholder Crabb said he attended the Franklin Viaduct Stakeholders meeting; because of the Engineering Department's efforts and persistence, this project will be going forward and will be going out to bid somewhere in late summer and it looks like construction will start at the beginning of next year; it's been a very long road.

- **Sussex County DPW**

Freeholder Crabb congratulated and recognized the County's Division of Public Works for the job they did in the snowstorm this past Saturday.

- **Six County Coalition Meeting**

Freeholder Crabb said as Freeholder Vohden stated earlier, he and Freeholder Vohden attended the Six County Coalition Meeting in Morristown with regards to Agenda 21 concerns; it was an audience of decision makers from many Counties; there was an hour presentation on the concerns with regards to the Agenda 21; at the end of the meeting, it was agreed between the presenters and the attendees that the New Jersey State Plan itself seems to be in pretty good shape with regards to that; the concern is, across the rest of the Country and in other states; it is on the radar of all of these Counties and of all of these Planners to keep the integrity of private property rights.

9. APPROVAL OF CONSENT AGENDA

- A. RESOLUTION RE: PAYMENT OF BILLS FOR JANUARY 11, 2012
61-2012 AUTHORIZED ON JANUARY 2, 2012
- B. RESOLUTION RE: PAYMENT OF BILLS
62-2012
- C. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE
63-2012 ORDERS UNDER THE PROVISIONS OF 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 the issuance of purchase orders for Advanced Door Sales, Inc., Alarm & Communication Technologies, Aurora Electric Supply, H & R Healthcare, KW Applications, Montague

Tool & Supply, Porter Lee Corporation, Signal Control Products, Inc., Solid Benefit Guidance, Sussex County Plumbing & Heating, and TeleSearch Staffing Solutions)

- D. RESOLUTION RE: AUTHORIZING THE FREEHOLDER DIRECTOR AND
64-2012 THE CLERK OF THE BOARD OF CHOSEN FREEHOLDERS TO SIGN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION CORPORATE ACKNOWLEDGEMENT FOR AUTHORIZATION FOR THE COUNTY ENGINEER TO SIGN ACCESS STREET INTERSECTION PERMIT NUMBER S-23-N-0001-2011 FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF NJ ROUTE 23 WITH SUSSEX COUNTY ROUTE 517 IN THE BOROUGH OF FRANKLIN
- E. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR
65-2012 AND BOARD CLERK TO EXECUTE AN APPLICATION FOR STATE AID UNDER THE NJDOT FY 2012 LOCAL BRIDGES, FUTURE NEEDS PROGRAM IN THE AMOUNT OF \$1,000,000.00 WITH \$130,475.50 AS COUNTY SHARE
- F. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER
66-2012 INTO AN AGREEMENT WITH THE COUNTY OF HUNTERDON FOR HEALTH OFFICER SERVICES TO BE PERFORMED BY THE COUNTY OF SUSSEX IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ. AS A SHARED SERVICES AGREEMENT (Resolution authorizes a shared services agreement with Hunterdon County for Health Officer Services in the amount of \$28,000.00, inclusive of travel expenses)

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 Zeoli to approve the Financial Consent Agenda, seconded by Freeholder Space.

Resolution 9.F.

Freeholder Zeoli said this was an excellent Shared Service; he loves these Intra-County Shared Services and thinks it's worth noting that the County is doing this project.

Freeholder Crabb stated that the detail is that the Resolution authorizes a shared service with Hunterdon County for Health Officer Services in the amount of \$28,000.00.

On Roll Call the vote was:

Freeholder Space	Yes
Freeholder Vohden	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Crabb	Yes

10. APPROVAL OF MINUTES

There were none.

11. APPOINTMENTS AND/OR RESIGNATIONS

A. Appointments

1. RESOLUTION RE: AMENDING RESOLUTION ENTITLED
67-2012 "DIRECTOR'S APPOINTMENTS FOR VARIOUS DEPARTMENT LIAISONS AND COMMITTEES FOR CALENDAR YEAR 2012" ADOPTED ON JANUARY 2, 2012 (Resolution changes liaison to the Solid Waste Advisory Council from Freeholder Crabb to Freeholder Vohden)
2. RESOLUTION RE: APPOINTMENT OF THOMAS MADSEN AS A MEMBER OF THE BOARD OF COMMISSIONERS OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY TO A FIVE (5) YEAR TERM; SAID TERM TO BE EFFECTIVE FEBRUARY 1, 2012 AND EXPIRE JANUARY 31, 2017

MOTION made by Freeholder Zellman to adopt these Resolutions, seconded by Freeholder Space and passed unanimously.

Resolution 11.A.2

Freeholder Director Crabb said that as happy as he is that Tom Madsen will be joining the Sussex County Board of Commissioners for the MUA, the Board has to recognize Joe Zidak's service on the Board; he thanked Mr. Zidek publically for his service and looks forward to collaborating with him in the future.

12. RESOLUTIONS

There were none.

13. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A
69-2012 PROFESSIONAL SERVICES CONTRACT WITH DENTRUST DENTAL, P.A. FOR THE PROVIDING OF DENTAL 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 \$24,000.00 a year for calendar years 2012, 2013 and 2014)
2. RESOLUTION RE: AUTHORIZING AMENDMENT NO. 1 TO A
70-2012 PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND HQW ARCHITECTS, LLC FOR THE PROVIDING OF ARCHITECTURAL AND ENGINEERING SERVICES FOR THE RELOCATED OFFICE OF EMERGENCY MANAGEMENT AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Amendment in the amount of \$69,050.00 (92.3%) for a total amount of

\$143,850.00 due to changes in the scope of the design work and conditions)

3. **RESOLUTION RE: AWARD OF CONTRACT EXTENSION FOR MISCELLANEOUS BUILDING TRADE SERVICES (ROOFING) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX (Resolution awards this extension for a second consecutive one year period with the minimum expenditure of \$500.00 and a maximum expenditure of \$200,000.00)**
71-2012
4. **RESOLUTION RE: AWARD OF CONTRACT EXTENSION FOR MISCELLANEOUS BUILDING TRADE SERVICES (PLUMBING) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX (Resolution awards this extension for a second consecutive one year period with the minimum expenditure of \$500.00 and a maximum expenditure of \$50,000.00)**
72-2012
5. **RESOLUTION RE: AWARD OF CONTRACT EXTENSION FOR MISCELLANEOUS BUILDING TRADE SERVICES (ELECTRIC) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX (Resolution awards this extension for a second consecutive one year period with the minimum expenditure of \$500.00 and a maximum expenditure of \$100,000.00)**
73-2012
6. **RESOLUTION RE: AWARD OF CONTRACT EXTENSION FOR MISCELLANEOUS BUILDING TRADE SERVICES (CARPENTRY) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX (Resolution awards this extension for a second consecutive one year period with the minimum expenditure of \$500.00 and a maximum expenditure of \$200,000.00)**
74-2012

MOTION made by Freeholder Zeoli to adopt these Resolutions, seconded by Freeholder Space.

On Roll Call the vote was:

Freeholder Space	Yes
Freeholder Vohden	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Crabb	Yes

B. Change Orders

1. **RESOLUTION RE: AWARD OF CHANGE ORDER NO. 1 TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND JOGI CONSTRUCTION INC., FOR REPLACEMENT OF SUSSEX COUNTY BRIDGE**
75-2012

C-16 CARRYING COUNTY ROUTE 607 OVER LUBBERS RUN, TOWNSHIP OF BYRAM, SUSSEX COUNTY, NEW JERSEY (2011 STATE AID TO COUNTIES CA-2011-SUSSEX COUNTY-00017) (Resolution awards this Change Order in the amount of \$43,908.64 (6.58%) for additional work on the project)

2. **RESOLUTION RE: AWARD OF CHANGE ORDER NO. 1 FINAL TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND SCHIFANO CONSTRUCTION ENTITLED "2010 COUNTY ROAD RESURFACING PROGRAM" (Resolution awards this Change Order reducing the original contract amount by \$160,469.61 (4.04%) with final quantities determined by as-built measurements and certified weight tickets)**
76-2012

MOTION made by Freeholder Vohden to adopt these Resolution, seconded by Freeholder Zeoli.

On Roll Call the vote was:

Freeholder Space	Yes
Freeholder Vohden	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Crabb	Yes

14. **FINANCIAL**

There was none.

15. **PERSONNEL**

- A. Personnel Agenda

MOTION made by Freeholder Zeoli to approve the Personnel Agenda in accordance with the County Administrator's recommendations, seconded by Freeholder Space and passed unanimously.

- B. Resolutions

1. **RESOLUTION RE: ESTABLISHMENT OF "MANAGER MOTORS" CLASSIFICATION AND SALARY RANGE**
77-2012
2. **RESOLUTION RE: ESTABLISHMENT OF "TECHNICAL SUPPORT SPECIALIST 1" AND SALARY RANGE**
78-2012

MOTION made by Freeholder Zellman to adopt these Resolutions, seconded by Freeholder Vohden and passed unanimously.

16. **ADMINISTRATIVE REPORT**

- A. Other

Mr. Eskilson only had one item which is an item of collective bargaining with CWA 1032 for closed session.

17. **COUNTY COUNSEL**

- A. Capital Projects
- B. Litigation

- C. Contract
- D. Other Matters

Mr. McConnell said he had several items and one is for closed session having to do with the litigation with regard to Ameripay and the other one has to do with a waste flow violation which is also potential pending litigation for closed session.

Mr. McConnell said he had a third item which is setting a date for a potential hearing for a College chargeback issue; he explained the issue to the Board; he said the Board could do it prior to the next meeting or the Board can pick another date; this would be a public hearing to present the case, the Board listens to it, the College will be here to put its position on the record.

After a short discussion, the Board decided to schedule the hearing at 4:00 p.m. before the February 8, 2012 Freeholder meeting.

18. UNFINISHED BUSINESS

There was none.

19. NEW BUSINESS

- A. Approval of letter of support for Ginnie's House for a grant they are preparing; the letter has to do with the County continuing to provide space for them.

MOTION made by Freeholder Space to approve this letter, seconded by Freeholder Zeoli and passed unanimously.

- B. Discussion concerning changing the Freeholder Meeting scheduled for April 25th and a meeting in March.

Freeholder Crabb stated that the meeting in March is no longer needed for a topic of conversation; there didn't need to be any change there; after a short discussion, due to Freeholder Space's vacation plans, the Board agreed to change the April 25th meeting to Monday, April 23rd at 5:00 p.m.

MOTION made by Freeholder Zeoli to change the April 25th meeting to Monday, April 23rd at 5:00 p.m., seconded by Freeholder Space and passed unanimously.

20. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 5:55 p.m. by Freeholder Zellman to open the meeting to the Public, seconded by Freeholder Vohden and passed unanimously.

There was no one.

MOTION made at 5:56 p.m. by Freeholder Space to close the meeting to the Public, seconded by Freeholder Zellman and passed unanimously.

Freeholder Zellman made an announcement that there was a card for Betty Lou DeCroce and asked the other Board members to please sign it so it could be sent to her.

21. EXECUTIVE SESSION

MOTION made at 5:57 p.m. by Freeholder Zeoli to go into Executive Session for the purpose of discussing items of litigation regarding the Ameripay bankruptcy, waste flow violations as well as collective bargaining with CWA 1032, seconded by Freeholder Space and passed unanimously.

RESOLUTION RE: REQUESTING EXECUTIVE SESSION
79-2012

- 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 6:55 p.m. by Freeholder Zeoli to come out of Executive Session and return to Open Session, seconded by Freeholder Space and passed unanimously.

Mr. McConnell stated that staff is directed to take the action that was set forth in Executive Session.

MOTION made by Freeholder Zeoli to direct staff to take the action that was set forth in Executive Session, seconded by Freeholder Space and passed unanimously.

Freeholder Zeoli said that he was just looking at his correspondence and realized that a letter was received from Sandyston Township expressing its displeasure with the coin toss issue; he suggested in his liaison meeting that this issue be re-examined and that formal action be taken on this issue; there was a short discussion.

Mr. Eskilson stated that the County found a way get it through operating on an interim policy; there should be a final policy; it was probably more flexibility than the County should have been last year because it was late coming out; the issue is one of direct County liability; the County doesn't force these people to do these kinds of things, the liability is 100% on the County; if the requestors don't provide these documents, don't get the sign off from local law enforcement, and they don't put up the traffic control measures, when something goes bad, and it will, because people are not paying attention out there, the County is at risk. There was a short discussion.

22. REMINDERS

Wednesday February 8, 2012 Regular Meeting 5:00 pm

23. ADJOURNMENT

MOTION made at 7:00 p.m. by Freeholder Zeoli to adjourn, seconded by Freeholder Vohden and passed unanimously

Elaine A. Morgan, Clerk

DATED: January 25, 2012