

REGULAR MEETING HELD ON WEDNESDAY, MARCH 27, 2013

5:00 PM

ORDER OF BUSINESS

Item

1. **CALL TO ORDER BY DIRECTOR** at 5:02 p.m.
2. **ROLL CALL** Freeholder Crabb; Freeholder Mudrick; Freeholder Phoebus; Freeholder Deputy 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."

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**RESOLUTION RE: APPOINTING THE DIRECTOR OF THE BOARD OF CHOSEN
196-2013 FREEHOLDERS FOR THE REMAINDER OF THE YEAR 2013**

MOTION made by Freeholder Mudrick to nominate Freeholder Vohden as the Director of the Board of Chosen Freeholders for the remainder of the year 2013, seconded by Freeholder Crabb.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Deputy Director Vohden	Yes

Freeholder Vohden was sworn in as Director by County Counsel, Dennis McConnell.

**RESOLUTION RE: APPOINTING THE DEPUTY DIRECTOR OF THE BOARD OF
CHOSEN
197-2013 FREEHOLDERS FOR THE REMAINDER OF THE YEAR 2013**

MOTION made by Freeholder Phoebus to nominate Freeholder Crabb as the Deputy Director of the Board of Chosen Freeholders for the remainder of the year 2013, seconded by Freeholder Mudrick.

On Roll Call the vote was:

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

Freeholder Crabb was sworn in as Deputy Director by County Counsel, Dennis McConnell.

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5. **PUBLIC HEARINGS**

There were no Public Hearings.

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations/Certificates

1. Proclamation in recognition of Daniel Bell attaining the rank of Eagle Scout.

198-2013

2. Proclamation declaring the month of April as "Sexual Assault Awareness Month".

199-2013

3. Proclamation declaring the month of April as "Child Abuse Prevention Month".

200-2013

4. Certificates in recognition of selfless and invaluable contributions as members of the Sussex County Medical Reserve Corps during the Hurricane Sandy response efforts on behalf of the residents of Sussex County presented to: Valerie Ballowe, Mary Bowers, Alan Breach, Joyce Breach, Jackie Fiorillo, Julia Freeman, Julia Gurriell, Karen Hengge, Lynn Hines, Helen Homeijer, Dr. Michael Kelly, Tracy Storms Mazzucco, Patricia McKenna, Liliana Molina, Jane Morse, Samantha Mujica, Suellen Pulkstenis, Jennifer Sharpe, Michele Roth, Aaron Siegel, Carol Lee Spages, Fred Spages, Peter Summers, and Kyle Wilson.

201-2013

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

Herbert Yardley, Health Officer for the County of Sussex, came forward and gave a brief overview of the response efforts of the Sussex County Medical Reserve Corps during Hurricane Sandy.

Freeholder Crabb thanked and commended the Sussex County Medical Reserve Corps for their hard work and dedication during Hurricane Sandy.

Freeholder Mudrick presented the Certificates to the members of the Medical Reserve Corps and commended them for their dedication.

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At 5:23 p.m. Freeholder Director Vohden advised that the Board would be taking a short break.

At 5:25 p.m. the Board returned and commenced with the Meeting.

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B. Presentations

1. Acknowledging the retirement of Bethany K. Pionkowski, Senior Library Assistant, typing, who retired after 19 years with the County; and Jason A. Yanvary, County Correction Officer, who retired after 25 years with the County.

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 Crabb to open the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

There was no one.

MOTION made at 5:27 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

8. FREEHOLDERS' COMMENTS

Comments from Freeholder Phoebus

- **Transitional Care Program**

Freeholder Phoebus explained the Program which assists patients that have been hospitalized and released from going back into the hospital; since the inception of the pilot program back in February of last year, they have successfully assisted 900 patients.

- **Drug Abuse in Sussex County**

Freeholder Phoebus reported that officials are working very hard to keep a new drug off the streets of Sussex County; it is a pure form of ECSTASY called "Molly" and it is extremely dangerous.

- **Prescription Drug Disposal**

Freeholder Phoebus said there is currently a drive on in Sussex County for prescription drug disposal; any County police station that has a separate entrance will have a box available for this purpose.

Comments from Freeholder Mudrick

- **Thank you to Retirees**

Freeholder Mudrick thanked retirees, Bethany K. Piontkowski and Jason A. Yanvary, for their years of service to the County.

Comments from Freeholder Crabb

- **Congratulations to Freeholder Vohden**

Freeholder Crabb congratulated Freeholder Vohden for being appointed Director.

- **2013 Sussex County Budget**

Freeholder Crabb said that today the Board would be introducing the 2013 Budget with a 0% tax increase; he said that this is not only a credit to this Board but also to former Freeholders Susan Zellman, Rich Zeoli and Parker Space. Freeholder Crabb highlighted the high points and low points of the last year; he ended by saluting his present colleagues as well as those from years past and said that he feels that today is when you will truly see the fruits of the Board's labors and he is proud to be part of this team.

Comments from Freeholder Vohden

- **Springfest 2013**

Freeholder Vohden attended opening day of this year's event and spent a good deal of the day walking around with the Assistant Secretary of Agriculture; he added that this event was the best so far and it was attended by approximately 8,000 visitors with a good percentage of them from out-of-County.

Additional Comment from Freeholder Phoebus

- **Food Pantries**

Freeholder Phoebus made an announcement that the local Food Pantries are running very low on food and encouraged everyone to donate food especially with Easter fast approaching.

9. APPROVAL OF CONSENT AGENDA

- A. RESOLUTION RE: PAYMENT OF BILLS
202-2013
- B. RESOLUTION RE: RESOLUTION PROVIDING FOR THE CANCELING OF THE GRANT FUND BALANCES FOR THE STATE OF NEW JERSEY, OFFICE OF THE ATTORNEY GENERAL, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE FOR THE SART/SANE PROGRAM, VS-40-11, FOR THE PERIOD OF OCTOBER 1, 2011 TO SEPTEMBER 30, 2012
- C. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH AHS HOSPITAL CORPORATION / NEWTON MEDICAL CENTER ALLOCATING \$8,010.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2013)
- D. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH SUNRISE HOUSE FOUNDATION, INC. ALLOCATING \$145,931.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2013)
- E. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH CAPITOL CARE, INC. ALLOCATING \$8,064.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2013)
- F. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH CENTER FOR PREVENTION AND COUNSELING ALLOCATING \$42,210.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2013)
- G. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH CENTER FOR PREVENTION AND COUNSELING ALLOCATING \$20,410.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY (Resolution authorizes this Contract for calendar year 2013)
- H. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH FREEDOM HOUSE, INC. ALLOCATING \$45,000.00 FOR THE PROVISION OF

ALCOHOL AND DRUG ABUSE SERVICES FOR THE
CITIZENS OF SUSSEX COUNTY (Resolution authorizes
this Contract for calendar year 2013)

- I. **RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY DIVISION OF SENIOR SERVICES TO APPLY FOR GRANT FUNDS FROM THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES, DIVISION OF AGING SERVICES FOR THE STATE HEALTH INSURANCE PROGRAM (SHIP) FOR THE PERIOD OF APRIL 1, 2013 TO MARCH 31, 2014 (Resolution authorizes this Application in the amount of \$29,000.00, with no match requirement)**
210-2013
- J. **RESOLUTION RE: RENEWAL OF CONTRACT WITH DELTA DENTAL PLAN OF NEW JERSEY, INC. FOR DENTAL INSURANCE COVERAGE FOR COUNTY OF SUSSEX EMPLOYEES EFFECTIVE APRIL 1, 2013 TO MARCH 31, 2014 (Resolution authorizes this renewal with a 3.34% rate increase for a total amount of \$551,338.00)**
211-2013
- K. **RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER 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 this Agreement for Hunterdon County to pay Sussex County \$28,000.00, inclusive of travel expenses)**
212-2013
- L. **RESOLUTION RE: AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT IN THE MATTER OF SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY VS. GRINNELL RECYCLING, INC. ET AL AND GRINNELL ENTERPRISES INC. V SUSSEX COUNTY ET AL**
213-2013
- M. **RESOLUTION RE: RESCINDING THE RESOLUTION ENTITLED "APPROVAL OF THE FISCAL YEAR (FY) 2013 ANNUAL TRANSPORTATION PROGRAM (ATP) STATE AID PROJECT POOL FOR THE COUNTY OF SUSSEX AND AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND BOARD CLERK TO EXECUTE AN AGREEMENT FOR STATE AID TO COUNTIES UNDER THE NEW JERSEY TRANSPORTATION TRUST FUND AUTHORITY ACT IN THE AMOUNT OF \$1,872,700.00 FOR FY 2013" ADOPTED MARCH 13, 2013 (Resolution authorizes rescinding this Resolution based on a letter increasing the amount of available funding)**
214-2013
- N. **RESOLUTION RE: APPROVAL OF THE FISCAL YEAR (FY) 2013 ANNUAL TRANSPORTATION PROGRAM (ATP) STATE AID PROJECT POOL FOR THE COUNTY OF SUSSEX AND AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND BOARD CLERK TO EXECUTE AN AGREEMENT FOR STATE AID TO COUNTIES UNDER THE NEW JERSEY TRANSPORTATION TRUST FUND AUTHORITY ACT IN THE AMOUNT OF \$1,874,100.00 FOR FY 2013 (Resolution authorizes this approval for the replacement of Bridge E-07 and for the 2013 Sussex County Resurfacing Program)**
215-2013

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 Phoebus to approve the Financial Consent Agenda, seconded by Freeholder Crabb.

On Roll Call the vote was:

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

10. **APPROVAL OF MINUTES** Regular Meeting February 27, 2013
Regular Meeting March 13, 2013

Executive Session Minutes
Regular Meeting March 13, 2013

MOTION made by Freeholder Phoebus to approve these Minutes, seconded by Freeholder Mudrick and passed unanimously.

Release of Executive Session Minutes
Regular Meeting February 13, 2013

MOTION made by Freeholder Crabb to approve the release of these Minutes, seconded by Freeholder Phoebus and passed unanimously.

11. **APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

1. **RESOLUTION RE: APPOINTMENT OF DANIEL G. FLYNN AS THE SECOND ALTERNATE MEMBER OF THE SUSSEX COUNTY PLANNING BOARD TO FILL THE UNEXPIRED TERM OF GENE L. CRAWFORD. SAID TERM TO EXPIRE DECEMBER 31, 2015**
216-2013
2. **RESOLUTION RE: APPOINTMENT OF JOHN R. DRAKE 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 IMMEDIATELY AND EXPIRE JANUARY 31, 2018**
217-2013

Freeholder Crabb said that Daniel Flynn will be a great addition to the Planning Board and John Drake will be a valuable addition to SCMUA.

Freeholder Mudrick commended John Drake for his way of doing business and applauded his nomination.

MOTION made by Freeholder Crabb to adopt these Resolutions, seconded by Freeholder Mudrick and passed unanimously.

12. **RESOLUTIONS**

- A. **RESOLUTION RE: CONCURRING WITH FRANKFORD TOWNSHIP RESOLUTION AUTHORIZING CHANGES AT THE INTERSECTION OF US ROUTE 206, SUSSEX COUNTY ROUTE 630, AND RECOGNITION DRIVE IN THE TOWNSHIP OF FRANKFORD**
218-2013
- B. **RESOLUTION RE: AUTHORIZING REVISIONS TO THE SUSSEX COUNTY OPEN SPACE PROGRAM RULES AND REGULATIONS**
219-2013

- C. RESOLUTION RE: AUTHORIZING THE EXECUTION OF AN AGREEMENT
(Handled later in the meeting) WITH THE SUSSEX COUNTY MUNICIPAL UTILITIES
AUTHORITY REGARDING CONSTRUCTION OF BRIDGE
E-07 IN CLOSE PROXIMITY TO A SEWER MAIN OF THE
SCMUA

Mr. McConnell asked the Board to vote on Resolutions 12.A. and 12.B. only since there would be a closed session on Resolution 12.C.

MOTION made by Freeholder Crabb to adopt Resolutions 12.A. and 12.B., seconded by Freeholder Phoebus and passed unanimously.

13. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

- 1. RESOLUTION RE: AWARD OF CONTRACT FOR MISCELLANEOUS
220-2013 BUILDING TRADE SERVICES (ROOFING) TO BE
PERFORMED IN AND AROUND VARIOUS
SUSSEX COUNTY BUILDINGS FOR THE COUNTY
OF SUSSEX (Resolution awards this Contract to the
only responsible bidder, Complete Building
Management LLC, with a minimum expenditure of
\$500.00 and a maximum contract amount of
\$200,000.00)

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

On Roll Call the vote was:

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

14. FINANCIAL

- A. RESOLUTION RE: AUTHORIZING EMERGENCY TEMPORARY
221-2013 APPROPRIATIONS OF 2013 OPERATING BUDGET FOR
THE COUNTY OF SUSSEX
- B. RESOLUTION RE: APPROVAL OF 2013 LIBRARY BUDGET AND
222-2013 CERTIFICATION OF 2013 LIBRARY TAX LEVY
- C. RESOLUTION RE: APPROVAL OF 2013 COUNTY HEALTH BUDGET AND
223-2013 CERTIFICATION OF 2013 HEALTH TAX LEVY

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

On Roll Call the vote was:

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

D.

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INTRODUCTION FOR FIRST READING - RESOLUTION

**RESOLUTION RE: AUTHORIZING CAP TO LIMIT COUNTY BUDGET APPROPRIATION
224-2013 INCREASE IN 2013 COUNTY BUDGET TO 3.5% OVER THE
PREVIOUS YEAR'S FINAL APPROPRIATIONS SUBJECT TO**

**CERTAIN EXCEPTIONS AND TO ESTABLISH AN APPROPRIATION
CAP BANK**

MOTION made by Freeholder Crabb to adopt this Resolution on first reading, seconded by Freeholder Phoebus.

On Roll Call the vote was:

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

MOTION made by Freeholder Phoebus to authorize the Clerk to advertise this Resolution 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 10, 2013 at 5:00 p.m. prior to final adoption of this Resolution, seconded by Freeholder Mudrick and passed unanimously.

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E.

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INTRODUCTION OF 2013 COUNTY BUDGET FOR FIRST READING

Freeholder Deputy Director Vohden: "The 2013 Sussex County Budget is being introduced for First Reading at this time and awaits approval by the Board. The 2013 Sussex County Budget Revenues and Appropriations Summary will be advertised in the New Jersey Herald issue of April 8, 2013.

**RESOLUTION RE: APPROVAL OF THE 2013 COUNTY BUDGET AS PRESENTED FOR
225-2013 VOTE**

MOTION made by Freeholder Crabb to adopt this Resolution on first reading, seconded by Freeholder Phoebus.

Freeholder Vohden said that the Board achieved its goal of introducing a Budget with a 0% increase; he reviewed other achievements of the Budget and he recognized and thanked Parker Space, all the Department Heads, Bernie Re, Rob Maikis and John Eskilson for the countless hours spent preparing the Budget.

Freeholder Mudrick also recognized and thanked Parker Space, the Department Heads, Bernie Re, Rob Maikis and John Eskilson.

Freeholder Crabb commended the Department Heads for enduring the Budget process through trying times.

Freehold Phoebus agreed with all the prior comments.

On Roll Call the vote was:

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

MOTION made by Freeholder Crabb to authorize the Clerk to advertise the Budget Revenues and Appropriations Summary 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 on the Budget and Tax Resolution will be held in the Freeholder Meeting Room, County Administrative Center, One Spring Street, Newton, New Jersey on Wednesday, April 24, 2013 at 5:00 P.M., at which time and place objections to said Budget and Tax Resolution for the year 2013 may be presented by taxpayers or other interested persons," seconded by Freeholder Phoebus and passed unanimously.

15. **PERSONNEL**

- A. Personnel Agenda (No Personnel Agenda for this meeting)
- B. Resolutions
 - 1. RESOLUTION RE: ESTABLISHMENT OF "SOCIAL WORKER" AND
226-2013 SALARY RANGE

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

16. **ADMINISTRATIVE REPORT**

- A. Other

Mr. Eskilson congratulated Freeholder Vohden for being appointed Director; he also thanked Freeholder Vohden, Parker Space, Bernie Re and Rob Maikis for all of their time spent on the Budget.

17. **COUNTY COUNSEL**

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

Mr. McConnell said he had one item for closed session and that is Resolution 12.C. dealing with the easement with SCMUA.

18. **UNFINISHED BUSINESS**

There was no Unfinished Business.

19. **NEW BUSINESS**

- A. Discussion concerning moving the meeting of May 8th to May 7th at 5 p.m. because of the New Jersey Association of Counties Conference.

MOTION made by Freeholder Crabb to approve moving the meeting of May 8th to May 7th at 5:00 p.m. because of the New Jersey Association of Counties Conference, seconded by Freeholder Phoebus 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 Crabb to open the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

Comment from Gary Larsen

Gary Larsen of Frankford Township came forward; he thanked the Board, on behalf of Branchville and Frankford, for concurring with the Ordinance to change the stop sign at Route 206, CR630 and Recognition Drive.

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

21. **EXECUTIVE SESSION**

Mr. McConnell said there was one item for Executive Session, which is Resolution 12.C., "AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY REGARDING CONSTRUCTION OF BRIDGE E-07 IN CLOSE PROXIMITY TO A SEWER MAIN OF THE SCMUA".

Mr. Eskilson added that action was anticipated after the Executive Session.

MOTION made at 5:57 p.m. by Freeholder Crabb to go into Executive Session to discuss Resolution 12.C. as stated above, seconded by Freeholder Phoebus and passed unanimously.

**RESOLUTION RE: REQUESTING EXECUTIVE SESSION
227-2013**

- 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 6:05 p.m. by Freeholder Crabb to come out of Executive Session and return to Open Session, seconded by Freeholder Vohden and passed unanimously.

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**RESOLUTION RE: AUTHORIZING THE EXECUTION OF AN AGREEMENT
228-2013 WITH THE SUSSEX COUNTY MUNICIPAL UTILITIES
AUTHORITY REGARDING CONSTRUCTION OF BRIDGE
E-07 IN CLOSE PROXIMITY TO A SEWER MAIN OF THE
SCMUA**

Mr. McConnell, County Counsel, said in the actual Easement Agreement, the terms and conditions have been agreed to by Counsel for the SCMUA and himself except for one clause dealing with indemnification and hold harmless; it was Mr. McConnell's recommendation that the indemnification and hold harmless clause be deleted; the Resolution will so reflect.

MOTION made by Freeholder Crabb to adopt the Resolution as amended in the description by County Counsel, seconded by Freeholder Phoebus.

On Roll Call the vote was:

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

22. REMINDERS

Friday	March 29, 2013	Good Friday	Holiday
Wednesday	April 10, 2013	Regular Meeting	5:00 pm

23. ADJOURNMENT

MOTION made at 6:08 p.m. by Freeholder Phoebus to adjourn, seconded by Freeholder Mudrick and passed unanimously.

DATED: March 27, 2013