

**REGULAR MEETING HELD ON MONDAY, NOVEMBER 8, 2010**

**6:00 PM**

**ORDER OF BUSINESS**

**Item**

1. **CALL TO ORDER BY DIRECTOR** at 6:00 p.m.

2. **ROLL CALL:** Freeholder Crabb; Freeholder Space; 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 November 1, 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**

There were no Public Hearings.

6. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations and Certificates

1. Proclamation in recognition of Ronald Patrick Riegel attaining the rank of Eagle Scout.

**601-2010**

2. Proclamation in recognition of Edward M. Tirpack attaining the rank of Eagle Scout.

**602-2010**

3. Proclamation in recognition of Ryan Thomas Bauman attaining the rank of Eagle Scout.

**603-2010**

4. Proclamation declaring November 7, 2010 as Sussex County's "10<sup>th</sup> Annual Salute to Military Veterans".

**604-2010**

5. Certificate for the Hampton Rotary in recognition for its ongoing commitment to the mission of the Make-A-Wish Foundation.

**605-2010**

6. Certificate for Jude J. DiGidio in recognition of his many years of dedication to the mission of the Make-A-Wish Foundation through the

ongoing participation of the Hampton Rotary and his selfless pledge to enhance the lives of children with life-threatening medical conditions.

**606-2010**

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

**7. PUBLIC SESSION FROM THE FLOOR**

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

**MOTION** made at 6:05 p.m. by Freeholder Zeoli to open the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

**Comments on SCCC Board of Trustees candidates**

Hank Pomerantz, Newton, came forward; he expressed his satisfaction on the Search Committee's recommendations for the Board of Trustees for the Community College; he added that it was important that politics had been left out of the selection process.

**Comments on elimination of Medical Examiner's Office in Sussex County**

Ron Dee Lockwood, Newton, came forward; she stated that she has been a nurse in Sussex County for over forty years; she expressed her concern over the elimination of the Medical Examiner's Office in Sussex County; Ms. Lockwood stated that she was concerned over the increased response time to the scene of a death that would occur if Medical Examiner services were delegated to Morristown; she also stated that she was the co-chair of the Sussex County Domestic Preparedness Task Force, which has been in effect since October, 2001; Ms. Lockwood said that one of the things done through this Task Force has been the Sussex County piece of the Fatality Management Plan, which the Medical Examiner's Office has been instrumental in; this is a coordinated effort and the Medical Examiner's Office is in the regionalization process; Ms. Lockwood said she knew this was a financial issue, but did not feel that all of the ramifications have been considered and the additional hours it will incur onto others, such as law enforcement, as well as funeral directors.

Dr. Kumral, Medical Examiner for Sussex County, came forward; he highlighted the Medical Examiner's Office; he stated that Jon Schwinoff, Senior Forensic Investigator, was well-educated in his field and extremely compassionate with the families; Dr. Kumral said that he felt it was an advantage to Sussex County to have the Medical Examiner's Office; he said that he was familiar with the facility in Morristown and did not feel that there was sufficient staff to service Sussex County and that the Morristown facility was inadequate; Dr. Kumral also noted that the Medical Examiner in Morristown was also concerned because of the vast land mass in Sussex County and its distance from everything.

Jon Schwinoff, Senior Forensic Investigator, came forward; he stated that he had been with the Sussex County Medical Examiner's since March, 1986, and was present to voice his opposition to outsource Medical Examiner services to Morris County; he stated that the Morris County facility did not have the capacity to take on the additional decedents from Sussex County and also Warren County; Mr. Schwinoff said that he has been at the Morris County facility, which is located in Morristown Hospital, and has found the autopsy suites to be unsanitary and grossly out of date; Mr. Schwinoff also discussed that autopsies were generally witnessed by investigating Prosecutors, local and State Police, however, the autopsy facilities were so small at Morristown Hospital, these would have be observed from the hallway; he said that he felt it would have been an advantage to the Freeholder Board if it had toured the Medical Examiner's Office at Newton Memorial Hospital so the Board could have had something to compare and base its decision on; Mr. Schwinoff highlighted the credentials of the staff at the Sussex County Medical Examiner's Office, noting the registered nurses, who are also SAN (Sexual Assault Nurses) and that he along with possessing other credentials, was also a registered American Board of Medical Legal Death Investigator; he said that to his knowledge, Morristown did not have any registered nurses or any registered American Board of Medical Legal Death Investigators on its staff; Mr. Schwinoff said that all of the Sussex County staff were residents of Sussex County and immediately available to respond upon first call; he also said that it would be a lack of compassion to expect families to travel from Sussex County to Morristown to identify or view a loved one's body.

Anwar Quarmon, Newton, came forward; he expressed his concern over the elimination of the Medical Examiner's Office in Sussex County; he said that everything seems to be going out of the County; residents voted the Board in as Freeholders for Sussex County, not for Morris County; Mr. Quarmon said that a number of years ago, the move was to have County Government in Newton, and now business is being taken away from Newton; he said that his question was just how far would Sussex County go to consolidate services; Sussex County should have targeted Warren County instead of Warren County going to Morris County; Mr. Quarmon said that he felt that Sussex County should be trying to bring in more business to this County.

There was a brief discussion on consolidating government services and the 2% CAP that must be met, along with the \$5 million deficit.

Debbie Reidmiller, came forward; she said she was the Chief of the Lakeland Emergency Squad, which serves, Byram, Andover, and Andover Township; Ms. Reidmiller said she has been a volunteer in the EMS profession for 28 years and was present on behalf of the Medical Examiner's Office; she said that many times EMS personnel have to respond to an accident where they have to deal with a family who has been dealt a sudden loss; EMS personnel must stay with the patient until the Medical Examiner arrives to take care of the patient; Ms. Reidmiller stressed that EMS could not abandon the patient and that EMS would now be unable to respond to other calls should there be a delay in having to remain at the scene while a Medical Examiner traveled from Morris County to Sussex County; additional costs would also be incurred should policemen have to remain at the scene.

### **Comments on Flatbrook Road**

Tom Hoffman, Sandyston Township, came forward; he discussed the condition of Flatbrook Road; he said he has tried to find out from the State if the State will provide an action plan, but no response has been received to date; Mr. Hoffman said that it was his understanding from persons in Trenton that there are parts of the Flatbrook Road corridor, that is the pavement and adjacent property, which are subject to clouded titles; it is not clear who owns it.

Mr. McConnell stated that the County of Sussex did not own Flatbrook Road; the State of New Jersey owns the road and it is the State's responsibility to conduct the proper title search to find out when that right-of-way was dedicated; there are various methods to do this, including the County Clerk's Office; Mr. McConnell said it was not the County's jurisdiction and it was not appropriate for the County to become involved.

Mr. Hoffman said that he has visited the offices of Senator Oroho, Assemblyman Chiusano, and Assemblywoman Alison McHose; to date, nothing has been done by those offices.

Freeholder Zellman said she would send out some emails to see if she could obtain any information; any information would be forwarded to the County Administrator to forward to Mr. Hoffman.

### **Comments on student representation on SCCC Board of Trustees**

Mr. Hoffman questioned if the issue of possible student representation on the Community College Board of Trustees was ever resolved.

Mr. Eskilson replied that there was a student non-voting member on the Board of Trustees.

### **Comments on elimination of Medical Examiner's Office in Sussex County**

Josephine Cormona, a resident of Sussex County, came forward; she said that an observation from everyone present was that apparently the Freeholder Board had already made up its mind regarding the elimination of the Medical Examiner's Office; she said that the current Medical Examiner's Office, as previously noted, cost about \$3.64 per family; she said that the cost of this service on a per diem basis could be well over a quarter of a million dollars; Ms. Cormona said she did not feel this was a good idea for budget purposes; maybe today it might be a feasible idea because the County needs to fill a \$5 million gap, but not for future costs and for what the families may have to go through; Ms. Cormona said in closing, that the elimination of the Medical Examiner's Office was not relayed to the public; she added that before such a decision was made, the public should be informed as to what services would be eliminated and how it would be handled.

Randy Parks, Sparta, came forward; he stated that he was present regarding the Medical Examiner's Office and would speak on behalf of families as a local clergyman; Mr. Parks said that he visited and at times, took families to the morgue when needed; he said that to have this service remain local was of great importance in a time of tragedy; to take this out of the County would be a great disservice to many people in a time of need; Mr. Parks said that he knew the people who worked for the Medical Examiner's Office and the staff gives 110%; he asked the Board to keep the Medical Examiner's Office local.

Det. Sgt. Joseph Solokis, NJ State Police came forward and said he was the Detective Sergeant for 13 municipalities in the County; he said that previous speakers on the topic of the Medical Examiner's Office all made valid points; his main concern was assets leaving the County to do a death investigation; a death investigation is one of the more serious investigations that the State Police provide to the County; in this circumstance, where part of the investigation will now be conducted in Morris County, not only members of the State Police will have to be assigned to travel to Morris County, but also members of the Prosecutor's Office, which all takes away from Sussex County; within the last two weeks, one of the Detectives was at the Sussex County Medical Examiner's Office, and an unrelated arson case came in; Detective Sergeant Solokis said that he had the ability to pull the Detective when that portion of the autopsy was complete and assign the Detective to the arson investigation; if the Medical Examiner's Office is now in Morris County, that ability is taken away.

Eileen Griffiths, Paulinskill Lake, came forward; she said that she hoped there was more information on caps on the expense than what was described in the Resolution; Ms. Griffiths said she hoped expenses did not exceed the cap because as persons before her discussed, there were many other additional costs and time factors involved.

Scott DiGiralimo, Director, Department of Law & Public Safety in Morristown and who oversees the Medical Examiner's operations, came forward; Mr. DiGiralimo discussed the per case cost; Sussex County would actually be charged what it actually costs Morris County for these types of expenses; Mr. DiGiralimo said that Morris County was looking to hire part time Investigators that reside in Sussex County; the plan was to have two Investigators on duty at a minimum, with the hope that one of the two Investigators would be a part time Investigator in the Sussex County area to help minimize the response time.

Freeholder Zellman questioned what would happen if there was a regional emergency.

Herbert Yardley, Administrator, Department of Environmental & Public Health Services, interjected; he said he has met with Morris County; the Sussex County Domestic Preparedness Task Force is a planning group for Sussex County; the Task Force does not have the ability to create policy; Mr. Yardley said that it was his understanding that the Task Force did discuss the issue of the Medical Examiner, but that no vote was taken; he added that Morris County was told that it had to be a part of the Sussex County plan to allow Sussex County to have the ability to handle these emergencies.

Mr. DiGiralimo said that the Morris County Medical Examiner did not have persons come to the morgue to identify bodies; identification was done through photographs.

Carol Bouttieleer, Sparta, came forward; she said she was a sub-contracted employee with the Medical Examiner's Office and also a nurse; she noted that as a sub-contracted employee, she and the other sub-contracted employees did not receive pensions, benefits, or any fringes; she said that the Sussex County Medical Examiner's Office did not encourage

persons to come to the morgue, but it happens at a greater frequency than Mr. DiGiralimo is aware of; Ms. Bouttieleer said that it is sometimes what the family needs and not a matter of identification; she suggested waiting to see if the shared service between Warren and Morris Counties worked before Sussex County signed a contract, adding that no one from County Administration approached the Sussex County Medical Examiner's Office to ask where budget cuts could be made; Ms. Bouttieleer asked the Board to consider this also; she also stated that she did not think a 90 minute response time was feasible from Morris County.

Pat Lynch, Fredon, came forward; she stated that she was also one of the Medical Investigators, a registered nurse and is certified in forensics; she related a personal story regarding the death of a family member and her experience with the Medical Examiner's Office prior to her being a part of the office; Ms. Lynch said that the person who responded from the Sussex County Medical Examiner's Office was timely and sat with her and explained what would happen, what her choices were, comforted her, and answered all of her questions; she said these were the types of people who were on staff at the Sussex County office; Ms. Lynch said that Sussex County tax dollars should not be going to Morris County, adding that she helped vote the Board in and County tax dollars were paying the Board's salary; she felt it was a good investment as she was investing in her County and not investing in Morris County; Ms. Lynch suggested that the Board take a longer look and not make a decision tonight since this action is happening very quickly; Ms. Lynch said that it appeared that the Board has already made up its mind and this was very unfair to the taxpayers and the families of this County.

Suzanne Petria, Newton, came forward; she asked if there were any criteria in the contract for penalties if Morris County did not make the 90 minute response time on regular basis.

Freeholder Zeoli said that if this happened regularly, then Sussex County would not renew the contract, adding that this was not a lifetime obligation; he said that if this proves to not meet the level of service, then he would not vote to renew the contract when it was up.

Mr. McConnell said that there was a termination clause in the contract.

**MOTION** made at 7:18 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Space and passed unanimously.

Freeholder Parrott thanked everyone for their comments; he said that this was not an easy decision and was not taken lightly.

## **8. FREEHOLDERS' COMMENTS**

### **Comments from Freeholder Space**

- **Governor's Breakfast**

Freeholder Space attended a breakfast at the Governor's mansion; he also encouraged support of the Governor's proposed Tool Kit.

### **Comments from Freeholder Zellman**

- **NJTPA Trustee Meeting**

Freeholder Zellman attended the North Jersey Transportation Planning Authority (NJTPA) Trustee Meeting; the Strategic Business Plan was adopted; the NJTPA represents the 13 northern counties and is the fifth largest metropolitan planning organization in the United States, which funnels federal funding for transportation into the 13 northern counties; Irene Crop, Deputy Commissioner, DEP, gave a presentation on NJDEP transformation; Freeholder Zellman said that she had copies of the power point presentation for the Board; she said that she felt the task was monumental because in this transformation paradise where the NJDEP wants to be is that it is not perceived as an impediment to economic growth; Freeholder Zellman said that she felt the NJDEP had a lot to prove to Sussex County, particularly in terms of customer service; she added that she hoped the NJDEP's plans come to fruition.

Freeholder Zellman provided the Board Members with a copy of Mobility Matters, which is the new newsletter from the NJTPA.

- **Conference on “Complete Streets”**

Freeholder Zellman said that she is working with Morris and Warren Counties, with Sussex County being the lead County, on a conference on “Complete Streets”; the League of Municipalities and the Planning Departments from each County will also be involved; this will not cost the County any money; March 31, 2011 is being looked at as the date for the conference; “Complete Streets” is planning for all users, bike paths, walking paths, safe crosswalks, etc.; all of these things may not be possible throughout the more rural areas, but there will be guest speakers to describe how the concept can be used in Sussex County to accommodate not only the boroughs, but the municipalities as well.

#### **Comments from Freeholder Crabb**

- **Arts & Heritage Council “Night of 100 Stars”**

Freeholder Crabb said that he attended the Arts & Heritage “Night of 100 Stars”, where the Freeholder Board was honored for being a community advocate for the arts; the Council realizes that it will be working with less funding and that next year there will be further cutbacks.

- **Meals on Wheels luncheon**

Freeholder Crabb said he attended the Meals on Wheels luncheon honoring its volunteers; he added that the Meals on Wheels volunteers visit some of the County's older residents on a day to day basis, checking up on them and providing them with perhaps their only social meeting of the day.

- **Veteran's Day Ceremony at SCCC**

Freeholder Crabb said that he had the honor to speak at the Veteran's Day Ceremony at the Community College; he added that the event hosted the largest turnout ever and was a tremendous day that brought great pride.

#### **Comments from Freeholder Zeoli**

- **Comment to those who spoke in Public Session**

Freeholder Zeoli thanked everyone who spoke during the Public Session; he added that even though the decision made may not be what everyone would have liked, their comments did not fall on deaf ears; Freeholder Zeoli said that the Board takes it seriously should any agreement it enters into does not work; it will remedy the situation.

- **Swearing in of Newton Police Chief**

Freeholder Zeoli said that he attended the swearing in of Newton Police Chief Mike Richards.

- **Congratulations to election winners**

Freeholder Zeoli congratulated Rich Vohden, Parker Space, and Mike Strada.

- **Veteran's Day**

Freeholder Zeoli noted that Thursday was Veteran's Day and asked everyone to take a moment to thank everyone who has served our country.

- **Champions for Charity**

Freeholder Zeoli said that Champions for Charity has begun; he was impressed by the enthusiasm generated by the students.

#### **Comments from Freeholder Parrott**

- **Medical Examiner's Office shared service**

Freeholder Parrott said that the Board looked at everything very closely; no one wants to cut jobs; these are difficult decisions to make; the Board respects everyone's comments regarding this issue.

- **Veteran's Day**

Freeholder Parrott said that with respect to Veteran's Day, the County did lose a Hopatcong resident who was serving our country in Afghanistan; he read a letter that the Board will send to the soldier's family.

- **Champions for Charity**

Freeholder Parrott reiterated that the Champions for Charity has started up again; he said that he would like to say that the number of recipients was decreasing, but it is not, it is getting worse; Freeholder Parrott said that Newton High School was scheduled to participate on November 30, 2010; he also announced that a Facebook page was being launched regarding Champions for Charity, which would include photos of these events.

#### **9. APPROVAL OF CONSENT AGENDA**

A. RESOLUTION RE: PAYMENT OF BILLS  
**607-2010**

B. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF  
**608-2010** ANY SPECIAL ITEM OF REVENUE IN THE 2010  
BUDGET OF THE COUNTY OF SUSSEX FOR THE 2011  
HEALTHCARE FACILITY EMERGENCY

PREPAREDNESS GRANT PROGRAM, JULY 1, 2010 TO  
JUNE 30, 2011 FOR THE TOTAL AMOUNT OF  
\$25,000.00

- C. **RESOLUTION RE: 609-2010** AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF MORRIS PROVIDING FOR MEDICAL EXAMINER SERVICES BY THE COUNTY OF MORRIS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 52:17B-83, 40A:65-1 ET SEQ. AND N.J.S.A. 40A:11-10 ET SEQ. (Resolution authorizes this Agreement in the amount of \$186,084.00 per year, plus actual per case costs)
- D. **RESOLUTION RE: 610-2010** AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO AN AGREEMENT WITH THE BOROUGH OF ANDOVER FOR PUBLIC WORKS SERVICES BY THE COUNTY OF SUSSEX 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 this Agreement for a period of one year and five months)
- E. **RESOLUTION RE: 611-2010** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE CONTRACT #11ALUN WITH THE NJ DEPARTMENT OF CHILDREN AND FAMILIES, DIVISION OF YOUTH AND FAMILY SERVICES TO PROVIDE \$63,836.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JANUARY 1, 2011 TO DECEMBER 31, 2011 (Resolution authorizes this Contract with a County cash match of \$16,026.00)
- F. **RESOLUTION RE: 612-2010** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE CONTRACT #11BDUN WITH THE NJ DEPARTMENT OF CHILDREN AND FAMILIES, DIVISION OF YOUTH AND FAMILY SERVICES TO PROVIDE \$36,874.00 IN FUNDING FOR THE YOUTH INCENTIVE PROGRAM TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JANUARY 1, 2011 TO DECEMBER 31, 2011
- G. **RESOLUTION RE: 613-2010** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH IN HOME HEALTH SERVICES FOR THE PROVISION OF CERTIFIED HOME HEALTH AIDE SERVICES FOR THE PERIOD OF JANUARY 1, 2010 TO DECEMBER 31, 2010 FOR A TOTAL AMOUNT OF \$22,912.00 (Resolution authorizes this Modification to provide \$21.00 in additional Title III B funds and \$14.00 in additional State Match funds)
- H. **RESOLUTION RE: 614-2010** 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 DADS Taxi & Limo)
- I. **RESOLUTION RE: 615-2010** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATION #1 WITH JACQUELINE TILLSON FOR THE PROVISION OF ADOLESCENT

SUBSTANCE ABUSE EVALUATIONS PROGRAM THROUGH THE FAMILY COURT FUNDING (Resolution authorizes this Modification to decrease this Contract by \$4,000.00)

- J. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATION #1 WITH THE CENTER FOR PREVENTION AND COUNSELING FOR THE PROVISION OF ADOLESCENT SUBSTANCE ABUSE TREATMENT PROGRAM THROUGH NEW JERSEY JUVENILE JUSTICE COMMISSION** (Resolution authorizes this Modification to provide additional Family Court and JAIBG funding in the amount of \$6,000.00 for an additional 60 units of substance abuse treatment sessions, increasing the total amount of the Contract to \$79,621.00 to provide 796.21 units)
- K. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF ADDITIONAL ELECTRICAL AND HVAC TRADE SERVICES TO THE BUILDINGS AND FACILITIES OF THE COUNTY OF SUSSEX** (Resolution authorizes a change order in the amount of \$9,995.00 (19.99%) for electrical service and \$139,930.00 (19.99%) for HVAC trade service)
- L. **RESOLUTION RE: SUBMISSION OF FINAL APPLICATION FOR COMPLETE STREETS FUNDING FROM THE NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY'S FISCAL YEAR 2012-2013 SUBREGIONAL STUDIES PROGRAM** (Resolution authorizes this submission in the amount of \$200,000.00)

**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 Space.

**Resolution 9. L.**

Freeholder Zellman said that she was very pleased that a study would be completed regarding "Complete Streets" and how it could be incorporated into Sussex County; there was an in-kind match which would be County staff.

**Resolution 9. C.**

Freeholder Crabb said that the Board would be making difficult decisions on an ongoing basis for the foreseeable future; this is one of many that will be brought before the Board that will disappoint a particular sector.

Freeholder Zellman said that having to lay off people was painful and was nothing that any of the Freeholders ever bargained for when they took the oath of office.

Freeholder Parrott said that he suggested that Freeholder Zeoli and Freeholder Space, as members of the Budget Committee, put the items on the website that are currently being worked on.

Freeholder Zeoli added that all agencies that receive a grant or in-kind contribution will be receiving a 20% across the board reduction for next year's budget, and the year after that will be even deeper.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Space	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

**10. APPROVAL OF MINUTES**

Regular Meeting October 13, 2010

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

**11. APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

1. **RESOLUTION RE: REAPPOINTMENT OF JOAN SNOOK SMITH, JANE BRODHECKER, AND CHARLOTTE PATTISON AS MEMBERS OF THE SUSSEX COUNTY AGRICULTURE DEVELOPMENT BOARD FOR THREE YEAR TERMS EFFECTIVE IMMEDIATELY AND EXPIRING ON SEPTEMBER 30, 2013**
2. **RESOLUTION RE: APPOINTMENT OF THOMAS J. SENKER TO THE SUSSEX COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES. SAID TERM TO BEGIN IMMEDIATELY AND EXPIRE OCTOBER 31, 2014**
3. **RESOLUTION RE: APPOINTMENT OF LORRAINE C. PARKER TO THE SUSSEX COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES. SAID TERM TO BEGIN IMMEDIATELY AND EXPIRE OCTOBER 31, 2014**

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

B. Resignations

1. Letter received from Scott MacKenzie asking not to be reappointed to the Sussex County Technical School Board of Education.
2. Letter received from Donald P. Hogan resigning from his position as Planning Board Counsel effective immediately.

**MOTION** made by Freeholder Zeoli to accept these resignations with regret, seconded by Freeholder Crabb and passed unanimously.

**12. RESOLUTIONS**

- A. **RESOLUTION RE: AUTHORIZING THE EXECUTION OF AMENDMENT FOR A NO-COST TIME EXTENSION FOR THE SMALL CITIES (SCARC) GRANT #08-3007-00 (Resolution authorizes this no-cost time extension until May 31, 2011)**

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

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

A. Awards of Contracts

1.     **RESOLUTION RE: 623-2010** AUTHORIZING THE RETENTION AND COMPENSATION OF RON REBISH OF APPRAISAL SERVICES OF NORTH JERSEY IN CONNECTION WITH THE ACQUISITION OF DEVELOPMENT RIGHTS FOR THE SELLA FARM IN FREDON TOWNSHIP; THE LEWIS FARM IN FRANKFORD TOWNSHIP; THE PITTENGER/TOMMASO FARM IN GREEN TOWNSHIP; AND THE SPINKS AND SOUTHWAY FARMS IN SANDYSTON TOWNSHIP FOR THE 2010 COUNTY FUNDING ROUND (Resolution authorizes this Agreement in the amount of \$7,750.00)
  
2.     **RESOLUTION RE: 624-2010** AUTHORIZING THE RETENTION AND COMPENSATION OF TOM RODRIGUEZ OF TOM RODRIGUEZ ASSOCIATES IN CONNECTION WITH THE ACQUISITION OF DEVELOPMENT RIGHTS FOR THE SELLA FARM IN FREDON TOWNSHIP; THE LEWIS FARM IN FRANKFORD TOWNSHIP; THE PITTENGER/TOMMASO FARM IN GREEN TOWNSHIP; AND THE SPINKS AND SOUTHWAY FARMS IN SANDYSTON TOWNSHIP FOR THE 2010 COUNTY FUNDING ROUND (Resolution authorizes this Agreement in the amount of \$7,900.00)
  
- 3     **RESOLUTION RE: 625-2010** AUTHORIZING THE RETENTION AND COMPENSATION OF BOB COOPER OF LANDMARK I APPRAISAL, INC. IN CONNECTION WITH THE REVIEW OF APPRAISALS OF THE GEORGE SELLA FARM IN FREDON TOWNSHIP; THE SCOTT AND DEIDRE LEWIS FARM IN FRANKFORD TOWNSHIP; THE PITTENGER/TOMMASO FARM IN GREEN TOWNSHIP; AND THE THADDEUS SPINKS AND ROBERT AND LISA SOUTHWAY FARMS IN SANDYSTON TOWNSHIP FOR THE 2010 COUNTY FUNDING ROUND (Resolution authorizes this Agreement in the amount of \$3,250.00)
  
4.     **RESOLUTION RE: 626-2010** AWARD OF CONTRACT FOR THE “KEOGH DWYER CORRECTIONAL FACILITY EXTERIOR FREEZER REPLACEMENT” FOR THE COUNTY OF SUSSEX, DIVISION OF FACILITIES MANAGEMENT (Resolution awards this Contract to the lowest responsible bidder, Lanyi & Tevald, Inc., in the amount of \$184,000.00)
  
5.     **RESOLUTION RE: 627-2010** AWARD OF CONTRACT FOR THE “SUPPLY AND INSTALLATION OF DUMP BODIES, HYDRAULIC SYSTEMS, MATERIAL SPREADERS, AND PLOWS” FOR THE COUNTY OF SUSSEX (Resolution awards this Contract to the lowest responsible bidder, Tony Sanchez LTD, in the amount of \$104,685.00)

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Space	Yes

Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

B. Change Orders

1. **RESOLUTION RE: AWARD OF CHANGE ORDER NUMBER 1 FINAL TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND LAKESIDE CONSTRUCTION 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 (Resolution authorizes the decrease of \$7,460.28 due to final quantities being determined by as built measurements and certified weight tickets)**  
**628-2010**

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Space	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

**14. FINANCIAL**

- A. **RESOLUTION RE: TRANSFER OF 2010 CURRENT APPROPRIATIONS**  
**629-2010**

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Space	Yes
Freeholder Zellman	Yes
Freeholder Zeoli	Yes
Freeholder Director Parrott	Yes

**15. PERSONNEL**

- A. Personnel Agenda

Mr. Eskilson said that he was not sure that this item even needed to be on the Personnel Agenda; this recognized the appointment of the new County Tax Administrator as of January 1, 2011; Mr. Eskilson said that the appointee had 12 years experience and warranted the 3 week vacation request, which is above the County policy of 12 days.

**MOTION** made by Freeholder Zeoli to approve the Personnel Agenda, seconded by Freeholder Space and passed unanimously.

**16. ADMINISTRATIVE REPORT**

- A. Other

Mr. Eskilson stated that he did not have a report at this time, other than to reiterate the seriousness of the budget situation; he added that he has assured all unions that all suggestions would be reviewed.

**17. COUNTY COUNSEL**

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

Mr. McConnell stated that he had one item for Closed Session dealing with the contract for the Medical Examiner's Office.

**18. UNFINISHED BUSINESS**

Mr. McConnell stated that the Board needed to vote on the letter to the fallen soldier's parents.

**MOTION** made by Freeholder Crabb to send the letter to the fallen soldier's parents, seconded by Freeholder Zeoli and passed unanimously.

**19. NEW BUSINESS**

There was no New Business.

**20. PUBLIC SESSION FROM THE FLOOR**

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

**MOTION** made at 8:00 p.m. by Freeholder Crabb to open the meeting to the Public, seconded by Freeholder Zeoli and passed unanimously.

**Comments on Fatality Management trailer**

Ron Dee Lockwood, Newton, came forward; she stated that there was a Fatality Management Plan that was out of the Northwest Partnership, which is Morris, Sussex, Warren, and Passaic; a lot of work has gone into this plan and it has been brought into Sussex County; she clarified that the Fatality Management trailer is being provided by the Medical Coordination Center through a grant through the State of New Jersey, Department of Health and Senior Services.

Freeholder Crabb asked if there was a mass casualty situation, were there covenants in place to share the Medical Examiners for all of these counties.

Ms. Lockwood said she was not positive of that, but knew there were the MOU's for the Medical Coordination Centers to help work with that; there is a State and Federal De-Mat and De-Mort Team that could come in for a major issue, but it would probably take 24-72 hours before these were mobilized so the Medical Coordination Centers would be working on their own until that time.

**Comments from Richard Vohden**

Mr. Vohden stated that over the last few months he has been timing people as they spoke in Public Session, noting that it ranged from 5 to 15 minutes; he said that most of the speakers

who went over 5 minutes were repeating themselves; Mr. Vohden suggested the Board have a big 5 minute egg timer so the speaker could watch it and would know how much time they had left; the Clerk of the Board could turn it over.

Freeholder Zellman said that as the former Chairman of the NJTPA, she would write down the time that the speaker started and when the speaker had one minute left, she would tell the speaker that they had one minute to summarize.

Mr. Vohden said that in discussions he has had with other attendees at the Freeholder Meetings, he has been told that many times those in the back of the room cannot hear the speaker that well; he said that he did not feel the room was set-up for a public address system.

Freeholder Zellman suggested moving the podium off to the side which might allow for those in the back of the room to hear better.

**MOTION** made at 8:07 p.m. by Freeholder Zeoli to close the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

## **21. EXECUTIVE SESSION**

**MOTION** made at 8:08 p.m. by Freeholder Zeoli go into Executive Session for one item dealing with the contract relating to the Medical Examiner's Office, seconded by Freeholder Crabb and passed unanimously.

### **RESOLUTION RE: REQUESTING EXECUTIVE SESSION 630-2010**

- 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 8:15 p.m. by Freeholder Crabb to come out of Executive Session, seconded by Freeholder Zeoli and passed unanimously.

**MOTION** made by Freeholder Zeoli to direct County Counsel to discuss with Dr. Shaikh the idea of doing the views from now until December 31, 2010, at the \$500.00 rate, seconded by Freeholder Zellman and passed unanimously.

## **22. REMINDERS**

Thursday	November 11, 2010	Veterans Day	Holiday
Tuesday	November 23, 2010	Regular Meeting	9:00 am

## **23. ADJOURNMENT**

**MOTION** made at 8:16 p.m. by Freeholder Crabb to adjourn the meeting, seconded by Freeholder Zellman and passed unanimously.

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Elaine A. Morgan, Clerk

**DATED: November 8, 2010**