

REGULAR MEETING HELD ON WEDNESDAY, SEPTEMBER 8, 2010

5:00 PM

ORDER OF BUSINESS

Item

1. **CALL TO ORDER BY DIRECTOR** at 5:02 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 January 6, 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**

A.

PUBLIC HEARING – 5:04 PM

RESOLUTION RE: SETTING A PUBLIC HEARING ON SEPTEMBER 8, 2010 TO AMEND THE DISTRICT SOLID WASTE MANAGEMENT PLAN TO REFLECT THE RELOCATION OF BACK THRU THE FUTURE, INC.

MOTION to open the Public Hearing made by Freeholder Crabb, seconded by Freeholder Zellman and passed unanimously.

Is anyone present to be heard regarding this Resolution?

There was no one.

MOTION that the Public Hearing be closed made by Freeholder Zeoli, seconded by Freeholder Crabb and passed unanimously.

B.

PUBLIC HEARING – 5:05 PM

**FINAL ADOPTION – CAPITAL ORDINANCE
488-2010**

Freeholder Director Parrott: "At our regular meeting held on August 11, 2010, we introduced for first reading the following Capital Ordinance which was advertised in the New Jersey Herald issue of August 18, 2010, together with a Notice of Public Hearing stating it would be held at this meeting at 5:00 PM:

CAPITAL ORDINANCE APPROPRIATING \$240,000.00 FROM LIBRARY RESERVE FOR DONATIONS TO PROVIDE FOR MAIN LIBRARY ROOF IMPROVEMENTS

MOTION made by Freeholder Crabb to open the Public Hearing, seconded by Freeholder Zeoli and passed unanimously.

Is anyone present to be heard regarding this Capital Ordinance?

There was no one.

MOTION that the Public Hearing be closed made by Freeholder Crabb, seconded by Freeholder Zeoli and passed unanimously.

MOTION that this Capital Ordinance be finally adopted made by Freeholder Zellman, 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

Comment from John Eskilson

Mr. Eskilson explained that this was a donation from the Siliconus Family that went back several years; it was a donation of over \$260,000.00 in memory of their daughter; the only stipulation of the donation was that it be used for the benefit of the Library and that the County publish the book of poems written by their daughter; the County did publish this book; the County is using the family’s generous gift to put a much needed new roof on the Main Library.

MOTION to authorize the Clerk to advertise this Capital Ordinance as finally adopted, and also post same on the bulletin board in the lobby of the County Administrative Center made by Freeholder Zellman, seconded by Freeholder Zeoli and passed unanimously.

6. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS

A. Proclamations and Certificates

1. Proclamation declaring the week of September 20-26, 2010 as “Fall Prevention Awareness Week” and September 23, 2010 as “Fall Prevention Awareness Day”.

489-2010

2. Proclamation recognizing Sean Pierre McNeilly for attaining the rank of Eagle Scout.

490-2010

MOTION made by Freeholder Zeoli to approve these Proclamations, seconded by Freeholder Zellman and passed unanimously.

B. Presentations

1. Acknowledging the retirement of Alexandra K. Dzapinka, Senior Institutional Attendant at the Homestead, who retired after 26 ½ years with the County; David L. Edsall, Superintendent at Weights and

Measures, who retired after 13 years with the County; Mary Ann Gatti, Practical Nurse at the Homestead, who retired after 11 ½ years with the County; Nancy L. Helmer, Principal Librarian, who retired after 25 years with the County; Kathryn J. House, Senior Library Assistant, who retired after 33 years with the County; Stephen H. Losey, County Road Supervisor, who retired after 37 ¼ years with the County; Brian McCann, Bridge Repairer for the Department of Engineering and Planning, who retired after 36 ¼ years with the County; Virgil R. Rome, Jr., Undersheriff, who retired after 27 years with the County; Judy Ross, Principal Assessing Clerk for the Board of Taxation, who retired after 21 years with the County; Janice Scott, Senior Library Clerk Driver for the Library, who retired after 21 ½ years with the County; Keith VanOrden, Mechanic-Diesel for Fleet Management, who retired after 38 years with the County; and Michael A. Yanis, III, Supervisor, Roads for the Department of Engineering and Planning, who retired after 35 ¾ years with the County.

2. Presentation by Mary Emilius of United Way to inform the Board about its new program called "Volunteer Link". (5 minutes)

Comments by Mary Emilius

Mary Emilius came forward; she explained how the Volunteer Link program developed; Ms. Emilius said that Volunteer Link was the product of a partnership between United Way of Sussex County and Sussex County Community College; she said this was basically an online volunteer center where an agency can register its volunteer opportunities or a volunteer can search for a volunteer opportunity; a brief slide show was presented.

The Board thanked Ms. Emilius for the presentation.

7. PUBLIC SESSION FROM THE FLOOR (Please note: Everyone is asked to keep their comments to 5 minutes or less)

MOTION made at 5:25 p.m. by Freeholder Zeoli to open the meeting to the Public, seconded by Freeholder Space and passed unanimously.

Comment on Technical School pool

Christine Hollis came forward; she said she was a teacher at Sussex County Technical School; Ms. Hollis expressed that she felt it was a County responsibility to repair the pool; she said that some of the repairs had been completed, but she was present to request that the Freeholder Board help the Tech School with the rest of money needed to make the repairs; she presented a petition to the Board requesting that the Board bond to make the repairs to the pool.

Comments on nesting eagles and Flatbrook Road

Tom Hoffman, Sandyston Township, came forward; he discussed the nesting eagles near Route 206 at the edge of Culver Lake; Mr. Hoffman also discussed Flatbrook Road and the poor condition that it is in, noting that it was unlit, with no shoulder lines, and very little in the way of center lines; he detailed the dangerous conditions, such as potholes.

Freeholder Zellman asked Mr. Hoffman to forward an email detailing the issue to the Clerk of the Board, who would forward the email to her (Freeholder Zellman), and she would follow up with the North Jersey Transportation Planning Authority.

The Board thanked Mr. Hoffman for his comments.

Comment on bid submitted

Dan Patenaude, NY Bituminous, came forward; he said that his company was one of two bidders who submitted bids last Friday for a microsurfacing contract.

Mr. McConnell said that he had seen the documentation and the County was considering it, but this was not the appropriate forum to discuss this matter; all correspondence has been received by the Department of Engineering and Planning, and also by County Counsel and the Purchasing Agent; no action will be taken on this tonight; the Resolution to reject the bids that is on the agenda for this meeting will be tabled.

MOTION made at 5:38 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Zellman and passed unanimously.

8. **FREEHOLDERS' COMMENTS**

Comments by Freeholder Space

- **County Budget**

Work continues on the Budget Committee, meeting with the various departments to get a handle on where the County will be for the next year.

- **Technical School**

Participated in a walkthrough of the school; there are quite a few issues that need to be addressed there.

Comments by Freeholder Zellman

- **Veterans Memorial Gardens**

The Veterans Memorial Committee is hosting a dedication for the Memorial Gardens on September 25, 2010, at 10:00 a.m.; these Memorial Gardens replicate the symbols for each branch of the service and are planted in the colors of the symbols; these were completed through donations and the assistance of the Master Gardeners and the Division of Facilities' staff.

- **Fare evaluations**

TransOptions will be assisting the Division of Social Services and the Citizen's Advisory Committee to evaluate the fares for Sussex County Transit/Skyland's Rides.

- **Complete Streets Program**

Freeholder Zellman said that the Steering Committee through the NJDOT and Transportation Institute at Rutgers University is holding a conference on October 22, 2010; the Department of Engineering and Planning has been made aware of this.

- **Agreement with Boy Scouts of America**

An agreement has been made with the Boy Scouts of America who plan to collect 19,000 pounds of supplies to donate to the soldiers in Iraq and Afghanistan; arrangements have been made to utilize the Lafayette Garage to store these supplies.

- **Six County Coalition**

The next meeting is scheduled for October 6, 2010, with Sussex County as the host County; items for discussion may include the State takeover of the Prosecutor's Office, PSE&G power lines, Governor's Tool Kit proposal, Best Practices, and County social networking.

Comments by Freeholder Crabb

- **Meetings with staff of County Clerk's Office and Department of Central & Shared Services**

Freeholder Crabb said that he informed staff of the challenges they would be presented with during the next year.

- **County website**

Freeholder Crabb said that he was receiving positive comments on the County's website.

- **9/11 Memorial Ceremony**

Freeholder Crabb said that he would be attending the 9/11 Memorial Ceremony on September 11, at the College; he said that we should all remember the soldiers who are currently serving our country to maintain our democracy.

Comments by Freeholder Zeoli

- **Department of Environmental & Public Health Services**

Freeholder Zeoli thanked the Department for its work in combating the mosquito season; he said the Department would be holding flu clinics and encouraged everyone to take advantage of these clinics.

- **Power line issue**

Freeholder Zeoli referred to a previous discussion on power lines and the possibility of routing them along major roadways.

Mr. Eskilson said that the standards set to allow for a waiver to route power lines along major roadways makes it virtually impossible; the threshold criteria does make it a practical option.

There was a brief discussion on the lengthy process involved.

- **County Bond Rating**

Freeholder Zeoli said there was great news about the County's bond rating; he thinks it is a testament to all the people that work on the County's bond rating in these very challenging times; Sussex County is still a low credit risk.

Comments by Freeholder Parrot

- **NJAC Meeting**

Freeholder Parrott said he will be going to the next NJAC meeting and will say more about that during the meeting.

- **Champions for Charity**

Freeholder Parrott said he is continuing with the Champions for Charity now that the new school year has started; he spoke with Carol Novrit and she said the County has enough food to carry the County through September and that Sparta will be the first

school to hold the food drive at the end of October or the beginning of November; all the schools will be participating again this year; there was a short discussion.

9. APPROVAL OF CONSENT AGENDA

- A. RESOLUTION RE: PAYMENT OF BILLS
491-2010
- B. RESOLUTION RE: PAYMENT OF BILL FOR AUGUST 25, 2010
492-2010 AUTHORIZED ON JANUARY 1, 2010
- C. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE
493-2010 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 Lowe's and State Shuttle)
- D. RESOLUTION RE: APPROVAL AND CONSENT OF THE SUSSEX COUNTY
494-2010 BOARD OF CHOSEN FREEHOLDERS OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY'S PAULINSKILL BASIN WATER RECLAMATION SYSTEM AND THE ISSUANCE BY THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY OF PAULINSKILL BASIN WATER RECLAMATION SYSTEM PROJECT NOTES AND/OR REVENUE BONDS AND AUTHORIZING CERTAIN COUNTY OFFICERS AND OFFICIALS TO EXECUTE VARIOUS DOCUMENTS IN CONNECTION THEREWITH
- E. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER
495-2010 INTO AN AGREEMENT WITH THE NATIONAL PARK SERVICE FOR COOPERATIVE WINTER MAINTENANCE ACTIVITIES
- F. RESOLUTION RE: AUTHORIZING THE COUNTY OF SUSSEX TO ENTER
496-2010 INTO AN AGREEMENT WITH THE TOWNSHIP OF HARDYSTON FOR THE RESALE OF MOTOR FUELS BY THE TOWNSHIP OF HARDYSTON IN ACCORDANCE WITH THE PROVISION 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 two (2) years)
- G. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE
497-2010 OF INFLUENZA VACCINE FOR THE SUSSEX COUNTY DEPARTMENT OF ENVIRONMENTAL AND PUBLIC HEALTH SERVICES (Resolution authorizes this purchase from Sanofi Pasteur in the amount of \$62,334.00)
- H. RESOLUTION RE: AUTHORIZATION TO PROVIDE FOR THE PURCHASE
498-2010 OF AN EMERGENCY STANDBY GENERATOR AND EQUIPMENT FOR THE SUSSEX COUNTY SHERIFF'S OFFICE (Resolution authorizes this purchase from Altantic Detroit Diesel Allison, LLC in the amount of \$68,630.00)
- I. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR

- 499-2010** AND THE CLERK OF THE BOARD TO EXECUTE CONTRACT MODIFICATION #1 WITH SUNRISE HOUSE ALLOCATING \$126,703.00 FOR THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES FOR THE CITIZENS OF SUSSEX COUNTY
- J. **500-2010** RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A" FOR THE PROVISION OF SENIOR SOCIAL ADULT DAY CARE SERVICES WITH CATHOLIC FAMILY & COMMUNITY SERVICES FOR THE PERIOD OF JANUARY 1, 2010 TO DECEMBER 31, 2010 FOR A TOTAL AMOUNT OF \$25,500.00
- K. **501-2010** RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH THE SUSSEX COUNTY OFFICE OF TRANSIT/SKYLANDS RIDE FOR THE PROVISION OF SENIOR TRANSPORTATION (STOP) FOR THE PERIOD OF JANUARY 1, 2010 TO DECEMBER 31, 2010 FOR A TOTAL AMOUNT OF \$96,121.00
- L. **502-2010** RESOLUTION RE: 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 \$22,877.00
- M. **503-2010** RESOLUTION RE: TO AMEND THE HEALTH SERVICES GRANT AGREEMENT #10-1394-AAA-C-2, MODIFICATION # 1 WITH THE NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES, DIVISION OF AGING AND COMMUNITY SERVICES
- N. **504-2010** RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH LEGAL SERVICES OF NORTHWEST JERSEY, INC., SUSSEX COUNTY DIVISION FOR THE PROVISION OF LEGAL ASSISTANCE FOR THE PERIOD OF JANUARY 1, 2010 TO DECEMBER 31, 2010 FOR A TOTAL AMOUNT OF \$48,478.00
- O. **505-2010** RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A", WITH CATHOLIC FAMILY & COMMUNITY SERVICES FOR THE PROVISION OF CONGREGATE NUTRITION SERVICES AND WEEKDAY HOME DELIVERED MEALS FOR THE PERIOD OF JANUARY 1, 2010 TO DECEMBER 31, 2010 FOR A TOTAL AMOUNT OF \$248,175.00
- P. RESOLUTION RE: AUTHORIZATION FOR THE FREEHOLDER DIRECTOR

- 506-2010** AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT, ATTACHMENT "A" FOR THE PROVISION OF ASSISTED TRANSPORTATION WITH CATHOLIC FAMILY & COMMUNITY SERVICES FOR THE PERIOD OF JANUARY 1, 2010 TO DECEMBER 31, 2010 FOR A TOTAL AMOUNT OF \$23,568.00
- Q. **507-2010** RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2010 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE TWELVE MONTH EXTENSION OF THE MEMORANDUM OF UNDERSTANDING WITH THE STATE OF NEW JERSEY FOR THE PROVISION OF SECURITY TO THE MOTOR VEHICLE AGENCY (LEASE), JULY 1, 2010 TO JUNE 30, 2011 IN THE TOTAL AMOUNT OF \$78,400.00)
- R. **508-2010** RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE CURRENT BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE RIGHT TO KNOW PROGRAM FOR A TOTAL AMOUNT OF \$9,380.00
- S. **509-2010** RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE COUNTY OF SUSSEX RELATING TO SFY 2010 WORK FIRST NEW JERSEY SPECIAL INITIATIVE & TRANSPORTATION GRANT CONTRACT AWARD, #TS11019, FOR A TOTAL AMOUNT OF \$33,660.00, JULY 1, 2010 TO JUNE 30, 2011
- T. **510-2010** RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2010 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2010 AREA PLAN ALLOCATION, MIDYEAR OBLIGATION AND ALLOCATION OF FUNDS FOR APC YEAR 2010 CONTRACT FUNDS FOR AN ADDITIONAL AMOUNT OF \$652.00
- U. **511-2010** RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2010 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE MULTI-JURISDICTIONAL COUNTY GANG, GUN, AND NARCOTICS TASK FORCES, GRANT NUMBER: JAG-1-19TF-09C FOR A TOTAL AMOUNT OF \$55,641.00
- V. **512-2010** RESOLUTION RE: RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2010 BUDGET OF THE COUNTY OF SUSSEX FOR THE SPECIAL CHILD HEALTH & EARLY INTERVENTION, CASE MANAGEMENT, FHS-2011-EIP CASE MGMT-0014 FOR THE TOTAL AMOUNT OF \$85,692.00
- W. **513-2010** RESOLUTION RE: AUTHORIZATION TO CARRY FORWARD UNEXPENDED GRANT RESERVE BALANCES FROM THE NJ DEPARTMENT OF HEALTH & SENIOR SERVICES, DIVISION OF AGING & COMMUNITY SERVICES 2009 AREA PLAN CONTRACT #09-1394-AAA-C-3 INTO THE 2010 AREA PLAN CONTRACT #10-1394-AAA-C-1

(Resolution authorizes this change to incorporate the unexpended balances from the 2009 Area Plan Contract into the 2010 Area Plan Contract in the amount of \$69,939.00)

- X. **RESOLUTION RE: 514-2010** RESOLUTION PROVIDING FOR THE CANCELING OF THE GRANT FUNDS BALANCES FOR THE U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, NJ DEPARTMENT OF HEALTH & SENIOR SERVICES, DIVISION OF AGING & COMMUNITY SERVICES AREA PLAN CONTRACT (APC) FOR YEARS 2000-2009

- Y. **RESOLUTION RE: 515-2010** RESOLUTION PROVIDING FOR THE CANCELING OF THE AUDITED GRANT FUND BALANCE FOR CASINO REVENUE (SENIOR CITIZEN AND DISABLED RESIDENT TRANSPORTATION PROGRAM, SCDRTAP), FOR THE PERIOD OF JANUARY 1, 2007 TO DECEMBER 31, 2007, FOR A TOTAL AMOUNT OF \$35,206.96

- Z. **RESOLUTION RE: 516-2010** RESOLUTION PROVIDING FOR THE CANCELING OF THE GRANT ACCOUNT BALANCES FOR THE STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, NEW JERSEY VICTIMS OF CRIME ACT (VOCA) GRANT PROGRAM, SANE PROJECT, VS-47-07 FOR A REMAINING TOTAL AMOUNT OF \$2,389.00

- AA. **RESOLUTION RE: 517-2010** RESOLUTION PROVIDING FOR THE CANCELING OF THE GRANT ACCOUNT BALANCES FOR THE STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM, COUNTY GANG GUN AND NARCOTICS TASK FORCE, GRANT NUMBER: JAG-1-19TF-07), FOR A REMAINING TOTAL AMOUNT OF \$.02

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 the Financial Consent Agenda, seconded by Freeholder Crabb.

Item 9.D.

Freeholder Crabb said he wanted to clarify that this project was also known as the Branchville Project.

Item 9.O.

Freeholder Crabb mentioned that the modified award total in the summary didn't seem to match the total in the Resolution; Mr. Eskilson said this was a number provided to the County from the State; there was a short discussion.

Freeholder Parrott asked County Counsel if the Board can approve this with the amount not to exceed \$248,175.00. County Counsel said that staff will double check the math and suggested pulling this Resolution off the Consent Agenda and voting on it separately.

Freeholder Zellman said she had another question on this Resolution; she questioned the number of meals for the amount of money; there was a short discussion; staff said they will look into it and get it straightened out.

MOTION made by Freeholder Zeoli to amend this Resolution to change the language to an amount not to exceed \$248,175.00 and in accordance with the number set by the State of New Jersey

Mr. McConnell said there is a motion and a second on the table for the entire Consent Agenda; he suggested finishing the Consent Agenda and then pull this Resolution off and have a separate vote on it.

Freeholder Zeoli withdrew his previous motion.

Item 9.A.

Freeholder Space said he was going to abstain on Item #23727 on the Payment of Bills; Freeholder Zeoli said he was going to abstain on Items #23237 and #23225 and he is going to vote no on Item #23370 on the Payment of Bills.

Item 9.H.

Freeholder Parrott said he is assuming the \$68,630.00 for the Emergency Standby Generator is in the budget of the Sheriff; Mr. Eskilson said those funds come from two separate grants.

Items 9.X. and 9.W.

Freeholder Zellman said she had questions on Items 9.X. and 9.W.; they seem to be similar; the canceling of the grant; she is asking if those amounts were not expended; Mr. Eskilson said it could be a number of reasons; they are all related to an audit finding on the grant balances; there was a short discussion.

MOTION made by Freeholder Zeoli to pull Resolution 9.O. and to approve the Consent Agenda with Freeholder Space abstaining on Item #23727 and Freeholder Zeoli abstaining on Items #23237 and #23225 and voting no on Item #23370 on the Payment of Bills and to amend the typo on Resolution 9.Q. to read June 30, 2011; 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

MOTION made by Freeholder Crabb to adopt Resolution 9.O. as recommended by County Counsel to not exceed \$248,175.00 pursuant to the detail that will be determined from the State of New Jersey; 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

10. APPROVAL OF MINUTES

Regular Meeting August 11, 2010

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

11. APPOINTMENTS AND/OR RESIGNATIONS

A. Appointments

1. RESOLUTION RE: APPOINTMENT OF HERMAN TERPSTRA, SR. AS
518-2010 A MEMBER OF THE ADVISORY COUNCIL OF THE SUSSEX COUNTY DIVISION OF SENIOR SERVICES FOR A THREE (3) YEAR TERM. TERM TO EXPIRE DECEMBER 31, 2012
2. RESOLUTION RE: APPOINTMENT OF JOSEPH CRONIN AS A
519-2010 MEMBER OF THE SUSSEX COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE TO FILL THE UNEXPIRED TERM OF JUDY DRAKE; TERM TO EXPIRE DECEMBER 31, 2011

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

B. Resignations

1. E-mail received from Cindy Armstrong informing the Board that Donna Kirchmeier has resigned from LACADA effective immediately.

MOTION made by Freeholder Zeoli to accept this resignation with regret, seconded by Freeholder Crabb and passed unanimously.

12. RESOLUTIONS

- A. RESOLUTION RE: ADOPTION OF AN AMENDMENT TO THE SUSSEX
520-2010 COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN TO PROVIDE FOR THE RELOCATION OF BACK THRU THE FUTURE, INC., A CLASS D RECYCLING FACILITY
- B. RESOLUTION RE: ADOPTION OF UPDATED LOCAL RULES, CHECKLISTS
521-2010 AND APPLICATION FORMS FOR THE SUSSEX COUNTY UNIFORM CONSTRUCTION CODE BOARD OF APPEALS

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

13. AWARDS OF CONTRACTS/CHANGE ORDERS/BIDS

A. Awards of Contracts

1. RESOLUTION RE: AUTHORIZING AN EXTENSION TO A CONTRACT
522-2010 BETWEEN THE COUNTY OF SUSSEX AND GARRISON ENTERPRISES, INC., FOR THE DESIGN, CUSTOMIZATION, IMPLEMENTATION

AND MAINTENANCE OF THE CUSTOM DIGITAL HEALTH DEPARTMENT ENVIRONMENTAL HEALTH DATA MANAGEMENT SYSTEM
(Resolution authorizes the extension of this Contract for calendar year 2010)

2. **RESOLUTION RE: 523-2010** AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH RPA ENGINEERING FOR THE PROVIDING OF ENGINEERING AND DESIGN SERVICES FOR THE REPLACEMENT OF THE FIRE ALARM SYSTEM AT THE HOMESTEAD NURSING HOME 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 \$12,000.00)
3. **RESOLUTION RE: 524-2010** AUTHORIZING THE ENTRY INTO A PROFESSIONAL SERVICES AGREEMENT WITH DYKSTRA ASSOCIATES, PC FOR THE PROVIDING OF PROFESSIONAL SERVICES RELATED TO THE SITE PLAN FOR THE WHEATSWORTH ROAD CAMPUS PROPERTY 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 \$12,185.00)
4. **RESOLUTION RE: 525-2010** AWARD OF CONTRACT FOR COUNTY OF SUSSEX "2010 COUNTY ROAD RESURFACING PROGRAM" (Resolution awards this Contract to Schifano Construction in the total amount of \$3,972,287.08)

MOTION made by Freeholder Zellman 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: 526-2010** AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT BETWEEN THE COUNTY OF SUSSEX AND RAYMOND E. O'BRIEN ARCHITECTURE FOR THE PROVIDING OF DESIGN DEVELOPMENT AND CONSTRUCTION DOCUMENTS FOR PHASE TWO OF THE WHEATSWORTH ROAD BUILDING RENOVATION AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) (Resolution authorizes the increase of \$2,951.40 (3.2%) for structural review of existing bridge crane and reworking of drawings for change in elevator shaft)

2. **RESOLUTION RE: AUTHORIZING CHANGE ORDER NO. 1 TO AN AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND FREDRIC M. KNAPP, ESQ., AS SPECIAL COUNSEL FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY (Resolution authorizes this increase of \$20,000.00 (44.45%) for additional legal services relevant to ongoing labor matters)**
527-2010

3. **RESOLUTION RE: AWARD OF CHANGE ORDER NO. 1 FINAL TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND TOP LINE CONSTRUCTION CORPORATION FOR THE REHABILITATION OF SUSSEX COUNTY ROUTE 519, MM 67.83 TO MM 71.37, TOWNSHIP OF HAMPTON AND THE TOWNSHIP OF FRANKFORD, SUSSEX COUNTY, NEW JERSEY (2009 ARRA GRANT IN THE AMOUNT OF \$737,603.44) (Resolution authorizes this increase of \$112,384.55 (15.24%) with final quantities having been determined by as-built measurements and certified weight tickets)**
528-2010

MOTION made by Freeholder Zellman 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	No
Freeholder Director Parrott	Yes

C. Bids

1. **RESOLUTION RE: REJECTION OF ALL BIDS FOR THE “2010 SUSSEX COUNTY MICROSURFACING PROJECT– VARIOUS COUNTY ROADS” (Resolution authorizes the rejection of this bid due to all bids being in excess of the funds available for this work)**
(Tabled)

14. FINANCIAL

There were no items for Financial.

15. PERSONNEL

A. Personnel Agenda

MOTION made by Freeholder Crabb to approve the Personnel Agenda in accordance with the County Administrator’s recommendations, seconded by Freeholder Zeoli and passed unanimously.

B. Resolutions

1. **RESOLUTION RE: ESTABLISHMENT OF “BIOLOGIST, MOSQUITO EXTERMINATION” AND SALARY RANGE**
529-2010

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

16. ADMINISTRATIVE REPORT

- A. Other

Mr. Eskilson stated that he did not have a report at this time.

17. COUNTY COUNSEL

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

Mr. McConnell stated that he did not have a report at this time.

18. UNFINISHED BUSINESS

Freeholder Zellman mentioned that there was going to be a visit on September 15, 2010 by Mary K. Murphy and two other staff members from the NJTPA for their annual visit; if one other Freeholder Board member would like to attend the meeting, please do so.

19. NEW BUSINESS

Freeholder Zellman said she would like to bring up the communication that the Board received for discussion regarding a letter of support for Newton Memorial Hospital joining the Atlantic Health Care System; Mr. Eskilson explained that this letter is needed as a part of the Certificate of Need process; there was a short discussion.

MOTION made by Freeholder Zellman that the Board prepare and send the letter of support signed by Freeholder Director Parrott on behalf of the Board; seconded by Freeholder Zeoli and passed unanimously.

Speed Study on County Route 613

Freeholder Zeoli said he had spoken to the County Engineer about doing a speed study on County Route 613; he mentioned they were going to do it this Fall; he asked if the Board had to take action on that; Mr. Eskilson said no, he would follow up and he would get Freeholder Zeoli some information on that.

NJAC Meeting

Freeholder Parrott said he is going to be going down to Trenton on Friday and hopes that Freeholder Zeoli has the opportunity to join him; he said there has been some press having to do with NJAC and it is unfortunate, there are a lot of good things that NJAC has done but being transparent is not one of them; there was a short discussion concerning the State Pension System and he said he was pleased with the way NJAC handled that; however, he said he was not pleased with the financial transparency of the group itself, which he will voice his opinion in Trenton; there was a short discussion.

20. PUBLIC SESSION FROM THE FLOOR

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

MOTION made at 6:40 p.m. by Freeholder Zeoli to open the meeting to the Public, seconded by Freeholder Crabb and passed unanimously.

Legal Services Northwest

Teri Henninger, Legal Services of Northwest Jersey, came forward to thank the Board for its support of Legal Services and the work they do and for the additional allocation of funding that was approved tonight; they wanted to acknowledge the work of Diane Friedberg and Mary Lou Schnurr to bring as much additional resources and funding into Sussex County as they continue to do.

Senior Center, Vernon

Linda Ward, Catholic Family Services, came forward to thank the Board for its support for the services that they provide to seniors.

Ms. Ward said that on behalf of the seniors in Vernon that use the Senior Center there; she asked if anyone has any influence with the Council in Vernon; there is a fantastic Senior Center there, but the real issue is with the air conditioning; the temperature is very uncomfortable for seniors; she asked if anyone can do anything, it would be appreciated.

Catholic Charities

Joe Duffy came forward to thank the Board for all of the support the County gives them; he said it is a good working partnership.

MOTION made at 6:44 p.m. by Freeholder Crabb to close the meeting to the Public, seconded by Freeholder Zellman 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

Wednesday	September 8, 2010	League of Mun.	6:00 pm
		Meeting – Lafayette House	
Wednesday	September 22, 2010	Regular Meeting	5:00 pm
Wednesday	October 6, 2010	Six County Coalition	5:30 pm
		Meeting at the Adam Todd	

23. ADJOURNMENT

MOTION made at 6:45 p.m. by Freeholder Zeoli to adjourn the meeting, seconded by Freeholder Crabb and passed unanimously.

Elaine A. Morgan, Clerk

DATED: September 8, 2010