

REGULAR MEETING HELD ON WEDNESDAY, OCTOBER 22, 2008

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:02 p.m.

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

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A photo was taken with the Mayor of Andover Borough, John Morgan, prior to adoption of the Resolution and Shared Services Agreement for Public Works services with Andover Borough. Included in the photo with the Board of Chosen Freeholders and Mayor Morgan, were John Eskilson, County Administrator, and Keith Armstrong, Shared Services Coordinator.

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Freeholder Wirths asked for a Motion to amend the Agenda to allow for Resolutions 8. N. and 8. O. on the Financial Consent Agenda.

MOTION made by Freeholder Crabb to amend the Agenda to allow for Resolutions 8. N. and 8. O. on the Financial Consent Agenda, seconded by Freeholder Zellman and passed unanimously.

8. APPROVAL OF CONSENT AGENDA

N. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER
627-2008 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.

O. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER
628-2008 INTO AN AGREEMENT WITH THE TOWNSHIP OF
ANDOVER FOR ROAD SIGN MANUFACTURING
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.

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

Comments on the Shared Services Agreements

Mr. Eskilson said that the Agreement with Andover Township was a smaller Agreement, but no less work for County staff and was a good arrangement for Andover Township and will save the Township money.

Freeholder Wirths said that it was a shame that no press were in attendance because these were good news stories; this brought the total in shared services to approximately \$1 million.

On Roll Call the vote was:

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

Comments from Mayor John Morgan

Mayor Morgan said that he was aware of the excellent service the County road crews provided; he said that last year Andover Borough had to contract out for road services and it cost the Borough a fortune; Mayor Morgan said that the Shared Services Agreement for public works services was going to be a great benefit for Andover Borough.

Freeholder Wirths returned the Meeting to the Agenda as listed.

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6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations and Certificates

1. Proclamation for Saint Clare’s Hospital/Sussex in recognition of 90 years of hospital services from the site of the original “Dr. Alexander Linn Hospital”.

629-2008

2. Certificate of Recognition for David P. Romano for being chosen by the Patriot’s Path Council, Boy Scouts of America as a recipient of the Distinguished Citizen Award 2008.

630-2008

3. Certificate of Recognition for Dominick J. Romano for being chosen by the Patriot’s Path Council, Boy Scouts of America as a recipient of the Distinguished Citizen Award 2008.

631-2008

4. Certificate of Recognition for Victor Paternostro in recognition of his 350 wins as Head Football Coach for the Pope John Lions, Pope John XXIII Regional High School.

632-2008

There was an additional Proclamation for the Board’s approval.

5. Proclamation proclaiming November 2, 2008 as the “8th Annual Salute to Military Veterans.”

633-2008

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

7. PUBLIC SESSION FROM THE FLOOR

MOTION made at 5:14 pm by Freeholder Crabb to open the meeting to the Public, seconded by Freeholder Zellman and passed unanimously.

Security cameras/building security

Mr. Ron Sevean, Consultant/Representative from Insight Consulting, came forward; he thanked Freeholder Parrott for inviting him and said that for the past 15 years he has been involved in security and surveillance systems; Mr. Sevean discussed the various ways that installing security cameras could benefit buildings, police vehicles, and school busses.

Freeholder Wirths explained that the County did not have any involvement in the local police departments or school busses; he also said that the County was not in a financial position to assist any of the towns; Freeholder Wirths said that any interest in installing cameras in the future in a County facility would have to go out in an RFP.

Freeholder Wirths suggested that Mr. Sevean reach out to Joe Biuso, Director of the Division of Facilities Management; Mr. Eskilson said that he would check with Mr. Biuso regarding the security company on contract for the Courts and Sheriff's Office to inquire if this company was doing camera work.

The Board thanked Mr. Sevean for his comments.

MOTION made at 5:20 pm by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Vetrano and passed unanimously.

8. APPROVAL OF CONSENT AGENDA

- A. RESOLUTION RE: PAYMENT OF BILLS
634-2008
- B. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO ACCEPT THE 2008 COPS TECHNOLOGY GRANT AWARD #2008CKWX0547 FROM U.S. DEPARTMENT OF JUSTICE TO PROVIDE \$935,300.00 IN FUNDING TO THE SUSSEX COUNTY SHERIFF'S OFFICE FOR THE AMENDED PERIOD OF DECEMBER 26, 2007 TO DECEMBER 25, 2010
635-2008
- C. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE FFY08 HOMELAND SECURITY GRANT PROGRAM (HSGP) IN THE TOTAL AMOUNT OF \$489,104.96
636-2008
- D. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE TECHNOLOGY PROGRAM GRANT #2008CKWX0547 FOR A TOTAL AMOUNT OF \$935,300.00
637-2008
- E. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE MULTI-JURISDICTIONAL NARCOTICS TASK FORCE
638-2008

FOR JANUARY 1 TO DECEMBER 31, 2008, JAG-1-19TF-07, FOR A TOTAL AMOUNT OF \$47,775.00

- F. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF
639-2008** ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE "OBEY THE SIGNS" FOR A TOTAL AMOUNT OF \$4,000.00
- G. **RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF
640-2008** ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY RELATING TO THE 9-1-1 COUNTY COORDINATION GRANT FY2008, JULY 1, 2008 TO JUNE 30, 2009 FOR A TOTAL AMOUNT OF \$25,000.00
- H. **RESOLUTION RE: FINAL APPROVAL OF OPEN SPACE APPLICATION FOR
641-2008** THE 2008 COUNTY FUNDING ROUND
- I. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR
642-2008** AND CLERK TO EXECUTE LETTER OF AGREEMENT WITH MORRIS COUNTY TO PROVIDE \$3,813.00 IN FUNDING TO THE SUSSEX COUNTY DIVISION OF SOCIAL SERVICES FOR THE PROVISION OF DATA ENTRY AND RELATED SERVICES UNDER THE WORK FIRST NEW JERSEY TEMPORARY ASSISTANCE FOR NEEDY FAMILIES WORK VERIFICATION PROGRAM FOR THE PERIOD OF JULY 1, 2008 THROUGH JUNE 30, 2009
- J. **RESOLUTION RE: AUTHORIZATION FOR ADOPTION OF THE 2009
643-2008** SUSSEX COUNTY COMPREHENSIVE ALCOHOLISM AND DRUG ABUSE SERVICES PLAN UPDATE AS REQUIRED BY THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF ADDICTION SERVICES
- K. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR
644-2008** TO EXECUTE THE UNIVERSAL SERVICE FUND (USF) COUNTY WELFARE AGENCY (CWA) ADMINISTRATION 2009 GRANT AGREEMENT #2009-05134-0028-00 IN THE AMOUNT OF \$1,874.00 FOR THE PERIOD OF JULY 1, 2008 THROUGH JUNE 30, 2009
- L. **RESOLUTION RE: AUTHORIZATION TO SUBMIT A BUDGET REVISION
645-2008** FOR AN INCREASE OF \$7,000.00 TO THE SPECIAL CHILD HEALTH SERVICES GRANT #09-131-SCH-L-1 FOR THE CONTRACT PERIOD OF JULY 1, 2008 THROUGH JUNE 30, 2009 BETWEEN THE COUNTY OF SUSSEX AND THE NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES (Resolution authorizes this budget revision for personnel costs and equipment costs)
- M. **RESOLUTION RE: AUTHORIZATION FOR THE SUSSEX COUNTY BOARD
646-2008** OF CHOSEN FREEHOLDERS TO ALLOW THE SUSSEX COUNTY DEPARTMENT OF ENVIRONMENTAL AND PUBLIC HEALTH SERVICES TO APPLY FOR CAPACITY-BUILDING FUNDING FROM THE NATIONAL

ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) FOR THE SUSSEX COUNTY MEDICAL RESERVE CORPS (Resolution authorizes this application in the amount of \$5,000.00)

- N. RESOLUTION RE: 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.
Adopted earlier in the Meeting
- O. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO AN AGREEMENT WITH THE TOWNSHIP OF ANDOVER FOR ROAD SIGN MANUFACTURING 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.
Adopted earlier in the meeting

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 Resolutions 8. A. – 8. M., seconded by Freeholder Crabb.

Resolution 8. H.

Freeholder Zellman expressed her concern regarding the Byram application on the Highlands Trail; she said that this particular trail came up in discussion when Byram voiced an objection to the Lackawanna Cutoff and noted that Byram's objection was the Highlands Trail, adding that no one had ever heard of the Highland's Trail before.

Freeholder Zellman said her concern was that the County was funding the Highlands Trail when it was counterproductive to one of the goals of the County which is the introduction of mass transit and public transportation into the County of Sussex.

Mr. Eskilson said that he thought it had been resolved and determined that there was no crossing or at least no at-grade crossing of the proposed Lackawanna Cutoff; there may have been an existing tunnel crossing, but there was no at-grade crossing; Mr. Eskilson said that he thought the opposition was a potential at-grade crossing.

Mr. McConnell said that this would have to be reviewed as this Trail may not be in the area of the Lackawanna Cutoff and may be another section of the Highlands Trail.

There was a brief discussion; the Board agreed that the portion dealing with Byram would be held until further investigation could take place regarding this portion of the Highlands Trail.

MOTION made by Freeholder Vetrano to amend the original Motion with regard to Resolution 8. H. entitled "Final Approval of Open Space Application for the 2008 County Funding Round", the item set forth in the fifth "Whereas, funding for Byram Township will be \$40,000.00 for the County dedicated taxes", shall be tabled to a future date, and shall now reflect approval of Resolutions 8. A. – 8. M., noting the exception for Resolution 8. H., second amended by Freeholder Zellman.

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 8, 2008

Executive Session Minutes
Regular Meeting October 8, 2008

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

10. **APPOINTMENTS AND/OR RESIGNATIONS**

A. Appointments

1. RESOLUTION RE: REAPPOINTMENT OF FRED HOUGH, LORI DAY, JAMES HUNT AND WARREN WELSH AS MEMBERS OF THE SUSSEX COUNTY AGRICULTURE DEVELOPMENT BOARD FOR THREE YEAR TERMS EFFECTIVE IMMEDIATELY AND EXPIRING ON SEPTEMBER 30, 2011
647-2008

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

11. **RESOLUTIONS**

- A. RESOLUTION RE: CONCURRING WITH THE VACATION OF A PORTION OF CEDAR LANE AT ITS INTERSECTION WITH SUSSEX COUNTY ROUTE 517 (DECKER POND ROAD) IN GREEN TOWNSHIP
648-2008
- B. RESOLUTION RE: CONCURRING WITH THE VACATION OF A PORTION OF OAK LANE AT ITS INTERSECTION WITH SUSSEX COUNTY ROUTE 517 (DECKER POND ROAD) IN GREEN TOWNSHIP
649-2008

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

Comment from Freeholder Wirths

Freeholder Wirths noted for the record that this action was requested by Green Township.

The Motion was passed unanimously.

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

A. Awards of Contracts

1. RESOLUTION RE: AWARD OF CONTRACT FOR TWO (2) YALE VERACITOR MODEL B875-GP050VX FORKLIFTS OR EQUAL FOR THE COUNTY OF SUSSEX, DIVISION OF FACILITIES MANAGEMENT (Resolution awards this Contract to the only responsible bidder, Infinity Handling Systems, in the amount of \$47,000.00)
650-2008
2. RESOLUTION RE: AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH PRINCETON ENGINEERING GROUP FOR THE PROVIDING OF CONSTRUCTION DOCUMENTS
651-2008

FOR HVAC AND BUILDING ENVELOPE
UPGRADES TO THE SUSSEX COUNTY MAIN
LIBRARY AS A PROFESSIONAL SERVICE
PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i)
(Resolution authorizes this Agreement in an amount
not to exceed \$124,846.00)

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

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: AUTHORIZING CHANGE ORDER #2 TO THE CONTRACT FOR THE PURCHASE OF THE SUSSEX COUNTY CLERK IMAGING AND TRANSACTION MANAGEMENT SYSTEM FOR THE SUSSEX COUNTY CLERK'S OFFICE**
652-2008
(Resolution authorizes the increase of \$8,677.00 (5.2%) to provide expanded access to the documents maintained in the Transaction Management System supplied by AmCad via access through the County's GIS portal)

MOTION made by Freeholder Parrott to adopt this Resolution, 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

13. **FINANCIAL**

- A. **RESOLUTION RE: CHANGE IN TITLE, TEXT, OR AMOUNT OF APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-85**
653-2008

MOTION made by Freeholder Parrott to adopt this Resolution, 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

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.

Comment on Item #1

Freeholder Vetrano asked Mr. Eskilson if the employee would still fill his role as a Deputy Director of the Office of Emergency Management with no other compensation.

Mr. Eskilson said that the employee would be available to fill gaps on the Sheriff's side since it was felt that it was more critical because of vacancies and deployment of several Sheriff's Officers; he added that there was a recent Department of Personnel rule that the training as a Corrections Officer could be used to fill the role of a Sheriff's Officer.

The Motion was passed unanimously.

B. Resolutions

1. **RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO SIGN AND IMPLEMENT AN AMENDMENT TO THE AGREEMENT BY AND BETWEEN THE BOARD OF CHOSEN FREEHOLDERS AND THE SHERIFF OF THE COUNTY OF SUSSEX AND THE POLICE BENEVOLENT ASSOCIATION, LOCAL 138 (SHERIFF'S UNIT) FOR THE PERIOD JANUARY 1, 2007, THROUGH DECEMBER 31, 2009, SPECIFICALLY AS IT RELATED TO ARTICLE XXI, HOLIDAYS, AND ARTICLE XXXI, OVERTIME (Resolution authorizes this Amendment to take Election Day off the Union's holiday schedule and to add Christmas Eve to the Union's holiday schedule)**
654-2008

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

15. ADMINISTRATIVE REPORT

- A. Other

Mr. Eskilson stated that he had no report at this time.

16. COUNTY COUNSEL

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

Mr. McConnell stated that he had no report at this time.

17. UNFINISHED BUSINESS

- A. Approval of letter for NORWESCAP in support of NORWESCAP continuing to provide local child care resource and referral services.

MOTION made by Freeholder Zellman to approve the letter in support of NORWESCAP continuing to provide local child care resource and referral services, seconded by Freeholder Parrott and passed unanimously.

18. NEW BUSINESS

There was no New Business.

19. PUBLIC SESSION FROM THE FLOOR

There was no one present for Public Session.

20. FREEHOLDERS' COMMENTS

Shared Services

Freeholder Crabb said that the County has now gone over \$1 million in shared services.

Volunteer Appreciation Day

Freeholder Zellman said that there would be a Volunteer Appreciation Day breakfast at the Farmstead on December 4, 2008; invitations would be forthcoming.

Vernon Township Historical Committee

Freeholder Vetrano said that he attended the dedication of the one room schoolhouse in Vernon; he added that the Vernon Township Historical Committee thanked the Freeholder Board for its commitment to restoring the structure as a result of damage incurred through time.

Historic Markers

Freeholder Vetrano stated that the first three or four historic markers placed in the County reflected in small letters on the bottom of the markers, "Erected 2000 by the Sussex County Board of Chosen Freeholders"; over the course of time, this wording was deleted from the markers; Freeholder Vetrano said that it was the desire of the Chair of the Historic Marker Committee, Patti Frato, and another Committee member that this language should be on all of the markers, as it gives a sense of a period of time; the other Historic Committee members feel strongly that this wording should not be on the markers.

Freeholder Vetrano said that he also felt that there should be a date on the markers and asked the Board what their thoughts were.

There was a brief discussion; the Board agreed by consensus that this language should be included on all future historic markers.

The Deputy Clerk was directed to send a letter to Patti Frato informing her that the Board agreed by consensus that all future historic markers would bear "Erected (the year the sign was installed) by the Sussex County Board of Chosen Freeholders."

Bullying Summit held at the Sussex County Technical School

Freeholder Vetrano said that he attended a "Bullying Summit" at the Technical School; he noted that he had provided a book regarding bullying to Becky Carlson, who had liked the book and felt that it would be a good book to provide to all County School Administrators; Freeholder Vetrano said that he had spoken to Steve Gruchacz who had identified some funding that allowed for the purchase of this book; copies were provided to each of the School Administrators.

County Clerk's Office

Freeholder Parrott said that he had met with County Clerk Erma Gormley regarding the budget; he noted that Mrs. Gormley stated that she would have two positions that she would not be filling; he added that this would result in approximately \$50,000.00 to \$60,000.00 in savings for next year's budget; Freeholder Parrott noted that if things picked up in the County Clerk's Office in the future, the increased revenues would offset any hiring of staff, if necessary.

COAH information

Freeholder Parrott thanked Mr. McConnell for his research on the question raised at the last meeting regarding COAH; towns are notified by mail regarding COAH units that are foreclosed on, with the towns having the right to buy them; when a new buyer comes in, the COAH fund is replenished.

Comment to Freeholder Crabb

Freeholder Parrott wished Freeholder Crabb well at the debate; he added that a lot of time was required to perform the duties of a Freeholder; Freeholder Parrott said that people had to understand that when they ran for a Freeholder position, they needed to have the time to dedicate to the position.

Morris County Vehicle Policy

Freeholder Wirths stated that Morris County would be adopting a Motor Vehicle Policy; he understood that it was a very strict policy, limiting the types of vehicles to be used, size of vehicles, eliminating SUV's, and that the Sheriff's cars did not need to be pursuit cars as the Sheriff's Office was required by statute to serve warrants and subpoenas.

Freeholder Wirths asked that a copy of this vehicle policy be obtained from Morris County; he said that he felt that the County should also have a policy limiting the types of vehicles in its Motor Pool.

Mr. Eskilson was directed to obtain a copy of Morris County's newly adopted Motor Vehicle Policy.

State Police coverage

Freeholder Crabb said he heard today that the Courts ruled that the State Police must provide coverage.

Mr. McConnell said that it was being argued today and that was the decision but it may go to another level; it was currently at the Council on Local Mandates; the Council's decision is not necessarily binding with the State; the Council on State Mandates says the State should do this and the State will ignore it; someone would have to take it to court, but it is a step in the right direction.

New road openings

Freeholder Zellman suggested that some type of press coverage and recognition be given to a new road opening; she said that with all the work the County puts into a project, it is then treated like a non-event; Freeholder Zellman said that a road opening should be made into an event, involving the Freeholder Board and local officials.

Freeholder Zellman said that no one realizes all of the work the County is doing as far as improving the infra-structure.

There was a brief discussion.

Railroads/Transfer Stations

Freeholder Vetrano said that the Federal Government just passed a law whereby local jurisdictions now have the ability to provide comment input on the siting of railroad transfer stations.

Meeting with the Sussex County Municipal Utilities Authority

Freeholder Wirths stated that he and Freeholder Parrott were meeting with officials of the Sussex County Municipal Utilities Authority (SCMUA) on November 6, 2008, to discuss a

contingency plan; he said this would be a backup plan in the event the SCMUA did not receive the \$800,000.00.

21. EXECUTIVE SESSION

There was no 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 November 5, 2008 Regular Meeting 5:00 pm

23. ADJOURNMENT

MOTION made at 6:00 p.m. by Freeholder Crabb to adjourn, seconded by Freeholder Vetrano and passed unanimously.

Diane S. Eakman, Deputy Clerk

DATED: October 22, 2008