

REGULAR MEETING HELD ON WEDNESDAY, OCTOBER 10, 2018
7:00PM
STILLWATER TOWNSHIP MUNICIPAL BUILDING
ORDER OF BUSINESS

Item

1. **CALL TO ORDER BY DIRECTOR**
2. **ROLL CALL**
3. **MOMENT OF SILENCE 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, 2018 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. **APPROVAL OF AGENDA**

MOTION to approve the Agenda:
(Voice vote)

6. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

A. Proclamations

1. National Domestic Violence Month
2. Bullying Awareness Month
3. National Disability Employment Awareness Month

MOTION to adopt the Proclamations:
(Voice Vote)

B. PRESENTATION

Gus Modla, Superintendent and Principal, Sussex County Technical School, Ways Sussex County Community College and Sussex County Technical School can partner on CTE education.

7. PUBLIC HEARINGS

FINAL ADOPTION – ORDINANCE

Freeholder Director Rose: "At our regular meeting held on September 26, 2018, we introduced for first reading the following Ordinance which was advertised in the New Jersey Herald issue of September 28, 2018, together with a Notice of Public Hearing stating it would be held at this meeting at 7:00 PM":

ORDINANCE RE:

ORDINANCE PROVIDING FOR THE ADJUSTMENT OF LIBRARY FINES, FEES, AND SALE OF SURPLUS LIBRARY MATERIALS FOR THE SUSSEX COUNTY LIBRARY SYSTEM

MOTION that the Public Hearing be opened: (Voice vote)

Is anyone present to be heard regarding this Ordinance?

MOTION that the Public Hearing be closed: (Voice vote)

MOTION that this Ordinance be finally adopted: (Roll call vote)

MOTION to authorize the Clerk to advertise this Ordinance as finally adopted, and also post same on the bulletin board in the lobby of the County Administrative Center: (Voice vote)

8. PUBLIC SESSION FROM THE FLOOR

Comments are limited to 5 minutes or less and must only address issues regarding agenda items followed by a 3 minute response time from the Freeholder Board. Please state your name, and print your name and municipality on the sign in sheet.

MOTION to open the floor for public comment:
(Voice vote)

MOTION to close the floor for public comment and return to regular business:
(Voice vote)

9. FREEHOLDERS' COMMENTS

10. **APPROVAL OF CONSENT AGENDA**

A. RESOLUTION RE:

AUTHORIZATION FOR THE COUNTY OF SUSSEX TO SUBMIT THE AREA PLAN GRANT AGREEMENT D0AS19AAA003 WITH THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES, DIVISION OF AGING SERVICES IN THE AMOUNT OF \$1,631,903.00 FOR THE PERIOD OF JANUARY 1, 2019 TO DECEMBER 31, 2019 FOR THE DELIVERY OF SOCIAL AND NUTRITIONAL SERVICES FOR OLDER PERSONS UNDER THE OLDER AMERICAN'S ACT

B. RESOLUTION RE:

RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2018 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2017-2018 MORRIS/SUSSEX/WARREN EMPLOYMENT AND TRAINING SERVICES GRANT FOR A TOTAL AMOUNT OF \$11,985.00 FOR THE PERIOD JULY 1, 2017 THROUGH JUNE 30, 2018

C. RESOLUTION RE:

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH DOLAN AND DOLAN, P.A. TO SERVE AS LEGAL COUNSEL TO THE SUSSEX COUNTY AGRICULTURAL DEVELOPMENT BOARD IN VARIOUS MATTERS AS ASSIGNED BY THE OFFICE OF THE SUSSEX COUNTY COUNSEL PER SUSSEX COUNTY ADMINISTRATIVE CODE 2.10 (H) AND PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) FROM OCTOBER 1, 2018 UNTIL THE 2019 BOARD OF CHOSEN FREEHOLDER REORGANIZATION MEETING IN AN AMOUNT NOT TO EXCEED \$17,400.00

D. RESOLUTION RE:

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH LADDEY, CLARK & RYAN, LLP TO SERVE AS LEGAL COUNSEL IN MATTERS AS ASSIGNED BY THE OFFICE OF THE SUSSEX COUNTY COUNSEL PER SUSSEX COUNTY ADMINISTRATIVE CODE 2.10 (H) AND PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) FROM JANUARY 10, 2018 UNTIL JANUARY 9, 2019 IN THE AMOUNT NOT TO EXCEED THE REIMBURSABLE EXPENSES UP TO \$10,000.00 PURSUANT THE SHARED SERVICES AGREEMENT FOR SOLID WASTE ENFORCEMENT WITH THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

E. RESOLUTION RE:

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH CHIESA, SHAHINIAN & GIANTOMASI, P.C. TO SERVE AS A LEGAL CONSULTANT FOR THE COUNTY OF SUSSEX IN THE MOUNTAIN CREEK RESORT, INC. BANKRUPTCY AND RELATED CONCERNS AND OTHER MATTERS AS ASSIGNED BY THE OFFICE OF THE SUSSEX COUNTY COUNSEL PER SUSSEX COUNTY ADMINISTRATIVE CODE 2.10 (H) AND PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) FROM OCTOBER 10, 2018 FOR A ONE YEAR PERIOD ENDING ON OCTOBER 9, 2019 IN AN AMOUNT NOT TO EXCEED \$25,000.00

F. RESOLUTION RE:

AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF ONE (1) TRAILERIZED, TOWABLE VOLVO TAD572VE MOBILE 125KW GENERATOR FOR THE DIVISION OF FACILITIES MANAGEMENT AND ONE (1) TRAILERIZED, TOWABLE VOLVO TAD1170VE MOBILE 200KW GENERATOR FOR THE OFFICE OF EMERGENCY MANAGEMENT FROM WARSHAUER GENERATOR, LLC IN THE TOTAL AMOUNT OF \$184,400.00

G. RESOLUTION RE:

AUTHORIZING THE TRANSFER OF PARTS OF THE FORMER SUSSEX RAILROAD AND DELAWARE, LACKAWANNA AND WESTERN RAILROAD RIGHT OF WAY NOW OWNED BY THE COUNTY OF SUSSEX TO THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY FOR A LEACHATE FORCEMAIN PROJECT

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. If any Freeholder would like to remove an item to be considered separately, please do so now.

**MOTION to approve the Consent Agenda:
(Roll call vote)**

11. APPROVAL OF MINUTES

**MOTION to approve:
Breakfast Forum Meeting – September 7, 2018
(Voice Vote)**

**MOTION to approve:
Sussex County Community College and Sussex County Technical Meeting –
September 20, 2018
(Voice Vote)**

**MOTION to approve:
Regular Meeting- September 26, 2018
(Voice Vote)**

12. APPOINTMENTS AND/OR RESIGNATIONS

None

13. RESOLUTIONS

A. RESOLUTION RE:

REJECTION OF BID FOR THE AWARD OF CONTRACT FOR SUSSEX COUNTY HISTORIC COURTHOUSE EXTERIOR RENOVATIONS

B. RESOLUTION RE:

RESOLUTION PROVIDING FOR THE CANCELING OF VARIOUS GRANT FUND RECEIVABLES AND RESERVES THAT EXIST ON THE BALANCE SHEET OF THE CURRENT BUDGET 2018

C. RESOLUTION RE:

CHANGE IN CUSTODIAN OF PETTY CASH

**MOTION to approve the Resolutions:
(Voice Vote)**

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

- A. **RESOLUTION RE:**
AWARD OF CONTRACT EXTENSION FOR MISCELLANEOUS BUILDING TRADE SERVICES (HVAC) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX TO AIR MAINTENANCE SOLUTIONS LLC FOR A ONE YEAR PERIOD BEGINNING OCTOBER 10, 2018 – OCTOBER 9, 2019 IN AN AMOUNT NOT TO EXCEED \$500,000.00
- B. **RESOLUTION RE:**
AUTHORIZATION TO PROVIDE FOR ENERGY EFFICIENT IMPROVEMENTS IN VARIOUS FACILITIES OWNED BY THE COUNTY OF SUSSEX AS PART OF NEW JERSEY CLEAN ENERGY DIRECT INSTALL PROGRAM

MOTION to approve the Contracts/Change orders/Bids:
(Roll Call vote)

15. **FINANCIAL**

- MOTION** to approve:
A. **RESOLUTION RE:**
PAYMENT OF BILLS Bill List A
October 10, 2018

(Roll call vote)

- MOTION** to approve:
B. **RESOLUTION RE:**
PAYMENT OF BILLS Bill List B
October 10, 2018

(Roll call vote)

16. **PERSONNEL**

None

17. **ADMINISTRATIVE REPORT**

18. **COUNTY COUNSEL REPORT**

19. **UNFINISHED BUSINESS**

20. **NEW BUSINESS**

21. PUBLIC SESSION FROM THE FLOOR

Comments are limited to 5 minutes or less followed by a 3 minute response time from the Freeholder Board. Please state your name, and print your name and municipality on the sign in sheet.

**MOTION to open the floor for public comment:
(Voice vote)**

**MOTION to close the floor for public comment and return to regular business:
(Voice vote)**

22. REMINDERS

<u>Date/Time</u>	<u>Meeting</u>	<u>Location</u>
10/11 8:00AM	Sussex County Health Forum (With Breakfast)	SCCC
10/11 1:00PM	UCC	FMR
10/13 6:00 to 8PM	Art work on display from 3rd Annual Heroin and Opioid Art Contest	65 Newton Sparta Rd.
10/15 3:00PM	PB Development Review	FMR
10/15 7:30PM	Agriculture Development Board	FMR
10/16 7:00PM	Musconetcong River Mgt. Council	Allamuchy Municipal Bldg.
10/17 12:30 PM	Sussex County Youth Services	FMR
10/17 7:00PM	Lake Musconetcong Reg. PB	Borough of Netcong
10/18 3:30PM	LACADA	FMR
10/19 5:45 – 7:00PM	Parents Helping Parents	65 Newton Sparta Rd.
10/23 6:00 – 7:30PM	Free Narcan Training	Sussex Boro Mun. Blg
10/24 9:00AM	HSAC	Project Self-Suff.
10/24 7:00PM	Regular Freeholder Meeting	Franklin Borough
10/26 11:30 – 1:00PM	Family Recovery Support	65 Newton Sparta Rd.

23. EXECUTIVE SESSION – (Closed Session)

RESOLUTION RE: PROVIDING FOR AN EXECUTIVE (CLOSED) SESSION NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 10:4-12 ET SEQ.

WHEREAS, the subject matter(s) about to be discussed may be excluded from the public portion of the meeting by Resolution of the Board of Chosen Freeholders as an exception to the “Open Public Meetings Act” pursuant to N.J.S.A. 10:4-12 (b); and

WHEREAS, it appears necessary for the Board of Chosen Freeholders to discuss such matter(s) in Executive Session.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Sussex, in accordance with the provisions of N.J.S.A. 10:4-12(b) and N.J.S.A. 10:4-13 that the Board at this time enter into an Executive Session from which the public shall be excluded; and

BE IT FURTHER RESOLVED, that the general nature of the subject(s) to be discussed relate to the following item(s) authorized by N.J.S.A. 10:4-12(b) as designated below:

- _____ (1) **Matters Required by Law to be Confidential:**
- _____ (2) **Matters Where the Release of Information Would Impair the Right to Receive Funds:**
- _____ (3) **Matters Involving Individual Privacy:**
- _____ (4) **Matters Relating to Collective Bargaining Agreements:**
- _____ (5) **Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds:**
- _____ (6) **Matters Relating to Public Safety and Property:**
- (7) **Matters Relating to Litigation, Negotiations and the Attorney Client Privilege;**
 - Update on various legal matters
- _____ (8) **Matters Relating to the Employment Relationship:**
- _____ (9) **Matters Relating to the Potential Imposition of a Penalty:**

BE IT FURTHER RESOLVED that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Sussex County Board of Chosen Freeholders or provided by law that the public interest will no longer be served by such confidentiality; and

BE IT FURTHER RESOLVED that upon completion of the business for which the Board has entered into the Executive Session, the Board shall reconvene and resume its meeting open to the public.

BE IT FURTHER RESOLVED that the Board expects to/not to take formal action after returning from Executive Session except to adjourn the regular meeting.

MOTION to adopt the Executive Session Resolution and enter into Executive Session:
(Roll Call)

MOTION to adjourn from Executive Session and return to Regular Business:
(Roll Call)

24. ADJOURNMENT

MOTION to adjourn the meeting:
(Voice vote)