

REGULAR MEETING HELD ON WEDNESDAY, NOVEMBER 8, 2017

6:00 PM

ORDER OF BUSINESS

Item

1. CALL TO ORDER BY DIRECTOR 6:05 PM
2. ROLL CALL Freeholder Crabb, Freeholder Graham, Freeholder Rose,  
Freeholder Director Lazzaro; County Administrator, Gregory V. Poff, II;  
County Counsel; John Williams; Clerk of the Board, Catherine M. Williams

**Absent:** Freeholder Petillo

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 November 2, 2017 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** made by Freeholder Rose to approve the Agenda, seconded by Freeholder Graham

**MOTION** to amend the Agenda to add subject matter #7 to Executive Session: Matters Relating to Litigation, Negotiations and Attorney Client Privilege made by Freeholder Rose; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Rose	Yes
Freeholder Director Lazzaro	Yes

6. EXECUTIVE SESSION – (Closed Session)

**RESOLUTION RE: PROVIDING FOR AN EXECUTIVE (CLOSED) SESSION NOT  
514-2017                      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:**
- (8) **Matters Relating to the Employment Relationship:**
  - Personnel
  - CWA 1032 Social Services
- \_\_\_\_\_ (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.

**MOTION** made at 6:09 PM by Freeholder Rose to go into Executive Session; seconded by Freeholder Crabb and passed unanimously.

**MOTION** made at 7:30 PM to go back in Public Session by Freeholder Graham; seconded by Freeholder Rose and passed unanimously.

**7. PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

**8. PUBLIC HEARINGS**

**9. PUBLIC SESSION FROM THE FLOOR**

**Please Note: Everyone is asked to keep their comments to 5 minutes or less and only address issues regarding agenda items. Please state your name, spell your name, and state your municipal residency.**

**MOTION** made by Freeholder Graham at 7:33 PM to open the floor to the Public; seconded by Freeholder Rose and passed unanimously.

No public came forward.

**MOTION** made by Freeholder Crabb at 7:34 PM to close the Public Session; seconded by Freeholder Graham and pass unanimously.

**10. FREEHOLDERS' COMMENTS**

Freeholder Lazzaro thanked Cathy Williams for her time, energy, and service as she moves on to her new job and wished her the best.

**Comments from Freeholder Crabb**

Freeholder Crabb made mention of Freeholder Graham's health and is happy that he is back so soon.

Freeholder Crabb had the opportunity to attend the Sussex College Community College's Foundation dinner at Perona Farms. He said they raised a lot of money. He said it was a good event.

Freeholder Crabb attended the Veteran's parade at the Fairgrounds.

Freeholder Crabb extended his best wishes to Cathy Williams.

Freeholder Crabb congratulated Herb Yardley on being the next Freeholder.

### **Comments from Freeholder Graham**

Freeholder Graham mentioned he had a heart attack. He mentioned that the County has many health screenings and people should take advantage of them.

Freeholder Graham had the opportunity to attend the National Adoption Day over at the court. He watched 9 people get adopted for all different reasons.

### **Comments from Freeholder Rose**

Freeholder Rose expressed his gratitude that Freeholder Lazzaro and Freeholder Graham have survived their health events and are back and in good health.

Freeholder Rose thanked Cathy for her service and wished her luck.

Freeholder Rose thanked the veteran's for all they have done for us.

### **Comments from Freeholder Lazzaro**

Freeholder Lazzaro congratulated Mr. Yardley.

Freeholder Lazzaro attended an event hosted by Ginnie's House. They raised a lot of money to assist in the progress with Ginnie's House and the great work that they do. He said it was a fun evening.

Freeholder Lazzaro attend the Veteran's Day parade. He said it is a great opportunity to talk to the Veterans.

Freeholder Lazzaro said the Ogdensburg Bridge is open. They had a ribbon cutting for it.

Freeholder Lazzaro wished Cathy good luck and best wishes.

Freeholder Graham thanked Cathy as well for her service.

Freeholder Lazzaro congratulated Senator Oroho and Assemblyman Space for their victories.

## **11. APPROVAL OF CONSENT AGENDA**

**A. RESOLUTION RE: 515-2017** AUTHORIZING THE FILING AND EXECUTION OF AN APPLICATION WITH THE NEW JERSEY JUVENILE JUSTICE COMMISSION FOR THE PROVISION OF JDAI INNOVATIONS PROGRAMS FOR CY 2018 (JANUARY 1, 2018 TO DECEMBER 31, 2018) FOR A TOTAL AMOUNT OF \$62,000.00

**B. RESOLUTION RE: 516-2017** AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH MULTI-DIAGNOSTICS SERVICES, INC. FOR THE PROVIDING OF MAMMOGRAPHY SERVICES AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i), IN THE AMOUNT OF \$18,000.00 FOR THE PERIOD OF JULY 1, THROUGH JUNE 30, 2018

**C. RESOLUTION RE: 517-2017** AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NEWTON MEDICAL CENTER/ AHS HOSPITAL CORPORATION FOR THE PROVIDING OF MEDICAL DIAGNOSTIC SERVICES AS A PROFESSIONAL SERVICE PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i), IN THE AMOUNT OF \$57,000.00 FOR THE PERIOD OF JULY 1, 2017 THROUGH JUNE 30, 2018

**D. RESOLUTION RE: 518-2017** AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE A GRANT APPLICATION FOR A PROJECT UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, (JAG), FOR A TOTAL AMOUNT OF \$4,005.00 FOR THE PERIOD OF OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2018

E. RESOLUTION RE: AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS BID EXEMPT SERVICES  
**519-2017**

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 Graham to adopt the Resolutions; seconded by Freeholder Rose

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Rose	Yes
Freeholder Director Lazzaro	Yes

## 12. APPROVAL OF MINUTES

Regular Meeting – October 25, 2017

**MOTION** made by Freeholder Crabb to adopt the Minutes; seconded by Freeholder Graham passed unanimously with the exception of Freeholder Rose abstaining.

Executive Session – October 25, 2017

**MOTION** made by Freeholder Crabb to adopt the Executive Session minutes; seconded by Freeholder Graham and passed unanimously.

## 13. APPOINTMENTS AND/OR RESIGNATIONS

A. RESOLUTION RE: APPOINTMENT OF THE COUNTY COUNSEL AS THE CUSTODIAN OF CORE COUNTY GOVERNMENT RECORDS PURSUANT TO N.J.S.A. 47:1A-1 ET SEQ.  
**520-2017**

**MOTION** made by Freeholder Rose to adopt the Resolution; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Rose	Yes
Freeholder Director Lazzaro	Yes

## 14. RESOLUTIONS

A. RESOLUTION RE: AUTHORIZATION TO CLOSE SUSSEX COUNTY BRIDGE X-09, CARRYING COUNTY ROUTE 565 OVER PAPAKATING CREEK IN THE TOWNSHIP OF WANTAGE DURING THE RECONSTRUCTION AND REALIGNMENT OF BRIDGE X-09 AND TO IMPLEMENT, MAINTAIN, AND MODIFY AS NECESSARY, AN OFFICIAL DETOUR OF COUNTY ROUTE 565 AND PROVIDE FOR ENFORCEMENT OF THE BRIDGE CLOSURE AND ROAD DETOUR  
**521-2017**

B. RESOLUTION RE: DESIGNATING THAT SUZANNAH L. GIVONE SHALL SERVE AS CLERK *PRO TEM* FOR THE FREEHOLDER BOARD EFFECTIVE NOVEMBER 14, 2017  
**522-2017**

**MOTION** made by Freeholder Graham to adopt the Resolutions; seconded by Freeholder Rose and passed unanimously.

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

A. AWARDS OF CONTRACT

1. RESOLUTION RE: AWARDING A ONE YEAR CONTRACT EXTENSION, (NOVEMBER 22, 2017 – NOVEMBER 21, 2018), TO STRUNK-ALBERT ENGINEERING THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR A LICENSED ELECTRICAL ENGINEERING FIRM FOR SERVICES RELATED TO EMERGENCY GENERATING SYSTEMS AND OTHER REQUIRED ENGINEERING OF ELECTRICAL SYSTEMS IN THE APPROXIMATE AMOUNT OF \$25,000.00  
**523-2017**

**MOTION** made by Freeholder Crabb to adopt the Resolution; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Rose	Yes
Freeholder Director Lazzaro	Yes

B. CHANGE ORDERS

1. RESOLUTION RE: AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT BETWEEN THE COUNTY OF SUSSEX AND WALLKILL GROUP, INC. FOR ALTERATIONS TO THE SUSSEX COUNTY JUDICIAL CENTER WITH A CHANGE ORDER AMOUNT OF \$14,664.73 FOR A TOTAL CONTRACT AMOUNT OF \$572,664.73  
**524-2017**

**MOTION** made by Freeholder Crabb to adopt the Resolution; seconded by Freeholder Lazzaro

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Rose	Yes
Freeholder Director Lazzaro	Yes

16. **FINANCIAL**

- A. RESOLUTION RE: PAYMENT OF BILLS  
**525-2017**

**MOTION** made by Freeholder Crabb to adopt the Resolution; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Abstained
Freeholder Rose	Abstained
Freeholder Director Lazzaro	Yes

- B. RESOLUTION RE: PAYMENT OF BILLS  
**526-2017**

**MOTION** made by Freeholder Crabb to adopt the Resolution; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb	Yes
Freeholder Graham	Yes
Freeholder Rose	Yes

Freeholder Director Lazzaro Yes

**C. INTRODUCTION FOR FIRST READING - ORDINANCE**

**ORDINANCE RE: CAPITAL ORDINANCE PROVIDING FOR THE REHABILITATION OF COUNTY BRIDGE C-18 IN BYRAM TOWNSHIP CARRYING ROSEVILLE ROAD OVER WOLF LAKE INLET, BY, IN AND FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; AND APPROPRIATING \$470,000.00 FROM THE NJ DEPARTMENT OF TRANSPORTATION'S FY2017 LOCAL BRIDGES, FUTURE NEEDS (LBFN) PROGRAM GRANT TO PAY FOR THE COST THEREOF**

**MOTION** to adopt this Ordinance on first reading made by Freeholder Crabb; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb Yes  
Freeholder Graham Yes  
Freeholder Rose Yes  
Freeholder Director Lazzaro 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 21, 2017 at 9:00 am prior to final adoption of this Ordinance made by Freeholder Crabb; seconded by Freeholder Rose and passed unanimously.

**D. INTRODUCTION FOR FIRST READING – ORDINANCE**

**ORDINANCE RE: CAPITAL ORDINANCE PROVIDING FOR THE RECONSTRUCTION AND REALIGNMENT OF COUNTY BRIDGE X-09 IN WANTAGE TOWNSHIP CARRYING CR 565 OVER PAPA KATING CREEK, BY, IN AND FOR THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; AND APPROPRIATING \$1,000,000.00 FROM THE NJ DEPARTMENT OF TRANSPORTATION'S FY2017 LOCAL BRIDGES, FUTURE NEEDS (LBFN) PROGRAM GRANT TO PAY FOR THE COST THEREOF**

**MOTION** to adopt this Ordinance on first reading made by Freeholder Crabb; seconded by Freeholder Graham

Freeholder Director Lazzaro stated that the FY 2018 Local Bridges Fund program is underway and that Sussex County will receive a New Jersey Department of Transportation Local Bridges Fund allotment of \$1,783,866. Fund levels are commensurate with FY 2018 appropriations.

**On Roll Call the vote was:**

Freeholder Crabb Yes  
Freeholder Graham Yes  
Freeholder Rose Yes  
Freeholder Director Lazzaro 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 21, 2017 at 9:00 am prior to final adoption of this Ordinance made by Freeholder Crabb; seconded by Freeholder Graham and passed unanimously.

**E. RESOLUTION RE: TRANSFER OF 2017 CURRENT APPROPRIATIONS 529-2017**

**MOTION** made by Freeholder Crabb to adopt the Resolution; seconded by Freeholder Graham

**On Roll Call the vote was:**

Freeholder Crabb Yes  
Freeholder Graham Yes  
Freeholder Rose Yes  
Freeholder Director Lazzaro Yes

None

**18. ADMINISTRATIVE REPORT**

Mr. Poff attended the Sussex County Economic Development Forum at the Mohawk House. He said Andover Township's Mayor Tom Walsh was recognized as Mayor of the Year. They also had the opportunity to hear from the various municipalities about the work that is going on in support of economic development throughout the County. He said Pace Glass was mentioned and the County played a sufficient part in helping to facilitate that development.

The Firefighter Graduation Ceremonies for the Public Safety Academy is scheduled for Saturday November 18<sup>th</sup> at 7:30PM at the Performing Arts Center at SCCC.

Mr. Poff thanked Carol Novrit and Thor Carlson on their creation of a new Veterans' Service web portal that is available on the County's website.

Mr. Poff thanked Cathy Williams for her assistance and knowledge when he was coming on board. He is going to miss her and wished her continued success.

**19. COUNTY COUNSEL**

Mr. Williams attended the Association of County Counsel meeting which was hosted by NJ Association of Counties in their office in Trenton. He said it was well attended by County Counsel and the issue at hand was the opiate litigation that is coming forward.

Mr. Williams said the Open Space Referendum passed and there will be more coming to the Board as that starts getting flushed out.

Mr. Williams congratulated Mr. Yardley and said good luck to Cathy Williams.

**20 UNFINISHED BUSINESS**

None

**21. NEW BUSINESS**

None

**22. PUBLIC SESSION FROM THE FLOOR**

**Please Note: Everyone is asked to keep their comments to 5 minutes or less.  
Please state your name, spell your last name, and state your municipal residency**

**MOTION** made at 8:08 PM to open the floor up to the Public by Freeholder Graham; seconded by Freeholder Rose and passed unanimously.

No public came forward.

**MOTION** made at 8:09 PM to close the Public Session by Freeholder Graham; seconded by Freeholder Crabb and passed unanimously.

**23. REMINDERS**

<u>Date/Time</u>	<u>Meeting</u>	<u>Location</u>
Nov. 9 1:00 PM	UCC	FMR
Nov. 9 7:30 PM	Water Quality	FMR
Nov. 13 10:00 AM	NJTPA Brd of Trustees Mtg.	Newark
Nov. 13 12 Noon	DSAC	FMR
Nov. 14 7:00 PM	Solid Waste Advisory	FMR- cancelled
Nov. 15 9:00 AM	HSAC	PSS
Nov. 15 12:30 PM	SCYSC	FMR
Nov. 15 7:00 PM	Lake Muscon. Reg. PB	Netcong Muni Bldg.
Nov. 16 3:30 PM	LACADA	FMR
Nov. 16 7:30 PM	Open Space	FMR
Nov. 20 3:00 PM	PB Devel. Review	FMR
Nov. 20 7:30 PM	Ag. Devel. Board	FMR
Nov. 21 9:00 AM	Freeholder Meeting	FMR

24. **ADJOURNMENT**

**MOTION** made at 8:12 PM to adjourn the meeting by Freeholder Rose; seconded by Freeholder Crabb and passed unanimously.

**DATED:** NOVEMBER 8, 2017

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Catherine M. Williams  
Clerk of the Board