

REGULAR MEETING HELD ON WEDNESDAY, NOVEMBER 5, 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; Dennis  
McConnell, County Counsel; John Eskilson, County Administrator;  
Elaine Morgan, Clerk

3. MOMENT OF SILENT PRAYER AND SALUTE TO THE FLAG

4. PUBLIC STATEMENT

"Pursuant to the Open Public Meetings Act, Chapter 231, P.L. 1975 Adequate Notice as defined by Section 3D of Chapter 231, P.L. 1975, has been made by regular mail, such notice being submitted on January 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. Proclamations and Certificates

1. Proclamation in recognition of Kyle Warehime attaining the rank of Eagle Scout.

**655-2008**

2. Certificate of Recognition for Jeff Hull in recognition of being the recipient of the "Lifetime Service to Wrestling" award for his leadership and dedication to the sport of wrestling and his induction into the "National Wrestling Hall of Fame and Museum".

**656-2008**

There was an additional Proclamation for the Board's consideration.

3. Proclamation in recognition of November, 2008 as "National Family Caregivers Month".

**657-2008**

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

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Freeholder Wirths asked for a Motion to amend the Agenda to move the Public Session to the end of the Agenda and to also amend the Agenda to allow for Item #10.

**MOTION** made by Freeholder Vetrano to amend the Agenda to move the Public Session to the end of the Agenda and to also amend the Agenda to allow for Item #10, seconded by Freeholder Zellman and passed unanimously.

**10. APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

1. RESOLUTION RE: APPOINTMENT OF A MEMBER OF THE BOARD OF EDUCATION OF THE SUSSEX COUNTY VOCATIONAL-TECHNICAL SCHOOL FOR A TERM OF FOUR (4) YEARS EFFECTIVE NOVEMBER 1, 2008  
**658-2008**

**Comments on appointment of Technical School Board of Education member**

Freeholder Parrott, Chair of the Search Committee, said that he and Deputy Director Vetrano had the opportunity to review the resumes' that were submitted to the Freeholder Board from those persons who were interested in filling the vacancy on the Technical School Board of Education; he said that this particular vacancy had to be filled by a non-Republican and he listed how the vacancy was advertised.

Freeholder Parrott said that Mark Fiedorczyk from Newton was interviewed by him and Freeholder Vetrano; he noted that Mr. Fiedorczyk was knowledgeable regarding School Board positions as he had previously served on a Board, and he (Mr. Fiedorczyk) was aware of the needs of the children, the school, and the taxpayers.

Freeholder Vetrano said that Mr. Fiedorczyk would bring his experience as a past Board Member and felt that he would also bring balance to the Technical School Board of Education.

Freeholder Zellman asked Mr. Fiedorczyk what his general philosophy was for the position of a School Board Member.

Mr. Fiedorczyk stated that the one thing a Board Member needed to remember was that the Board set policy and that it was the responsibility of the Superintendent and Business Manager to carry out those duties; he said that he felt there needed to be a balance between the taxpayers and the needs of the students; he added that he felt the services offered at the Technical School needed to be advertised more and that the school should also be promoted more.

Freeholder Crabb said that he was ready to move forward and he felt that Mr. Fiedorczyk was a good choice.

Freeholder Wirths thanked Mr. Fiedorczyk for his interest in serving; he also suggested that next year there be a designated Freeholder Liaison to the Technical School and a Freeholder Liaison to the Community College.

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

Freeholder Wirths returned the Meeting to the Agenda as listed.

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**7. PUBLIC SESSION FROM THE FLOOR**

Agenda amended to hold Public Session at the end of the Meeting.

**8. APPROVAL OF CONSENT AGENDA**

- A. RESOLUTION RE: PAYMENT OF BILLS  
**Removed from Agenda**

- B. **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 Transnet Corporation)**  
**659-2008**
- C. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF NETWORK HARDWARE AND SOFTWARE MAINTENANCE AND UPGRADE SUPPORT OF THE CISCO NETWORK SYSTEMS FOR THE COUNTY OF SUSSEX (Resolution authorizes this purchase from Transnet Corporation in the amount of \$85,668.30)**  
**660-2008**
- D. **RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF ROADWAY CRACK SEALING FOR THE SUSSEX COUNTY DEPARTMENT OF ENGINEERING AND PLANNING (Resolution authorizes this purchase from Micro Pave Systems, Inc. in the amount of \$30,000.00)**  
**661-2008**
- E. **RESOLUTION RE: AUTHORIZATION TO ACCEPT AND EXECUTE NEW JERSEY HIGHLANDS COUNCIL GRANT NUMBER 08-033-04-1900 IN THE AMOUNT OF \$15,000.00**  
**662-2008**
- F. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE AN APPLICATION FOR A SEXUAL ASSAULT RESPONSE TEAM/SEXUAL ASSAULT NURSE EXAMINER GRANT TO THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, IN THE AMOUNT OF \$85,621.00 STATE SHARE AND \$21,405.00 IN KIND MATCH FOR THE PERIOD OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2009**  
**663-2008**
- G. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK TO EXECUTE CONTRACT 09AMUN WITH THE NEW JERSEY DIVISION OF YOUTH AND FAMILY SERVICES TO PROVIDE \$11,111.00 IN FUNDING TO THE SUSSEX COUNTY DIVISION OF SOCIAL SERVICES FOR THE PROVISION OF A DENTAL/MEDICAL VOUCHER PROGRAM FOR THE PERIOD OF JANUARY 1, 2009 THROUGH DECEMBER 31, 2009**  
**664-2008**
- H. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO APPLY FOR AND ACCEPT CONTRACT #09-541-ADA-0 WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF ADDICTION SERVICES PROVIDING \$279,681.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE PERIOD OF JANUARY 1, 2009 TO DECEMBER 31, 2009**  
**665-2008**
- I. **RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO ADOPT THE 2009 COUNTY ALLIANCE PLAN AS PER THE LETTER OF INTENT FROM THE NJ GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE TO PROVIDE \$202,452.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF**  
**666-2008**

- J. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATIONS WITH CENTER FOR PREVENTION & COUNSELING FOR OUTPATIENT ADOLESCENT SUBSTANCE ABUSE TREATMENT PROGRAM AND ADOLESCENT LIFE SKILLS PROGRAM REALLOCATING \$25,000.00 FOR THE PERIOD OF JANUARY 1, 2008 TO DECEMBER 31, 2008

**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.**

**Resolution 8. A.**

Mr. McConnell said that Resolution 8. A. would be removed from the Agenda as there were no bills this evening; this would be addressed under Item #13. A., which authorizes bills to be paid on November 12, 2008.

**MOTION** made by Freeholder Vetrano to approve Resolutions 8. B. – 8. J. on the Financial Consent Agenda, seconded by Freeholder Crabb.

**Resolution 8. I.**

Freeholder Parrott said that he understood the funds were coming from the State; he referred to the financial situation in the State and asked what would happen if the County did not get the money; he said that his past experience with the schools was that in some instances the school was shorted in its funding from the State.

Mr. Eskilson said that he was not sure where the revenue was drawn from, but he believed the funds were already allocated toward the various Alliance Programs; he said this was a long-standing program and he has never known them to short payments; Mr. Eskilson said that one or more of the Municipal Alliances will under spend; that money would then be returned to the State and be reallocated to other programs.

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 October 22, 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: APPOINTMENT OF A MEMBER OF THE BOARD OF EDUCATION OF THE SUSSEX COUNTY VOCATIONAL-TECHNICAL SCHOOL FOR A TERM OF FOUR (4) YEARS EFFECTIVE NOVEMBER 1, 2008
- Adopted earlier in  
In the Meeting**

**11. RESOLUTIONS**

There were no Resolutions for Item #11.

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

A. Change Orders

1. **RESOLUTION RE: AMENDMENT TO AWARD OF CONTRACT BASED ON PROPOSALS RECEIVED THROUGH THE FAIR AND OPEN PROCESS PURSUANT TO N.J.S.A. 19:44A-20.4 ET SEQ. FOR PROFESSIONAL LEGAL SERVICES IN LABOR MATTERS TO FREDRIC M. KNAPP, ESQ., OF THE LAW FIRM OF LAUFER, KNAPP, TORZEWSKI & DALENA, L.L.C. (Resolution amends this Contract to indicate the change in the name of the law firm to Knapp, Trimboli & Prusinowski, L.L.C.)**  
**668-2008**
  
2. **RESOLUTION RE: AWARD OF CHANGE ORDER NUMBER 1 FINAL TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND ASPHALT PAVING SYSTEMS, INC. FOR MICRO SURFACING VARIOUS ROADS-2008, PHASE II (Resolution authorizes this decrease of \$18,858.09 as determined by as built measurements and certified weight tickets)**  
**669-2008**
  
3. **RESOLUTION RE: AMENDMENT TO THE CONTRACT AWARDED THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR A BALANCE CENTER PROGRAM OF SERVICES FOR THE SUSSEX COUNTY HOMESTEAD NURSING HOME (Resolution authorizes the modification of the start date for the Contract; the new start date is October 1, 2008)**  
**670-2008**

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

**Resolution 12. A. 2.**

Freeholder Parrott asked if the funds were returned to the County.

Mr. Eskilson replied that the funds are returned to the budget and eventually would be placed in surplus.

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. Authorization for the County Treasurer to pay bills on November 12, 2008.

**MOTION** made by Freeholder Zellman to authorize the County Treasurer to pay bills on November 12, 2008, seconded by Freeholder Crabb.

On Roll Call the vote was:

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

**14. PERSONNEL**

A. Personnel Agenda

**MOTION** made by Freeholder Zellman to approve the Personnel Agenda in accordance with the County Administrator's recommendations, seconded by Freeholder Vetrano.

**Question on Item #1 and Item #2**

Freeholder Zellman said that she was looking at the comparison between Item #1 and Item #2; she said she was aware of the difference between the two as one position was a seasonal position and she knew the reason behind it and the need for it; Freeholder Zellman said that one was a regular salary and one was seasonal; she questioned what the total for the year was.

Mr. Eskilson said that he would have to get the count; the seasonal/temporary position has a limit, with a maximum number of weeks; he added that the seasonal/temporary employee works more on a weekly basis, but obviously the part time employee over the course of the year would undoubtedly work more cumulative hours than the seasonal employee.

The Motion was passed unanimously.

**Comment on Personnel Action Report**

Freeholder Crabb said that he was sad to see that Abigail Kluska had resigned from the Board of Elections; he said that she was a great worker.

**Question on Truck Driver appointments**

Freeholder Zellman questioned the number of truck drivers who had just received their certification.

Mr. Eskilson said that the process did take a period of time and the Department of Personnel had no set timeframe to score the applications and/or the exams to make an appointment permanent; he emphasized that these were not new employees.

**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**

There was no New Business.

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The Board agreed to discuss Freeholders' Comments prior to the Public Session.

**20. FREEHOLDERS' COMMENTS**

**Congratulations to Freeholder Crabb**

Freeholder Wirths congratulated Freeholder Crabb on his election to the Freeholder Board.

**Shared Services update**

Freeholder Crabb said that the County was currently in active conversations with 12 towns for various new shared services, including EAP, fleet management, GIS, and planning.

**Congratulations to Freeholder Crabb**

Freeholder Zellman congratulated Freeholder Crabb on his election to the Freeholder Board.

**Switch grass update**

Freeholder Vetrano referred to a previous Freeholder Meeting when Tom Davis had inquired about the County possibly exploring the growing of switch grass as an alternate energy source; he said that he met with Mr. Davis, along with Steve Komar from Rutgers; another meeting will be scheduled with additional people from Rutgers and RCS to explore if there are any opportunities to move forward with the idea of growing switch grass.

**Food processing system**

Freeholder Vetrano said that there were currently 20 plus farmers who have been trained for the food processing system which is now required by law; these farmers are now approved and certified to do their own bottling, canning, etc., there are a couple of farmers that are occupying the kitchen at the Technical School on certain days and in the evening; unfortunately, this got off to a late start so the real need probably would not begin until next year at the height of the growing season.

**Congratulations to Freeholder Crabb**

Freeholder Vetrano congratulated Freeholder Crabb on his election to the Freeholder Board.

**Budget process**

Freeholder Wirths reported that the budget was moving along and the Board would be kept up to date.

### **Meeting with the Municipal Utilities Authority**

Freeholder Wirths said that he and Freeholder Parrott were meeting with the Municipal Utilities Authority tomorrow to get an update from the Chair and Vice-Chair to discuss budget concerns.

### **Comment on Deckertown Turnpike and snow storm**

Freeholder Parrott said that he received a couple of phone calls from persons who use Deckertown Turnpike; they complimented the County road crews for the fine job they did on the Deckertown Turnpike during the recent snowstorm.

### **Congratulations to Freeholder Crabb**

Freeholder Parrott congratulated Freeholder Crabb on his election to the Freeholder Board.

### **Technical School Board of Education**

Freeholder Parrott said that the other persons who submitted resumes' for the Technical School Board of Education would be informed that their resumes' would be kept on file.

Freeholder Parrott said that he felt the new Board Member, Mark Fiedorczyk, would look out for the students and the faculty and that there would be a good balance; Freeholder Parrott thanked Freeholder Vetrano for his time and input in the selection of a new Board Member.

### **Veterans Memorial Event**

Freeholder Parrott complimented the Veterans Memorial event held on November 2, 2008; he said that he felt people truly appreciated the recognition the County gives to its Veterans.

Freeholder Wirths said that the Division of Senior Services should receive the credit for the event as it was responsible for organizing it.

The Meeting returned to the Agenda as listed.

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### **19. PUBLIC SESSION FROM THE FLOOR**

**MOTION** made at 5:34 pm by Freeholder Vetrano to open the meeting to the Public, seconded by Freeholder Parrott and passed unanimously.

### **Comments from Thomas Caggiano**

Mr. Thomas Caggiano, Stanhope Borough, came forward; he gave a brief outline of his personal background; he referred to the various documents that he had previously provided to the Board, (copies on file in the Clerk of the Board's Office) noting that the newspapers, the Department of Justice and many other organizations had also been notified.

Mr. Caggiano said that the reason he was present was because the County and the State were under a crisis; he referred to a site plan map depicting his home and a nearby development; he discussed the development, the plans of the development, soil conditions, etc.; Mr. Caggiano highlighted his efforts to investigate the development; he listed those persons and government officials he had contacted regarding his efforts; he discussed persons he believed were responsible for his issues with the Borough of Stanhope.

Mr. Caggiano concluded his comments and said that if the Board needed his services at

any time, to please call him.

The Board thanked Mr. Caggiano for his comments.

**MOTION** made at 5:45 pm by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Zellman and passed unanimously.

**20. FREEHOLDERS' COMMENTS**

Held earlier in the Meeting.

**21. EXECUTIVE SESSION**

There were no items for Executive Session.

RESOLUTION RE: REQUESTING EXECUTIVE SESSION

- A. Personnel
- B. Contract
- C. Litigation
- D. Other Matters

**It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Sussex County Board of Chosen Freeholders that the public interest will no longer be served by such confidentiality.**

**22. REMINDERS**

Tuesday	November 11, 2008	Veterans' Day	Holiday
Tuesday	November 25, 2008	Regular Meeting	9:00 am

**Veterans' Monument Committee**

Freeholder Zellman said that the Veterans' Monument Committee, at its expense, would be placing a wreath at the Veterans' Monument this weekend in honor of Veterans' Day.

**23. ADJOURNMENT**

**MOTION** made at 6:47 p.m. by Freeholder Parrott to adjourn, seconded by Freeholder Crabb and passed unanimously.

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Elaine A. Morgan, Clerk

**DATED: November 5, 2008**