

Regular Meeting
Mount Holly, New Jersey

1 A Regular Meeting of the Board of Chosen Freeholders of the County of Burlington was held in the Board Room, Burlington County Office Building, Mount Holly, New Jersey, on Wednesday, January 28, 2009, at 7:00 P.M. The meeting was opened with the flag salute and prayer by the Clerk.

The Public Announcement was read in compliance with the Sunshine Law.

2 ROLL CALL.

On roll call those answering to their names were: Chris Brown, William S. Haines, Jr., Mary Anne Reinhart, and Freeholder Director Joseph Donnelly. James K. Wujcik was absent.

3 OFFICIALS.

Officials in attendance were: County Solicitor Nelson, Chief Financial Officer Brock, Treasurer Hannigan, County Engineer Jaggard, Supervisor of Roads Somes, Human Resources Director Hornickel, Sheriff Stanfield, Resource Conservation Director Robbie, Supervising Administrative Analyst Stewart, and Public Information Officer Shrom and Assistant Public Information Officer O'Donnell.

4 APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF JANUARY 1, AND JANUARY 14, 2009 AND THE CONFERENCE MINUTES OF JANUARY 7, AND JANUARY 14, 2009.

It was moved by Mr. Brown, seconded by Mr. Haines that the minutes be approved. All in favor. Motion carried. Minutes approved.

5 **RESOLUTION NO. 23** by Director Donnelly, BUDGET TRANSFERS moved for adoption by Mr. Donnelly seconded by Mr. Haines.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the County Chief Financial Officer be and is hereby authorized and directed to make the following transfers in the 2008 Budget Appropriation Reserves in accordance with N.J.S.A. 40A:4-59:

FROM:

Board of Elections	OE	\$ 2,000.00

		\$2,000.00

TO:

Board of Elections	S&W	\$ 2,000.00

		\$ 2,000.00

On roll call: Ayes – Mr. Donnelly, Mr. Brown, Mr. Haines, Mrs. Reinhart and Mr. Wujcik. Nays – none. Resolution No. 23 adopted.

*** It was moved by Director Donnelly, seconded by Mr. Haines that the following (9) nine items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 24 through Nos. 32 adopted.

6 **RESOLUTION NO. 24** by Director Donnelly, PAYMENT OF BILLS AND APPROVAL OF MONTHLY REPORT OF REVENUES AND EXPENDITURES.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the bills presented at this meeting as per the detailed list, amounting to \$ 17,484,261.62 and be it the same are hereby approved and passed by the Board, and that the Treasurer for the County of Burlington be and he is hereby authorized and directed to issue county checks in payment of same.

FURTHER RESOLVED, that the Board accepts the Treasurer's monthly report on county revenues and expenditures.

- 7 **RESOLUTION NO. 25** by Director Donnelly, CHANGE ORDER NO. 1 WITH LEVY CONSTRUCTION COMPANY, INC. FOR A DECREASE IN THE AMOUNT OF \$1,188.94 FOR THE PROJECT KNOWN AS "VERTICAL RECIPROCATING CONVEYOR LIFT AT THE WESTAMPTON RECORDS STORAGE FACILITY".

WHEREAS, on May 14, 2008, the Board of Chosen Freeholders of the County of Burlington approved the recommendation of the Burlington County Chief Financial Officer to award the contract known as "WESTAMPTON COMPLEX RECORDS STORAGE FACILITY VERTICAL RECIPROCATING CONVEYOR, WESTAMPTON COMPLEX" (CPU-08-0043) in an amount of SIXTY-TWO THOUSAND THREE HUNDRED DOLLARS (\$62,300.00) to Levy Construction Co., Inc. of 134 Cuthbert Blvd., Audubon, NJ 08106 in conformance with plans and specifications prepared by Vitetta; and

WHEREAS, various changes to the aforesaid contract as detailed in the attached documentation designated as Change Order No. 1 have been recommended by the Architect; and

WHEREAS, Change Order No. 1 represents a net decrease of \$1,188.94 and no change to the current contract time; and

WHEREAS, Change Order No. 1 brings the new contract amount to \$61,111.06 which represents an overall 1.91% decrease to the original contract amount of \$62,300.00; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Change Order No. 1 dated December 11, 2008 with Levy Construction Co., Inc., a copy of which is attached hereto, is hereby approved and the proper County officials are hereby authorized to execute said Change Order.

- 8 **RESOLUTION NO. 26** by Director Donnelly, CHANGE ORDER NO. 1 WITH MARTELL CONSTRUCTION COMPANY, INC. FOR A DECREASE IN THE AMOUNT OF \$14,968 FOR THE PROJECT KNOWN AS "ELEVATOR UPGRADES AT BUTTONWOOD HOSPITAL".

WHEREAS, on December 28, 2007, the Board of Chosen Freeholders of the County of Burlington approved the recommendation of the Burlington County Chief Financial Officer to award the contract known as " ELEVATOR MODERNIZATION AT BUTTONWOOD HOSPITAL" (CPU-07-0110) in an amount of FOUR HUNDRED TWO THOUSAND DOLLARS (\$402,000.00) to Martell Construction Company, Inc. of 15 South Miller Avenue, P.O. Box 326, Penns Grove, NJ 08069 in conformance with plans and specifications prepared by The Vaughn Collaborative; and

WHEREAS, various changes to the aforesaid contract as detailed in the attached documentation designated as Change Order No. 1 have been recommended by The Vaughn Collaborative; and

WHEREAS, Change Order No. 1 represents a net decrease of \$14,968.00 and no time change to the current contract time; and

WHEREAS, Change Order No. 1 brings the new contract amount to \$387,032.00 which represents an overall 3.72% decrease to the original contract amount of \$402,000.00; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Change Order No. 1 dated December 18, 2008 with Martell Construction Company Inc., a copy of which is attached hereto, is hereby approved and the proper County officials are hereby authorized to execute said Change Order.

- 9 **RESOLUTION NO. 27** by Director Donnelly, APPROVAL OF THE ANNUAL TRANSPORTATION PROGRAM (ATP) FOR 2009 AND AUTHORIZATION TO APPLY TO NJ DEPARTMENT OF TRANSPORTATION FOR FUNDING FROM THE TRANSPORTATION TRUST FUND IN THE AMOUNT OF \$4,504,000 FOR THE ENGINEERING DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders have been asked to compile, review and submit projects to the State of New Jersey, Department of Transportation ("DOT") for funding under the New Jersey Transportation Trust Fund; and

WHEREAS, the County Engineer's Office has identified certain projects important to County transportation needs and has included these projects in the Annual Transportation Program ("ATP") for Fiscal Year 2009; and

WHEREAS, the DOT has approved Burlington County Aid allotment in the amount of \$4,504,000.00 for fiscal year 2009 from the New Jersey Transportation Trust Fund for the improvements of Burlington County roads; now, therefore, be it

RESOLVED that the Board of Chosen Freeholders concurs with and hereby adopts the attached ATP list for the fiscal year 2009 and that the copies of this listing be forwarded to the Commissioner of the New Jersey Department of Transportation; and, be it

FURTHER RESOLVED by the Board of Chosen Freeholders that the Burlington County Engineer's Office is hereby authorized to administer and submit the System for Administering Grants Electronically ("SAGE") Application to the Commissioner of Transportation for the New Jersey Transportation Trust Fund Authority Act in the sum of \$4,504,000.00 for the resurfacing and/or reconstruction of the roads listed in the attached Annual Transportation Program dated January 5, 2009.

- 10 **RESOLUTION NO. 28** by Director Donnelly, AUTHORIZATION TO ADVERTISE FOR BIDS FOR TRAFFIC SIGNAL CONTROLLERS AND HARDWARE 2009-2011 FOR THE ENGINEERING DEPARTMENT.

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that the specifications are hereby approved for the following solicitation:

TRAFFIC SIGNAL CONTROLLERS AND HARDWARE 2009-2011
(CPU-09-0006)

And, be it;

RESOLVED that the County Administrator is authorized and directed to advertise for bids on the above proposal, as submitted to and approved by the County Solicitor; and, be it

FURTHER RESOLVED that said bid will be publicly received in the Freeholder's Board Room on Tuesday, March 3, 2009 at 10:30 a.m. local prevailing time.

- 11 **RESOLUTION NO. 29** by Director Donnelly, COUNTY SOLICITOR'S OFFICE IS AUTHORIZED TO PROCEED WITH AN ACQUISITION BY DEDICATION OF A ROADWAY IMPROVEMENT EASEMENT FOR THE RECONSTRUCTION OF COUNTY BRIDGE D4.81 ALONG CRISPIN ROAD, LUMBERTON TOWNSHIP IN THE AMOUNT OF \$1.00 FOR THE ENGINEERING DEPARTMENT.

WHEREAS, there exists a need for the County of Burlington to acquire a roadway improvement easement for the proposed reconstruction of County Bridge D4.81 along Crispin Road in the Township Lumberton, Burlington County; and

WHEREAS, the Board is authorized to acquire the right to enter upon existing easement area for roadway improvement purposes and acquire easements for roadway improvement purposes per the authority of N.J.S. 27:16-16 and 27:16-2; and

WHEREAS, the property which is required is Block 33.01, Lot 1.02 in Lumberton Township, Burlington County and is owned by Mount Holly Municipal Utilities Authority who has agreed to dedicate the easement needed for roadway purposes on this property for the amount of \$1.00; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the purchase of the above property easement is hereby approved; and be it

FURTHER RESOLVED that the County Solicitor's Office and the County Treasurer's Office are authorized to complete any documents needed for this transaction; and be it

FURTHER RESOLVED that the Director of the Board and the County Administrator are authorized to execute any documents needed for this transaction; and be it

FURTHER RESOLVED that this transaction shall be completed in accordance with the Rules of the Board.

- 12 **RESOLUTION NO. 30** by Director Donnelly, APPROVAL OF A GRANT FOR 1 APPLICANT ELIGIBLE FOR UP TO \$5,000 FOR THE EMERGENCY HEATER

REPLACEMENT PROGRAM PURSUANT TO THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT BLOCK GRANT PROGRAM ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington ("Board") has received funds from the U.S. Department of Housing and Urban Development through Block Grant #B08-UC-34-0001, funds from which are used to make grants to eligible Burlington County homeowners to replace inefficient and/or inoperable home heating systems; and

WHEREAS, the County's Community Development Office ("CD Office") has recommended that a Heater Replacement Program grant be made to the following because they satisfy the County's eligibility criteria

HOMEOWNER	CASE #	GRANT AMOUNT
W&M Johnson	HRP04-20-08LH	\$4085

and

WHEREAS, the amounts reported above are available in account no. 31-0701-052008 to make this grant, as evidenced by the certification of Burlington County's Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES, as follows:

1. The above-described grant is approved.
2. Funds to make the grant shall be drawn from federal Community Development Program moneys.
3. The grant is authorized to be disbursed on (a) the CD Office's receipt and approval of notification that all conditions of the contract between the grant applicant and his/her heating contactor have been satisfied and (b) County requirements for the processing of payments have been completed.

- 13 **RESOLUTION NO. 31** by Director Donnelly, LOAN AND MORTGAGE APPROVED FOR ONE PROPERTY OWNER FOR A HOME IMPROVEMENT LOAN IN THE AMOUNT OF \$20,000 PURSUANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ("HUD") BLOCK GRANT ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") has received funds from the U.S. Department of Housing and Urban Development ("HUD") Block Grant #B-96-UC-34-0001, which the Board uses to make loans to eligible County property owners for the purpose of repairing dwellings to improve their habitability and satisfy housing code requirements; and

WHEREAS, the County's Community Development Office ("CD Office") has reported that Albert & Amelia Mitchell (Case #34-31-08GS) satisfy the County's requirements for a housing rehabilitation loan and has recommended that a loan in the amount of \$20,000.00 be made to them; and

WHEREAS, the Applicants have executed a certification pursuant to N.J.S.A. 19:44A-20.8 and P.L. 2005, Chapter 271, reporting that they have not made any reportable contributions to a political or candidate committee or political contributions, expenditures or other things of value to any political party or political committee in the previous year; and

WHEREAS, \$19,825.00 is available in account no. 31-0705-051285 to fund the housing rehabilitation costs portion of this loan, as evidenced by the certification of Burlington County's Chief Financial Officer filed herewith, with the balance of the loan amount being a cost separately incurred by the CD Office for which the borrowers are responsible; now, therefore, the Board

RESOLVES, as follows:

1. The above-described loan is approved, funds for which are to be drawn from federal Community Development Program moneys.

2. The CD Office and County Solicitor are authorized to prepare and record loan, mortgage and other appropriate documents to make this loan and protect the County's interest in being repaid.

3. The CD Office and County Treasurer are authorized to send interim payments for completed work to the contractor and loan recipient upon (a) the CD Office's determination that conditions of the contract between the loan applicant and housing contractor have been satisfied and (b) receipt of forms and documents required for the processing of payments.

4. Upon satisfaction of the conditions of the loan the County Administrator and County Solicitor are authorized to prepare, execute and record appropriate documents to cancel documents filed of record.

- 14 **RESOLUTION NO. 32** by Director Donnelly, APPROVAL TO SUBMIT EQUITABLE SHARING AGREEMENT AND CERTIFICATION FORM TO THE DEPARTMENT OF THE TREASURY AND THE US DEPARTMENT OF JUSTICE TO PARTICIPATE IN SHARING OF ASSETS OF FEDERALLY FORFEITED PROPERTY AND CURRENCY FOR 2009 FOR THE SHERIFF'S DEPARTMENT.

WHEREAS, the United States Government provides for the equitable sharing of property that is forfeited, pursuant to federal administrative and judicial proceedings, with local law enforcement agencies on certain conditions specified in an agreement and standards incorporated therein; and

WHEREAS, participation in receipt of a portion of proceeds from federal prosecutions is in the interest of Burlington County; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that the attached Federal Equitable Sharing Agreement for the Reporting Period of January 1, 2009 through December 31, 2009, by and between the Burlington County Board of Chosen Freeholders, the Burlington County Sheriff's Department and the United States Government, be executed, and the same is hereby approved, in accordance with the Rules of the Board.

- 15 **RESOLUTION NO. 33** by Director Donnelly, APPROVAL OF THE ISSUANCE OF THE EXEMPT BONDS IN AN AMOUNT NOT TO EXCEED \$3,300,000 BY THE BURLINGTON COUNTY BRIDGE COMMISSION AND AUTHORIZATION FOR THE FREEHOLDER DIRECTOR TO EXECUTE AND DELIVER A CERTIFICATE OF APPROVAL FOR SUCH ISSUANCE moved for adoption by Mr. Donnelly, seconded by Mr. Haines.

WHEREAS, the Burlington County Bridge Commission (the "Commission") is vested with statutory power to act as an Improvement Authority with regard to economic development within Burlington County; and

WHEREAS, Landmark Property Management, Inc. (the "Applicant") made application the Commission for the purpose of financing a project on behalf of The Lester A. Drenk Behavioral Health Center ("Drenk") consisting of the refinancing of existing loans that financed facilities located at various locations in the County which are used to provide emergency and crisis intervention services, outpatient therapeutic counseling, residential services, case management, outreach, school-based youth services and other social services (the "Project"); and

WHEREAS, the Commission reviewed the Applicant's application, held a Public Hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"); and has given its endorsement of the issuance of tax-exempt bonds in an amount not to exceed \$3,300,000 for the Project; and

WHEREAS, pursuant to Section 147(f) of the Code the Freeholder Director, as the Chief Elected Officer of Burlington County is required to approve the issuance of private activity bonds by the Commission after the Public Hearing; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that the issuance of tax-exempt bonds in the amount not to exceed \$3,300,000 by the Commission for the Applicant's Project is hereby approved; and, be it

FURTHER RESOLVED, that the Freeholder Director is hereby authorized and directed to execute and deliver a Certificate of Approval for Issuance of Tax-Exempt Bonds by the

Burlington County Bridge Commission on behalf of Landmark Property Management, Inc. in accordance with the Rules of the Board.

On roll call: Ayes – Mr. Donnelly, Mr. Brown, Mr. Haines, Nays – Mrs. Reinhart. Resolution No. 33 adopted.

*** It was moved by Director Donnelly, seconded by Mr. Haines that the following (5) five items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 34 through Nos. 38 adopted.

16 **RESOLUTION NO. 34** by Director Donnelly, APPROVAL OF THE ASSIGNMENT OF SELECT, UPPER MANAGEMENT TITLES MADE BY FREEHOLDER APPOINTMENT ON OR AFTER JULY 1, 2007 TO THE DEFINED CONTRIBUTION RETIREMENT PROGRAM AND AUTHORIZATION FOR THE HUMAN RESOURCE DEPARTMENT TO FILE A COPY OF SAME WITH THE STATE DEPARTMENT OF COMMUNITY AFFAIRS, AND THE STATE DEPARTMENT OF TREASURY.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington is a participating local employer in the Public Employees' Retirement System of New Jersey pursuant to N.J.S.A. 43:15A-1 et seq.; and

WHEREAS, by virtue of changes made to Public Employees' Retirement System by the New Jersey Legislature to curb abuses and to otherwise ensure the financial stability of Public Employees' Retirement System trust funds for career service employees, the Legislature created a new Defined Contribution Retirement Program effective July 1, 2007 (pursuant to N.J.S.A. 43:15C-1 et seq.), to provide retirement accounts to certain elected and appointed public officials; and

WHEREAS, pursuant to N.J.S.A. 43:15C-2, the Local Finance Board within the New Jersey Department of Community Affairs has been authorized to provide guidance to local government employers regarding the types of positions that should be enrolled in said Defined Contribution Retirement Program; and

WHEREAS, by way of Local Finance Notice 2008-10, the Local Finance Board promulgated guidelines for local government employers' use in aiding local Certifying Officers to determine the types of positions that should be allocated to the Defined Contribution Retirement Program, namely positions that are considered "senior management" level within County government and subject to formal appointment by the Board of Chosen Freeholders; and

WHEREAS, pursuant to N.J.S.A. 43:15C-2, the Burlington County Board of Chosen Freeholders is required to adopt a resolution identifying the types of positions that should be allocated to the Defined Contribution Retirement Program; now, therefore, be it

RESOLVED as follows:

1. The County's Certifying Officer is charged with ensuring compliance with the terms of this Resolution and for identifying newly appointed employees and elected officials whose positions are covered by the Defined Contribution Retirement Program;

2. For individuals who are not members of the County's workforce, but who are appointed to serve in the following positions, such individuals shall be enrolled in the Defined Contribution Retirement Program:

Member, Board of Chosen Freeholders (N.J.S.A. 40:20-20; N.J.S.A. 11A:3-5(a))
 Clerk of the Board (N.J.S.A. 40A:9-26)
 County Administrator (N.J.S.A. 40A:9-42)
 Deputy County Administrator (N.J.S.A. 11A:3-5(k))
 County Department Head (N.J.S.A. 11A:3-5(l))
 County Clerk (N.J.S.A. 11A:3-5(a))
 Deputy County Clerk (N.J.S.A. 40A:9-74)
 County Engineer (N.J.S.A. 40A:9-43)
 County Supervisor of Roads (N.J.S.A. 40A:9-44)
 Warden (N.J.S.A. 30:8-20)
 County Solicitor (N.J.S.A. 40A:9-43)
 County Medical Examiner (N.J.S.A. 40A:9-46)
 County Sheriff (N.J.S.A. 40A:9-95; N.J.S.A. 11A:3-5(a))
 Superintendent of Buildings & Grounds (N.J.S.A. 40A:9-32)
 County Surrogate (N.J.S.A. 11A:3-5(a))
 Deputy County Surrogate (N.J.S.A. 2B:14-10)

Tax Administrator (N.J.S.A. 54:3-7);

3. An employee of the County appointed to one of the above positions who has an existing Public Employees' Retirement System account or who has not discontinued active enrollment in Public Employees' Retirement System for a period of greater than two years such that, for pension purposes, "continuous services" as outlined in Local Finance Notice 2008-10 is maintained, shall be permitted to remain in Public Employees' Retirement System subject to the following conditions:

a. The employee has a minimum of one full year of service with the County in a position covered by Public Employees' Retirement System; and

b. The employee has been appointed to the position after a hiring process whereby all qualified, interested internal candidates have been considered for the position;

4. All other appointments by the Board of Chosen Freeholders of the County of Burlington to unclassified positions that are not considered to be "senior management" level positions in the County, as outlined above, and who do not report directly to the County Administrator or to a County Elected Official shall continue to be designated as Public Employees' Retirement System positions; however, the Board of Chosen Freeholders reserves its authority to modify the list outlined above should such positions be restructured so that the appointee no longer reports to the County Administrator or a County Elected Official;

5. Additionally, membership in the Defined Contribution Retirement Program shall not be applicable to specific titles deemed exempt under N.J.S.A. 43:15C-2, whether or not the individuals holding such titles may also hold one of the titles defined above;

6. For any other appointed titles that are not included in the list above, the County's Certifying Officer shall make a determination as to whether such position is considered to be a "senior management" level position within the County as contemplated by this Resolution and the guidance issued by the Local Finance Board by way of Local Finance Notice 2008-10 as it presently exists or may later be amended or supplemented.

7. A copy of this Resolution shall be forwarded to the Director of the Division of Pensions & Benefits within the New Jersey Department of Treasury as well as to the Director of Local Government Services within the New Jersey Department of Community Affairs.

17 **RESOLUTION NO. 35** by Director Donnelly, AUTHORIZATION TO ISSUE AND ADVERTISE A REQUEST FOR QUALIFICATIONS FOR A VOLUNTARY BENEFITS PROGRAM ADMINISTRATOR FOR A TERM OF ONE YEAR WITH OPTIONS TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS FOR THE HUMAN RESOURCES DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to maintaining the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive, quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005, which established the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, the Department of Human Resources ("DHR") requires the services of a qualified voluntary benefits program administrator duly licensed by the State of New Jersey, Department of Banking and Insurance to administer the County's Sec. 125 cafeteria plan for eligible employees; and

WHEREAS, the DHR, after consultations with and approval by the County Solicitor desires to utilize a publicly advertised project specific Request for Qualifications (RFQ); and

WHEREAS, the Board seeks to publicly advertise the RFQ soliciting responses from qualified vendors for the performance of the specified duties; now, therefore, be it

RESOLVED by the Burlington County Board of Chosen Freeholders, that the DHR and County Solicitor are authorized to prepare and RFQ for the designated services; and, be it

FURTHER RESOLVED, that the DHR, County Solicitor and County Administrator shall be responsible for:

- a. Making said RFQ available at no cost to interested New Jersey voluntary benefits program administrators; and
- b. Publishing notice of the County's issuance and availability of said RFQ; and
- c. In accordance with requirements of Resolution No. 17 adopted January 12, 2005, the DHR shall establish a committee to review responses to the RFQ, identify and negotiate with the best qualified responders and submit a written report to the Freeholder Board making recommendation as to which responding voluntary benefits program administrator shall be awarded the contract to perform the designated services.

18 **RESOLUTION NO. 36** by Director Donnelly, AUTHORIZATION TO ISSUE AND ADVERTISE A REQUEST FOR QUALIFICATIONS FOR A BENEFITS BROKER OF RECORD FOR ONE YEAR FOR THE HUMAN RESOURCES DEPARTMENT.

WHEREAS, through Resolution Number 857 adopted on November 26, 2008, the Board of Chosen Freeholders authorized a fair and open process pursuant to N.J.S.A. 19:44A-20.7 through which a Request for Qualifications would be advertised for the appointment of the Burlington County Benefits Broker of Record for a three-year term; and

WHEREAS, a decision has been made to change the three-year term to a one-year term thus necessitating a second Request for Qualifications for the one-year term; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the following fair and open process shall be utilized in the appointment of the Burlington County Benefits Broker of Record for a one-year term:

1. A Request for Qualifications shall be prepared and shall include the required qualifications, scope of work, the criteria for award and all other necessary and legal requirements.
2. The Request for Qualifications shall be publicly advertised for a minimum of ten days in accordance with N.J.S.A. 19:44A-20.7 with a Notice providing the time, date and place responses must be submitted, providing information needed to obtain the Request for Qualifications document and including a statement that proposals are being solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.
3. Entities that submitted proposals during the first RFQ process may rely on their previously submitted proposal upon notice to that effect to the Burlington County Solicitor.
4. A review committee of not less than two persons shall be established to evaluate the Responses received in accordance with the published criteria and to make a recommendation in writing to this Board as to the Response that is the most highly qualified and advantageous to the County.
5. The recommendation of the review committee, if accepted by the Board, shall be formally adopted and approved by this Board by Resolution appointing the Benefits Broker of Record for the County of Burlington for a one-year term.

19 **RESOLUTION NO. 37** by Director Donnelly, PERSONNEL ACTIONS AS SUBMITTED TO AND APPROVED BY THE STATE DEPARTMENT OF PERSONNEL.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the personnel actions as listed below, which have been submitted to and approved by the New Jersey Department of Personnel are hereby acknowledged; and, be it

FURTHER RESOLVED, that the appropriate County Officials are authorized and directed to take the necessary steps to implement the same.

Adele R. Harrison, Clerk, Department of Finance. Commenced duties on 8/11/08 at \$11.99 per hour. Individual transfer.

Janine Osmundson, Senior Juvenile Detention Officer, Juvenile Detention Center. Commenced duties on 9/22/08 at \$46,634 per annum. Permanent appointment from promotional certification.

Krystal L. Doore, Hospital Attendant, Buttonwood Hospital. Commenced duties on 11/30/08 at \$28,234 per annum. Permanent part-time to permanent full-time.

Abigail A. Sramek, Senior Clerk Typist, Clerk of the Board. Commenced duties on 11/21/08 at \$29,451 per annum. Permanent appointment from promotional certification.

Laura E. Murray, Assistant Payroll Supervisor, Human Resources. Commenced duties on 12/8/08 at \$38,622 per annum. Permanent appointment from promotional certification.

Rachel A. Morgan, Program Analyst, Health Department. Commenced duties on 12/2/08 at \$41,695 per annum. Permanent appointment from promotional certification.

Erica J. Brech, Senior Clerk Typist, Economic Development. Commenced duties on 12/2/08 at \$31,484 per annum. Permanent appointment from promotional certification.

Gordon W. McConville, Jr., Senior Field Representative Disease Control, Health Department. Commenced duties on 12/11/08 at \$38,237 per annum.

Sandra M. Young, Investigator County Medical Examiners Office, Medical Examiners Office. Commenced duties on 12/29/08 at \$37,471 per annum. Permanent appointment from open competitive certification.

Robert R. O'Neal, Investigator County Medical Examiners Office, Medical Examiners Office. Commenced duties on 12/29/08 at \$36,871 per annum. Permanent appointment from open competitive certification.

Joshua Gonzalez, Building Maintenance Worker, Resource Conservation. Commenced duties on 11/17/08 at \$25,751 per annum. Individual transfer.

Terry B. Goodwin, Practical Nurse, Buttonwood Hospital. Commenced duties on 11/30/08 at \$13.47 per hour. Temporary appointment six months or less.

Micheline I. Gaston, Hospital Attendant, Buttonwood Hospital. Commenced duties on 11/3/08 at \$28,234 per annum. Permanent appointment to non-competitive division position.

Karon D. McHugh, Practical Nurse, Buttonwood Hospital. Commenced duties on 11/3/08 at \$21.00 per hour. Permanent appointment to non-competitive division position.

Mary E. Palmer, Hospital Attendant, Buttonwood Hospital. Commenced duties on 11/3/08 at \$13.47 per hour. Permanent appointment to non-competitive division position.

Michael Bloomquist, Building Maintenance Worker, Buildings and Grounds. Commenced duties on 11/17/08 at \$25,151 per annum. Permanent appointment to non-competitive division position.

Natasha L. Bocko, Hospital Attendant, Buttonwood Hospital. Commenced duties on 11/17/08 at \$28,234 per annum. Permanent appointment to non-competitive division position.

Ashiya T. Carter, Student Assistant, Buttonwood Hospital. Commenced duties on 11/18/08 at \$9.00 per hour. Unclassified position.

Rhoda M. Mayhew, Residential Service Worker, Buttonwood Hospital. Commenced duties on 11/17/08 at \$25,151 per annum. Permanent appointment to non-competitive division position.

Christianna Toussaint, Hospital Attendant, Buttonwood Hospital. Commenced duties on 11/17/08 at \$28,234 per annum. Permanent appointment to non-competitive division position.

Anita R. Verano, Hospital Attendant, Buttonwood Hospital. Commenced duties on 11/17/08 at \$28,234 per annum. Permanent appointment to non-competitive division position.

Cynthia Zacharkow, Data Processing Systems Programmer, Information Technology. Commenced duties on 6/30/08 at \$43,262 per annum. Permanent appointment to non-competitive division position.

Mary Saucier, Supervising Account Clerk, County Clerks Office. Commenced duties on 7/5/08 at \$40,371 per annum. Provisional appointment pending promotional examination.

Shawn M. Wooten-Minus, Practical Nurse, Buttonwood Hospital. Commenced duties on 10/19/08 at \$21.86 per hour. Temporary appointment six months or less.

20 **RESOLUTION NO. 38** by Director Donnelly, POSITIONS CREATED AND ABOLISHED IN VARIOUS DEPARTMENTS.

RESOLVED, BY THE Board of Chosen Freeholders of the County of Burlington that the following positions be created and abolished effective immediately:

	RANGE	HOURS
ENGINEERING:		
Create:		
05195 2 Assistant Engineer Bridges	31	40
Abolish: 2 Principal Engineering Aide		
JAIL:		
Create:		
01268 1 Clerk Typist	04	35
Abolish: 1 Senior Clerk Typist		
JUVENILE DETENTION CENTER:		
Create:		
01268 1 Clerk Typist	04	35
Abolish: 1 Administrative Clerk		
1 Senior Clerk Typist		

and be it,

RESOLVED, that a certified copy of this resolution be forwarded to the New Jersey Department of Personnel.

*** It was moved by Mr. Brown, seconded by Mr. Haines that the following item be approved by unanimous consent. All in favor. Motion carried. Resolution. No. 39 adopted.

21 **RESOLUTION NO. 39** by Mr. Brown, APPROVAL TO SIGN AND ACCEPT THE PROJECT AWARD CONTRACT FOR CYCLE 9 AND AUTHORIZATION TO CONTINUE TO PARTICIPATE IN THE INSURANCE FRAUD REIMBURSEMENT PROGRAM FOR 2009 IN THE AMOUNT OF \$229,023.00 FOR THE PROSECUTOR'S OFFICE.

WHEREAS, the State of New Jersey, Division of Criminal Justice, Office of the Insurance Fraud Prosecutor, (hereinafter "Office of the Insurance Fraud Prosecutor") has been designated by the New Jersey State Legislature to implement funding reimbursement for anti-insurance fraud activities, pursuant to N.J.S.A. 17:33A-28; and

WHEREAS, by Resolution No. 862 that was passed by the Board of Chosen Freeholders on October 24, 2007, the Burlington County Prosecutor's Office was authorized to apply for funding to implement an action plan under the County Prosecutor Insurance Fund Reimbursement Program (hereinafter "the Program"); and

WHEREAS, by Resolution No. 106 that was passed by the Board of Chosen Freeholders on February 13, 2008, the Board authorized the acceptance of funding for Cycle 8 of the Program; and

WHEREAS, by letter dated December 19, 2008, the Burlington County Prosecutor's Office was notified by the State of New Jersey Office of the Attorney General that a total funding amount of \$229,023 is to be awarded to the Prosecutor's Office for Cycle 9 of the Program; and

WHEREAS, a resolution authorizing the application for continued participation and the acceptance of this funding is required as a prerequisite to the release of Cycle 9 funds; and

WHEREAS, the project is a joint effort between the Office of Insurance Fraud Prosecutor and the Burlington County Prosecutor's Office for the purpose described in the application; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County that:

1. As a matter of public policy, the Burlington County Prosecutor's Office wishes to participate with the Office of Insurance Fraud Prosecutor.
2. The New Jersey Attorney General has allocated funds dedicated for the purpose of reimbursing County Prosecutors for anti-insurance fraud activities.
3. The Office of the Insurance Fraud Prosecutor shall be responsible for the receipt and review of the application for such funds.
4. The Office of the Insurance Fraud Prosecutor shall initiate allocations to each applicant as authorized.
5. The County of Burlington, on behalf of the Burlington County Prosecutor's Office is authorized to receive the sum of \$229,023 and shall administer the funds it receives from the Office of the Insurance Fraud Prosecutor in accordance with the terms of the proposed Project Budget.
6. The Burlington County Administrator and the Burlington County Prosecutor shall be authorized to execute the Project Award Contract(s) and any other documents, including but not limited to, agreements or forms that are required in order to receive funds under the Program.
7. The Burlington County Treasurer is directed to use the funds it receives from the Office of the Insurance Fraud Prosecutor as permitted by the Program.

*** It was moved by Mr. Haines, seconded by Mr. Donnelly that the following (5) five items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 40 through 44 adopted.

22 **RESOLUTION NO. 40** by Mr. Haines, AUTHORIZATION TO EXECUTE SUB-GRANT AGREEMENTS WITH LOCAL ARTS ORGANIZATIONS FROM A GRANT AWARD FROM THE NJ STATE COUNCIL ON THE ARTS IN THE AMOUNT OF \$45,500 FOR LOCAL ARTS PROJECTS AND \$54,305 TO THE DIVISION OF CULTURAL AFFAIRS AND TOURISM FOR PROGRAM PROJECTS.

WHEREAS, by Resolution No. 170 adopted on March 12, 2008, the Burlington County Board of Chosen Freeholders ("Board") approved the submission of an application as proposed by the Burlington County Office of Cultural & Heritage Affairs, now known as Burlington County Division of Cultural Affairs & Tourism ("Office") to the New Jersey State Council on the Arts ("Council") for grant funds to be allocated in State Fiscal Years 2009-2011; and

WHEREAS, by letter dated December 17, 2008, Grant Award No. 0913A060267 the Council approved a grant to the Board in the amount of \$99,805 for year 2009 of which \$45,500 would be distributed to local arts groups through subgrantee agreements and \$54,305 would be used to support County Arts and Cultural programs and projects; and

WHEREAS, upon thorough review of application for arts programs submitted to the Office, the Burlington County Cultural and Heritage Advisory Committee recommends grant funding to agencies named below; and

WHEREAS, there are funds available to make subgrantee agreements with the agencies named below in Account No. 14-5797-033709 as evidenced by the Certification of the Burlington County Treasurer; now, therefore, be it

RESOLVED by Burlington County Board of Chosen Freeholders that subgrantee agreements with the agencies named below awarding Council grant funds be and the same hereby are approved and their execution in accordance with the Rules of the Board authorized

<u>Recipient</u>	<u>Activity</u>	<u>Award</u>
Bridge Players Theatre Company	Special Art Project	\$4,500

	Community Theater	
Burlington County Footlighters	Special Arts Project Community Theater	\$5,000
Center for the Arts in NJ	General Operating Support Arts Center	\$5,000
Faceless, Inc.	Special Art Project Dance Troupe	\$3,000
Golden Eagle Community Band	Special Art Project Community Band	\$5,000
Mount Holly Assembly of God Lighthouse Tabernacle	Special Art Project Cultural Dance	\$3,000
Mount Holly Library	Special Art Project Burlco Lyceum of History & Natural Sciences	\$5,000
Philharmonic of Southern NJ	General Operating Support Community Symphony Orchestra	\$5,000
Servicious Latinos	Special Project Latino Celebration	\$5,000
Whitesbog Preservation Trust	Special Project Blueberry Festival	\$5,000

23 **RESOLUTION NO. 41** by Mr. Haines, FINAL APPROVAL OF THE WILLIAM MILLER FARM LOCATED IN NEW HANOVER TOWNSHIP IN THE AMOUNT OF \$232,500 AND AUTHORIZATION TO EXECUTE THE CONTRACT OF SALE AND TO SUBMIT THE APPLICATION TO THE STATE AGRICULTURE DEVELOPMENT COMMITTEE FOR STATE FUNDS AND UTILIZATION OF DEPARTMENT OF DEFENSE FUNDING TO OFFSET MUNICIPAL COST SHARE PURSUANT TO THE COUNTY'S FARMLAND PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is authorized to acquire land and interests in land for the purpose of preserving it for agricultural use, and the Board approved lands owned by William Miller in New Hanover Township (Block 5, Lots 19 & 20.02), comprising approximately 19 acres, for Burlington County's farmland preservation program; and

WHEREAS, on the basis of appraisal reports the Board offered to enter into an agreement for the purchase of the development rights and the landowners have accepted the Board's offer; and

WHEREAS, currently there are sufficient monies available in account no. 44-5007-100855 to provide the \$232,500 needed to make this purchase, as evidenced by the certifications of Burlington County's Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that:

1. The above-described farmland is given final approval for purchase.
2. The form of agreement and any amendments thereto as may be determined to be necessary for the purchase of the farmland, approved as to form and content by the County Solicitor and County Administrator, be and the same are hereby approved and their execution in accordance with the Rules of the Board is authorized upon the filing of a certification of availability of funds in the above-stated amount with the County Solicitor and County Administrator.
3. The amount payable shall be determined by a survey of the farm and in accordance with the terms of the contract, but not exceeding the funds encumbered to make this purchase.
4. The Freeholder Director, County Administrator and County Treasurer are authorized to execute grant agreements and such other documents as the SADC may require as a

condition to making grants to the County for this purchase, on the approval thereof by the County Treasurer and Farmland Preservation Program Administrator.

5. The Freeholder Director, County Administrator and County Treasurer are authorized to execute Department of Defense funding agreements and such other documents the DOD may require as a condition to utilize the grant agreement to offset the municipal cost share.

6. The Freeholder Director, County Treasurer, County Administrator and County Solicitor are hereby authorized to take such further actions and sign such documents including but not limited to conveyance documents and Installment Purchase Agreement documentation, as may be needed to conclude this purchase.

24 **RESOLUTION NO. 42** by Mr. Haines, AGREEMENT WITH HARRIS SURVEYING, INC. IN THE AMOUNT OF \$3,975 TO SURVEY THE WILLIAM MILLER FARM LOCATED IN NEW HANOVER TOWNSHIP PURSUANT TO THE COUNTY'S FARMLAND PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005 which establishes the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, by resolution being adopted on this date, the Burlington County Board of Chosen Freeholders is authorizing an agreement for the purchase of development rights and credits and a preservation easement on the farm owned by William Miller of New Hanover Township, Block 5, Lots 19 & 20.02; and

WHEREAS, the Board needs a survey and written description of the area of the farm that is to be subject to the County's preservation easement purchase; and

WHEREAS, by Resolution No. 996 on December 30, 2008 the Board established an approved list of Qualified Surveying/Engineering Firms through a fair and open process which includes Harris Surveying, Inc. as a contractor qualified to perform various surveying services on behalf of the Board during 2009 through 2011; and

WHEREAS, Harris Surveying, Inc. has offered to provide the services needed by the Board for a charge of \$3,975 which services constitute "professional services" as defined in N.J.S.A. 40A:11-2(6), the Local Public Contracts Law; and

WHEREAS, there are sufficient monies in account no. 44-5007-100855 to fund an agreement with this firm for the above-stated amount, as evidenced by the certification of Burlington County's Chief Financial Officer filed herewith; now therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the contracts described above, approved as to form and substance by the County administrator and County Solicitor, be and the same is hereby approved and its execution in accordance with the Rules of the Board is authorized; and, be it

FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process and as a professional service in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law; and, be it

FURTHER RESOLVED, that a copy of this action shall be printed once in the Burlington County Times within ten (10) days of its passage as required by N.J.S.A. 40A:11-5(1)(a) (i) of the Local Public Contracts Law.

25 **RESOLUTION NO. 43** by Mr. Haines, AUTHORIZATION OF A DIVISION OF PREMISES FOR THE PRESERVED WINDING LANE, INC. FARM LOCATED IN NORTH HANOVER TOWNSHIP FOR TWO PARCELS PURSUANT TO THE COUNTY'S FARMLAND PRESERVATION PROGRAM.

WHEREAS, by Deed of Easement dated November 7, 1997, lands designated on the Chesterfield Township tax map as Block 1105, Lot 16.01 and the North Hanover tax map as Block 500, lots 19.01, 19.02 & 20, encompassing 521 easement acres, were restricted to agricultural use by Winding Lane Farms, Inc. (Landowner); and

WHEREAS, two (2) existing residences, and two (2) Residual Dwelling Site Opportunities (RDSO) were allocated to the Farm; and

WHEREAS, the Landowner has requested a Division of Premises in accordance with the provisions of the Farmland Preservation Deed of Easement; and

WHEREAS, by Resolution #175 adopted by the Board of Chosen Freeholders on March 8, 2006, approved the Division of Premises request; and

WHEREAS, Resolution #175 expired in February of 2008; and

WHEREAS, the Landowner seeks re-approval of the Division of Premises request based on the same conditions; and

WHEREAS, the Deed of Easement prohibits subdivision of any part of the Farm without the approval of the Grantee (Burlington County) and the State Agriculture Development Committee (SADC); and

WHEREAS, on January 8, 2009, the Burlington County Agricultural Development Board (the "CADB") adopted Resolution #2009-2, recommending that this Board approve, on certain conditions, a request that the farm be subdivided into two parcels, Parcel A, an approximate 135-acre parcel with one (1) existing residence and one (1) RDSO, and Parcel B, an approximate 386-acre parcel with one (1) existing residence and one (1) RDSO; and

WHEREAS, the Board has reviewed the CADB's resolution, and concurs with its recommendations for the reasons stated; now, therefore, be it

RESOLVED, on this date, that the proposed subdivision of the farm is hereby approved for the reasons stated by the CADB in its resolution; and be it

FURTHER RESOLVED, this approval is subject to the following additional conditions:

1. Preliminary subdivision plans are to be submitted to the CADB for review prior to formal subdivision.
2. Corrective Deeds of Easement or amendments to the Deed of Easement, and such other documents as may be determined to be appropriate by the County Solicitor and Attorney for the SADC, shall be prepared and submitted to the County Solicitor for approval.
3. Following approval by the County Solicitor and Attorney for the SADC, the corrective Deeds of Easement or amendment to the 1997 Deed of Easement and such other documents as may be required shall be executed and the documents submitted to the County Solicitor for recording.
4. This resolution shall expire two years from its date, unless an extension of time is approved by subsequent resolution.

26 **RESOLUTION NO. 44** by Mr. Haines, AUTHORIZATION OF A DIVISION OF PREMISES FOR THE PRESERVED KATONA FARMS, INC. LOCATED IN CHESTERFIELD TOWNSHIP FOR TWO PARCELS PURSUANT TO THE COUNTY'S FARMLAND PRESERVATION PROGRAM.

WHEREAS, by deed of easement dated October 16, 1989, lands designated on the Chesterfield Township tax map as Block 302, lots 8.01 and 12.01 (hereafter referred to as the "Farm"), encompassing 182.3 easement acres, were restricted to agricultural use by Katona Farms, Inc; and

WHEREAS, two existing residences, and one (1) residual dwelling site opportunities (RDSO) were allocated to the farm; and

WHEREAS, Katona Farms, Inc. has requested a Division of Premises in accordance with the provisions of the Farmland Preservation Deed of Easement; and

WHEREAS, the Deed of Easement prohibits subdivision of any part of the Farm without the approval of the Grantee (Burlington County) and the State Agriculture Development Committee ("SADC"); and

WHEREAS, on January 8, 2009, the Burlington County Agricultural Development Board (the "CADB") adopted resolution no. 2009-1, recommending that this Board approve, on certain conditions, the request that the Farm be subdivided into two parcels, Parcel A an approximate 102-acre parcel with one existing residence, and (1) Residual Dwelling Site Opportunity Parcel B an approximate 80-acre parcel with one (1) existing residence; and

WHEREAS, the Board has reviewed the CADB's resolution, and concurs with its recommendations for the reasons stated by that Board; now, therefore, be it

RESOLVED, on this date that the proposed Division of Premises is hereby approved for the reasons stated by the CADB in its resolution; and be it

FURTHER RESOLVED, this approval is subject to the following additional conditions:

1. Preliminary subdivision plans are to be submitted to the Burlington County Agricultural Development Board for review prior to formal subdivision.
2. Corrective deeds of easement or amendments to the Deed of Easement, and such other documents as may be determined to be appropriate by the County Solicitor and Attorney for the SADC, shall be prepared and submitted to the County Solicitor for approval.
3. Following approval by the County Solicitor and Attorney for the SADC, the corrective deeds of easement or amendment to the 1989 Deed of Easement and such other documents as may be required shall be executed and the documents submitted to the County Solicitor for recording.
4. This resolution shall expire two years from its date, unless an extension of time is approved by subsequent resolution.

*** It was moved by Mrs. Reinhart, seconded by Mr. Haines that the following (2) two items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 45 and 46 adopted.

27 **RESOLUTION NO. 45** by Mrs. Reinhart, CHANGE ORDER NO. 1 WITH THE DRENK AGENCY IN THE AMOUNT OF \$9,500 FOR INTENSIVE CASE MANAGEMENT SERVICES FOR 2008 ADMINISTERED THROUGH THE HEALTH/HUMAN SERVICES DEPARTMENT.

WHEREAS, pursuant to RFP no. 05-0074 and Resolution No. 2006-39, adopted on January 25, 2006, the Burlington County Board of Chosen Freeholders ("Board") entered into an agreement with the Lester A. Drenk Behavioral Health Center, Inc. ("Drenk") in which Drenk agreed to provide intensive case management services between February 1, 2006, and December 31, 2008, for \$100,000.00 per year; and

WHEREAS, by Resolution no. 2008-430, adopted on June 25, 2008, the Board authorized an increase of \$3,441.00 to the amount payable to Drenk for its 2007 services, which was 3.44% of the contract amount for that year; and

WHEREAS, the Board has reviewed and approved the recommendations of the Burlington County Youth Services Advisory Council and the Administrator of the County's Human Services Office that the amount payable to Drenk for its 2008 services be increased by \$9,500.00 because of the demand for Drenk's services, which is an increase of 9.50% of the contract amount for 2008; and

WHEREAS, \$9,500.00 is available in 2008 unallocated State Community Partnership service funds, which funds are in Account No. 14-5748-033708, as evidenced by the certification of the County's Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES that the attached First Amendment to the contract with Drenk, increasing the maximum amount payable by \$9,500.00 for 2008 services, is approved and its execution in accordance with the Rules of the Board is authorized.

28 **RESOLUTION NO. 46** by Mrs. Reinhart, CHANGE ORDER NO. 3 IN THE AMOUNT OF \$159,000 WITH SELECT MEDICAL REHABILITATION SERVICES, INC.

FOR CONTRACT ENTITLED "THERAPY SERVICES FOR BUTTONWOOD HOSPITAL" DUE TO AN INCREASE IN MEDICARE PART B UTILIZATION.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington entered into a contract entitled "THERAPY SERVICES FOR BUTTONWOOD HOSPITAL " (RFP-07-0093) per Resolution 823, dated October 10, 2007, with Select Medical Rehabilitation Services, Incorporated, 1747 Hooper Avenue, Suite 14, Toms River, NJ 08753 for an estimated amount of \$450,075.00 for the period January 1, 2008 through December 31, 2008, with four (4) one year options beginning January 1, 2009 and expiring on December 31, 2012; and

WHEREAS, changes to the aforesaid contract as listed have been determined to be necessary by Buttonwood Hospital of Burlington County; and

WHEREAS, Change Order One (1) for 2008 was authorized, by the Board, per Resolution 675, adopted on September 10, 2008 to said contract, increasing the estimated amount payable by \$200,000.00, amending the original estimated amount from \$450,075.00 to \$650,075.00; which represents an overall 44.44% increase to the estimated payable amount; and

WHEREAS, Change Order Two (2) for 2008 was authorized, by the Board, per Resolution 965, adopted on December 10, 2008 to said contract, increasing the estimated amount payable by \$136,000.00, resulting in an overall increase of 74.65%, amending the estimated amount payable to \$786,075.00; and

WHEREAS, Change Order Three (3) for 2008, represents an increase of \$159,000.00 resulting in an overall increase of 110%, amending the estimated amount of payable to \$945,075.00; and

WHEREAS, this Change Order Three (3) is required due to an increase in Medicare Part B utilization; and

WHEREAS, funds are available for this change in Account No. 10-0504-032208 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; and be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the attached Change Order Three (3) to the contract "THERAPY SERVICES FOR BUTTONWOOD HOSPITAL" (RFP-07-0093), with Select Medical Rehabilitation Services, Incorporated, is hereby approved; and be it

FURTHER RESOLVED that the County Administrator and the Chief Financial Officer are hereby authorized to execute the Change Order.

*** It was moved by Mrs. Reinhart for Mr. Wujcik, seconded by Mr. Haines that the following item be approved by unanimous consent. All in favor. Motion carried. Resolution No. 47 adopted.

29 **RESOLUTION NO. 47** by Mr. Wujcik, AUTHORIZATION TO PURCHASE HARDWARE AND INSTALLATION FOR WIRELESS LAN POINT TO POINT FROM THE COUNTY COURT HOUSE TO THE PEMBERTON CAMPUS TOWER FOR INFORMATION TECHNOLOGY IN AN AMOUNT NOT TO EXCEED \$99,727 FROM NEW JERSEY BUSINESS SYSTEMS, INC. AN AUTHORIZED VENDOR UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM.

WHEREAS, Burlington County wishes to purchase HARDWARE AND INSTALLATION FOR WIRELESS LAN POINT TO POINT from the Burlington County Court House to the Pemberton Campus Tower from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and

WHEREAS, the purchase of goods and services by local contracting units through a New Jersey State Contract entered into by the Division of Purchase and Property in the New Jersey Department of the Treasury is authored by the Local Public Contract Law at N.J.S.A. 40A:11-12a; and

WHEREAS, the Acting Director of Information Technology has reviewed and approved the request for the purchase of HARDWARE AND INSTALLATION FOR WIRELESS LAN POINT TO POINT from the Burlington County Court House to the Pemberton Campus Tower; and

WHEREAS, New Jersey Business Systems, Inc., 7C Marlen Drive, Robbinsville, NJ 08691, has a New Jersey State Contract for WIRELESS DEVICES AND SERVICES; Term Contract T-2165 with the New Jersey State Contract Number A61405; Contract Dates: August 1, 2004 through June 30, 2009; and

WHEREAS, the County Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best price available and delivery; and

WHEREAS, the actual cost for the purchase of HARDWARE AND INSTALLATION FOR WIRELESS LAN POINT TO POINT from the Burlington County Court House to the Pemberton Campus will not exceed \$99,727.00; and

WHEREAS, funds are available for this purpose in Account No. 60-7001-112282 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED by the County of Burlington that a purchase order be awarded to New Jersey Business Systems, Inc., 7C Marlen Drive, Robbinsville, NJ 08691, for the purchase of HARDWARE AND INSTALLATION FOR WIRELESS LAN POINT TO POINT from the Burlington County Court House to the Pemberton Campus Tower, in an amount not to exceed 99,727.00.

30 COUNTY TREASURER’S REPORT RECOMMENDING AWARD OF BIDS.

TO: Board of Chosen Freeholders – County of Burlington
Augustus M. Mosca – County Administrator/Board Clerk

FROM: Kurt Brock, Chief Financial Officer

SUBJECT: Recommendations for Award of Publicly Advertised Bids

Bids were received on October 28, 2008 as authorized per Resolution #703 on September 24, 2008 for the solicitation entitled “VEHICLES, MULTI-PURPOSE DUMP TRUCKS FOR BURLINGTON COUNTY HIGHWAY DEPARTMENT” (CPU-08-0115).

The Supervisor of Roads recommends that a contract be awarded to the following lowest responsible bidder:

H.A. DeHart & Son, Inc.
311 Crown Point Road
Thorofare, NJ 08086

Purchase Five (5) Multi-Purpose Dump
Dump Trucks as per specifications.....\$148,887.00 each

TOTAL LUMP SUM BID.....\$744,435.00

The award of the contract detailed above is hereby recommended. All required certifications of the availability of funds for the award of the contract were approved by the Chief Financial Officer.

31 NOMINATION AND ELECTION OF PATRICK DELANY TO THE LIBRARY COMMISSON FOR A FIVE YEAR TERM EXPIRING ON DECEMBER 31, 2013.

Mr. Brown placed in nomination the name of Sharon Atkinson to the Library Commission for a five year term expiring on December 31, 2013.

Mr. Haines placed in nomination the name of Patrick Delany to the Library Commission for a five year term expiring on December 31, 2013.

Director Donnelly asked the Board Clerk to call roll for the nomination to the Library Commission:

- Freeholder Brown – Sharon Atkinson
- Freeholder Haines – Patrick Delany
- Freeholder Reinhart - Sharon Atkinson
- Director Donnelly – Patrick Delany

The Director closed the nomination and declared it a tie. This item will be placed on another agenda in the future.

32 APPOINTMENTS BY DIRECTOR TO THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION.

Director Donnelly appointed the following member to the Delaware Valley Regional Planning Commission for 2009:

Leah Arter, Beverly City

33 APPOINTMENTS BY DIRECTOR TO THE REVOLVING LOAN REVIEW COMMITTEE.

Director Donnelly appointed the following members to the Revolving Loan Review Committee for 2009:

Joseph B. Donnelly, Freeholder Liaison to Economic Development
 Peter Nelson, County Solicitor
 Mark Remsa, Director of Economic Development
 Matthew Johnson, Open Space Program Coordinator
 Jack Ferry, Public Representative

34 APPOINTMENTS BY DIRECTOR TO THE RIVER ROUTE STEERING COMMITTEE.

Director Donnelly appointed the following members to the River Route Steering Committee for 2009:

Daniel Caldwell, Stout and Caldwell
 Richard Cureton, Whitesell
 John Worley, Family Y of Burlington County of Burlington
 James Dugan, Delco Development
 William Kirchner, Environmental Resolutions, Inc.

35 PUBLIC COMMENTS.

The following members of the public addressed the Board:

- 1) Kent Pipes, Hainesport Township addressed the Board concerning open government dialogue, green buildings, and Historic Singer House in Medford Township.
- 2) Richard Dow, Mt. Holly Township addressed the Board concerning the farmland auction, losing rateables, zoning laws, and placing Sheriff's Officers in public schools.
- 3) Janet Curran, Westampton Township addressed the Board concerning Open Space and Farmland, traffic on County roads, and the Centerton Bridge.
- 4) Linda Lovendusky, Springfield Township addressed the Board concerning the farmland auction, Woodhue fines and Farmland Preservation.
- 5) Fred Bryant, Springfield Township addressed the Board concerning taxes.

36 COMMENTS BY FREEHOLDERS.

Freeholder Brown requested Bridge Commission minutes have more detail regarding increases in their contracts and if this request requires an OPRA form.

Freeholder Reinhart concurred with Freeholder Brown.

Freeholder Haines stated that Freeholder Brown should be allowed to request this information from the Bridge Commission

It was moved by Mr. Brown, seconded by Mrs. Reinhart, that the meeting be adjourned. All in favor. Motion carried.

Respectfully submitted,

Augustus M. Mosca
 County Administrator/Board Clerk