

REGULAR MEETING HELD ON WEDNESDAY, MAY 14, 2008

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:01 p.m.

2. ROLL CALL: Freeholder Crabb; Freeholder Parrott; Freeholder Vetrano;
Freeholder Zellman; Freeholder Director Wirths; John
Eskilson, County Administrator; Dennis McConnell, County
Counsel; Diane Eakman, Deputy 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 7, 2008 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
The Daily Record	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

There were no Public Hearings.

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Presentations

1. Residents of Knoll Shared Housing to express their gratitude to the Board of Chosen Freeholders for the partnership between Knoll Shared Housing and the County of Sussex.

Lisa Reidinger, Resident Care Specialist, Knoll Shared Housing, came forward; she distributed an informational packet on Knoll Shared Housing to the Board (copy on file in the Clerk of the Board's Office); she provided a brief overview of the concept of shared housing and the steps taken that resulted in the completion of the homes on Morris Avenue in Frankford Township.

Kathleen Hogan, resident of Knoll Shared Housing in Frankford Township, came forward; she said she was pleased to come before the Board to personally thank them and expressed her appreciation for being given the opportunity to live in one of the homes; Ms. Hogan said that the experience has improved her quality of life.

Patricia Owen, resident of Knoll Shared Housing in Frankford Township, came forward; she expressed her appreciation to the Board for its efforts to establish the shared housing in Frankford Township; Ms. Owen said that it was a wonderful living experience.

The women presented each of the Freeholders with a certificate and a plant as a token of their appreciation.

Freeholder Vetrano stated that it was a collaborative effort and he thanked all who were involved.

The Board thanked the attendees.

B. Proclamations/Certificates

1. Proclamation designating the week of May 11 – 17, 2008 as “National Transportation Week”.
311-2008
2. Proclamation designating the week of May 4 – 10, 2008 as “National Correctional Officers’ Week”.
312-2008
3. Proclamation designating May 31, 2008 – June 1, 2008 as “Relay for Life of Greater Sussex”.
313-2008
4. Proclamation in recognition of Aaron Nicholas Piemontesi attaining the rank of Eagle Scout.
314-2008
5. Proclamation in recognition of Lori Panico attaining the Girl Scout Gold Award.
315-2008
6. Proclamation in recognition of Caitlyn Doran attaining the Girl Scout Gold Award.
316-2008
7. Proclamation in recognition of Leah Vanden Akker attaining the Girl Scout Gold Award.
317-2008
8. Proclamation in recognition of Caitlan Stephens attaining the Girl Scout Gold Award.
318-2008
9. Certificate for Detective Kevin McGill, NJ State Police, for being chosen by the Sussex County Detectives’ Association as recipient of the William G. Geffken Memorial “Detective of the Year” award for his exemplary investigative skills and contributions to law enforcement.
319-2008
10. Certificate for Steve DePasquale, Deputy US Marshall, US Marshalls NY/NJ Regional Fugitive Task Force, for being recognized by the Sussex County Detectives’ Association for his exemplary cooperative investigative contributions to law enforcement.
320-2008
11. Certificate for Paul Kwiecinski, Detective, US Marshalls NY/NJ Regional Fugitive Task Force, for being recognized by the Sussex County Detectives’ Association for his exemplary cooperative investigative contributions to law enforcement.
321-2008

There was an additional Certificate for the Board’s consideration.

12. Certificate for Philip J. Diglio in appreciation of his 16 years of dedicated public service to the Town of Newton, and commitment to the residents and businesses of the local community.
322-2008

MOTION made by Freeholder Parrott to approve these Proclamations and Certificates, seconded by Freeholder Vetrano and passed unanimously.

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Freeholder Wirths amended the Agenda to allow for Item 18. B.

18. NEW BUSINESS

B. Discussion regarding the Sussex County Technical School.

Freeholder Wirths stated that the Board would now discuss the employment contract of the Superintendent of the Technical School; he asked for a Motion on the Resolution that was being brought before the Board.

**RESOLUTION RE: VOTE OF NO CONFIDENCE IN THE SUSSEX COUNTY
323-2008 TECHNICAL HIGH SCHOOL BOARD OF EDUCATION**

MOTION made by Freeholder Parrott to adopt this Resolution, seconded by Freeholder Vetrano.

Freeholder Wirths asked Freeholder Parrott to present his statement.

Freeholder Parrott stated that he had the opportunity to speak with every School Board Member and the School Superintendent; he highlighted the deficit in the State of New Jersey and the burden it was already placing on the taxpayers; Freeholder Parrott said that the stand the Freeholder Board was taking was not personal, but based on principle.

Freeholder Parrott asked that every School Board Member who voted yes on the employment contract for the Technical School Superintendent submit their resignation, adding that the contract that was executed was almost frivolous and not acceptable.

Freeholder Wirths said that it was a very difficult vote, but that he had no other choice but to vote yes on the Resolution, adding that the contract was against everything he stood for.

Freeholder Vetrano said that it was not an easy thing to do and that it was not a personal issue, but an action that needed to be corrected.

Freeholder Zellman said that she respected the work of the School Board Members, but that a contract that took the salary range well beyond what the average is for the State was not a responsible thing to do; she said that it was not in the best interests of the taxpayers.

Freeholder Crabb said that he appreciated the work that the School Board Members do for the Technical School; he said that in his discussions with School Board Members, it seems that there was a desire to bring the Superintendent's salary up to what other areas of the State's salaries are; Freeholder Crabb said that salary should be based on performance and this did not happen in this instance.

Freeholder Wirths added that the President of the School Board indicated that he was going to try to re-negotiate this contract with Dr. Toback; Freeholder Wirths urged that this take place and said that if there was legal counsel involved in this contract, that he (legal counsel) should also resign.

Freeholder Wirths asked County Counsel to read the Resolution into the record.

Mr. McConnell read the Resolution into the record as follows:

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**RESOLUTION RE: VOTE OF NO CONFIDENCE IN THE SUSSEX COUNTY
TECHNICAL HIGH SCHOOL BOARD OF EDUCATION**

WHEREAS, the Director of the Sussex County Board of Chosen Freeholders, with the advice and consent of the Freeholder Board, is responsible for the appointment of members of the Sussex County Technical High School Board of Education in accordance with N.J.S.A. 18A:54-16; and

WHEREAS, in so appointing, the Board of Chosen Freeholders entrusts the Board of Education with the effective education of the students of the Sussex County Technical High School and the financial interests of the taxpayers of Sussex County; and

WHEREAS, on January 24, 2008, the Sussex County Technical High School Board of Education authorized an employment agreement with Sussex County Technical High School Superintendent Dr. Mark Toback (attached to and made a part of this Resolution); and

WHEREAS, said employment agreement provides for a \$51,360.00 salary increase for Dr. Toback for the three year period 2008/09 to 2011/12, an amount equal to a 33% overall increase in salary; and

WHEREAS, said employment agreement also provides for additional salary increases along with an extraordinary amount of benefit leave time with significant cash out options; and

WHEREAS, the Sussex County Board of Chosen Freeholders believe the salary increases granted by the Sussex County Technical High School Board of Education to be excessive, particularly in light of the current trend in collective bargaining agreements, budget challenges at both the State and local level, and the current weak economy; and

WHEREAS, the Sussex County Board of Chosen Freeholders is disappointed in the Sussex County Technical High School Board of Education's failure to protect the financial interests of the taxpayers of Sussex County; and

WHEREAS, the Sussex County Board of Chosen Freeholders no longer has the confidence in the Board of Education to move forward with its mission of cost effective and efficient education; and

WHEREAS, N.J.S.A. 18A:17-20.2a provides for the submission of an agreement for an early termination of an employment contract, that includes the payment of compensation to the Commissioner of Education; and

WHEREAS, the employment agreement does not specifically provide for "early termination"; it does provide for benefits that will follow contract termination; and

WHEREAS, N.J.A.C 17:1-7.3 provides in part that:

"the Division of Pensions and Benefits shall investigate increases in compensation reported for credit which exceed reasonably anticipated annual compensation increases for members of the retirement system based upon consideration of the Consumer Price Index for the time period of the increases"

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Sussex hereby enters a vote of no confidence in the Sussex County Technical High School Board of Education and in so doing requests the following:

1. The immediate resignation of all members of the Sussex County Technical High School Board of Education that have been appointed by the Board of Chosen Freeholders;
2. The removal of the Sussex County Superintendent of Schools by the Governor of the State of New Jersey for failure in his fiduciary responsibility to the taxpayers of Sussex County;
3. The employment agreement be forwarded to the Division of Pensions for an interpretation as to whether the amount of the increase violates the pension guidelines;
4. The employment agreement be forwarded to the Commissioner of Education as to the possible violation of N.J.S.A. 18A:17-20.2a; and

BE IT FURTHER RESOLVED that certified copies of this Resolution, together with copies of Dr. Mark Toback's Contract of Employment and the minutes of the January 24, 2008 Sussex County Technical School Board of Education Meeting be forwarded to the Honorable Jon Corzine, Governor of the State of New Jersey; the Honorable Steven Oroho, State Senator -24th District; the Honorable Alison Littell McHose, Assembly Representative – 24th District; the Honorable Gary Chiusano, Assembly Representative – 24th District; all members of the Sussex County Technical High School Board of Education; and Dr. Mark Toback, Superintendent of the Sussex County Technical High School.

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Freeholder Wirths asked for a Roll Call Vote on the Resolution.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Vetrano	Yes
Freeholder Zellman	Yes
Freeholder Director Wirths	Yes

Freeholder Wirths stated that at this time the Board would take comments from anyone from the public who wished to speak regarding the discussion on the Superintendent's contract.

Comments from public

Cheryl Brewer came forward; she stated that she had attended the Technical School Board of Education Meeting last month; she said that she has a son who utilizes the services of the Child Study Team; Ms. Brewer asked if the decision to dissolve the Child Study Team could be rescinded.

Mr. McConnell stated that the Superintendent's contract was still in force; the Freeholder Board could not undo what happened with the Child Study Team.

Freeholder Wirths reminded those in attendance that this discussion was centered on the employment contract for the Superintendent of the Technical School and only this contract would be discussed at this time.

Ms. Brewer said that efforts to discuss the issue of the Child Study Team at the Technical School Board of Education Meeting did not bring any results and asked what steps needed to be taken.

Freeholder Parrott stated that the School Board was an autonomous Board and that the Freeholder Board could not change the decision of the School Board; he suggested to Ms. Brewer that she go back to the School Board to ask what could be done.

Chris Land, teacher at Sussex County Technical School, came forward; he said that he recognized the severity and significance of what was happening at the Technical School; Mr. Land asked the Freeholder Board to move on and that he wanted everyone to know that the School's staff was still doing a good job.

Freeholder Parrott said that he recognized the pride that the staff and teachers had in the Technical School.

Debbie Wakefoose from the Technical School came forward; she said the School Board needed to be fiscally responsible and she thanked the Freeholder Board for its efforts.

There was no one else from the public who wished to speak; Freeholder Wirths brought up the letter of resignation from Technical School Board Member Daniel Stevens; he asked for a Motion to accept the letter of resignation.

MOTION made by Freeholder Crabb to accept Daniel Stevens letter of resignation from the Sussex County Technical School Board of Education, seconded by Freeholder Vetrano and passed unanimously.

Freeholder Wirths asked County Counsel to read Mr. Stevens' letter into the record.

Mr. McConnell read as follows:

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Note: please present copy of this letter to each Freeholder

To the Board of Chosen Freeholders:

The purpose of this letter is to thank the Freeholder Board for giving me the opportunity to serve on the Sussex County Technical Board of Education and to apologize for the error in judgment I made regarding the superintendent's contract salary package for the upcoming contract.

I am and will continue to be an existentialist; therefore, I must take responsibility for my actions in the aforementioned situation. I must reiterate, however, that I based my decision on the material I received which was only the first year of the package. Nevertheless, I should have searched for more information as I have in the past. I let my guard down at a moment in time that I should not have assumed the remainder of the package.

My tenure on the Sussex Tech Board has been filled with difficulty. As you know I have functioned as the "lone wolf" on this Board with regard to finances. After our November re-organization meeting, where again I was passed up in taking a leadership role, I was forced to make the decision that cooperation with other board members, regardless of the issue, was the path I must pursue in order to accomplish the many goals I had for the school, community and students. In this vain of cooperation, I failed to do the necessary research I should have done for the taxpayers of this county.

I again thank you for the past trust and opportunities you have given me but, at this time, I know it is time for me to step aside and resign my position as a board member on the Sussex County Technical School Board of Education.

I will gladly continue on the board until you find an appropriate replacement.

Sincerely,

Daniel Stevens

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7. PUBLIC SESSION FROM THE FLOOR

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

There was no one.

MOTION made at 5:57 p.m. by Freeholder Vetrano to close the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

8. APPROVAL OF CONSENT AGENDA

- A. RESOLUTION RE: PAYMENT OF BILLS
324-2008
- B. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF
325-2008 ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE CLEAN COMMUNITIES GRANT FOR A TOTAL AMOUNT OF \$56,402.79
- C. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF
326-2008 ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE

SUSSEX COUNTY ROADWAYS SAFETY PROJECT
GRANT FOR A TOTAL AMOUNT OF \$17,028.00

- D. **RESOLUTION RE: 327-2008** RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE 2008 COMPREHENSIVE COUNTY YOUTH SERVICES PLAN FOR A TOTAL AMOUNT OF \$380,431.00
- E. **RESOLUTION RE: 328-2008** RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE FEDERAL FY04/FY05 NATIONAL CRIMINAL HISTORY IMPROVEMENT (NCHIP) FOR A TOTAL ADDITIONAL AMOUNT OF \$4,255.00
- F. **RESOLUTION RE: 329-2008** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH ALL ABOUT CARE, LLC ALLOCATING \$51,754.00 IN PERSONAL ASSISTANCE SERVICES PROGRAM (PASP) FUNDS FOR THE PROVISION OF THE PERSONAL ASSISTANTS FOR THE DISABLED POPULATION (Resolution authorizes execution of this contract for a 12 month period from January 1, 2008 through December 31, 2008)
- G. **RESOLUTION RE: 330-2008** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE A CONTRACT WITH UNITED CEREBRAL PALSY OF NORTHERN, CENTRAL AND SOUTHERN NEW JERSEY, INC. ALLOCATING \$51,754.00 IN PERSONAL ASSISTANCE SERVICES PROGRAM (PASP) FUNDS FOR THE PROVISION OF THE PERSONAL ASSISTANTS FOR THE DISABLED POPULATION (Resolution authorizes execution of this contract for a 12 month period from January 1, 2008 through December 31, 2008)
- H. **RESOLUTION RE: 331-2008** AUTHORIZATION TO FILE PART II OF AN APPLICATION TO NEW JERSEY TRANSIT CORPORATION AND THE U.S. DEPARTMENT OF TRANSPORTATION ON BEHALF OF THE COUNTY OF SUSSEX FOR A TRANSPORTATION GRANT UNDER SECTION 5310 OF THE FEDERAL TRANSIT ADMINISTRATION FOR THE LEASE OF TWO LIFT-EQUIPPED VEHICLES (Resolution authorizes the execution and submission of Part II of the application)
- I. **RESOLUTION RE: 332-2008** AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF ANDOVER FOR THE PROVISION OF AN EMPLOYEE ASSISTANCE PROGRAM THROUGH ALLIANCE WORK PARTNERS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ. AND N.J.S.A. 40A:11-10 ET SEQ. (Resolution authorizes execution of this agreement with the Township of Andover)
- J. **RESOLUTION RE: 333-2008** AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A SHARED SERVICE AGREEMENT WITH THE TOWNSHIP OF VERNON FOR GIS DATA DEVELOPMENT IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ. AND N.J.S.A. 40A:11-10 ET SEQ. (Resolution authorizes execution of this agreement with the Township of Vernon)

- K. **RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS UNDER THE PROVISIONS OF N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS BID EXEMPT SERVICES AS STATED BELOW** (Resolution authorizes the Purchasing Agent to issue purchase orders to Sungard Public Sector for software maintenance and support, and Sysco Food Services for fresh and frozen foods)
- L. **RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE 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 Purchasing Agent to issue purchase orders to Kustom Control Solutions Corporation for electronic security and HVAC controls; SirsiDynix for Library automation software support and maintenance; TeleSearch Staffing Solutions for temporary office staff; and Sherwin Williams for paint and painting products)
- M. **RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY TREASURER TO EXECUTE A BUDGET MODIFICATION/GRANT ADJUSTMENT REQUEST FOR 2005 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, JAG 1-23LL-05** (Resolution authorizes this no cost budget modification/grant adjustment)
- N. **RESOLUTION RE: AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS TO ENDORSE A MODIFICATION ALLOWING FOR A NO COST TIME EXTENSION UNTIL MAY 31, 2008 FOR 2005 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, JAG 1-23LL-05** (Resolution authorizes a no cost time extension to allow the remaining funds to be spent)
- O. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF REPAIR SERVICES TO THE ENVIRONMENTAL SYSTEMS SERVING THE COUNTY OFFICES LOCATED IN THE COCHRAN HOUSE PROFESSIONAL BUILDING** (Resolution authorizes the execution of the purchase orders in the amount of \$119,800.00 and change order by the Sussex County Office of Purchasing in the amount of \$39,999.00 (19.99%))

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

Resolution 8. O.

Freeholder Parrott asked if the County budgeted for this.

Mr. Eskilson replied that it was capital surplus.

Resolution 8. O.

Freeholder Vetrano commented that HVAC issues have always been a problem; there must

be some way to get better service for HVAC.

A brief discussion followed regarding the HVAC issues in the Administrative Center and the problems encountered because of the original planned uses for certain areas of the Center when it was originally constructed versus the way these areas were being utilized today.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Vetrano	Yes
Freeholder Zellman	Yes
Freeholder Director Wirths	Yes

9. APPROVAL OF MINUTES Regular Meeting April 23, 2008

MOTION made by Freeholder Parrott to approve these minutes, seconded by Freeholder Zellman and passed unanimously.

10. APPOINTMENTS AND/OR RESIGNATIONS

A. Appointments

1. **RESOLUTION RE: AUTHORIZATION OF THE BOARD OF CHOSEN
339-2008** FREEHOLDERS TO APPOINT MEMBERS OF THE SUSSEX COUNTY 9-1-1 TELECOMMUNICATIONS WORKING GROUP
2. **RESOLUTION RE: APPOINTMENT OF CHARLOTTE PATTISON AS A
340-2008** MEMBER OF THE SUSSEX COUNTY AGRICULTURE DEVELOPMENT BOARD FOR A THREE YEAR TERM EFFECTIVE IMMEDIATELY AND EXPIRING ON SEPTEMBER 30, 2010
3. **RESOLUTION RE: RE-APPOINTMENT OF JOAN SNOOK SMITH AS
341-2008** A MEMBER OF THE SUSSEX COUNTY AGRICULTURE DEVELOPMENT BOARD FOR A THREE YEAR TERM EFFECTIVE IMMEDIATELY AND EXPIRING ON SEPTEMBER 30, 2010
4. **RESOLUTION RE: RE-APPOINTMENT OF JANE BRODHECKER AS
342-2008** A MEMBER OF THE SUSSEX COUNTY AGRICULTURE DEVELOPMENT BOARD FOR A THREE YEAR TERM EFFECTIVE IMMEDIATELY AND EXPIRING ON SEPTEMBER 30, 2010

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

11. RESOLUTIONS

- A. **RESOLUTION RE: EXECUTION OF AN AGREEMENT BETWEEN THE
343-2008** COUNTY OF SUSSEX AND HUDSON FARM CLUB & NEIGHBORS FOR THE PURPOSE OF ADOPTING A PORTION OF COUNTY ROUTE 605 FROM MILE MARKER 5.0 (ANDERSON LANE) TO MILE MARKER 3.0 (LACKAWANNA DRIVE) IN THE BOROUGH OF HOPATCONG AND THE TOWNSHIP OF BYRAM THROUGH THE ADOPT A COUNTY ROAD PROGRAM

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

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

A. Awards of Contracts

1. **RESOLUTION RE: AWARD OF CONTRACTS FOR BITUMINOUS CONCRETE, AGGREGATES AND BROKEN STONE FOR THE COUNTY OF SUSSEX DIVISION OF PUBLIC WORKS 2008-2009 (Resolution awards these contracts to the low bidder for each item based on location and per ton mile hauled)**
344-2008
2. **RESOLUTION RE: AWARD OF CONTRACT FOR HIGH DENSITY POLYETHYLENE PIPE FOR THE COUNTY OF SUSSEX (Resolution awards this contract to the lowest responsible bidder, Chemung Supply, in the approximate amount of \$1,000.00 based on the unit prices bid)**
345-2008
3. **RESOLUTION RE: AWARD OF CONTRACTS FOR RENTAL OF VARIOUS ROAD MAINTENANCE EQUIPMENT FOR THE COUNTY OF SUSSEX (Resolution awards these contracts to the low bidder for each item with contingent awards in the event equipment is not available or multiple units are needed)**
346-2008
4. **RESOLUTION RE: AWARD OF A CONTRACT RENEWAL FOR GARBAGE REMOVAL FROM VARIOUS SUSSEX COUNTY BUILDINGS AND FACILITIES FOR THE DIVISION OF FACILITIES MANAGEMENT (Resolution awards this contract extension to Waste Management of NJ, Inc., for the 2008-2009 contract year in the approximate amount of \$65,500.00)**
347-2008
5. **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 amount of \$25,000.00)**
348-2008
6. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND BOARD CLERK TO EXECUTE A PROFESSIONAL SERVICE AGREEMENT WITH TECHNICAL ANALYSTS FOR GOVERNMENT, INC. FOR THE PREPARATION OF AN INDIRECT COST ALLOCATION PLAN, MAINTENANCE IN LIEU OF RENT CLAIM DOCUMENTS IDENTIFIED TO PROBATION TITLE IV-D FUNCTIONS AND FINAL MAINTENANCE IN LIEU OF RENT CLAIM DOCUMENTS ON BEHALF OF THE DIVISION OF SOCIAL SERVICES FOR 2008 (Resolution authorizes execution of this agreement for a total fee consideration not to exceed \$16,350.00 in calendar year 2008)**
349-2008

MOTION made by Freeholder Vetrano to adopt these Resolutions, seconded by Freeholder Parrott.

Resolution 12. A. 4.

Freeholder Crabb asked why there was only one bid for this contract.

Mr. Eskilson replied that this was a contract renewal and was the final year of the renewal.

There was a brief discussion regarding obtaining bids from other haulers in the future; Freeholder Wirths said that there were other haulers who were interested.

Resolution 12. A. 6.

Freeholder Parrott asked what this Resolution was about.

Mr. Eskilson explained that there were complicated issues that need this type of service; he said that this contract allowed the County to recoup the costs associated with indirect costs of the Division of Social Services.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Vetrano	Yes
Freeholder Zellman	Yes
Freeholder Director Wirths	Yes

B. Change Orders

1. **RESOLUTION RE: 350-2008** AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND LJM ENGINEERING GROUP FOR THE PROVIDING OF ENGINEERING SERVICES FOR THE COUNTY OWNED AREAS OF COCHRAN HOUSE AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes amendment in an amount not to exceed \$14,850.00 to provide engineering services and construction documents for HVAC improvements)
2. **RESOLUTION RE: 351-2008** AUTHORIZING CHANGE ORDER NO. 1 TO AN AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND MCCONNELL, LENARD & CAMPBELL, FOR LEGAL SERVICES (Resolution authorizes change order to increase the amount of the contract for an additional \$8,000.00 for additional services relevant to legal matters for the County of Sussex)

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Vetrano	Yes
Freeholder Zellman	Yes
Freeholder Director Wirths	Yes

13. FINANCIAL

- A. RESOLUTION RE: CHANGE IN TITLE, TEXT, OR AMOUNT OF
352-2008 APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-85
- B. RESOLUTION RE: AMENDING THE 2008 CAPITAL BUDGET
353-2008

MOTION made by Freeholder Zellman to adopt these Resolutions, seconded by Freeholder Vetrano.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Vetrano	Yes
Freeholder Zellman	Yes
Freeholder Director Wirths	Yes

C.

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**INTRODUCTION FOR FIRST READING – ORDINANCE
354-2008**

ORDINANCE APPROPRIATING \$37,728.80 FROM THE GENERAL CAPITAL FUND RESERVE FOR DEPARTMENTAL IMPROVEMENTS FOR VARIOUS IMPROVEMENTS IN THE COUNTY SURROGATE’S OFFICE

MOTION to adopt this Ordinance on first reading made by Freeholder Parrott, seconded by Freeholder Vetrano.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Vetrano	Yes
Freeholder Zellman	Yes
Freeholder Director Wirths	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 June 4, 2008 at 9:00 am prior to final adoption of this Ordinance made by Freeholder Zellman, seconded by Freeholder Vetrano and passed unanimously.

14. PERSONNEL

- A. Personnel Agenda

MOTION made by Freeholder Vetrano to approve the Personnel Agenda, seconded by Freeholder Parrott and passed unanimously.

- B. Resolutions

- 1. RESOLUTION RE: ESTABLISHMENT OF FLEET MANAGER AND
355-2008 SALARY RANGE
- 2. RESOLUTION RE: APPROVING SALARY AND JOB GROUP

MOTION made by Freeholder Vetrano to adopt these Resolutions, seconded by Freeholder Parrott and passed unanimously.

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. Contracts
- 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**

- A. Discussion regarding cancelling the May 28, 2008 Freeholder Meeting.

Freeholder Wirths explained that since the meeting of June 11, 2008, had been rescheduled to June 4, 2008, due to the NJAC Convention, there would only be one week between meetings if a meeting was held on May 28, 2008. It was being suggested to cancel the May 28, 2008 meeting.

The Board agreed to cancel the May 28, 2008 meeting.

MOTION made by Freeholder Parrott to cancel the Freeholder Meeting scheduled for May 28, 2008, seconded by Freeholder Vetrano and passed unanimously.

Tour of Surrogate's new offices

The Board agreed to tour the new offices of the Surrogate as a part of the June 4, 2008 Freeholder Meeting.

- B. Discussion regarding the Sussex County Technical School.

Discussion was held earlier in the meeting for Item 18. B.

19. **PUBLIC SESSION FROM THE FLOOR**

MOTION made at 6:17 p.m. by Freeholder Vetrano to open the meeting to the Public, seconded by Freeholder Zellman and passed unanimously.

There was no one.

MOTION made at 6:18 p.m. by Freeholder Zellman to close the meeting to the Public, seconded by Freeholder Vetrano and passed unanimously.

20. FREEHOLDERS' COMMENTS

National Transportation Week

Freeholder Crabb said that he had attended the County Transit event earlier in the day and presented a Proclamation acknowledging "National Transportation Week"; he acknowledged the pride the Transit staff expressed in their jobs.

Election Board

Freeholder Crabb said that he visited the Election Board during the recent Newton and Sparta elections; he said that it was astonishing as to how fast the results went through.

Shared Services Meeting

Freeholder Crabb said that he would be attending a Shared Services Meeting on May 15, 2008, at which Senator Oroho would also be attending.

Bridge funding

Freeholder Zellman reported that five to six million dollars in funding had been made available for emergency bridge repair; she said that a bridge in Sandyston may be repaired.

Route 23

Freeholder Zellman said that the Route 23 bypass in Sussex Borough has been moved to a Tier 1 funding project; specifics are not yet available; plans will be available at a later date.

Human Services Liaison Meeting

Freeholder Zellman said that she attended a Human Services Liaison Meeting; funding for Greystone has been decreased from 90% to 85%, as well as decreased funding for the Division of Youth and Family Services; she added that the census is lower for sub-acute care at the Homestead.

Six County Coalition

Freeholder Zellman said that the next Six County Coalition Meeting was being hosted by Somerset County and was scheduled for Wednesday, June 4, 2008, 5:30 p.m., at Willie's Tavern in Bedminster; she said that it was requested that a representative from each County serve as a panelist to participate in a discussion about preparing for the 2009 County budget process; Freeholder Zellman asked Freeholder Wirths to serve as a panelist to represent Sussex County.

Historic Marker Program

Freeholder Vetrano noted that the Historic Marker Program was now on the County's website.

Route 515 project

Freeholder Vetrano said that he had attended a function in Vernon and noted that the Route 515 project looked good and has improved.

Use of town/township water

Freeholder Parrott said that he had received a phone call from Mayor Chris Parrott of Sussex Borough regarding the road work being done on Lewisburg Road in Wantage Township; he noted that water was being taken from the town's water system for the project; Freeholder

Parrott suggested that any project utilizing a town's water system contact the appropriate authorities to request usage.

Employment contracts of management positions/SCCC/Technical School

Freeholder Parrott asked if it was possible to obtain copies of employment contracts of management positions of those entities with autonomous boards, such as the Community College and Technical School.

Mr. McConnell replied that the County could request copies; however, these entities did not have to comply with the request.

Directive to the County Administrator

The Board directed the County Administrator to send correspondence to the Sussex County Community College and the Sussex County Technical School requesting copies of employment contracts of top management.

21. EXECUTIVE SESSION

There were no items for discussion in 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	May 14, 2008	League of Mun. Dinner, Lafayette House	6:30 pm
Wednesday	May 28, 2008	Regular Meeting	5:00 pm
Wednesday	June 4, 2008	Regular Meeting	9:00 am
Wednesday	June 4, 2008	Six County Coalition Meeting, Somerset County	5:30 pm

23. ADJOURNMENT

MOTION made at 6:38 p.m. by Freeholder Parrott to adjourn, seconded by Freeholder Zellman and passed unanimously.

Diane S. Eakman, Deputy Clerk

DATED: May 14, 2008