FREEHOLDER MEETING OF MARCH 27, 2019 AT 7:00PM
FREEHOLDER MEETING ROOM

Item

1. **CALL TO ORDER BY DIRECTOR YARDLEY** at 7:00PM

2. **ROLL CALL** Freeholder Fantasia, Freeholder Graham, Freeholder Hertzberg, Freeholder Petillo and Freeholder Director Yardley.

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 6, 2019 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 made Freeholder Petillo; seconded by Freeholder Fantasia
   (Voice vote)- All in favor

6. **PROCLAMATIONS/CERTIFICATES/PRESENTATIONS**

   A. **Proclamations**

   1. MS Awareness Week – Tammy Quasius accepting 134-2019
   2. Sussex County Crime Victims’ Rights Week- Carolyn Zydel accepting 135-2019
   3. Eagle Scout Courts of Honor: Freeholder Hertzberg will present them at their ceremony on Friday, April 5, 2019.
      a) Evan R. Peterson 136-2019
      b) Anthony Pugliese 137-2019
      c) Gregory Puszcz 138-2019
      d) Hunter Roggero 139-2019
      e) Joshua Williams 140-2019
   4. Eagle Scout Courts of Honor: Freeholder Petillo will present them at their ceremony on Saturday, April 6, 2019.
      a) Tyler Crowley 141-2019
      b) Jacob Moser 142-2019

   **MOTION** to adopt the Proclamations made by Freeholder Petillo; seconded by Freeholder Graham.
   (Voice Vote)- All in favor

7. **PUBLIC HEARINGS**

   A. **FINAL ADOPTION- RESOLUTION 143-2019**

   Freeholder Director Yardley “At our regular meeting held on February 27, 2019, we introduced for first reading the following Resolution which was advertised in the New Jersey Herald issue of March 7, 2019, together with a Notice of Public Hearing stating it would be held at this meeting at 7:00 PM:

   AUTHORIZING CAP TO LIMIT COUNTY BUDGET APPROPRIATION INCREASE IN CY 2019
   COUNTY BUDGET TO 3.5% OVER THE PREVIOUS YEAR’S FINAL APPROPRIATIONS
   SUBJECT TO CERTAIN EXCEPTIONS AND TO ESTABLISH AN APPROPRIATION CAP BANK

   **MOTION** that the Public Hearing be opened made by Freeholder Graham; seconded by Freeholder Hertzberg.  (Voice vote)- All in favor

   Is anyone present to be heard regarding this Resolution? No comments.

   **MOTION** that the public Hearing be closed Freeholder Hertzberg; seconded by Freeholder Petillo
   (Voice vote) - All in favor

   **MOTION** that this Resolution be finally adopted made by Freeholder Petillo; seconded by Freeholder Graham
On Roll call the vote was:

Freeholder Fantasia  Yes
Freeholder Graham  Yes
Freeholder Hertzberg  Yes
Freeholder Petillo  Yes
Freeholder Director Yardley  Yes

MOTION to authorize the Clerk to advertise this Resolution as finally adopted, and also post same on the bulletin board in the lobby of the County Administrative Center made by Freeholder Hertzberg; seconded by Freeholder Graham. (Voice vote) – All in favor

8. PUBLIC SESSION FROM THE FLOOR

Comments are limited to 5 minutes or less and must only address issues regarding agenda items. Please state your name, and print your name and municipality on the sign in sheet.

MOTION to open the floor for public comment made by Freeholder Petillo; seconded by Freeholder Hertzberg (Voice vote) – All in favor

Bill Gettler, Wantage, NJ told the Board they should be careful to appoint Mr. Burrell to any Boards because he has a history while serving as a Freeholder to raise taxes. Next Mr. Gettler expressed concerns on how the proposed County budget will impact various municipalities. Mr. Gettler believes there are other ways to reduce this budget.

Tammy Quasius, Byram spoke on MS Awareness and based on recent studies there are about 1,000,000 people dealing with this disease. Ms. Quasius extended her gratitude to the Board for their time and attention to this matter.

Jacky Stapel, Hardyston Township, stated that Freeholder Graham was one of the first people to contact her with kinds word after her MS diagnosis in 2017. While it is a debilitating disease, there are programs always arising through the MS Society that were not around 5 years. Ms. Stapel thanked the Society for all that they do. Next, Ms. Stapel turned her topic over to Dr. Howard Burrell. Ms. Stapel has known Dr. Burrell since 1999 and feels he will serve well on the Community College’s School Board.

Shad Steffens, Stillwater, Corrections Officer at the Keoghs Dyer Jail spoke on behalf of the Corrections Officer and asked the Freeholders to hear their words.

William Martin, Stillwater, Corrections Officer pleaded with the Board to hear their words and realize closing the jail is not the right option. Granted right now the number of inmates being housed is down, but the number can rise again. There is so much more to the Jail than just housing inmates.

Paul Liobe, Stillwater, directed his comments regarding Resolution 14. G. Mr. Liobe defined a Shared Service, but he feels the writing is on the wall. First it is the female inmates being transferred and it will trickle down to the entire population. Mr. Liobe feels the County is only looking at numbers and not the vast majority of data that is out there. He concurred with Ms. Zydell earlier comments that Bail Reform is a failed system. Based on the 2013 jail study the capital expenditures equate to $66 million in order to update the facility and bring it up to code, but this study also considered the building with additional wings to the jail which are no longer needed because we do not have the population we did back then. There are areas I wish you would look at and I am asking for the opportunity to speak to you about those issues that I cannot speak about in a public quorum. Money that was allocated to that facility has not been put into that facility in years. He closed by asking the Board to reconsider Resolution 14.G.

MOTION to close the floor for public comment and return to regular business made by Freeholder Fantasia; seconded by Freeholder Petillo. (Voice vote)- All in favor

9. FREEHOLDERS’ COMMENTS

Comments from Sylvia Petillo

Attended the Law Enforcement Against Drugs [LEAD] conference, which focused on the effects that legalizing marijuana will have on Law Enforcement. In light of the failed Legislative vote to legalize recreational marijuana we know the vote will return and if passed it will bring tremendous changes for law enforcement.

Also attended the Educational Partnership with Kristin Turtur who is our Youth Services Coordinator for the County on vaping. It was eye opening about the dangers of vaping and the risks it has on our children. Vapes shops are opening up all over the County. Prosecutor reported that little packets of THC which are from 60 to 80 pure are being purchased and placed in Juul and other vaping devices. Most parents don't know what is going on; this program was for Schools Official who intend to take this information and set up informational programs for parents.

Health Department volunteers this Sunday will be at the Weis Markets in Franklin and Newton on Sunday, March 31st to collect donations for Back Pack Food Drive for Children and Families. These families need the food during weekends when schools and food programs are not available. In addition numerous health clinics are available at the Wheatsworth offices.

Assisted transportation for seniors with Sussex County Skyland’s Ride is available. The program is offered for seniors age 60 and older who require a higher level of assisted transportation to medical life-saving treatments,
Design a Pin contest is still open for students 6th grade through 8th. They are encouraged to submit a pin design expressing their support of appreciation to the Veterans of Sussex County. The deadline to submit a design is June 7, 2019. For more information, contact Lorrain Heintz at 973-579-0555 ext. 1126.

Comments from Dawn Fantasia

Recently attended a local Back Pack for Kids food drive. It was a great event and it was a delight to see the school buses fill with food donations. 500 students in Sussex County benefit from this program. A special thanks to the volunteers who all take time out of their busy schedules to help these kids.

March 19th, SCCC hosted the Teen Arts Festival with a full visual arts exhibit from the 19th through the 20th. The Teen Arts Festival is for students in grades 7th through 12 to participate each year in every artistic medium. Professionals offer critiques to the students. It helps the students decide if this is something they want to pursue as a career path.

The Sussex County Arts and Heritage Council is hosting a public gallery exhibit at the Sussex County Judicial Center. It opened March 26th and runs through Tuesday, April 16th. There will be a reception on April 16th from 6PM to 7PM. The Council will also host Senior Student Awards, Wednesday, May 8th at 7:30 PM at the SCCC Performing Arts Center. There will be select performances from the Teen Arts Festival from 7:30 PM to 9 PM.

As the Freeholder Liaison for the Sheriff’s Department, this past weekend Freeholder Fantasia reviewed the jail study presented in 2014. The study was completed by Pulitzer, Bogart and Associates; it focused on six specific areas. She pulled out information relating to the impact on female inmates because of tonight’s resolution. Study findings indicate the female housing configuration limits access to programs and services and the crowded intake areas hinders privacy for both male and female inmates. All those things could be addressed with alterations to the facility. The study also indicated that the average daily population of 185 inmates is $100,097.10 per day. In her conversations with Sheriff Strada and again being limited because we don’t have any Agreement or anything besides the Resolution on the Agenda this evening. Sheriff Strada stressed a couple of points. The Keogh Dyer Correctional Facility is not closing and will not be closing. It’s examining reconfiguring for staffing and longer term housing and exploring the possibility for use as a Transfer Facility. The current Resolution causes no reduction in Staff and allows the facility to close one single floor which eliminates the needs for upgrades to that specific floor.

Speaking on her behalf, we have a fiscal duty to taxpayers and we also have a fiscal and moral responsibility to our employees and to those who are incarcerated. Currently Morris County houses roughly 20 female inmates. That County Facility opened in the year 2000 and in 2017 this facility opened the Hope Wing in partnership with the Morris County Department of Human Services and the Center for Addiction and Recovery Education and Success. This wing only houses male inmates. The inmates have to voluntarily request this and they have a full time addiction and recovery staff. Females can request this curriculum and can be provided it but the females do not live in that wing.

Comments from Freeholder Graham

Freeholder Graham stated that everything Freeholder Fantasia said is valid. He became a Freeholder in 2013 right behind the jail study. The study was made at a different time and for a different jail. The jail is 40 years old and that was always a concern. When the County was speaking in 2013, 2014, 2015, 2016, they knew the capital investment into a new jail, improved jail or just a significantly cleaned up jail was going to cost us anywhere from $16million to $20million. It was fixing things so there wasn’t suicide concerns as there are today. They Staff has always been excellent but there have always been deep concerns about the size of the jail.

Freeholder Graham indicated he reviewed a couple of jails, which included Morris County New Jersey and Alexandria, Virginia. The Alexandra, Virginia facility was like a submarine. The quarters were very tight. Everybody that works there should be admired for their dedication.

We have known about Bail Reform for a very long time. In 2014 and 2015, it was becoming a topic, 2016 we knew we had it. We sat down with everyone involved. The Prosecutor was very helpful in helping us to understand what it means both financially and logistically. The Sheriff was not.

We have had a lot of opportunities to look at this a lot better than we have but we have been shut out. When we did ask questions, he got sued and this Board got sued. Freeholder Graham is not sure if we are going in the right direction with this. Freeholder Fantasia’s comments are valid and very well researched, but the problem we face is how we give the best service not just for the overall citizens of Sussex County but to those people who are in the facility. Freeholder Graham doesn’t feel relocating the females inmates is going to solve anything, rather he sees a lot of money shifting from the Corrections over to the Sheriff’s Department but I don’t see us saving any money. The goal though is to have the best possible and safest possible environment for both the inmates and our correction officers.

Freeholder Graham switched topics to MS Awareness. He has a daughter-in-law and friends diagnosed with MS. It is a debilitating degenerative disease that changes your life style and goes up and down with stress. He is very sorry for the people who have to live with it but luckily today there are drugs that make it easier and can improve their lifestyle a little better.

Next he commented regarding Howard Burrell. There was controversy and he does not know how it happened. He has known Howard Burrell for 20 years and Mr. Burrell he is a fine gentleman. Mr. Burrell also served on the Board for Centenary College.
Mr. Burrell brings the experience and understanding of being on another college board and the dedication that only comes from years of trying to do the right things. He said you can criticize him for what you want but you cannot criticize him for being a professional through and through.

Reminded the need to replace the worn flags at the Fire Academy.

Comments from Freeholder Yardley

When for Freeholder he indicated he was against Bail Reform, but it happened anyway. He was told that people used to spend time in jail would look forward to getting bail and then they would get in front of the judge and get time served. He said the prediction was that everybody would be coming back but what did happen were the courts needed to be expanded.

As for Mr. Burrell shame on the previous Board for no bringing Mr. Burrell's application forward. Mr. Burrell deserves a vote and it is my decision that whoever comes before us will get a vote. A Director should not hold that up.

Next, positive happenings at the Technical School. The Natural Resources program participated in the Horticultural Exposition. There were 40 entries, 31 Ribbons were awarded to which 8 were First Place Awards. Sussex Tech High School and Sussex County Community College have developed a new partnership to include concurrent and Jump Start programming for current Sussex Tech students to earn college credits toward an A.S. in the Criminal Justice Program.

Tonight we have a Resolution regarding Human Trafficking. It is a very serious problem in this Country. He hopes there will be the support for the Resolution and that copies be sent to the other 20 New Jersey Counties.

He is hoping the communications with the Unions will begin for the shared services agreement between the County of Morris and County of Sussex.

Congratulations to Senior REHS Supervisor Paige Lockburner for achieving the first 100% passing grade on the State of New Jersey Mosquito Identification, Habitat Recognition, Biology Control Certification Exam. This test identifies all different mosquitos. Ms. Lockburner completed this exam in record time. Clerk is directed to send Ms. Lockburner a congratulatory note from the Board.

SCCC Commencement is May 15th at 6PM, which is the same evening as a Freeholder Board meeting; The College is requesting a speaker from the Board of Chosen Freeholder. SCCC President Jon Connolly is in attendance this evening and the Board conveyed they will consider options for the Commencement.

The Resolution for the 2019 Pilot Municipal Liaison Program will be considered the April 10 meeting. Also for April 10 would like County Counsel to prepare a Resolution opposing New Jersey to become a Sanctuary State.

We received one application for County Historian post. This application was submitted by Dr. William Truran from Hamburg. The appointment will be considered at the April 10th meeting.

New Jersey Highlands Council will be hosting hearings. The County is roughly 30% contained in the Highlands Region.

Requested the Board to take a look at the Resolution received from the Township of Byram supporting continued open space in-lieu of tax payment program for Municipalities to encourage open space acquisition and offset lost municipal tax revenue from these acquisitions. This will be addressed at the next Freeholder meeting.

Received a Warren County Resolution to support extending the Warren Heritage Scenic Byway to Union Square in Phillipsburg and to Waterloo Village in Byram Township. Requested this be addressed at the next meeting and asked Mr. Poft to contact the Byram Administrator to ensure the Township supports this measure.

Attended a meeting at Ginnie’s House, where they treat abused children. It is one of the only facilities that have a Forensic Nurse. It is a great facility and they do wonderful work.

Comments by Freeholder Hertzberg

Freeholder Hertzberg directed his comments to the Sheriff Officers in the audience, indicating while we are in Contract Negotiations the Board is precluded from public comments. This is very difficult and apologizes that you go home not knowing the future of your employment. For years the County has been falling into worst shape. When you are in the position that we currently are, sometimes financial decisions are made that are not always the best decisions but they are the only choices because of the financial state and that is where we find ourselves. I don’t know what the plans were in previous years but what I see is a facility that has fallen into disrepair and now we are in a place that we have to make a decision. Freeholder Hertzberg confirmed what Freeholder Fantasia said that we have not heard the facility is shutting down. There is no set plan; it is information that we are gathering. I’m glad we are able to say this now and give you some information. There are a lot of factors that go into this. The two main factors we have to consider are the tax payers of Sussex County and the employee of the jail and we want to make sure we address those in whatever resolution we come to.

Bail reform can change. What we have today, might not be the same tomorrow. Whatever we decide together you will have your chance to speak and all the factors will be considered before any decision is made. He said this is where he stands and he is sure the rest of the other Freeholders feel the same. He thanked the Officers for attending these meetings and we understand your worries.
Freeholder Yardley commented we hear a lot about what the Sheriff did and didn’t do but the fact is the previous Boards didn’t address the deteriorating condition of that jail. It was a $25million project that did not get resolved. Then we had bail reform and no one really knew what the impact would be. Now we have bail reform and we have less and less people there and at some point something has to happen to deal with that.

Freeholder Graham stated he disagrees. In 2012 we had Immigrations/INS housed in the jail which brought the inmate population up to 220. That was when the jail study was being done. We were looking at what was required to upgrade that jail. Every single year there are capital requests from every department including the Sheriff’s Department and the jail. Capital projects were always approved for the jail. Having a background in construction management when he first saw the jail one of the first things he noticed was they wanted to start fixing things but couldn’t even balance the air temperature. This jail has always been maintained for safety. He nor his predecessors going back to 2000 ever purposely did not take care of the jail or insufficiently financed. Things started to get dicey when INS left the jail in 2014-2015 and then the population went down from 220 to 180 and has been dropping since that time. . We kept asking the Sheriff for the population counts and we couldn’t get answers. Rather we were getting numbers from the Correction Officers. The Sheriff is a Constitutional Officer and he has the right to run his Office the way he wants to. As for this Freeholder Body, when we sit down as a group our job is to approve the money, we do not spend the money. Freeholder Hertzberg is talking out of both sides when you said we didn’t spend the money and get control of spending the money.

We had the decision of whether we would be spending $5million, $10million, $20million on the jail. Former Business Administrator Eskilson was trying to come up with a plan where we would have to spend $20million over the course of five years. Freeholder Hertzberg says we have a debt problem and at the same time is saying the jail was not taken care of. Where did the money go?

Freeholder Hertzberg commented we are in this situation now because the jail cannot be taken care of the way is it supposed to be.

Freeholder Graham responded we now have a jail population that is fewer than 100; so it doesn’t make sense. When the inmate population was at 220 it made sense. The decisions are different now.

Freeholder Hertzberg commented the situation we are in right now is that we do not have the money to make the jail the way it should be today.

Freeholder Fantasia commented there are also State mandates for example the locks, where inmates sleep. There will always be changes as time progresses, but the law requires updates which are very expensive. For the short time she has served this Board as the Sheriff’s liaison she has not had any issue getting communication from the Sheriff’s office. She is not going to barter back and forth. Her job is to try to fix from this point moving forward. It is unfortunate about the legal situation that the prior Board is in but that is not her concern right now. She is concerned with how to look at this now taking into consideration the age of the building, the cost of upgrading and repairing, the tax payers, the employees and the inmates.

Freeholder Yardley said he appreciates all the comments from the Freeholders. He addressed the audience and said as you can see this is a conversation that has gone on for years and this Board is trying to do the right thing for everybody.

In closing Freeholder Hertzberg reported of a NJDOT meeting with Sussex County Greater Chamber of Commerce and representatives from Legislative District 24 regarding the Rt. 15 corridor that cuts through Sparta near the new Shop Rite development site. There has been much concern about the traffic, because it is a heavily traveled road. NJDOT was asked to reconsider and maybe give some relief to that road. One offer they extended is to adjust the timing of the traffic lights.

The traffic study was conclusive that the traffic is double during rush hour of where it should be. And understand this is an issue. NJDOT indicated this would not be high on their priority list but we did give a lot of reasons why we feel they should take other considerations. Being that we are in the Highlands, there are very few places we can develop and a lot can be developed passed there area but developers don’t want to take the risk because people know the issue with traffic and don’t want to go out that far. It was a good conversation and we will stay in contact.

10. APPROVAL OF CONSENT AGENDA

A. RESOLUTION RE: 144-2019
AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS IN COMPLIANCE WITH N.J.S.A. 19:44A-20.4 ET SEQ. FOR VARIOUS SERVICES, THAT EXCEED $17,500.00, AS STATED BELOW FOR 2019 FISCAL YEAR

B. RESOLUTION RE: 145-2019
AUTHORIZATION FOR COMPLETE BUILDING MANAGEMENT LLC TO PROVIDE FOR EXTERIOR REPAIRS FOR THE SUSSEX COUNTY HISTORIC COURTHOUSE IN AN AMOUNT OF $67,600.00

C. RESOLUTION RE: 146-2019
AUTHORIZATION TO EXECUTE AGREEMENT MODIFICATION NUMBER 1, VALUED AT $209,420.44, TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FISCAL YEAR (FY) 2013 LOCAL BRIDGE FUTURE NEEDS GRANT AGREEMENT FOR TRANSPORTATION TRUST FUND SHUTDOWN RELATED COSTS FOR THE REPLACEMENT OF SUSSEX COUNTY BRIDGE O-07 IN OGDENSBURG BOROUGH, NEW JERSEY

D. RESOLUTION RE: 147-2019
AUTHORIZATION TO PROVIDE FOR GUIDE RAIL INSTALLATION WORK FOR THE SUSSEX COUNTY DEPARTMENT OF ENGINEERING AND PLANNING FROM J FLETCHER CREAMER & SON
E. RESOLUTION RE: 148-2019
AUTHORIZING ACQUISITION OF A SIGHT EASEMENT ON A PORTION OF MUNICIPAL PROPERTY OWNED BY GREEN TOWNSHIP, SITUATED ALONG COUNTY ROUTE 517, AND IDENTIFIED ON THE TAX MAPS OF THE TOWNSHIP AS BLOCK 38, LOT 15

F. RESOLUTION RE: 149-2019

G. RESOLUTION RE: 150-2019
AUTHORIZING AN AMENDMENT TO AN AWARDED CONTRACT WITH THE OFFICE OF THE ATTORNEY GENERAL, GRANTS DEVELOPMENT SECTION FOR THE COUNTY VICTIMS OF CRIME ACT, SEXUAL ASSAULT RESPONSE TEAM (SART)/FORENSIC NURSE EXAMINER (FNE) GRANT PROGRAM ADMINISTERED BY THE OFFICE OF THE ATTORNEY GENERAL, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE VS-43-17 FOR THE PERIOD OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019 IN THE AMOUNT OF $63,584.00 STATE SHARE AND $16,780.00 CASH MATCH FOR A PROJECT TOTAL OF $80,364.00

H. RESOLUTION RE: 151-2019
AUTHORIZATION FOR THE STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF STATE POLICE TO ALLOCATE ADDITIONAL HAZARD MITIGATION GRANT FUNDS TO FRANKFORD TOWNSHIP FOR AN AMOUNT OF $37,000.00 TO BE USED FOR PROJECT HGMP 4086-335

I. RESOLUTION RE: 152-2019
AUTHORIZATION FOR THE STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF STATE POLICE TO ALLOCATE ADDITIONAL HAZARD MITIGATION GRANT FUNDS TO BYRAM TOWNSHIP FOR AN AMOUNT OF $121,500.00 TO BE USED FOR PROJECT HGMP 4086-337

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 made by Freeholder Hertzberg; seconded by Freeholder Graham

On Roll call the vote was:

- Freeholder Fantasia: Yes
- Freeholder Hertzberg: Yes
- Freeholder Petillo: Yes
- Freeholder Director Yardley: Yes

11. APPROVAL OF MINUTES

MOTION to approve the minutes from the Budget meeting on March 6, 2019 made by Freeholder Fantasia; seconded by Freeholder Hertzberg
(Voice Vote)- All in favor

MOTION to approve the minutes from the Regular meeting on March 13, 2019 made by Freeholder Petillo; seconded by Freeholder Fantasia
(Voice Vote)-All in favor; Freeholder Hertzberg abstained

MOTION to approve the minutes from Executive Session – March 13, 2019 made by Freeholder Petillo; seconded Freeholder Graham
(Voice Vote)- All in favor; Freeholder Hertzberg abstained

12. APPOINTMENTS AND/OR RESIGNATIONS

A. RESOLUTION RE: 153-2019
APPOINTMENT OF PETER ANDRUSKIEWICZ AS CHAIRMAN, GEZA CSIPAN AS VICE-CHAIRMAN, AND MICHELLE MEZGER AS SECRETARY TO THE SUSSEX COUNTY CONSTRUCTION BOARD OF APPEALS

**MOTION** to adopt the Resolution made by Freeholder Graham; seconded by Freeholder Hertzberg
(Voice Vote)- All in favor

B. **RESOLUTION RE: 154-2019**
APPOINTMENT OF DR. HOWARD L. BURRELL AS A MEMBER OF THE SUSSEX COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES, SAID TERM TO EXPIRE OCTOBER 31, 2021
(Voice Vote)

**MOTION** to adopt the Resolution made by Freeholder Graham; seconded by Freeholder Hertzberg
(Voice vote) – All in favor

13. **RESOLUTIONS**

A. **RESOLUTION RE: 155-2019**
PROVIDING TEMPORARY CLOSURE OF CR 613 IN THE TOWNSHIP OF SPARTA FOR THE ANNUAL GIRLS ON THE RUN NEW JERSEY NORTH 5K RACE

**MOTION** made by Freeholder Petillo to adopt the Resolution; seconded by Freeholder Fantasia
(Voice Vote)- All in favor

B. **RESOLUTION RE: 156-2019**
TO SUPPORT THE HUMAN TRAFFICKING AND CHILD EXPLOITATION PREVENTION ACT

**MOTION** to adopt the resolution made by Freeholder Hertzberg; seconded by Freeholder Graham:
(Voice Vote)- All in favor

Freeholder Yardley acknowledged Rev. Quinlan from the Church and Community Abolition Network for bring this subject to our attention.

Freeholder Fantasia requested Mr. Poff to share Father’s Day Weekend programping he received to the Board and she will share with the Sussex County Superintendent of Schools requesting it be distributed to the schools.

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

A. **RESOLUTION RE: 157-2019**
AWARD OF CONTRACTS FOR BITUMINOUS CONCRETE, AGGREGATES AND BROKEN STONE FOR THE COUNTY OF SUSSEX DIVISION OF PUBLIC WORKS 2019 – 2020

B. **RESOLUTION RE: 158-2019**
AWARD OF CONTRACT EXTENSION FOR MISCELLANEOUS BUILDING TRADE SERVICES (MASONRY) TO BE PERFORMED IN AND AROUND VARIOUS SUSSEX COUNTY BUILDINGS FOR THE COUNTY OF SUSSEX TO TONY’S CONCRETE CONSTRUCTION FROM MAY 1, 2019 UNTIL APRIL 30, 2020

C. **RESOLUTION RE: 159-2019**
AWARD OF CONTRACT EXTENSION FOR AERIAL LARVICIDING AND ADULTICIDING OF THE OFFICE OF MOSQUITO CONTROL TO REBECCA LYNN FLYING SERVICE FROM DATE OF CONTRACT AWARD UNTIL OCTOBER 31, 2019 IN AN AMOUNT NOT TO EXCEED $60,000

D. **RESOLUTION RE: 160-2019**
AWARDING A CONTRACT EXTENSION THROUGH THE COMPETITIVE CONTRACTING PROCESS TO KEEFE COMMISSARY NETWORK, LLC FOR COMMISSARY SERVICES AT THE SUSSEX COUNTY KEOGH-DWYER CORRECTIONAL FACILITY FOR A ONE YEAR PERIOD BEGINNING APRIL 24, 2019 THROUGH APRIL 23, 2020 FOR A COMMISSION RATE OF 25%

E. **RESOLUTION RE: 161-2019**
AWARDING A CONTRACT EXTENSION THROUGH THE COMPETITIVE CONTRACTING PROCESS TO DIAMOND PHARMACY SERVICES FOR PHARMACEUTICAL SERVICES FOR THE KEOGH DWYER CORRECTIONAL FACILITY FROM APRIL 11, 2019 THROUGH APRIL 10, 2020 IN AN AMOUNT NOT TO EXCEED $100,000.00

F. **RESOLUTION RE: 162-2119**
AWARDING A CONTRACT EXTENSION THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR ARBITRAGE REBATE CONSULTANT IN
COMPLIANCE WITH SECTION 148(F) OF THE INTERNAL REVENUE CODE
OF 1986 TO INTEGRITY PUBLIC FINANCE CONSULTING LLC FROM
MARCH 8, 2019 UNTIL MARCH 7, 2020 IN THE AMOUNT NOT TO EXCEED
$15,000.00

G. RESOLUTION RE: 163-2019
AUTHORIZING THE COUNTY OF SUSSEX TO ENTER INTO A SHARED SERVICES
AGREEMENT WITH THE COUNTY OF MORRIS FOR THE HOUSING OF SUSSEX COUNTY
FEMALE INMATES FOR A THREE YEAR PERIOD BEGINNING APRIL 1, 2019 AND
ENDING MARCH 31, 2022

The Board of Chosen Freeholders of the County of Sussex has reviewed the Award of
Contract/Change Orders/Bids 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 made by Freeholder Graham to vote on G. separately; seconded by Freeholder Petillo

County Counsel said as a courtesy a resolution can be pulled and voted on separately.

MOTION to adopt Resolutions A-F made by Freeholder Petillo; seconded by Freeholder Fantasia

On Roll Call the Vote was:

Freeholder Fantasia Yes
Freeholder Graham Yes
Freeholder Hertzberg Yes
Freeholder Petillo Yes
Freeholder Director Yardley Yes

Discussion:

Freeholder Graham feels after reading the Resolution, it is rather vague, he didn’t see any financials and he doesn’t
think this will save the County any money at this time. He was told it has to do with headcount and he sees some job
shifting in the Sheriff’s Department.

On Roll Call the Vote was:

Freeholder Fantasia Yes
Freeholder Graham No
Freeholder Hertzberg Yes
Freeholder Petillo Yes
Freeholder Director Yardley Yes

15. FINANCIAL

A. RESOLUTION RE: 164-2019
PAYMENT OF BILL LIST A (Freeholder Petillo will be abstaining)
March 27, 2019

MOTION to approve Bill List A

On Roll call the vote was:

Freeholder Fantasia Yes
Freeholder Graham Yes
Freeholder Hertzberg Yes
Freeholder Petillo abstaining
Freeholder Director Yardley Yes

B. RESOLUTION RE: 165-2019
PAYMENT OF BILL LIST B
March 27, 2019

MOTION to approve Bill List B

On Roll call the vote was:
Freeholder Fantasia Yes
Freeholder Graham Yes
Freeholder Hertzberg Yes
Freeholder Petillo Yes
Freeholder Director Yardley Yes

C. INTRODUCTION OF 2019 COUNTY BUDGET FOR FIRST READING

Freeholder Director Yardley: "The 2019 Sussex County Budget is being introduced for First Reading at this time and awaits approval by the Board. The 2019 Sussex County Budget Revenues and Appropriations Summary will be advertised in the New Jersey Herald issue of March 31, 2019.

RESOLUTION RE: APPROVAL OF THE 2019 COUNTY BUDGET AS PRESENTED FOR VOTE

MOTION to introduce this Resolution on first reading by Freeholder Petillo; seconded by Freeholder Graham

On Roll call the vote was:

Freeholder Fantasia Yes
Freeholder Graham Yes
Freeholder Hertzberg Yes
Freeholder Petillo Yes
Freeholder Director Yardley Yes

Mr. Poff made a brief Budget presentation.

He started his presentation by saying the sub committees and the Freeholder Board has had the opportunity to review the proposed budget. He shared what the project is. The departments head are informed in August and then in September the Operating Budget proposals are due. In October the budget subcommittee reviews the budget submittals and usually takes place over 3 weeks to have every County department, Constitutional Officer and entity come in to make the presentations to the subcommittees. The Capital Budget is accepted at this time as well. In November, the Capital subcommittee reviews the various capital requests and then in December the budget subcommittees review their portions of the budget and then we discuss the impact of what the draft budget will be. In January, the budget subcommittees finalizes the draft budget, in February, the subcommittees review the proposed budget and make any final changes and in March pursuant to State statute we are required to introduce our budget which is known as Introduction and Approval and this is what the Freeholder Board will consider this evening. In accordance with statutory provisions both in terms of public notice as well as review by the State Division of Local Governmental Services the Board will schedule a Public Hearing on April 24th and give final consideration for the adoption of the County budget. He said there are three different laws that the County is required to comply with that are the 1977 CAP, 2010 CAP and the 2017 County Entity CAP. He is pleased to report that the County is in compliance with all three of those CAPs. Governments in the State of New Jersey are required to have balanced budgets where total revenue equals total appropriations. The revenues for the 2019 County Current Fund Budget total $112,048,489.00. The biggest component piece of the revenues and the support of the County’s budget come from the County Purpose tax or property taxes. The other items include the County Fund’s balance, miscellaneous revenues, state aid and offset with appropriations which represent revenues that the County realizes through a variety of different grants.

He spoke about Fund Balance and Fund Balance is used to offset taxes in subsequent years. Fund Balance as of December 31, 2018 was $16.35million and the Fund Balance anticipated for this year’s budget is $5.87million. He went on further to explain the Fund Balance history and use as anticipated revenue. He said in 2018 and 2019 that it is not anticipated that anymore Fund Balance would be used as an item of revenue in the 2019 Budget. Last year the County adopted a Fund Balance policy setting our target for maintaining our Fund Balance at 15% and he is pleased to report that we are very close to that now. The 2019 Budget represents a $22 increase or a 1.62% increase per average Sussex County home.

He recognized Mr. Gettler who is correct that as a result of equalization it is very difficult to really say what the average Sussex County home is as a result of the equalization on assessed values in the State of New Jersey. As Mr. Gettler stated it’s neither this Board nor a local government or Board of Education that will do anything to change how that process is done. It is a process that is done by statute and affects all County governments throughout the State of New Jersey.

Freeholder Fantasia asked Mr. Poff how is the equalization amount determined for each of the municipalities.

Mr. Poff said those calculations are done by the County Board of Taxation and they look at the different component pieces of assessed value. The two primary pieces that effect equalization has to do with commercial and residential properties in addition of the effect the new construction has on a municipality’s assessed value.

As he continued in his presentation revenues must equal appropriations. Appropriations this year are $112,048,489.00. He gave the breakdown of where the appropriations come from. He went over the slide entitled “Increases in the 2019 Amount to be Raised” as said the purpose of this is trying to get people focused that the increase in amount to be raised in taxes that 2/3 of that is pension and benefits cost. All other increases which included contractual salary obligations, changes in utilities, and any other operating expense that would have increased are limited to 22%. The bulk of what we find is costs associated with our employees. This is not different
or unusual in any other governments. This is very consistent with the last 10 to 15 years that the bulk of tax increases that they find in local government in New Jersey are confined to pensions and health insurance costs. He showed a slide on the group health insurance costs. This year they really wanted to focus on the allocation of a county tax dollar. The next few slides showed that for every dollar that is collected by the County what functional area is served through the particular tax dollars. For every dollar $0.23 goes to Capital, Debt & Statutory expenditures. $0.21 per dollar goes into Public Safety. $0.19 goes to insurance. $0.11 goes towards educational services which include the contributions to the College, Tech school, reimbursement for residents attending out-of-county College. $0.11 goes towards Public Works. $0.08 goes towards general government which is providing for technology, Board of Taxation, County Counsel’s office, etc. $0.04 is for health and Human Services includes Transit, food pantry, office of Senior Services, County Nutrition Program, etc. $0.03 goes towards utilities and other common expenses

New appropriations are in the 2019 budget as proposed such as advances County priorities such as long line and pavement marking program, work towards the Division of Health national accreditation, funds for hiring safety consultant to update road safety policies and procedures and funds to vehicle purchases within the offices of Fleet Management and Sheriff.

He went over the Capital Improvement Program. This is a very informational piece of how the County maintains its infrastructure. It provides for the preparation, adoption and implementation of a budget for major capital projects or acquisitions and the funding of those capital projects and acquisitions through a combination of current funds and debt financing. It includes County Community College, County Technical School, County Government projects and remediation projects. The 2019 Capital Budget is $13,353,853 with new debt authorized not to exceed $10,820,197. 47% of the Capital Improvement Program comes from Roads & Bridges. 12% is for Other expenses. The Capital projects are broken out by the recommended funding and the highest one is road resurfacing. We will be making a significant investment in the guide rail maintenance that is much needed.

The 2019 Budget represents a $22 increase or a 1.62% increase per average Sussex County home to fund the things that are outlined in the 2019 proposed budget.

**MOTION** to authorize the Clerk to advertise the Budget Revenues and Appropriations Summary 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 on the Budget and Tax Resolution will be held in the Freeholder Meeting Room, County Administrative Center, One Spring Street, Newton, New Jersey on Wednesday, April 24, 2019 at 7:00 P.M., at which time and place objections to said Budget and Tax Resolution for the year 2019 may be presented by taxpayers or other interested persons.”

**MOTION** made by Freeholder Petillo; seconded by Freeholder Hertzberg

**Discussion**

Freeholder Hertzberg said that he has been very critical of the financial situation of the County. But he expressed that he is not critical of the work that the professionals have put into this budget. This document has taken 6 months of hard work to prepare. The Budget process started in August before he and Freeholder Fantasia were elected. It would not be fair for us to come in and reinvent the wheel with the limited time schedule still remaining. This is not the budget he would have wanted, but it is what we have for this year and it helps us get to a point where we can try and launch a long-term financial plan to get us out of this situation. He thanked Freeholder Yardley for allowing them to work with the professionals so they can get a long-term financial plan and wanted to make sure everyone understood he wasn’t being critical about the people who put the hard work and time into the preparation of this Budget. Rather the criticism is of the situation which has been years in the making.

Freeholder Yardley also acknowledged the time and hard work that went into this budget preparation. It was very well thought out and a lot of extra work went into cutting it even further. He looks to the future when the County has a deduction plan and control on spending which reduces debt to a point where the County is paying cash for improvements. That is his goal and he believes it is the goal of this Board and they will have a plan.

Freeholder Fantasia echoed what Freeholder Hertzberg said. She is also interested in moving forward and breaking the mold of “we have always done it this way so let’s continue to do it this way.” She has seen a lot of this from the Board on a multitude of things. She is looking forward to this Board doing things with a little more oversight in lieu of laissez-fair hands off approach.

**On Roll call the vote was:**

<table>
<thead>
<tr>
<th>Freeholder Fantasia</th>
<th>Yes</th>
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<tr>
<td>Freeholder Graham</td>
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<td>Freeholder Hertzberg</td>
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<td>Freeholder Petillo</td>
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<td>Freeholder Director Yardley</td>
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**D. RESOLUTION RE: 168-2019**

**APPROVAL OF 2019 LIBRARY BUDGET AND CERTIFICATION OF 2019 LIBRARY TAX LEVY**

**MOTION** to adopt Resolution D made by Freeholder Petillo; seconded by Freeholder Fantasia
On Roll call the vote was:

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<th>Freeholder</th>
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<td>Fantasia</td>
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<td>Graham</td>
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<td>Hertzberg</td>
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<td>Petillo</td>
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<td>Director Yardley</td>
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E. RESOLUTION RE: 169-2019
APPROVAL OF THE 2019 COUNTY FARMLAND PRESERVATION, RECREATION AND OPEN SPACE TRUST FUND LEVY

MOTION to adopt Resolution E made by Freeholder Petillo; seconded by Freeholder Fantasia

Discussion

Freeholder Graham recalled that it was his understanding that we were going to put more emphasis on maintenance and less on acquisition but last year when this came up we were told that it didn’t get in there. Last year we were doing more acquisitions and less maintenance.

Mr. Poff said he has been in conversation with the County Engineering and Division of Planning and he expects that the Board will have a recommendation forth coming from the Open Space Advisory Committee relative to a set of rules that will facilitate the purpose of what Freeholder Graham just mentioned and with emphasis on stewardship and development that will be in the trust moving forward.

On Roll call the vote was:

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<td>Petillo</td>
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<td>Director Yardley</td>
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F. RESOLUTION RE: 170-2019
AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS OF 2019 OPERATING BUDGET FOR THE COUNTY OF SUSSEX

MOTION to adopt Resolution F made by Freeholder Petillo; seconded by Freeholder Hertzberg

On Roll call the vote was:

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<td>Petillo</td>
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<tr>
<td>Director Yardley</td>
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16. PERSONNEL

No Personnel Items for this meeting.

17. ADMINISTRATIVE REPORT

No report this evening.

18. COUNTY COUNSEL REPORT

This was a topic of discussion at the NJAC County Counsel meeting in Trenton last week. As a result of the meeting about half the Counties in New Jersey have already filed suit. Most of the other half is undecided, but one County has decided not to sue. Mr. Kelly has focused on the leading firms in New Jersey and New York and is in conversations with them. Next he provided an update on the Litigation and noted findings in the Camden County suit: They alleged, “the defendants engaged in concerted, avaricious campaign to flood this County with opioids by deliberately and manipulating and failing to police every layer of the distribution and prescription process in order to push pills out the door in volumes and into channels that they knew would create conditions ripe for addiction and abuse.” In other words this was a deliberate effort to promote this. He gave a list of damages that are being sought as a result of this.

Some of the categories are addition treatments, costs related to absenteeism, overdose and addition related medical costs for employees and retirees, detoxification, substance abuse treatment, health insurance premium, homelessness and list goes on.

Freeholder Hertzberg asked if there is a cross reference with that and us to see if we have any of the same findings.
He said if Sussex County wishes to go this route, he would be assisting the firms collecting all the damages similar to what they have been doing with the Cochran House. He could have a retaining agreement before the Board before next meeting. There is no Statute or time running out with this.

If the Board wishes to precede these Firm are willing to come here and discuss arrangements.

Freeholder Yardley directed Mr. Kelly to continue to collect more information for the next Board meeting.

19. **UNFINISHED BUSINESS**

20. **NEW BUSINESS**

21. **PUBLIC SESSION FROM THE FLOOR**

   Everyone is asked to keep their comments to 5 minutes. Please state your name and print name and municipality on sign in sheet.

**MOTION** to open the floor for public comment made by Freeholder Hertzberg; seconded by Freeholder Petillo (Voice vote)-All in favor

Mr. Kelsky from Stillwater commented he is encouraged by what the Board has expressed about the County Budget.

Mr. Kelsky expressed his continued concerns regarding SCCC Budget particularly the cost of the McGuire Project. Numerous requests to the College to obtain budget information have gone unanswered. Mr. Kelsky provided the Freeholders copies of an OPRA Request he submitted to the College. He doesn't understand why he can't get the information. His second concern relates to the Sussex County School Board Estimate.

His major concern is that disclosures are made at the wee hours of the night for Chapter 12 funds and are not sufficiently detailed as they are statutory required to do so. They are constantly finding Chapter 12 funds, new funds but we are told the funds are from last year. Mr. Kelsey indicated this on January 22nd to the College Board and there was an interesting note made by their CFO, Mr. Ghundi. Mr. Ghundi noted that Chapter 12 funds are detailed, but the Board minutes are not and therefore this allows them to make changes from year to year. Mr. Kelsky gave the Freeholder copies of the College Board meeting minutes and a scrap note he was provided by the College as the McGure Project budget. As a tax payer the SCCC Budget is not acceptable and asked that the Freeholders to ensure the College expenditures are supported by full information and disclosure. He thanked the Board for their time.

William Gettler, Wantage said all of his calculations on the County budget are fictitious not because he claims them to be but they are. He said we are chasing people out of the County with the high taxes.

Andy Boden, Byram addressed the Freeholders regarding the County jail and additional expenses that are going on. He said before we start pointing fingers, the men and women in that jail are doing it with band aids. Monies that have been allocated for that jail in the 21 years he has been there have never come through. The Sheriff's department needs to be proactive and not reactive.

Paul Liobe, Stillwater he said we don't want to have a mudslinging match. We want to come to a diplomatic solution for the jail's future. If the Freeholders want transparency and fiscal responsibility then he urges the Board to look into this situation. Next Mr. Liobe read into the record he prepared and was approved by Legal Counsel regarding ongoing matter regarding Officer Boden.

Peter Knipe, Frankford says he likes to give kudos where it is deserved as well as blame. Kudos to Freeholder Fantasia and Hertzberg, they seem to get it. They understand the responsibility of looking at detail and information being brought to you. The County Budget contains stagnant items which are preventing growth. It is important to increase our ratables. Next the jail study being referring to this evening is 6 years old. If a department came to him and requested new funding, he would ask them to explain what they did with last year's funding. He understands the Sheriff is a Constitutional Office and the Freeholders do not have complete control but you do control the purse strings. In closing he has known Harold Burrell to be on the other side of the isle but he is a moral and ethical man; which he wholeheartedly supports.

Neil Kenny, Green Township, gave Mr. Poff an A+ on his Budget presentation. He wanted to know if someone could have more than 5 minutes to speak.

Freeholder Yardley responded the five minute limit is to afford everyone an opportunity to speak. If you would like to come up and speak for an hour or half hour, we can set that up based on the Agenda.

If the Sheriff Office was provided money for improvements and it was not used appropriately then where was the money spent? There are two different views on what is going on with the future of the Jail. The Correction Officers have their view and then the Freeholder have their understanding. The Corrections Officers are faced with a tough situation, but you are telling them that it is not the case. Sheriff Strada should be present and resents the fact that he is not attending these meetings. Another issue he has is that he sees inmates as tax takers, but they are getting better consideration than the tax payers, this is ridiculous.

As to Freeholder Petillo report about the vape shops, they should be referred to as drug shops. Vaping is another path to get the young people. The Opioid Lawsuits are frivolous and will become a circular game.

**MOTION** to close the floor for public comment and return to regular business made by Freeholder Hertzberg; seconded by Freeholder Fantasia
22. **REMINDERS**

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<tr>
<th>Date/Time</th>
<th>Meeting</th>
<th>Location</th>
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<tr>
<td>4/1 7:30PM</td>
<td>Planning Board</td>
<td>FMR</td>
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<tr>
<td>4/1 7:30 PM</td>
<td>Development Review</td>
<td>FMR</td>
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<td>4/4 9:00AM</td>
<td>Senior Services Advisory</td>
<td>Knoll Heights</td>
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<td>4/4 7:30 PM</td>
<td>Policy Advisory Committee</td>
<td>FMR</td>
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<td>4/9 7:00 PM</td>
<td>Solid Waste Advisory Council</td>
<td>FMR</td>
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<tr>
<td>4/10 7:00 PM</td>
<td>Regular Freeholder Meeting</td>
<td>FMR</td>
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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 Mt. Creek
  In the Matter of the Guardianship of SD

- (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 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 at 9:55 PM made by Freeholder Fantasia; seconded by Freeholder Hertzberg

(Voice vote) All in favor

**MOTION** to adjourn from Executive Session and return to Regular Business made at 10:45 PM by Freeholder Hertzberg; seconded by Freeholder Fantasia

(Voice vote)

24. **ADJOURNMENT**
MOTION to adjourn the meeting at 10:45 PM by Freeholder Graham; seconded by Freeholder Fantasia (Voice vote)-All in favor

DATED: March 27, 2019

Respectively submitted,

Teresa Lyons
Clerk to the Board of Chosen Freeholders