

REGULAR FREEHOLDER MEETING HELD ON WEDNESDAY, NOVEMBER 28, 2018  
7:00 PM  
FREEHOLDER MEETING ROOM  
REVISED

**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 October 25, 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. **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
  - Potential litigation Solar Project
- \_\_\_\_\_ (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  
**(Voice vote)**

**MOTION** to adjourn from Executive Session and return to Regular Business  
**(Voice vote)**

7. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS - None**

8. **PUBLIC HEARINGS**

**FINAL ADOPTION – ORDINANCE**

**Freeholder Deputy Director Petillo:** "At our regular meeting held on November 7, 2018, we introduced for first reading the following Ordinance which was advertised in the New Jersey Herald issue of November 9, 2018, together with a Notice of Public Hearing stating it would be held at this meeting at 7:00 PM":

**ORDINANCE RE:**

CAPITAL ORDINANCE PROVIDING FOR IMPROVEMENTS TO COUNTY BRIDGEX-09 IN WANTAGE TOWNSHIP ON CR 565 AND TO COUNTY BRIDGE X-11 IN WANTAGE TOWNSHIP ON CR 639 AND LOOMIS AVENUE BY, IN AND FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; AND APPROPRIATING \$1,250,000.00 FROM THE NJ DEPARTMENT OF TRANSPORTATION'S FY2018 LOCAL BRIDGES, FUTURE NEEDS (LBFN) PROGRAM GRANT TO PAY FOR THE COST THEREOF

**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)**

9. **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)**

10. **FREEHOLDERS' COMMENTS**

11. **APPROVAL OF CONSENT AGENDA**

- A. **RESOLUTION RE:**  
AUTHORIZING BOSWELL TO PROVIDE ON-CALL ENGINEERING SERVICES FOR DESIGN OF ADA ACCESSIBILITY UPGRADES FOR THE 2019 SUSSEX COUNTY ROAD RESURFACING PROGRAM, IN THE AMOUNT NOT TO EXCEED \$52,000.00
  
- B. **RESOLUTION RE:**  
AUTHORIZATION TO SUBMIT AN APPLICATION AND TO EXECUTE AN AGREEMENT FOR DISCRETIONARY STATE AID UNDER THE NJDOT LOCAL AID INFRASTRUCTURE FUND IN THE AMOUNT OF \$250,000.00 FOR IMPROVEMENTS TO SUSSEX COUNTY SIGNAL SC-36 AT THE INTERSECTION OF CR-607 (RIVER STYX ROAD), CRESCENT ROAD, AND LAKESIDE BOULEVARD IN THE BOROUGH OF HOPATCONG
  
- C. **RESOLUTION RE:**  
AUTHORIZATION TO SUBMIT AN APPLICATION AND TO EXECUTE AN AGREEMENT FOR DISCRETIONARY STATE AID UNDER THE NJDOT LOCAL AID INFRASTRUCTURE FUND IN THE AMOUNT OF \$800,000.00 FOR THE REPLACEMENT OF BRIDGE Q-06, CARRYING MAIN STREET OVER THE WALLKILL RIVER IN THE TOWNSHIP OF SPARTA
  
- D. **RESOLUTION RE:**  
AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR NATURAL GAS SUPPLY SERVICE UNDER THE PASSAIC COUNTY ENERGY COOPERATIVE PRICING SYSTEM TO VARIOUS BUILDINGS WITHIN SUSSEX COUNTY WITH DIRECT ENERGY BUSINESS FROM DECEMBER 1, 2018 UNTIL NOVEMBER 30, 2021
  
- E. **RESOLUTION RE:**  
AUTHORIZATION TO EXECUTE AN AGREEMENT FOR ELECTRIC GENERATION SUPPLY SERVICE UNDER THE PASSAIC COUNTY ENERGY COOPERATIVE PRICING SYSTEM TO VARIOUS BUILDINGS WITHIN SUSSEX COUNTY WITH CONSTELLATION NEW ENERGY FROM THE FIRST METER READ OF DECEMBER 2018 THROUGH NOVEMBER 30, 2020
  
- F. **RESOLUTION RE:**  
AUTHORIZATION TO PROVIDE FOR THE PURCHASE OF TWO (2) 2019 FORD TRANSIT FOR THE PURPOSE OF PRISONER TRANSPORT FOR THE OFFICE OF THE SUSSEX COUNTY SHERIFF FROM BEYER FORD IN THE AMOUNT OF \$111,558.44
  
- G. **RESOLUTION RE:**  
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 IN THE AMOUNT OF \$159,540.34 FOR THE PERIOD JANUARY 1, 2019 THROUGH DECEMBER 31, 2019

- H. RESOLUTION RE:**  
APPROVING GRANT APPLICATION WITH THE STATE OF NEW JERSEY FOR THE VICTIMS OF CRIME ACT (VOCA) GRANT PROGRAM VICTIM ASSISTANCE PROJECT ADMINISTERED BY THE OFFICE OF THE ATTORNEY GENERAL, DEPARTMENT OF LAW AND PUBLIC SAFETY, COUNTY OFFICE OF VICTIM WITNESS ADVOCACY V-22-16 FOR THE PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019, IN THE AMOUNT OF \$203,002.00 FEDERAL SHARE AND \$50,751.00 CASH MATCH. THE AWARD WAS ORIGINALLY FOR \$282,007.00 FEDERAL AND \$70,502.00 CASH MATCH
- I. 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 2018/19 NJ CANCER EDUCATION & EARLY DETECTION GRANT AWARD #DCHS19CED014 ISSUED BY THE NEW JERSEY DEPARTMENT OF HEALTH, DIVISION OF COMMUNITY HEALTH SERVICES IN THE AMOUNT OF \$204,316.00 FOR THE PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019
- J. 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 2018/19 STOP VIOLENCE AGAINST WOMEN ACT (VAWA) GRANT PROGRAM, VAWA-60-16, THE AMOUNT OF \$8,760.00 FEDERAL SHARE AND \$2,920.00 CASH MATCH FOR A TOTAL OF \$11,680.00 FOR PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019
- K. RESOLUTION RE:**  
ESTABLISHING A FUND BALANCE POLICY FOR THE COUNTY OF SUSSEX
- L. RESOLUTION RE:**  
AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO APPROVE THE RENEWAL OF THE HEALTH SERVICE GRANT FOR THE PROVISION OF CANCER EDUCATION AND EARLY DETECTION # DCHS19CED014 ISSUED BY THE NEW JERSEY DEPARTMENT OF HEALTH, DIVISION OF COMMUNITY HEALTH SERVICES IN THE AMOUNT OF \$204,316.00 FOR THE PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019

**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)**

12. **APPROVAL OF MINUTES**

Regular Meeting- November 7, 2018  
**MOTION** to approve the minutes  
**(Voice Vote)**

Executive Session – November 7, 2018  
**MOTION** to approve the minutes  
**(Voice Vote)**

13. **APPOINTMENTS AND/OR RESIGNATIONS - None**

**RESOLUTION RE:** APPOINTING SKYLANDS RISK MANAGEMENT, INC. AS RISK MANAGEMENT CONSULTANT

**MOTION** to approve the appointment:  
**(Roll call vote)**

14. **RESOLUTIONS**

**A. RESOLUTION RE:**

PRELIMINARY ADOPTION OF THE SPARTA TOWNSHIP AMENDMENT TO THE SUSSEX COUNTY WASTEWATER MANAGEMENT PLAN (WMP)

**B. RESOLUTION RE:**

DIRECTING COUNTY COUNSEL TO INSTITUTE LEGAL PROCEEDINGS IN THE SUSSEX COUNTY RENEWABLE ENERGY PROGRAM

**C. RESOLUTION RE:**

DECLINING THE PURSUIT OF FURTHER LEGAL PROCEEDINGS FOR DAMAGES SUSTAINED BY SUSSEX COUNTY IN THE SOLAR RENEWABLE ENERGY PROGRAM

**MOTION** to approve the resolution  
**(Voice Vote)**

15. **AWARDS OF CONTRACT/CHANGE ORDERS/BID**

**A. RESOLUTION RE:**

AWARD OF CONTRACT FOR GARBAGE REMOVAL FROM VARIOUS SUSSEX COUNTY BUILDINGS AND FACILITIES TO BLUE DIAMOND DISPOSAL, INC. IN AN ESTIMATED AMOUNT OF \$95,717.84 FROM NOVEMBER 28, 2018 UNTIL NOVEMBER 27, 2019

**B. RESOLUTION RE:**

AWARDING A ONE YEAR CONTRACT EXTENSION FOR THE COUNTY PRESCRIPTION SAVINGS PROGRAM (CPSP) TO PROACT FOR THE DIVISION OF HUMAN SERVICES AT NO COST TO THE COUNTY OF SUSSEX THROUGH FROM DECEMBER 1, 2018 THROUGH NOVEMBER 30, 2019

**C. RESOLUTION RE**

AWARD OF CHANGE ORDER NO. 4, FINAL, VALUED AT \$130,387.79 TO A CONTRACT BETWEEN THE COUNTY OF SUSSEX AND COLONNELLI BROTHERS, INC. FOR THE REPLACEMENT OF SUSSEX COUNTY BRIDGE O-07 IN OGDENSBURG BOROUGH, NEW JERSEY, RESULTING IN A REVISED CONTRACT VALUE OF \$1,430,185.29, OR A NET 2.42% INCREASE IN THE ORIGINAL CONTRACT, SUBJECT TO APPROVAL AND PAYMENT OF TRANSPORTATION TRUST FUND SHUTDOWN RELATED COSTS BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND AUTHORIZATION FOR THE COUNTY ENGINEER TO SUBMIT A CERTIFICATION OF REASONABLE COSTS RELATED TO THE SHUTDOWN OF TRANSPORTATION TRUST FUND PROJECTS UNDER EXECUTIVE ORDER 210 AND RELEASE

**MOTION** to approve the Contracts/Change Order:  
**(Roll Call vote)**

**16. FINANCIAL**

- A. RESOLUTION RE:**  
PAYMENT OF BILLS Bill List A  
November 28, 2018  
**Freeholder Rose and Freeholder Petillo abstaining**

**MOTION** to approve Bill List A:  
**(Roll call vote)**

- B. RESOLUTION RE:**  
PAYMENT OF BILLS Bill List B  
November 28, 2018

**MOTION** to approve Bill List B:  
**(Roll call vote)**

**17. PERSONNEL**

**RESOLUTION RE:**  
AUTHORIZING PERSONNEL AGENDA OF NOVEMBER 28, 2018

**MOTION** to approve Personnel Agenda:  
**(Roll Call)**

**18. ADMINISTRATIVE REPORT**

**19. COUNTY COUNSEL REPORT**

**20. UNFINISHED BUSINESS**

**21. NEW BUSINESS**

**22. PUBLIC SESSION FROM THE FLOOR**

**Please Note: Everyone is asked to keep their comments to 5 minutes or less followed by a 3 minute response time from the Freeholder Board. Please state your name and print name and municipality on 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)**

**23. REMINDERS**

<b><u>Date/Time</u></b>	<b><u>Meeting</u></b>	<b><u>Location</u></b>
November 29 7:30PM	Open Space	FMR
December 3 3PM	Planning Board Dev. Review	FMR
December 3 4PM	Planning Board	FMR
December 4 1PM	Transit Committee	FMR
December 6 9AM	Senior Advisory Council Mtg.	Knoll Heights Village
December 12 7PM	Regular Freeholder Mtg.	FMR

**24. ADJOURNMENT**

**MOTION** to adjourn the meeting:  
**(Voice vote)**