

REGULAR MEETING HELD ON WEDNESDAY, MAY 27, 2009

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:03 p.m.

2. ROLL CALL: Freeholder Crabb; Freeholder Parrott; Freeholder Wirths;  
Freeholder Director Vetrano; Dennis McConnell, County  
Counsel; John Eskilson, County Administrator; Elaine Morgan,  
Clerk

Freeholder Zellman was excused.

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 5, 2009 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. Proclamations/Certificates

1. Proclamation in recognition of Niles Cutler attaining the rank of Eagle Scout.

**306-2009**

2. Proclamation in recognition of Michael Jetter attaining the rank of Eagle Scout.

**307-2009**

3. Proclamation in recognition of Cory Edwards attaining the rank of Eagle Scout.

**308-2009**

4. Proclamation in recognition of Jeff Wiiken attaining the rank of Eagle Scout.

**309-2009**

5. Certificate for Chris D'Angelo, Kittatinny Regional High School Envirothon Team Member, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**310-2009**

6. Certificate for Kimberly Dalton, Kittatinny Regional High School Envirothon Team Member, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**311-2009**

7. Certificate for Steven Hendershot, Kittatinny Regional High School Envirothon Team Member, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**312-2009**

8. Certificate for Corey Stewart, Kittatinny Regional High School Envirothon Team Member, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**313-2009**

9. Certificate for William Brophy, Kittatinny Regional High School Envirothon Team Member, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**314-2009**

10. Certificate for Dan Chamberlin, Kittatinny Regional High School Envirothon Team Advisor, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**315-2009**

11. Certificate for Thomas Miller, Kittatinny Regional High School Envirothon Team Advisor, in recognition of receiving First Place in the 2009 New Jersey Envirothon held at the Montclair State University School of Conservation at Stokes State Forest on May 9, 2009.

**316-2009**

12. Certificate for Detective Lieutenant Michael S. Richards, Town of Newton Police Department, for being chosen by the Sussex County Detectives' Association as recipient of the William G. Geffken Memorial "Detective of the Year" 2008 award for his exemplary investigative skills and contributions to law enforcement.

**317-2009**

13. Certificate for Detective Sergeant Don Peter, Sussex County Prosecutor's Office, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work investigating sex crimes throughout the County of Sussex.

**318-2009**

14. Certificate for Sergeant Archer Jones, New Jersey State Police, K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**319-2009**

15. Certificate for Trooper Helmut Bisl, New Jersey State Police, K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**320-2009**

16. Certificate for Trooper Jeff Riva, New Jersey State Police, K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**321-2009**

17. Certificate for Trooper Eric Edelman, New Jersey State Police, K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**322-2009**

18. Certificate for Trooper Brent Warne, New Jersey State Police, K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**323-2009**

19. Certificate for Patrolman Jason Eben, Borough of Hamburg Police Department K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**324-2009**

20. Certificate for Detective Michael Luciani, Borough of Hopatcong Police Department K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**325-2009**

21. Certificate for Patrolman William Gebhard, Township of Vernon Police Department K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**326-2009**

22. Certificate for Sheriff's Officer Warren Slahor, Sussex County Sheriff's Office K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**327-2009**

23. Certificate for Sheriff's Officer Kiernan McMorrow, Sussex County Sheriff's Office K-9 Handler, for being chosen by the Sussex County Detectives' Association as recipient of a Meritorious Service Award for his exemplary work assisting with criminal investigations throughout the County of Sussex.

**328-2009**

Freeholder Vetrano said that there was an additional Proclamation for the Board's approval.

24. Proclamation in recognition of Evan Scott Lucich attaining the rank of Eagle Scout.

**329-2009**

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

## B. Presentations

1. Presentation by Congressman Rodney Frelinghuysen to give the Board an update of his activities.

Congressman Rodney Frelinghuysen came forward; he thanked the Board for the opportunity to come before the Board to provide an update of his activities.

Congressman Frelinghuysen spoke briefly on the financial crisis that was currently affecting many Americans, especially those who have lost their jobs; he said that Congress has been struggling to try and find ways to put people back to work and there has been no easy solution; Congressman Frelinghuysen discussed the numerous Bills that have already been passed to help stimulate the economy.

Congressman Frelinghuysen reviewed the packet of information (copy on file in the Clerk of the Board's Office) that he previously provided to the Board; highlighted was the Stimulus Package that was passed and tax increases that were proposed in the President's budget.

Also discussed by Congressman Frelinghuysen was a plan to have a Universal Health Care Bill, noting that members of Congress have not seen this yet; he said that 187 million Americans benefited from private health care plans, adding that there was some information that the Administration may tax those existing private health care plans in order to pay for a public "one size fits all" system; he said he felt that it was important that Congress have a full debate on this matter; Congressman Frelinghuysen said that this was an area that he was very interested in and would be following closely.

The global war on terror was also briefly discussed; Congressman Frelinghuysen noted that there were 3,200 National Guardsmen and women from New Jersey currently serving in Iraq; he said that these persons were all volunteers, serving side by side with the regular military, and he praised them for the remarkable job they were doing.

Congressman Frelinghuysen thanked the Board for its support of the Lackawanna Cutoff, noting that it was not without controversy and expense; he added that he would continue to work towards re-establishing rail passenger service; also highlighted was the support for Picatinny Arsenal and the Federal Aviation Administration's re-design of air space over the Northern New Jersey and New York area.

The Board thanked Congressman Frelinghuysen for taking the time to come to Sussex County to provide his update.

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

**MOTION** made at 6:35 p.m. by Freeholder Wirths to open the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

### **Emergency Medical Services in Sussex County**

Marian Gross, Stillwater Township, came forward; she noted that in 2008 she attended a seminar at the League of Municipalities regarding the New Jersey EMS Study; she said the Study addressed the problems associated with the lack of EMT's and the dramatic decline in response time.

Ms. Gross discussed this issue and how it affected Sussex County and those residents who needed the assistance of an ambulance; she said that she and others were asking the Freeholders to look for, find, and fund a solution to what she deemed as a public safety and health crisis; Ms. Gross referred to a shared service that is offered in Gloucester County.

Freeholder Vetrano said that he and the members of the Board were somewhat familiar with the Gloucester County model; he stated that during the last couple of years a Shared Services Coordinator was put in place; Freeholder Vetrano said that the Board was well aware of the unfortunate situation with the number of volunteers to adequately

staff the volunteer squads throughout the County.

Freeholder Vetrano referred to a meeting he attended with representatives of Saint Clare's Hospital, whereby Saint Clare's offered to come into any municipality, at no charge, and in a number of different ways, staff and give adequate response to a municipality; all Saint Clare's asks is that it is allowed to bill the client through that person's hospitalization; Freeholder Vetrano said that he would provide the names and numbers of the contact persons at Saint Clare's Hospital; the County's Shared Services Coordinator has sent out an inquiry to all of the 24 municipalities asking what their thoughts were on a County-wide EMS service, adding that the dialogue has begun; in the interim, the offer from Saint Clare's was something to consider; Freeholder Vetrano said that Saint Clare's had all of the necessary equipment and the staff was professional and available.

Mr. Eskilson added that this would be set-up as a back-up position so volunteers would not be knocked out if the volunteers were available to respond; he added that not every municipality has been interested in pursuing this option and that without the local support to proceed, it was difficult for the County to be big brother and enforce it.

There was a brief discussion.

The Board thanked Ms. Gross for her comments.

Carol Fredericks, Stillwater Township, came forward; she also discussed the need for a dependable EMS throughout the County.

**MOTION** made at 6:50 p.m. by Freeholder Parrott to close the meeting to the Public, seconded by Freeholder Wirths and passed unanimously.

**8. APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: PAYMENT OF BILLS  
**330-2009**
  
- B. RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO APPROVE AN APPLICATION TO RENEW THE IMPLEMENTATION OF THE NEW JERSEY COMPREHENSIVE CANCER CONTROL PLAN AT THE COUNTY LEVEL GRANT #10-41-CCC-L-3 FOR THE FUNDING AMOUNT OF \$65,000.00 FOR THE CONTRACT PERIOD OF JULY 1, 2009 TO JUNE 30, 2010
  
- C. RESOLUTION RE: AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS TO APPROVE MODIFICATION #3 OF THE CONTRACT #09-1163-BT-L-1 WITH THE NJ DEPARTMENT OF HEALTH AND SENIOR SERVICES FOR LOCAL CORE CAPACITY FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS FOR THE PERIOD OF AUGUST 10, 2008 TO AUGUST 9, 2009 (Resolution authorizes this Modification to reflect increases in the Budget Category of Other Costs, Program Expense in the amount of \$5,000.00, which will increase the level of funding approved in the Contract to \$398,136.00)
  
- D. RESOLUTION RE: AUTHORIZATION FOR THE COUNTY OF SUSSEX TO APPROVE AN APPLICATION TO RENEW THE SPECIAL CHILD HEALTH SERVICES CASE MANAGEMENT GRANT FOR \$83,692.00 FOR THE CONTRACT PERIOD OF JULY 1, 2009 THROUGH JUNE 30, 2010 BETWEEN THE COUNTY OF SUSSEX AND THE NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES

- E. **RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO APPROVE AN APPLICATION TO RENEW THE LOCAL CORE CAPACITY FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT #10-1163-BT-L-2, FOR THE FUNDING AMOUNT OF \$381,564.00 FOR THE PERIOD OF AUGUST 10, 2009 TO AUGUST 9, 2010**  
**334-2009**
- F. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF PAVEMENT LINE STRIPING FOR THE SUSSEX COUNTY DEPARTMENT OF ENGINEERING AND PLANNING (Resolution authorizes this purchase from Denville Line Painting in the amount of \$153,000.00)**  
**335-2009**
- G. **RESOLUTION RE: AUTHORIZATION TO SUBMIT AN APPLICATION FOR 2009 BODY ARMOR REPLACEMENT GRANT FUNDS TO THE STATE OF NEW JERSEY, DIVISION OF CRIMINAL JUSTICE, FOR AN AMOUNT YET TO BE DETERMINED, TO BE USED FOR THE PURCHASE OF BODY ARMOR FOR MEMBERS OF THE SHERIFF'S BUREAUS OF LAW ENFORCEMENT AND CORRECTIONS**  
**336-2009**
- H. **RESOLUTION RE: AUTHORIZATION FOR THE COUNTY OF SUSSEX, OFFICE OF THE SHERIFF, TO EXECUTE THE APPLICATION FOR THE OBEY THE SIGNS OR PAY THE FINES SPEED ENFORCEMENT GRANT FOR THE PERIOD OF JULY 1 – 31, 2009 IN THE TOTAL AMOUNT OF \$4,000.00**  
**337-2009**
- I. **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 purchase orders for Alarm & Communications Technology, Inc.; Lowes Home Centers, Inc.; Direct Supply Healthcare; and Charles Clink)**  
**338-2009**
- J. **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 purchase orders for Worker's Assistance Program – Counseling)**  
**339-2009**

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

On Roll Call the vote was:

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

**Executive Session Minutes**  
Regular Meeting May 13, 2009

**MOTION** made by Freeholder Parrott to approve these Minutes, seconded by Freeholder Crabb.

**Comment from Freeholder Crabb**

Freeholder Crabb referred to Page 13, Freeholders' Comments, Solid Waste Flow Control, first paragraph; he said that he believed he meant that SWAC would be presenting the Resolution for the next Freeholder Meeting.

The Motion passed unanimously.

**10. APPOINTMENTS AND/OR RESIGNATIONS**

There were no items for Appointments and/or Resignations.

**11. RESOLUTIONS**

A.

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**INTRODUCTION FOR FIRST READING – ORDINANCE  
340-2009**

**ORDINANCE TO AMEND THE SUSSEX COUNTY ADMINISTRATIVE CODE PUBLISHED  
1989, LAST REVISED NOVEMBER 28, 2007**

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Wirths	Yes
Freeholder Director Vetrano	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 10, 2009 at 5:00 pm prior to final adoption of this Ordinance made by Freeholder Wirths, seconded by Freeholder Parrott and passed unanimously.

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- B.     **RESOLUTION RE:   SETTING A PUBLIC HEARING TO AMEND THE  
341-2009                   DISTRICT SOLID WASTE MANAGEMENT PLAN TO  
                                  PROVIDE FOR WASTE FLOW CONTROL (Resolution  
                                  authorizes the public hearing for June 24, 2009)**

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

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

A.     Awards of Contract

1.     **RESOLUTION RE:   AWARD OF CONTRACT FOR MAINTENANCE OF  
342-2009                   ELEVATORS AT VARIOUS SUSSEX COUNTY  
                                  BUILDINGS FOR THE COUNTY OF SUSSEX  
                                  (Resolution awards this Contract to the lowest**

responsible bidder, Standard Elevator Corp., in the annual amount of \$29,280.00 and at the rates proposed and specified in the bid)

2. **RESOLUTION RE: 343-2009** AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH HMR ARCHITECTS FOR THE PROVIDING OF ARCHITECTURAL SERVICES RELATED TO THE DESIGN OF GARAGE DRAINAGE AT THE SUSSEX COUNTY ANDOVER FACILITY AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes this Agreement in the amount of \$31,440.00)
3. **RESOLUTION RE: 344-2009** 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 2009 (Resolution authorizes this Agreement in an amount not to exceed \$16,350.00)
4. **RESOLUTION RE: (vendor changed)** AWARDING A PROFESSIONAL SERVICES AGREEMENT TO FRENCH & PARRELLO ASSOCIATES, P.A. TO PROVIDE ENGINEERING SERVICES FOR THE REHABILITATION OF SUSSEX COUNTY BRIDGES P-13 CARRYING COUNTY ROUTE 560 OVER LITTLE FLAT BROOK IN THE TOWNSHIP OF SANDYSTON, D-30 CARRYING COUNTY ROUTE 565 OVER PAKATING CREEK IN THE TOWNSHIP OF FRANKFORD, AND B-03 CARRYING COUNTY ROUTE 519 OVER CULVER'S CREEK IN THE BOROUGH OF BRANCHVILLE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution awards this Agreement in the amount of \$298,930.14)

**Resolution 12. A. 4. – Vendor was changed to reflect Boswell Engineering.**

4. **RESOLUTION RE: 345-2009** AWARDING A PROFESSIONAL SERVICES AGREEMENT TO BOSWELL ENGINEERING TO PROVIDE ENGINEERING SERVICES FOR THE REHABILITATION OF SUSSEX COUNTY BRIDGES P-13 CARRYING COUNTY ROUTE 560 OVER LITTLE FLAT BROOK IN THE TOWNSHIP OF SANDYSTON, D-30 CARRYING COUNTY ROUTE 565 OVER PAKATING CREEK IN THE TOWNSHIP OF FRANKFORD, AND B-03 CARRYING COUNTY ROUTE 519 OVER CULVER'S CREEK IN THE BOROUGH OF BRANCHVILLE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution awards this Agreement in the amount of \$298,930.14)
5. **RESOLUTION RE:** AWARD OF CONTRACT FOR COUNTY OF

**346-2009**

SUSSEX 2009 RESURFACING ROADWAYS PROGRAM (Resolution awards this Contract to the lowest responsible bidder, Schifano Construction Corp., in the amount of the Contract based on the Engineer's estimate of the quantities required being \$1,490,619.55)

**MOTION** made by Freeholder Parrott to adopt these Resolutions, with the change in vendor to Boswell Engineering in Resolution 12. A. 4, seconded by Freeholder Crabb.

**Resolution 12. A. 3.**

Freeholder Parrott questioned the reference to "rent" in Resolution 12. A. 3.

Mr. Eskilson said that on an annual basis, the consultant had to determine all of the costs in central services that were delivered to support Social Services, including the County Administrator's time, the County Treasurer's time, Purchasing, legal time, etc., and roll that into an indirect cost number so that the County could submit this to the State Government for the appropriate reimbursement for the County's cost; he referred to the document that reflects the math and backup information as to how the indirect cost is determined; Mr. Eskilson added that the number referred to in anticipated revenue as rent was the cost determined to be the fair rent payment from Social Services to the County for occupying that space.

**Resolution 12. A. 2.**

Freeholder Wirths questioned if the Board should hold off for other alternatives.

Mr. Eskilson responded that unfortunately, the County needed to comply with the DEP stormwater regulations.

**Comment from Freeholder Vetrano regarding bridge closures**

Freeholder Vetrano said that he was pleased that through the efforts of the Engineering staff, one of the options brought forward was that Engineering would work in conjunction with the closing of the Dingman's Bridge; he noted that Engineering was striving for the least disruption for residents and commuters.

On Roll Call the vote was:

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

**13. FINANCIAL**

- A. RESOLUTION RE: AMENDING 2009 COUNTY HEALTH BUDGET AS APPROVED AND CERTIFICATION OF 2009 HEALTH TAX LEVY  
**347-2009**

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

On Roll Call the vote was:

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

**14. PERSONNEL**

- A. Personnel Agenda

**MOTION** made by Freeholder Crabb to approve the Personnel Agenda in accordance with the County Administrator's recommendations, seconded by Freeholder Wirths and approved unanimously.

**15. ADMINISTRATIVE REPORT**

- A. Other

**Meeting with local Mayors and Administrators**

Mr. Eskilson referred to the meeting this morning attended by local Mayors and Administrators; he highlighted the discussion that was held regarding shared services and the willingness of the larger municipalities to participate in shared services arrangements with the County.

**16. COUNTY COUNSEL**

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

**Additional Resolution for the Board's consideration**

Mr. McConnell said that he had an additional Resolution for the Board's consideration; he said that it was needed by the Town of Newton as Newton has gone over to the Morris County Improvement Authority to get some guarantees on some of its loans; since Sussex County is the host community pursuant to Statute, the County has to consent to this; Mr. McConnell said that the Resolution was just received, he has read it and wants to make some minor modifications to the internal language to make it abundantly clear that the County is not guaranteeing one cent under this Resolution.

Mr. McConnell said that the Town of Newton needed this Resolution in Trenton by June 10, 2009; the next Freeholder Meeting was not until June 10, 2009, so he was asking the Board to pass the Resolution giving him (Mr. McConnell) the authority to make the necessary modifications to make it clear that the County of Sussex was not guaranteeing any money, nor was the County assuming any liability.

**RESOLUTION RE: RESOLUTION PROVIDING SUSSEX COUNTY'S  
348-2009 CONSENT TO THE ISSUANCE OF THE MORRIS  
COUNTY'S IMPROVEMENT AUTHORITY'S "COUNTY OF  
MORRIS GUARANTEED LOAN PROGRAM BONDS,  
SERIES 2009 (TOWN OF NEWTON PROJECT)" IN AN  
AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED  
\$4,915,450.00 AND THE SERIES 2009 PROJECT TO BE  
FINANCED THEREBY**

Mr. McConnell also requested authorization for the Freeholder Director and Clerk of the Board to execute same.

**MOTION** made by Freeholder Parrott to adopt this Resolution, subject to County Counsel's review and as read into the record by County Counsel, seconded by Freeholder Wirths.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Parrott	Yes
Freeholder Wirths	Yes

Freeholder Director Vetrano        Yes

### **Items for Closed Session**

Mr. McConnell said that he had two additional items for Closed Session; one dealt with the acquisition of real property and the other pertains to protecting the safety and property of the public, as well as potential litigation under N.J.S.A. 10:4-12B, 6 and 7.

#### **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 6:11 p.m. by Freeholder Parrott to open the meeting to the Public, seconded by Freeholder Wirths and passed unanimously.

There was no one.

**MOTION** made at 6:12 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Parrott and passed unanimously.

#### **20. FREEHOLDERS' COMMENTS**

##### **Shared Services update**

Freeholder Crabb provided a brief update on Shared Services.

- Separate meetings were held with the Kittatinny School Superintendent and the Vernon Township School's Business Administrator regarding Shared Services; he said that outreach was being extended to the educational sector.
- A Shared Services Agreement was developed and forwarded to Hampton Township for review; also being worked on with Hampton Township is a revised sign manufacturing service, of which County Counsel is assisting with the revisions.
- A meeting will be held with Fredon Township officials regarding providing fleet maintenance for its Public Works equipment.
- Keith Armstrong has disseminated a letter to all municipalities in the County explaining the proposed back-up EMS program, along with a sample Agreement.

##### **Ribbon Cutting at the new location of the Arts & Heritage Council**

Freeholder Crabb said that he served as the Freeholder representative at the Ribbon Cutting Ceremony at the new location of the Arts & Heritage Council.

##### **Local National Guardsman returning to Afghanistan**

Freeholder Wirths said Phil Anthony, who owns Mitchell's Inn, was called to active duty again with Special Forces to go to Afghanistan; one of his (Mr. Anthony's) charters in Afghanistan is how to operate a good government; Freeholder Wirths said that Mr. Anthony asked him if the Freeholder Board had any ideas to convince the tribes people to have good, clean government; he added that Mr. Anthony thought very highly of our County Government.

##### **Airport Study Committee Meeting**

Freeholder Wirths said that he attended the Airport Study Committee Meeting; he said it was a preliminary meeting with Federal and State officials in attendance; Freeholder Wirths said that he thought the airport would be owned by a government entity, adding that it would have to be for many technical reasons; he said that it was very clear that the government wants a government agency to operate the airport; whether it be State, County, town, or a combination; Freeholder Wirths said that he would keep the Board apprised as the meetings continued.

### **Sussex County Community College**

Freeholder Parrott said that he spoke at the graduation at the Sussex County Community College; he said that almost 50% of all students in Sussex County will be attending the Community College in September, which is approximately 8% to 10% more students than last year.

### **Request for donations to Food Pantry**

Freeholder Parrott said that he was speaking with Carol Novrit, Director, Division of Social Services, who informed him that the Social Services Food Pantry was very low again; he said that Ms. Novrit asked him to bring this to the attention of the public; Freeholder Parrott asked the reporter from the NJ Herald to place something in the newspaper regarding the need to replenish the Food Pantry, where the food could be dropped off, along with Ms. Novrit's telephone number.

### **Senior Day**

Freeholder Parrott said that he attended the "Senior Day" held at Selective Risks; he said that there were over 250 seniors in attendance, adding that it was a very successful event.

### **Budget comments**

Freeholder Parrott referred to a copy of the *Kiplinger Letter*, he said that he had read something very disturbing in it; Freeholder Parrott said that the article referred to the fact that in April, usually a month when tax receipts far outweigh government outlay, Treasury books showed red, posting a deficit of \$21 billion in the month of April, 2009; this compared to a surplus of \$159 billion in 2008; he said that he was concerned about the debt and that he wanted everyone to know that the Budget Committee would be doing everything it could, but there would be a lot of tough things happening again this year with the budget.

There was a brief discussion; Mr. Eskilson discussed the regulatory issues that added to the budget problems.

### **Public Hearing for Skyland's Ride**

Freeholder Vetrano said that he attended the Public Hearing for Skyland's Ride for Freeholder Zellman; he said that it was impressive as to how many persons attended to show their support of the Transit System and to encourage the Board to continue funding for it; Freeholder Vetrano noted that ridership was up dramatically.

## **21. EXECUTIVE SESSION**

**MOTION** made at 6:25 p.m. by Freeholder Crabb to go into Executive Session for an item dealing with the acquisition of real property and an item that pertains to protecting the safety and property of the public, seconded by Freeholder Parrott and passed unanimously.

### **RESOLUTION RE: REQUESTING EXECUTIVE SESSION 349-2009**

- 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 7:06 p.m. by Freeholder Wirths to come out of Executive Session and return to Open Session, seconded by Freeholder Crabb and passed unanimously.

**Gordon v. Gonzales v. The County of Sussex**

Mr. McConnell said that there was one other issue he would like to raise; he stated that the County of Sussex was in litigation known as *Gordon v. Gonzales v. The County of Sussex*, which deals with a problem in Sparta where someone's pond filled up with salt; that individual is Mr. Gordon, who is represented by Mr. Daggett, who has sued the adjoining landowner who is Mr. Gonzales; Mr. Gonzales said that he was not at fault and that it was Sparta Township and the County of Sussex as a result of the road salt.

Mr. McConnell said that this case was not settled and was going to trial; he said that the County cleans out its grates twice a year, even though the Federal Government only requires that it be done once a year; this is all documented.

**22. REMINDERS**

Wednesday                      June 10, 2009                                      Regular Meeting      5:00 pm

**23. ADJOURNMENT**

**MOTION** made at 7:12 p.m. by Freeholder Parrott to adjourn, seconded by Freeholder Crabb and passed unanimously.

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Elaine A. Morgan, Clerk

**DATED: May 27, 2009**