

REGULAR MEETING HELD ON WEDNESDAY, OCTOBER 23, 2013

5:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR at 5:03 p.m.
2. ROLL CALL Freeholder Crabb; Freeholder Graham; Freeholder Mudrick; Freeholder Phoebus; Freeholder Director Vohden; 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 January 8, 2013 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 for this meeting.

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations/Certificates

1. Proclamation congratulating Chantel Seger for being chosen as the "Sussex County Municipal Alliance Volunteer of the Year".

509-2013

2. Proclamation designating November 3, 2013 as the 13th Annual "Salute to Military Veterans".

510-2013

3. Proclamation designating the month of November, 2013 as "Pancreatic Cancer Awareness Month".

511-2013

4. Certificate for Debbie Scott for being chosen by the New Jersey Council on Special Transportation (NJCOST) as "2013 Dispatcher of the Year".

512-2013

MOTION made by Freeholder Crabb to approve these Proclamations and Certificate, seconded by Freeholder Phoebus and passed unanimously.

B. Presentations

1. Acknowledging the retirement of Betty W. Martin, Graduate Nurse at the Chest Clinic, who retired after 25 years with the County.

MOTION made by Freeholder Crabb to approve this Presentation, seconded by Freeholder Phoebus 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 5:16 p.m. by Freeholder Phoebus to open the meeting to the Public, seconded by Freeholder Graham and passed unanimously.

Comment from Mary Dunn

Mary Dunn of Rockaway, NJ came forward; she updated the Board on the problems she and her daughter are experiencing with the Sussex County Division of Social Services including a new problem that just recently occurred with her daughter and grandson's health insurance through Medicaid being cancelled.

Mr. McConnell reminded Ms. Dunn that he was available to her and if she has issues she needs to bring them to his attention by calling him or stopping by his office.

MOTION made at 5:25 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

8. **FREEHOLDERS' COMMENTS**

Comments by Freeholder Mudrick

- **Congratulations to Freeholder Phoebus**

Freeholder Mudrick congratulated Freeholder Phoebus and her husband for being recognized at the 32nd Annual Sussex County Distinguished Citizens Award Dinner.

- **Hampton Rotary**

Freeholder Mudrick commended the Hampton Rotary on its 16th Annual Dinner for the "Make A Wish Foundation".

Comments by Freeholder Crabb

- **Congratulations to Freeholder Phoebus**

Freeholder Crabb also congratulated Freeholder Phoebus and her husband for being recognized at the Sussex County Distinguished Citizens Award Dinner.

- **Sussex County League of Municipalities**

Freeholder Crabb said he had the pleasure of attending the League of Municipalities meeting where the Municipal Alliance was discussed and he was shocked to discover how prevalent the heroin problem is in Sussex County.

- **Franklin High School Class of 1957**

Freeholder Crabb said that his brother was part of the Franklin High School Class of 1957 and he told a story of how that class held a bonfire under the Franklin Viaduct before its big football game against Newton High School their senior year; he added that he recently took that class back to the Franklin Viaduct to inspect the ongoing project and remarked on how well the project is coming along.

Comments by Freeholder Phoebus

- **Battle of the Bands**

Freeholder Phoebus reminded everyone that the Municipal Alliance was holding a “Battle of the Bands” next Saturday, November 2, 2013 at 7:00 p.m. at the McNeice Auditorium and tickets are \$10.00 which can be purchased at the door or by seeing Nick Loizzi; she went on to commend Nick Loizzi for doing a fabulous job organizing this event and asked him to say a few words about the event.

Nick Loizzi came forward and explained that the event was a competition between the high schools in Sussex County and gave a brief summary; he also said that the winning prize is a recording session in a local recording studio here in Sussex County.

- **Newton Medical Center/Atlantic Healthcare Systems**

Freeholder Phoebus reported that Newton Medical Center/Atlantic Healthcare Systems has a new program titled, “Atlantic Behavioral Health Newton Medical Center – The First Step Program” which is an intensive outpatient program for adults recovering from mental illness and substance abuse and they are having an Open House on November 7, 2013, 4:00 p.m. – 6:00 p.m.

- **Catholic Family Charities**

Freeholder Phoebus said that a young man from Catholic Charities, Diocese of Paterson, opened up an office in Franklin which is to service veteran families for rapid rehousing and homeless prevention; she said that if anyone knew of any veterans that could benefit from these services to let her know and she could get in touch with him.

- **Transit Citizens Advisory Committee (CAC) Meeting**

Freeholder Phoebus said that at the Transit CAC Meeting one of the Board Members had some concern over Question #1 on the November General Ballot which deals with games of chance for the veterans because he wasn't sure if that was going to come out of the casino revenues which would affect the revenues that we get for Skyland Bus Rides; Freeholder Phoebus did some research and she contacted the 24th District's Legislative office and found out that, no, this is not going to impact that at all.

Comments by Freeholder Graham

- **Sussex County League of Municipalities Meeting**

Freeholder Graham thanked Nick Loizzi for his presentation on substance abuse at the Sussex County League of Municipalities Meeting.

- **Sussex County Department of Environmental and Public Health**

Freeholder Graham said he had a chance to meet with Herb Yardley to discuss several issues involving the Health Department.

- **Sussex County Department of Human Services**

Freeholder Graham said he also met with Steve Gruchacz to discuss the bus system in the County and said he hopes to utilize Skylands Ride in the near future.

- **Sussex County Community College**

Freeholder Graham reminded everyone that the College has a new bookstore that is run by Barnes & Noble.

- **Waterloo Village**

Freeholder Graham said that Waterloo Village held its fundraiser and raised approximately \$20,000.00.

- **30 Years Ago Today (October 23, 1983)**

Freeholder Graham reminded everyone of the tragic event that occurred 30 years on this day when over 220 Marines were killed in Beirut as they were asleep in their beds.

Comments by Freeholder Vohden

- **Congratulations to Freeholder Phoebus**

Freeholder Vohden congratulated Freeholder Phoebus and her husband for being recognized at the Sussex County Distinguished Citizens Award Dinner.

- **School Based Youth Services Program**

Freeholder Vohden said he attended the 25th Anniversary of the Sussex County Tech School, School Based Youth Services Program.

- **Highlands Council Meeting**

Freeholder Vohden reported that at the last Highlands Council Meeting, the Council voted to approve the TDR Receiving Zone Feasibility Grant for Vernon.

- **North Jersey Transportation Planning Authority (NJTPA)**

Freeholder Vohden said that at the last NJTPA meeting it was reported that Together New Jersey and NJTPA will be developing a Regional Economic Development strategy for the North Jersey region.

- **Substance Abuse**

Freeholder Vohden spoke about the tragic epidemic of substance abuse in the State of New Jersey.

9. APPROVAL OF CONSENT AGENDA

A. RESOLUTION RE: PAYMENT OF BILLS
513-2013

B. RESOLUTION RE: AUTHORIZATION FOR THE BOARD OF CHOSEN FREEHOLDERS TO ACCEPT AWARD OF THE FEDERAL FISCAL YEAR 2013 HOMELAND SECURITY GRANT PROGRAM FUNDING AND FOR THE COUNTY CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS, AND FOR THE COUNTY PURCHASING AGENT TO FACILITATE PURCHASES (Resolution accepts this award in the amount of \$100,000.00 for the time period of September 1, 2013 through August 31, 2015)

C. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2013 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2013 AREA PLAN ALLOCATION, FINAL APC YEAR ALLOCATION FOR 2013 FOR AN ADDITIONAL AMOUNT OF \$26,836.00

D. RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF A

- 516-2013** SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE SPECIAL CHILD HEALTH SERVICES CASE MANAGEMENT GRANT #DFHS14CSE004 FOR THE TOTAL AMOUNT OF \$85,692.00 FOR THE PERIOD OF JULY 1, 2013 TO JUNE 30, 2014
- E. **RESOLUTION RE: 517-2013** RESOLUTION PROVIDING FOR THE CANCELING OF THE GRANT FUND BALANCES FOR THE U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF AGING SERVICES TITLE III AND STATE MATCH GRANTS FOR 2012 (Resolution authorizes the canceling of \$7,665.67)
- F. **RESOLUTION RE: 518-2013** AUTHORIZATION TO CARRY FORWARD UNEXPENDED GRANT RESERVE BALANCES FROM THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF AGING SERVICES FOR TITLE III AND STATE MATCH GRANTS FROM THE 2012 AREA PLAN CONTRACT #DACS12AAA015 INTO THE 2013 AREA PLAN CONTRACT #DOAS13AAA039 (Resolution authorizes the appropriation of the unexpended balances totaling \$7,665.00 from the 2012 Area Plan Contract into the 2013 Area Plan Contract)
- G. **RESOLUTION RE: 519-2013** APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN THE COUNTY PROSECUTOR INSURANCE FRAUD REIMBURSEMENT PROGRAM ADMINISTERED BY THE OFFICE OF THE INSURANCE FRAUD PROSECUTOR (Resolution approves this Application in the amount of \$109,915.23)
- H. **RESOLUTION RE: 520-2013** AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF COMPUTER HARDWARE AND SOFTWARE SUPPORT REQUIRED FOR THE DIVISION OF INFORMATION SERVICES (Resolution authorizes this purchase from Aspire Technology Partners, LLC in the total amount of \$95,161.78)
- I. **RESOLUTION RE: 521-2013** AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS BID EXEMPT SERVICES AS STATED BELOW (Resolution authorizes the issuance of purchase orders for Computer Design & Integration LLC; and EMC Corporation)
- J. **RESOLUTION RE: 522-2013** AUTHORIZATION FOR THE COUNTY OF SUSSEX, OFFICE OF THE SHERIFF TO EXECUTE THE APPLICATION FOR THE DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY CRACKDOWN GRANT FOR THE PERIOD OF DECEMBER 6, 2013 TO JANUARY 2, 2014 IN THE AMOUNT OF \$4,400.00
- K. **RESOLUTION RE: 523-2013** TO ACCEPT THE AWARD FOR THE SUSSEX COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN UPDATE GRANT FOR THE TOTAL AMOUNT OF \$200,000.00 (Resolution accepts the award of \$150,000.00 Federal share and \$50,000.00 non-Federal share)

- L. RESOLUTION RE: AUTHORIZING A NO-COST TIME EXTENSION UNTIL NOVEMBER 2, 2014 FOR FY 2012 LOCAL BRIDGES, FUTURE NEEDS PROGRAM IN THE AMOUNT OF \$400,000.00 FOR THE REHABILITATION OF SUSSEX COUNTY BRIDGE V-39 (Resolution authorizes this extension to provide the Division of Engineering sufficient time to prepare bid documents and award a construction contract prior to November 2, 2014)
- M. RESOLUTION RE: AUTHORIZING THE EXECUTION OF AMENDMENT #1 FOR A NO-COST TIME EXTENSION FOR THE HIGHLANDS COMMERCIAL KITCHEN GRANT (Resolution authorizes this extension to complete the Commercial Kitchen Project until October 31, 2014)

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 Graham.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

10. APPROVAL OF MINUTES Regular Meeting October 9, 2013

Release of Executive Session Minutes
A portion of Regular Meeting September 25, 2013

MOTION made by Freeholder Crabb to approve the Minutes of the Regular Meeting of October 9, 2013 and to release a portion of the Executive Session Minutes of the Regular Meeting of September 25, 2013, seconded by Freeholder Graham 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, 2016

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

12. RESOLUTIONS

- A. RESOLUTION RE: AUTHORIZATION FOR ADOPTION OF THE 2013 SUSSEX COUNTY COMPREHENSIVE ALCOHOLISM AND DRUG ABUSE SERVICES PLAN UPDATE AS REQUIRED BY THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES

MOTION made by Freeholder Phoebus to adopt this Resolution, seconded by Freeholder Graham and passed unanimously.

B.

**INTRODUCTION FOR FIRST READING – ORDINANCE
528-2013**

**ORDINANCE TO AMEND THE FEE SCHEDULE OF THE DEPARTMENT OF
ENVIRONMENTAL AND PUBLIC HEALTH SERVICES**

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	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 November 13, 2013 at 5:00 pm prior to final adoption of this Ordinance made by Freeholder Phoebus, seconded by Freeholder Graham and passed unanimously.

13. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. **RESOLUTION RE: AWARD OF CONTRACT FOR THE PURCHASE
529-2013** OF TWO (2) NEW, UNUSED CURRENT MODEL YEAR DODGE TRUCKS (OR EQUAL) FOR THE COUNTY OF SUSSEX (Resolution awards this Contract to the lowest responsible bidder, Beyer Chrysler Dodge Jeep Ram in the amount of \$63,360.00)
2. **RESOLUTION RE: AWARD OF CONTRACT EXTENSION FOR
530-2013** UNIFORM SUPPLY AND LAUNDRY SERVICE FOR THE COUNTY OF SUSSEX (Resolution awards this Contract Extension to Clean Rental Services, Inc. in the approximate amount of \$43,455.00)

MOTION made by Freeholder Graham to adopt these Resolutions, seconded by Freeholder Phoebus.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

B. Change Orders

1. **RESOLUTION RE: AWARD OF CHANGE ORDER NO. 1 TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND SPARWICK CONTRACTING, INC., FOR REPLACEMENT OF SUSSEX COUNTY BRIDGE D-13 CARRYING COUNTY ROUTE 630 (UNION TURNPIKE) OVER A TRIBUTARY TO CULVERS CREEK, TOWNSHIP OF FRANKFORD, SUSSEX COUNTY, NEW JERSEY (Resolution authorizes this Change Order for a total increase of \$34,858.34 (5.73%) to an adjusted Contract amount of \$643,522.34)**

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

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

14. FINANCIAL

- A. **RESOLUTION RE: A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR THE MUNICIPAL ALLIANCE TO PREVENT ALCOHOLISM AND DRUG ABUSE PROGRAM CONTRIBUTIONS REQUIRED BY N.J.S.A. 40A:5-29**
- B. **RESOLUTION RE: CHANGE IN TITLE, TEXT OR AMOUNT OF APPROPRIATIONS PURSUANT TO N.J.S.A. 40A:4-85**

MOTION made by Freeholder Mudrick to adopt these Resolutions, seconded by Freeholder Phoebus.

Freeholder Graham asked for clarification on Resolution 14.B. Mr. Eskilson explained that the Division of Local Government Services is the State Oversight Board that oversees all local government budgets and it prohibits the County from putting monies aside for matches if grants have not come in by the time the County's budget is adopted; since the County receives a number of grants that come in post-budget, the County does something known as a Chapter 159 to insert those funds; however, they require a match in the County budget and since the County technically didn't know what that would be, the County has a single line item for matches for all of the grants it expects to come in; when that happens the County has to do what is called a "change in text title" from the budget into the match into the grant line item, it's a technical move and it doesn't change anything in the budget.

On Roll Call the vote was:

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Mudrick	Yes
Freeholder Phoebus	Yes
Freeholder Director Vohden	Yes

15. PERSONNEL

- A. Personnel Agenda (no Personnel Agenda for this meeting)

16. ADMINISTRATIVE REPORT

- A. Other

Mr. Eskilson had no report for this meeting.

17. COUNTY COUNSEL

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

Mr. McConnell had no items for this meeting.

18. UNFINISHED BUSINESS

There was no Unfinished Business.

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 5:54 p.m. by Freeholder Crabb to open the meeting to the Public, seconded by Freeholder Graham and passed unanimously.

Comment from Mary Dunn

Mary Dunn again came forward; she advised the Board that her issues were not personal or personal toward any one person.

Comment from Ann Smulewicz

Ann Smulewicz of Wantage came forward; she said that she really appreciates the Freeholders' comments which give people information on what's happening in the County and thanked the Board for working so hard for the citizens of Sussex County.

The Board thanked Ms. Smulewicz for her comments.

Comment from Ron Bassani

Ron Bassani of Wantage came forward; he asked Mr. Eskilson what the County was doing with respect to Concord Energy.

Mr. Eskilson replied that Sussex County is part of a local government co-op to purchase electricity and gas and Passaic County is the lead agency in that co-op and the Passaic County Board of Chosen Freeholders chose to go to the next step which was to allow participants, municipal governments, to do something called energy aggregation which is where, by an action of the municipal governing body, it can migrate all of its residential customers into basically the co-op contract. What the County did is set up a meeting for representatives of Passaic County to come in and learn about the opportunity and the options under the energy aggregation rules in the State of New Jersey.

MOTION made at 6:01 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Phoebus and passed unanimously.

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

Monday November 11, 2013 Veterans' Day Holiday

Freeholder Crabb reminded everyone that the Salute to Veterans Parade is scheduled for Sunday, November 3, 2013 at 2:00 p.m. at the Fairgrounds.

Wednesday November 13, 2013 Regular Meeting 5 PM

23. ADJOURNMENT

MOTION made at 6:03 p.m. by Freeholder Mudrick to adjourn, seconded by Freeholder Phoebus and passed unanimously.

Elaine A. Morgan, Clerk

DATED: OCTOBER 23, 2013