

Due to public health issues arising from the coronavirus situation, the Sussex County Board of Chosen Freeholders will conduct this meeting remotely via a conference call. Callers are invited to listen and will have an opportunity to make comments by calling: 973-310-7191.

FREEHOLDER MEETING OF NOVEMBER 10, 2020 AT 6:00PM
REGULAR BUSINESS
VIA CONFERENCE CALL

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 and email, such notice being submitted on January 2, 2020 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**

Proclamation – Recognizing Great American Smokeout on November 19, 2020

MOTION
(Voice Vote)

7. **PUBLIC HEARINGS - NONE**
8. **PUBLIC SESSION FROM THE FLOOR**

This Public Session is for questions or comments pertaining to Agenda Items only. Before we open this Session we ask Callers wanting to make a comment to first state your name and municipality. The Clerk will create a Roster and call each in the order received. Comments are limited to 3 minutes or less.

MOTION to open the floor for public comment
(Voice Vote)

MOTION to close the floor for public comment
(Voice Vote)

9. **FREEHOLDERS' COMMENTS**
10. **APPROVAL OF CONSENT AGENDA**

- A. **RESOLUTION RE:**
TRANSFER OF 2020 CURRENT APPROPRIATIONS
- B. **RESOLUTION RE:**
RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2020 BUDGET OF THE COUNTY OF SUSSEX RELATING TO AMENDMENT #1 TO THE SFY21 COMPREHENSIVE CANCER CONTROL GRANT AWARD #DCHS21CCC009 FROM THE NJ DEPARTMENT OF HEALTH FOR A TOTAL ADDITIONAL AMOUNT OF \$99,570.00 FOR THE PERIOD OF JULY 1, 2020 TO JUNE 30, 2021
- C. **RESOLUTION RE:**
RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2020 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE NEWTON MEDICAL CENTER COMMUNITY ADVISORY BOARD GRANT TO THE SUSSEX COUNTY PROSECUTOR'S OFFICE PROVIDING \$3,490.00 FOR THE NARCAN ADMINISTRATION PROGRAM
- D. **RESOLUTION RE:**
RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2020 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE 2020/21 PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT AWARD #PHLP21LNC019 IN THE AMOUNT OF \$602,128.00 FOR THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021
- E. **RESOLUTION RE:**
APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE PROGRAM ADMINISTERED BY THE DEPARTMENT OF LAW AND PUBLIC SAFETY: FEDERAL FISCAL YEAR (FFY) 2020 OVERDOSE DATA TO ACTION – OPERATION HELPING HAND PROGRAM, UNDER THE SUBAWARD NO. FYOHH-19-2020, FOR THE PERIOD OF SEPTEMBER 1, 2020 THROUGH AUGUST 31, 2021, IN THE AMOUNT OF \$47,619.00

- F. RESOLUTION RE:**
RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2020 BUDGET OF THE COUNTY OF SUSSEX RELATING TO THE FFY2020 OVERDOSE DATA TO ACTION – OPERATION HELPING HAND GRANT PROGRAM AWARD #FYOHH-19-2020 FROM THE NJ DEPARTMENT OF LAW & PUBLIC SAFETY FOR IN THE AMOUNT OF \$47,619.00 FOR THE PERIOD OF SEPTEMBER 1, 2020 TO AUGUST 31, 2021
- G. RESOLUTION RE:**
AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT # 2, ATTACHMENT “A”, INCREASING THE AGREEMENT BY \$7,178.00 WITH CATHOLIC FAMILY & COMMUNITY SERVICES FOR THE PROVISION OF WEEKDAY AND WEEKEND HOME DELIVERED MEALS FOR THE PERIOD OF JANUARY 1, 2020 TO DECEMBER 31, 2020 FOR A TOTAL AMOUNT OF \$223,261.00
- H. RESOLUTION RE:**
AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT # 2, ATTACHMENT “A”, INCREASING THE AGREEMENT BY \$2,315.00 WITH RES-CARE NEW JERSEY, INC. D/B/A ALL WAYS CARING HOME CARE FOR THE PROVISION OF CERTIFIED HOME HEALTH AIDE SERVICES FOR THE PERIOD OF JANUARY 1, 2020 TO DECEMBER 31, 2020 FOR A TOTAL AMOUNT OF \$104,456.00
- I. RESOLUTION RE:**
AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT # 2, ATTACHMENT “A”, WITH NO ADDITIONAL FUNDING WITH NEWTON MEDICAL CENTER FOR THE PROVISION OF FOOD SERVICE FOR THE CONGREGATE NUTRITION PROGRAM FOR THE PERIOD OF JANUARY 1, 2020 TO DECEMBER 31, 2020 FOR A TOTAL AMOUNT OF \$109,306.00
- J. RESOLUTION RE:**
AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND CLERK OF THE BOARD TO EXECUTE THE MODIFICATION OF AN AGREEMENT # 2, ATTACHMENT “A”, INCREASING THE AGREEMENT BY \$3,400.00 WITH NEWTON MEDICAL CENTER FOR THE PROVISION OF FOOD SERVICE FOR THE WEEKDAY AND WEEKEND HOME DELIVERED MEAL PROGRAM FOR THE PERIOD OF JANUARY 1, 2020 TO DECEMBER 31, 2020 FOR A TOTAL AMOUNT OF \$179,748.00
- K. RESOLUTION RE:**
AUTHORIZATION FOR THE FILING OF THE 2021 NEW JERSEY SENIOR CITIZENS AND DISABLED RESIDENTS TRANSPORTATION ASSISTANCE PROGRAM (SCDRTAP) CY 2021 (JANUARY 1, 2021 – DECEMBER 31, 2021) AND THE FTA NON-URBANIZED AREA FORMULA PROGRAM (SECTION 5311) TO THE NEW JERSEY TRANSIT CORPORATION AND THE DEPARTMENT OF TRANSPORTATION OF THE UNITED STATES OF AMERICA FOR CY 2021 (JANUARY 1, 2021 – DECEMBER 31, 2021) IN THE AMOUNT OF \$1,641,748.89

- L. **RESOLUTION RE:**
AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE THE LETTER OF GRANT AWARD FROM THE NJ DEPARTMENT OF HEALTH, OFFICE OF LOCAL PUBLIC HEALTH TO PROVIDE \$100,000.00 IN FUNDING TO THE SUSSEX COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF COMMUNITY AND YOUTH SERVICES FOR THE SUSSEX COUNTY OVERDOSE FATALITY REVIEW TEAM FOR THE PERIOD OF OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

- M. **RESOLUTION RE:**
AUTHORIZATION FOR THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO ACCEPT THE 2020 COUNTY-WIDE HUMAN SERVICES NEEDS ASSESSMENT AND TO PERMIT ITS UTILIZATION BY THE SUSSEX COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE HUMAN SERVICES ADVISORY COUNCIL

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 Resolutions A-M
(Roll call vote)

11. **APPROVAL OF MINUTES**

Regular Meeting – October 28, 2020
Executive Session Minutes – October 28, 2020

MOTION to approve the minutes from the Regular Meeting and Executive Session
(Voice Vote)

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

13. **RESOLUTIONS:**

- A. **RESOLUTION RE:**
PRELIMINARY ADOPTION OF THE SITE SPECIFIC AMENDMENT TO THE SUSSEX COUNTY WASTEWATER MANAGEMENT PLAN FOR JCM INVESTORS 1012, LLC, ALSO KNOWN AS "MILLY'S COURT," BLOCK 2701, LOT 2 IN THE BOROUGH OF FRANKLIN, COUNTY OF SUSSEX AND STATE OF NEW JERSEY

- B. **RESOLUTION RE:**
AUTHORIZATION TO GRANT TO THE APPLICANT ELIZABETHTOWN GAS COMPANY A CONDITIONAL WAIVER FROM COUNTY POLICY FOR ROAD OPENINGS FOR WINTER WORK WITHIN COUNTY ROUTE 613 AND CR 605

- C. **RESOLUTION RE:**
RESOLUTION CONSENTING TO THE "SPARTA HIGH SCHOOL ATHLETIC COMPLEX" SUSSEX COUNTY WATER QUALITY MANAGEMENT PLAN (WQM) PLAN AMENDMENT
- D. **RESOLUTION RE:**
SUPPORT OF TOWN OF NEWTON'S GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION "TRANSPORTATION ALTERNATIVES SET-ASIDE GRANT PROGRAM" FOR A STREETScape PROJECT LOCATED ALONG A PORTION OF SPARTA AVENUE, A.K.A. COUNTY ROUTE 616
- E. **RESOLUTION RE:**
PROVIDING TEMPORARY CLOSURE OF CR 645 IN SANDYSTON TOWNSHIP FOR THE SANDYSTON TOWNSHIP RECREATION COMMITTEE'S ANNUAL GOBBLE HOBBLE 5K EVENT SUBJECT TO COMPLIANCE WITH APPLICABLE COVID-19 PUBLIC GATHERING RULES, REGULATION AND RESTRICTIONS
- F. **RESOLUTION RE:**
APPROVAL OF THE FISCAL YEAR (FY) 2021 ANNUAL TRANSPORTATION PROGRAM (ATP) STATE AID PROJECT POOL FOR THE COUNTY OF SUSSEX AND AUTHORIZATION FOR THE FREEHOLDER DIRECTOR AND BOARD CLERK TO EXECUTE AN AGREEMENT FOR STATE AID TO COUNTIES UNDER THE NEW JERSEY TRANSPORTATION TRUST FUND AUTHORITY ACT IN THE AMOUNT OF \$5,107,912.00 FOR FY 2021

MOTION to adopt said Resolutions A-F
(Roll Call vote)

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

- A. **RESOLUTION RE:**
AWARD OF CONTRACT EXTENSION THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR PROFESSIONAL SERVICES FOR ALL LABOR AND EMPLOYMENT MATTERS TO TRIMBOLI & PRUSINOWSKI FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021
- B. **RESOLUTION RE:**
AWARD OF CONTRACT EXTENSION THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR PROFESSIONAL AUDITING SERVICES TO NISIVOCCIA LLP FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 IN THE AMOUNT OF \$268,035.00
- C. **RESOLUTION RE:**
AWARD OF CONTRACT EXTENSION THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR PROFESSIONAL LEGAL SERVICES IN THE ISSUANCE OF BONDS, NOTES AND RELATED MATTERS TO ARCHER & GREINER, P.C. FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021

- D. **RESOLUTION RE:**
AWARD OF CONTRACT FOR SUPPLY AND DELIVERY OF NON-OEM AUTOMOTIVE AND LIGHT DUTY TRUCK PARTS TO NORTH EAST PARTS GROUP, LLC FROM NOVEMBER 10, 2020 THROUGH NOVEMBER 09, 2021

- E. **RESOLUTION RE:**
AWARDING A CONTRACT THROUGH THE COMPETITIVE CONTRACTING PROCESS FOR A NJ LICENSED PROFESSIONAL ENGINEER FOR CIVIL, MECHANICAL, ELECTRICAL, PLUMBING, SANITARY DESIGN AND RELATED PLANNING SERVICES FOR WASTEWATER SYSTEM TO BOSWELL ENGINEERING, INC. FROM NOVEMBER 10, 2020 THROUGH NOVEMBER 9, 2021

- F. **RESOLUTION RE:**
AWARD OF A CONTRACT FOR THE SUPPLY AND DELIVERY OF CALMAG 100 LIQUID MELTING AGENT OIL STABILIZER, OR EQUAL FOR THE DIVISION OF PUBLIC WORKS FROM REED SYSTEMS, LTD FROM NOVEMBER 10, 2020 THROUGH NOVEMBER 9, 2021

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.

MOTION to approve Contracts A-F
(Roll call vote)

15. FINANCIAL

- A. **RESOLUTION RE:**
PAYMENT OF BILLS LIST
November 10, 2020

MOTION to approve the Bills List
(Roll Call vote)

- B. **INTRODUCTION FOR FIRST READING- ORDINANCE 20-06- (Eike)**

BOND ORDINANCE PROVIDING FOR THE UNDERTAKING OF 2020 CAPITAL IMPROVEMENTS AT AND FOR CERTAIN FACILITIES OF SUSSEX COUNTY COMMUNITY COLLEGE, LOCATED WITHIN THE COUNTY OF SUSSEX, STATE OF NEW JERSEY; APPROPRIATING \$2,800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,800,000 BONDS OR NOTES OF THE COUNTY OF SUSSEX, STATE OF NEW JERSEY, FOR FINANCING SUCH APPROPRIATION, THE PRINCIPAL OF AND INTEREST ON THE AGGREGATE PRINCIPAL AMOUNT OF WHICH WILL BE ENTITLED TO STATE AID, PURSUANT TO CHAPTER 12 OF THE LAWS OF NEW JERSEY OF 1971

MOTION to adopt this Ordinance on first reading and 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 24, 2020 at 9:00 a.m. prior to final adoption of this Ordinance. **(Roll Call Vote)**

16. **PERSONNEL**

**RESOLUTION RE:
AUTHORIZING PERSONNEL AGENDA OF November 10, 2020**

MOTION to adopt the Personnel Agenda
(Roll Call vote)

17. **ADMINISTRATIVE REPORT**

18. **COUNTY COUNSEL REPORT**

19. **UNFINISHED BUSINESS**

20. **NEW BUSINESS**

- State Legislative Matters

21. **PUBLIC SESSION FROM THE FLOOR**

This Public Session is for general questions or comments. Before we open this Session we ask Callers wanting to make a comment to first state your name and municipality. The Clerk will create a Roster and call each in the order received. Comments are limited to 3 minutes or less.

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**

Please check the County's website at www.sussex.nj.us for meeting schedules.

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:**

X _____ (7) **Matters Relating to Litigation, Negotiations and the Attorney Client Privilege;**

◦ **Various Appointments**

_____ (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)

24. **ADJOURNMENT**

MOTION to adjourn the meeting:
(Voice vote)