

REGULAR MEETING HELD ON WEDNESDAY, MARCH 24, 2010

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:02 p.m.

2. ROLL CALL: Freeholder Crabb; Freeholder Wirths; Freeholder Zellman;  
Freeholder Zeoli; Freeholder Director Parrott; 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 6, 2010 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.

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**PUBLIC HEARING – 5:00 PM**

**RESOLUTION RE: AUTHORIZING THE CLERK OF THE BOARD OF CHOSEN FREEHOLDERS TO PROVIDE NOTICE PURSUANT TO N.J.S.A. 40A:12-13 ET SEQ. OF THE PROPOSED AUCTION SALE OF REAL PROPERTIES COMMONLY KNOWN AS 128 AND 130 MORRIS TURNPIKE IN THE TOWNSHIP OF FRANKFORD AND DESIGNATED AS LOTS 5 AND 7.03 ON THE FRANKFORD TOWNSHIP TAX MAP**

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

Is anyone present to be heard regarding this Resolution?

There was no one.

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

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6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations and Certificates

1. Proclamation recognizing Stephen Alexander Daire for attaining the rank of Eagle Scout.

215-2010

2. Proclamation designating the month of March as “March for Meals Month”.

**216-2010**

3. Proclamation designating the month of April as “Parkinson’s Disease Awareness Month”.

**217-2010**

4. Proclamation designating the month of April as “Sexual Assault Awareness Month”.

**218-2010**

5. Proclamation designating April 1, 2010 as “Census Day”.

**219-2010**

6. Certificate for Louis Cherepy in recognition of his seven years of dedicated service as a member of the Sussex County Open Space Advisory Committee and eleven years as a member of the Sussex County Strategic Growth Committee.

**220-2010**

7. Certificate for Wayne Mabie, who was chosen by the Human Spirit Awards Committee as a recipient of the “Human Spirit Award” for 2010 in recognition of his quick actions after hearing a crash near his home by running to the scene to aid Kelsy Burlew who was trapped in her vehicle.

**221-2010**

8. Certificate for Shaun Marinaro and Linn Marinaro, who were chosen by the Human Spirit Awards Committee as recipients of the “Human Spirit Award” for 2010 in recognition of their quick actions after observing smoke coming from a neighbor’s home by contacting the fire department and entering the home to bring the family’s dogs to safety.

**222-2010**

9. Certificate for John Plocic, who was chosen by the Human Spirit Awards Committee as a recipient of the “Human Spirit Award” for 2010 in recognition of his quick actions after observing flames coming from a neighbor’s home by entering the home, finding a disoriented elderly man, and carrying him to safety.

**223-2010**

10. Certificate for Daniel Tassej, who was chosen by the Human Spirit Awards Committee as a recipient of the “Human Spirit Award” for 2010 in recognition of his quick actions after coming upon an accident and rescuing a two year old girl who was trapped in her father’s van that was tilted on his side, emitting smoke and sparks.

**224-2010**

11. Certificate for John Mathews, who was chosen by the Human Spirit Awards Committee as the recipient of the “Enduring Spirit Award” for 2010 in recognition of his numerous acts of selfless volunteerism, dedication to helping the less fortunate, both anonymously and through fund raising events to assist non-profit charitable organizations, and for sharing his “enduring spirit” of volunteerism and pride in our local community with the residents of Sussex County.

**225-2010**

12. Certificate presented to the Sussex County Technical School “Champions for Charity” for sharing its spirit of community, enthusiasm of youth, and sincere desire to help those in need on March 18, 2010.

**226-2010**

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

**7. PUBLIC SESSION FROM THE FLOOR**

**(Please note: Everyone is asked to keep their comments to 10 minutes or less)**

**MOTION** made at 5:20 p.m. by Freeholder Wirths to open the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

There was no one.

**MOTION** made at 5:21 p.m. by Freeholder Wirths to close the meeting to the Public, seconded by Freeholder Zeoli and passed unanimously.

**8. APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: PAYMENT OF BILLS  
**227-2010**
- B. RESOLUTION RE: DECLARING SURPLUS ONE (1) 2000 CHEVY MALIBU,  
**228-2010** VIN #1G1ND52J3Y6295593 TO THE NEEDS OF THE COUNTY OF SUSSEX
- C. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR  
**229-2010** AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH CENTER FOR PREVENTION AND COUNSELING ALLOCATING \$29,103.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide outpatient & intensive outpatient counseling sessions for calendar year 2010)
- D. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR  
**230-2010** AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH CENTER FOR PREVENTION AND COUNSELING ALLOCATING \$18,756.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide community-based education sessions/classes for calendar year 2010)
- E. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR  
**231-2010** AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH FREEDOM HOUSE ALLOCATING \$40,000.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide male halfway house services for calendar year 2010)
- F. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR  
**232-2010** AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH ALFRE, INC. DBA MRS. WILSON'S ALLOCATING \$14,000.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide women's halfway house services for calendar year 2010)

- G. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH NEWTON MEMORIAL HOSPITAL ALLOCATING \$7,000.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide outpatient counseling for calendar year 2010)**  
**233-2010**
- H. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH SAINT CLARE'S BEHAVIORAL HEALTH ALLOCATING \$18,300.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide detoxification services for calendar year 2010)**  
**234-2010**
- I. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH SUNRISE HOUSE ALLOCATING \$126,703.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract to provide inpatient (residential) services, outpatient counseling, detoxification and case management services for adults for calendar year 2010)**  
**235-2010**
- J. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH SAMARITAN INN, INC. ALLOCATING \$37,944.00 IN SOCIAL SERVICES FOR THE HOMELESS FUNDING FOR THE PROVISION OF HOMELESS SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2010)**  
**236-2010**
- K. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH SUSSEX COUNTY INTERFAITH HOSPITALITY NETWORK ALLOCATING \$6,613.00 IN SOCIAL SERVICES FOR THE HOMELESS FUNDING FOR THE PROVISION OF HOMELESS SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2010)**  
**237-2010**
- L. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH SUSSEX COUNTY DIVISION OF SOCIAL SERVICES ALLOCATING \$299,796.00 IN SOCIAL SERVICES FOR THE HOMELESS FUNDING FOR THE PROVISION OF HOMELESS SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2010)**  
**238-2010**

- M. **RESOLUTION RE: AUTHORIZATION TO FILE AN APPLICATION WITH NJ TRANSIT AND THE U.S. DEPARTMENT OF TRANSPORTATION ON BEHALF OF THE COUNTY OF SUSSEX FOR AN ELDERLY AND PERSONS WITH DISABILITIES CAPITAL ASSISTANCE PROGRAM GRANT UNDER SECTION 5310 OF THE FEDERAL TRANSIT ADMINISTRATION FOR A TWO-YEAR CYCLE REPRESENTING 2009/2010 FUNDING (Resolution authorizes this application to provide four (4) replacement vehicles (1 medium transit bus and 3 extended minibuses with a rear lift))**  
**239-2010**
- N. **RESOLUTION RE: AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS TO ENDORSE A MODIFICATION ALLOWING FOR A NO COST TIME EXTENSION UNTIL MAY 31, 2010 FOR 2007 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, JAG 1-21LL-07**  
**240-2010**
- O. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF CHEMICAL AND BIOLOGICAL RESPIRATORY PROTECTION SUITS FOR THE COUNTY OF SUSSEX OFFICE OF THE SHERIFF (Resolution authorizes this purchase from Global Protection in the approximate amount of \$77,029.20)**  
**241-2010**
- P. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF NETWORK SUPPORT SERVICES FOR THE DIVISION OF INFORMATION MANAGEMENT OF THE COUNTY OF SUSSEX (Resolution authorizes this purchase from Transnet Corporation in the approximate amount of \$48,195.00)**  
**242-2010**
- Q. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE AN AGREEMENT WITH NJ TRANSIT FOR JOB ACCESS AND REVERSE COMMUTE (JARC) ROUND 10 FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2012 SUBMITTED TO THE FEDERAL TRANSIT ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY SECTION 3037 OF THE TRANSPORTATION EQUITY ACT OF THE 21<sup>ST</sup> CENTURY (TEA-21)**  
**243-2010**
- R. **RESOLUTION RE: AUTHORIZATION TO EXECUTE ALL SUPPORTING DOCUMENTS AS PART OF THE EXISTING COOPERATIVE AGREEMENT WITH THE WALLKILL RIVER WATERSHED MANAGEMENT GROUP FOR GIS DATA DEVELOPMENT**  
**244-2010**

**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 Wirths to approve the Financial Consent Agenda, seconded by Freeholder Zellman.

**Resolution 8. P.**

Freeholder Zeoli asked if the purchase of network support services had gone out to bid.

Mr. Eskilson responded that Transnet Corporation was a State contract, with a subcontractor doing the actual security work; Transnet is the County's provider of phone and other software related services; the subcontractor under this agreement is to do the various security probes and analyses to get the County in compliance with the security of personal and financial data.

**Comment from Freeholder Zeoli on grant Resolutions 8.C. – 8. L.**

Freeholder Zeoli stated that most of these grants are pass through grants for funds for different areas; Freeholder Zellman said that she confirmed this with Steve Gruchacz; the grant Resolutions that are drug and alcohol related are State funding that are determined through LACADA; the homeless grant Resolutions are Social Services for the Homeless Funds (SSH) that are appropriated through a continuum of care.

**Comment from Freeholder Zellman regarding funding source in Resolution title**

Freeholder Zellman suggested that in the future, Resolutions have the funding source delineated in the title; it was agreed that this was a good suggestion.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Wirths	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

**9. APPROVAL OF MINUTES** Regular Meeting March 10, 2010

**MOTION** made by Freeholder Wirths to approve these minutes, seconded by Freeholder Zeoli and passed unanimously.

**Release of Executive Session Minutes**  
Regular Meeting January 27, 2010  
Regular Meeting February 11, 2010

**MOTION** made by Freeholder Crabb to approve these minutes, seconded by Freeholder Zellman and passed with Freeholder Wirths abstaining on the Release of Executive Session Minutes Regular Meeting February 11, 2010.

**10. APPOINTMENTS AND/OR RESIGNATIONS**

A. Resignations

1. Letter received from Allen P. Langjahr resigning his position on the Sussex County Planning Board.

**Comment from Freeholder Parrott on Mr. Langjahr's resignation**

Freeholder Parrott stated that Mr. Langjahr is now a member of the Election Board and he (Mr. Langjahr) felt that with the additional duties at the Election Board it would be necessary for him to resign from the Planning Board.

**11. RESOLUTIONS**

- A. RESOLUTION RE: AUTHORIZING SUBMISSION OF THE PUBLIC LIBRARY  
**245-2010** STATISTICAL REPORT FOR 2009 BY THE SUSSEX  
COUNTY DIVISION OF LIBRARY SERVICES

**MOTION** made by Freeholder Wirths to adopt this Resolution, seconded by Freeholder Zeoli and passed unanimously.

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Freeholder Parrott amended the Agenda to allow for Items #13. C., 13. D., and 13. E.

**13. FINANCIAL**

C.

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**INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE  
246-2010**

**CAPITAL ORDINANCE APPROPRIATING \$1,000,000.00 TO BE RECEIVED FROM THE  
NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND FOR THE  
REHABILITATION OF SUSSEX COUNTY BRIDGE K-03**

**MOTION** to adopt this Capital Ordinance on first reading made by Freeholder Wirths,  
seconded by Freeholder Zellman.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Wirths	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	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 April 14, 2010 at 5:00 pm prior to final adoption of this Capital  
Ordinance made by Freeholder Zeoli, seconded by Freeholder Crabb and passed  
unanimously.

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D.

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**INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE  
247-2010**

**CAPITAL ORDINANCE APPROPRIATING \$2,656,000.00 TO BE RECEIVED FROM THE  
NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE REHABILITATION OF  
VARIOUS SUSSEX COUNTY BRIDGES AND RESURFACING OF VARIOUS ROADS**

**MOTION** to adopt this Capital Ordinance on first reading made by Freeholder Zellman,  
seconded by Freeholder Crabb.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Wirths	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	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 April 14, 2010 at 5:00 pm prior to final adoption of this Capital

Ordinance made by Freeholder Wirths, seconded by Freeholder Zeoli and passed unanimously.

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E.  
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**INTRODUCTION FOR FIRST READING – BOND ORDINANCE  
248-2010**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF 4,377,420.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,168,971.00 BONDS OR NOTES OF THE COUNTY TO FINANCE PART OF THE COST THEREOF**

**MOTION** to adopt this Capital Ordinance on first reading made by Freeholder Crabb, seconded by Freeholder Zeoli.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Wirths	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	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 a hearing will be held on April 22, 2009 at 5:00 pm prior to final adoption of this Ordinance made by Freeholder Wirths, seconded by Freeholder Zeoli and passed unanimously.

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Freeholder Parrott returned the meeting to the agenda as listed.

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

A. Awards of Contract

1. **RESOLUTION RE: AWARD OF CONTRACT BASED ON PROPOSALS RECEIVED THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR CERTIFIED LABORATORY TESTING SERVICES SUPERVISED BY A PROFESSIONAL ENGINEER FOR THE DEPARTMENT OF ENGINEERING AND PLANNING (Resolution awards this Contract to ANS Consultants in the approximate contract amount from \$25,000.00 to \$90,000.00)**  
**249-2010**
2. **RESOLUTION RE: AUTHORIZING ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH BROWN AND BROWN METRO, INC., TO PROVIDE BROKER SERVICES FOR HEALTH AND PRESCRIPTION DRUG INSURANCE WITHOUT COMPETITIVE BIDDING AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(m) (Resolution authorizes this Agreement in an amount not to exceed \$125,000.00)**  
**250-2010**
3. **RESOLUTION RE: AWARD OF A CONTRACT FOR THE REHABILITATION OF COUNTY ROUTE 519, MM 67.83 TO MM 71.37, FEDERAL PROJECT NUMBER FS-0393(108)CON, TOWNSHIPS OF**  
**251-2010**

HAMPTON AND FRANKFORD, SUSSEX COUNTY,  
NEW JERSEY

4. RESOLUTION RE: AWARD OF A CONTRACT FOR THE SUSSEX COUNTY 2009 HIGH RISK RURAL ROAD PROGRAM, FEDERAL PROJECT STP-B00S(740), TOWNSHIPS OF HARDYSTON, MONTAGUE, SPARTA, VERNON, AND WANTAGE, SUSSEX COUNTY, NEW JERSEY  
**252-2010**
5. RESOLUTION RE: AWARD OF A CONTRACT FOR THE MICROSURFACING OF COUNTY ROUTE 620, MM 1.00 TO MM 1.93, FEDERAL PROJECT FS-B00S (806), TOWNSHIP OF SPARTA, SUSSEX COUNTY, NEW JERSEY  
**253-2010**
6. RESOLUTION RE: AWARD OF A CONTRACT FOR THE REHABILITATION AND RESURFACING OF COUNTY ROUTE 616, MM 0.00 TO MM 5.10, FEDERAL PROJECT NUMBER FS-0386 (103), TOWNSHIPS OF ANDOVER AND SPARTA AND THE TOWN OF NEWTON, SUSSEX COUNTY, NEW JERSEY  
**254-2010**
7. RESOLUTION RE: AWARD OF CONTRACT FOR THE REHABILITATION OF SUSSEX COUNTY BRIDGES B-03 AND D-30 OVER CULVER CREEK (CR 519) BOROUGH OF BRANCHVILLE AND OVER PAPA KATING CREEK (CR 565) TOWNSHIP OF FRANKFORD, SUSSEX COUNTY, NEW JERSEY  
**255-2010**
8. RESOLUTION RE: AUTHORIZING ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH JOSEPH M. ZIDEK OF COLDWELL BANKER NRT, LICENSED REAL ESTATE BROKERS, TO AUCTION TWO PARCELS OF COUNTY REAL PROPERTY KNOWN AS 128 MORRIS TURNPIKE, AND 130 MORRIS TURNPIKE, FRANKFORD TOWNSHIP, NEW JERSEY, WITHOUT COMPETITIVE BIDDING AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(m)  
**Tabled**

B. Bids

1. RESOLUTION RE: REJECTION OF ALL BIDS FOR THE REPLACEMENT OF COUNTY BRIDGE NO. Q-09 MAIN STREET (CR 620) OVER SPARTA GLEN BROOK, SPARTA TOWNSHIP, NEW JERSEY, FEDERAL PROJECT FS-B00S(804) (Resolution rejects these bids because it has been found that the bids received were based on specifications that were flawed due to an error made in correspondence received from the New Jersey Department of Transportation)  
**Tabled**

**Comment from County Counsel on items to be tabled**

Mr. McConnell stated that Resolution 12. A. 8., was to be tabled for Pay to Play documents, and also under item B. Bids, Resolution 12. B. 1., was to be tabled as there were some issues the County was working out with the NJDOT.

**MOTION** made by Freeholder Wirths to adopt Resolutions 12. A. 1. – 12. A. 7., and to table Resolution 12. A. 8., and Resolution 12. B. 1., seconded by Freeholder Zeoli.

**Resolution 12. A. 1.**

Freeholder Crabb stated that the contract was awarded to a firm that was significantly lower than the other bids; he asked if there was confidence in this firm.

Mr. Eskilson said that staff was satisfied that this firm had met the criteria and could produce the work that was required.

Mr. McConnell said that the final cost could increase in the event there was a need for more testing on any particular project; he said that the County would know the fixed price for that particular test and it would be at the direction of the County.

**Comments from Freeholder Zeoli regarding bids**

Freeholder Zeoli commented that he had pulled a bid at random and had noticed that there were no bids from local County firms; Freeholder Zeoli referred to a previous discussion regarding support for changing the law which required a bid to be disqualified for things such as a clerical error or forgetting to include a Certificate of Insurance; he said he did not know the status of this legislation.

Mr. McConnell said that the legislation had passed and the Governor had signed it.

Mr. Eskilson addressed the comment regarding lack of in-County bidders, he referred to an email that he sent out earlier in the day pertaining to a new feature on the County website; an electronic newsletter will be created whereby potential vendors can sign up for that will notify them of any bid, RFP, RFQ, or any competitive contracts.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Wirths	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

**13. FINANCIAL**

- A. RESOLUTION RE: TRANSFER OF 2009 APPROPRIATION RESERVES  
**256-2010**
  
- B. RESOLUTION RE: AUTHORIZING EMERGENCY TEMPORARY  
**257-2010** APPROPRIATIONS OF 2010 OPERATING BUDGET FOR  
THE COUNTY OF SUSSEX

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Wirths	Abstain, Resolution 13. A.; Yes, Resolution 13. B.
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

C.

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**INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE**

**CAPITAL ORDINANCE APPROPRIATING \$1,000,000.00 TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TRUST FUND FOR THE REHABILITATION OF SUSSEX COUNTY BRIDGE K-03**

**MOTION** to adopt this Capital Ordinance on first reading. (roll call vote)

**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 April 14, 2010 at 5:00 pm prior to final adoption of this Capital Ordinance. (voice vote)

**Adopted earlier in the meeting.**

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D.  
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**INTRODUCTION FOR FIRST READING – CAPITAL ORDINANCE**

**CAPITAL ORDINANCE APPROPRIATING \$2,656,000.00 TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE REHABILITATION OF VARIOUS SUSSEX COUNTY BRIDGES AND RESURFACING OF VARIOUS ROADS**

**MOTION** to adopt this Capital Ordinance on first reading. (roll call vote)

**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 April 14, 2010 at 5:00 pm prior to final adoption of this Capital Ordinance. (voice vote)

**Adopted earlier in the meeting.**

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E.  
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**INTRODUCTION FOR FIRST READING – BOND ORDINANCE**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF 4,377,420.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,168,971.00 BONDS OR NOTES OF THE COUNTY TO FINANCE PART OF THE COST THEREOF**

**MOTION** to adopt this Capital Ordinance on first reading. (roll call vote)

**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 a hearing will be held on April 22, 2009 at 5:00 pm prior to final adoption of this Ordinance. (voice vote)

**Adopted earlier in the meeting.**

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**14. PERSONNEL**

A. Personnel Agenda

There were no items for the Personnel Agenda.

B. Resolutions

1. RESOLUTION RE: AUTHORIZATION TO ADOPT AMENDMENTS TO  
**258-2010** VARIOUS POLICIES OF SUSSEX COUNTY'S  
EMPLOYEE HANDBOOK
2. RESOLUTION RE: AUTHORIZATION TO ELIMINATE CERTAIN  
**259-2010** POLICIES OF SUSSEX COUNTY'S EMPLOYEE  
HANDBOOK
3. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER  
**260-2010** DIRECTOR AND CLERK OF THE BOARD TO SIGN  
AN AMENDMENT TO THE COLLECTIVE  
BARGAINING AGREEMENT FOR THE  
EMPLOYEES REPRESENTED BY THE POLICE  
BENEVOLENT ASSOCIATION (PBA) LOCAL 138,  
SHERIFF'S UNIT, FOR THE YEARS 2010, 2011,  
2012 AND 2013

**MOTION** made by Freeholder Zeoli to adopt these Resolutions, seconded by Freeholder Crabb and passed with Freeholder Wirths abstaining on Resolution 14. B. 3.

15. **ADMINISTRATIVE REPORT**

A. Other

Mr. Eskilson stated that he did not have a report at this time.

16. **COUNTY COUNSEL**

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

Mr. McConnell stated that he did not have a report at this time.

17. **UNFINISHED BUSINESS**

There was no Unfinished Business.

18. **NEW BUSINESS**

There was no New Business.

19. **PUBLIC SESSION FROM THE FLOOR**  
**(Please note: Everyone is asked to keep their comments to 10 minutes or less)**

**MOTION** made at 5:50 p.m. by Freeholder Zeoli to open the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

There was no one.

**MOTION** made at 5:51 p.m. by Freeholder Wirths to close the meeting to the Public, seconded by Freeholder Zeoli and passed unanimously.

## **20. FREEHOLDERS' COMMENTS**

### **County budget**

Freeholder Zeoli said that he appreciated everyone's work on the County budget; he noted how dire things were in the State of New Jersey and the sacrifices being made on every level of government; Freeholder Zeoli said that it was a lot of work, but the taxpayers were on his mind every step of the way.

### **Wheatsworth Road facility**

Freeholder Crabb said that things at the Wheatsworth Road facility were going as scheduled.

### **Lackawanna Cutoff**

Freeholder Crabb said that he was very disappointed to hear that the efforts on the Lackawanna Cutoff have been held up for a couple of different reasons; one of which is that an application had to go before the Highlands Council for an exception, which usually takes a 30 day turn around; the other problem was that the March 31 deadline was approaching that was encompassed in the current contract that the County had to build the bridge there, which is now constrained by the Indiana Bat, the Bog Turtle, and the Dwarf Wedge Mussel; an entire year will probably be lost in construction of that project.

Freeholder Crabb said that he has corresponded with the legislative office to ask if the County's congressional representative could be of assistance as this is a federal constraint that is being placed on this project.

There was a brief discussion on the Indiana Bat, the Bog Turtle, and the Dwarf Wedge Mussel.

Freeholder Zeoli said that this was the kind of red tape bureaucracy that keeps holding up people's jobs; he added that in a time when people need jobs and the economy needs to be promoted, there is more concern for a mussel than for people working.

### **Six County Coalition Meeting**

Freeholder Zellman encouraged everyone to attend the next Six County Coalition Meeting on April 7, 2010, at 5:30 p.m., Panther Valley Golf and Country Club; she said that the agenda looked interesting because there were a lot of things that could be mutually discussed with the other counties as far as budget issues, etc.

### **Money \$mart Week**

Freeholder Zellman said that Money \$mart Week, April 16 -23, 2010, was moving forward; there will be 23 workshops, with a variety being offered for all ages and incomes.

### **Waterloo Village Committee**

Freeholder Zellman noted that the March 10, 2010, Freeholder minutes referred to her as being a part of the Waterloo Village Committee; she stated that she formed the Committee; Freeholder Zellman said that it was moving along well, adding that any money collected as a non-profit, would probably go through the Land Conservancy of New Jersey which would help the Committee to at least be the conduit for the funding, with none of the money going into the State coffers.

Freeholder Zellman said that a breakfast was going to be organized and she would let interested persons know when this would be held, as well as informing the Herald.

## **HSAC Meeting**

Freeholder Zellman said that she and Mr. Eskilson attended the recent HSAC Meeting; Mr. Eskilson discussed working together to get the message to the State on whatever would affect the County on the funding level; Freeholder Zellman said that the Center for Prevention and Counseling was hosting a breakfast for all Executive Directors and their representatives from the various non-profits to discuss how the agencies could collaborate and look at non-duplication of efforts, sharing of staff, etc.

## **Transportation funding cuts**

Freeholder Zellman said that a hearing was being held at the Morris County Courthouse regarding transportation funding cuts; she said that there were other counties that were certainly affected a lot more than Sussex County; Freeholder Zellman said that she did want the County to go on record of looking to the future so that when the economy does improve, things such as a shuttle to the Dover train station, and implementing the recommendations from Congressman Garrett's Northwest Bus and Transportation Study were not forgotten.

Freeholder Zellman asked for the Board's approval for the County to go on record that the County was still interested in the results of the Northwest Bus and Transportation Study and to have a shuttle to the Dover train station, and in the future, the Andover station as well.

Freeholder Zellman suggested that this be put into writing; she said that she would ask Tom Drabic to put together a letter for Freeholder Parrott's review.

## **Comment projects and government red tape**

Freeholder Wirths commented that many of the projects in Sussex County had the funding in place, but could not be accomplished because of government red tape; he said that he advocated anything that could be done on the State level.

## **Comment from Freeholder Zeoli on Senate Committee Hearing**

Freeholder Zeoli stated: "For the record, I had the honor of being in Trenton on Monday with the Freeholder Director to see Commissioner Wirths go before the Senate Committee; let me just tell you, because I was there, Hal was articulate and he did a phenomenal job of explaining the private sector expertise that he brings to running a bureaucracy; I was so proud of him during the Hearing and I think it's critical that people understand this; the voters of New Jersey elected Chris Christie because they believe in his judgment and his wisdom; Governor Christie had the judgment and the wisdom to appoint Hal Wirths as Commissioner of the Department of Labor and the Senate should go along with that because Governor Christie speaks for the people of New Jersey and they trust his judgment; and leaving the fact that I trust Hal's judgment out of it, I don't think you need anything more than that; and Hal will bring that private sector expertise that I think is so sorely needed in government, because it's that private sector thinking that makes sure you don't have these burdens and regulations that hurt people's jobs and hurt the economy; I just want you to know Hal that I was very proud of you and proud to be there on Monday."

## **Sussex County website**

Freeholder Parrott acknowledged that the Sussex County website was in the top three in transparency in the use of the website towards the goal of transparent government in the State of New Jersey.

## **Comment from Freeholder Parrott on Senate Committee Hearing**

Freeholder Parrott said that he felt the Governor chose Hal Wirths because of the way the County was operated over the years and his (Freeholder Wirths) ability to orchestrate things being done and completed.

Freeholder Parrott said that he felt that Freeholder Wirths did a fabulous job at the Hearing and he knew the kind of job he (Freeholder Wirths) would do.

## **Shared Services**

Freeholder Parrott noted that over \$1,250,000.00 in shared services has been saved.

## **21. EXECUTIVE SESSION**

There were no items for Executive Session.

RESOLUTION RE: REQUESTING EXECUTIVE SESSION

- 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.**

## **22. REMINDERS**

Wednesday	April 7, 2010	Six County Coalition	5:30 pm
		Meeting at Panther Valley Golf & Country Club	
Wednesday	April 14, 2010	Regular Meeting	5:00 pm

## **“Champions for Charity” food drive**

Freeholder Parrott said that over 58,000 pounds of food has been collected; he said that Newton High School would host a food drive on April 13; he noted that someone had written to General Mills and the Division of Social Services has received \$1,000.00 from General Mills to acknowledge the innovation of “Champions for Charity”; this was received at the Montague Shop Rite on Monday, March 22, 2010.

## **23. ADJOURNMENT**

**MOTION** made at 6:14 p.m. by Freeholder Crabb to adjourn the meeting, seconded by Freeholder Zeoli and passed unanimously.

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Elaine A. Morgan, Clerk

**DATED: March 24, 2010**

