

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, May 13, 2009, at 11:00 A.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: Freeholders Christopher J. Brown, Mary Anne Reinhart, William S. Haines, Jr., James K. Wujcik and Freeholder Director Joseph Donnelly.

3 OFFICIALS.

Officials in attendance were: County Solicitor Nelson, Treasurer Hannigan, Chief Financial Officer Brock, County Engineer Jaggard, Human Resources Director Hornickel, Resource Conservation Director Robbie, Coordinator of Community Development Trommelen, Supervising Administrative Analyst Stewart, Highway Supervisor Frank Some, Veterans Services Director Tafe, Director of Information Technology Behmke, Director of the Board of Social Services Boas, and Public Information Officer Shrom and Assistant Public Information Officer O'Donnell.

4 APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF APRIL 8, AND APRIL 22, 2009 AND THE CONFERENCE MINUTES OF MARCH 25, AND APRIL 1, 2009.

It was moved by Director Donnelly, seconded by Mr. Wujcik that the minutes of the regular board meeting of April 8, and April 22, and the conference minutes of March 25, and April 1, 2009 be approved. Mr. Haines abstained from the minutes of April 1, and April 22, 2009. Mrs. Reinhart abstained from the minutes of April 8, and April 22, 2009. Mr. Brown abstained from all minutes. Motion carried. Minutes approved.

5 **PROCLAMATION – APRIL-NATIONAL AUTISM MONTH – SENECA HIGH SCHOOL.**

Freeholder Reinhart read a Proclamation to the following students from Seneca High School who hosted a fundraiser for Parents of Autistic Children raising over \$3,000:

- Elizabeth Royston
- Anthony King
- Kate Ricca
- Lauren Wood
- Molly McMahan
- Elizabeth England

6 PUBLIC COMMENTS ON AGENDA ITEMS.

Maria Young, Esq. from the law firm of Graziano, Sumners & Young, LLC was present to address the Board concerning agenda item no. 21, on behalf of their client Excavating Materials and Equipment, Inc., authorizing the award of a contract to Thomas F. Corbett Associates, LLC Ms. Young was protesting the award to Corbett. Freeholder Brown made motion to table agenda item no. 21, seconded by Freeholder Reinhart. Freeholder Haines, Freeholder Wujcik and Director Donnelly opposed this motion. Motion failed.

7 **RESOLUTION NO. 235** by Director Donnelly, PAYMENT OF BILLS, moved for adoption by Director Donnelly, seconded by Mr. Haines. Ayes – Mr. Brown, Mr. Haines, Mrs. Reinhart, Mr. Wujcik and Mr. Donnelly. Opposed – none. Motion carried. Resolution No. 235 adopted as follows:

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 \$26,483,271.31 be and 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.

8 **RESOLUTION NO. 236** by Director Donnelly, AUTHORIZATION FOR THE COUNTY TO CONTINUE UTILIZING THE ESTABLISHED CAP BANK, moved for

adoption by Director Donnelly, seconded by Mr. Haines. Ayes – Mr. Brown, Mr. Haines, Mrs. Reinhart, Mr. Wujcik and Mr. Donnelly. Opposed – None. Motion carried. Resolution 236 adopted as follows:

WHEREAS, N.J.S.A. 40A: 4-45.15b provides that a county, when authorized by resolution, appropriate the difference between the amount of its actual final appropriation or county tax levy and the 3.5 percentage rate as an exception to its final appropriation or county tax levy in either of the next two succeeding years; and,

WHEREAS the Board of Chosen Freeholders hereby determine that any amount authorized hereinabove that is not appropriated or levied as part of the final budget shall be retained as an exception to final appropriations or county tax levy in either or the next two succeeding years; and,

BE IT FURTHER RESOLVED, that any amount authorized hereinabove that is not appropriated or levied as part of the final budget shall be retained as an exception to final appropriation or county tax levy in either of the next two succeeding years; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

- 9 **RESOLUTION NO. 237** by Director Donnelly, FIRST READING AND INTRODUCTION OF THE 2009 COUNTY BUDGET AND AUTHORIZATION TO ADVERTISE THE PUBLIC HEARING ON THE BUDGET, moved for adoption by Director Donnelly, seconded by Mr. Haines. Ayes – Mr. Haines, Mr. Wujcik and Mr. Donnelly. Opposed – Mr. Brown and Mrs. Reinhart. Motion carried. Resolution 237 adopted as follows:

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the County Budget for the Year 2009;

BE IT FURTHER RESOLVED, that said budget summary be published in the Burlington County Times in the issue of May 28, 2009.

Notice is hereby given that the Budget and Tax resolution was approved by the Board of Chosen Freeholders of the County of Burlington on May 13, 2009. A hearing on the Budget and Tax resolution will be held at the County Office Building, Freeholder Board Room 49 Rancocas Rd., Mount Holly, NJ 08060, on June 10, 2009, at 7:00 p.m. at which time and place objections to said Budget and Tax resolution for the year 2009 may be presented by taxpayers or other interested persons.

**EXPLANATORY STATEMENT**

<b>SUMMARY OF APPROVED BUDGET</b>	<b>YEAR 2009</b>	<b>YEAR 2008</b>
Total of Gen. Appropriations	224,084,416.92	227,937,602.00
Total Appropriations	224,084,416.92	227,937,602.00
Less: Anticipated Revenues	61,898,383.92	65,251,569.00
Amount to be Raised by Taxation-County Purpose Tax	162,186,033.00	162,686,033.00

**BUDGET IS ATTACHED AS EXHIBIT A**

\*\*\* It was moved by Director Donnelly, seconded by Mr. Haines that the following (17) seventeen items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 238 through 254 adopted.

- 10 **RESOLUTION NO. 238** by Director Donnelly, RESOLUTION AUTHORIZING AWARD OF CONTRACTS FOR THE PURCHASING DEPARTMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has authorized the solicitation of bids for certain contracts; and

WHEREAS, the County Purchasing Agent has publicly advertised for bids for said contracts and has received, opened and reviewed said bids with the appropriate Burlington County representatives; and

WHEREAS, the County Purchasing Agent recommends to the Board of Chosen Freeholders that contracts be awarded to the responsible bidders as listed below; and

WHEREAS, all required certifications of the availability of funds for the award of contracts were approved, at the time or on an as needed basis, by the Chief Financial Officer; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that award of the contracts listed below are hereby approved and that the proper County Officials are hereby authorized, in accordance with the Rules of the Board, to accept the bid proposals and execute said contracts after all of the requirements of the bid specifications are met by the bidders, including, but not limited to, the submission of the required performance bond, insurance certificate and evidence of affirmative action compliance.

1. Bids were received on April 21, 2009 as authorized per Resolution #143 adopted on March 25, 2009 for the solicitation entitled "OFFICE SUPPLIES 2009-2011" (4-BUCCP-09020).

FOR LEAD AGENCY AND CO-OP MEMBERS

Office Basics  
22 Creek Circle  
Boothwyn, PA 19061

Total Discount.....95%

ESTIMATED TOTAL AMOUNT OF AWARD.....\$500,000.00  
(NOTE: For Years One (1) & Two (2))

2. No bids were received on April 14, 2009 as authorized per Resolution # 112 adopted on March 11, 2009 for the solicitation entitled "PURCHASE OF DRUMS-HAZARDOUS WASTE 2009-2011", (CPU-09-0017). The Purchasing Agent recommends this solicitation be re-advertised and received, for the second time, on June 16, 2009.

3. Bids were received on April 14, 2009, as authorized by resolution #110, adopted on March 11, 2009, for the solicitation entitled "AIR CONDITIONING AND REFRIGERATION MAINTENANCE" (CPU-09-0019). The Purchasing Agent recommends this solicitation be re-advertised and received, for the second time, on June 16, 2009 for specification revision.

4. Bids were received on April 14, 2009 as authorized per Resolution #111, adopted on March 11, 2009 for the solicitation entitled "TRUCK SCALES-CALIBRATION, MAINTENANCE AND REPAIR SERVICES 2009-2011" (CPU-09-0030).

Advance Scale Co., Inc.  
2400 Egg Harbor Road  
Lindenwold, NJ 08021

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 52,907.00  
(NOTE: For Years One (1) & Two (2))

5. Bids were received on April 21, 2009 as authorized per Resolution #120, adopted on March 11, 2009 for the solicitation entitled "SOUND AND LIGHT SERVICE FOR BURLINGTON COUNTY AMPHITHEATER" (CPU-09-0018).

OUTTA Sight Production, Inc.  
109 W. Sharpnack Street, Suite B  
Philadelphia, PA 19119-4034

TOTAL LUMP SUM BID.....\$ 17,000.00

6. Bids were received, for the second time, on May 5, 2009 as authorized per Resolution #156, adopted on March 25, 2009 for the solicitation entitled "GLUED LAMINATED TIMBER SUPERSTRUCTURE & REPAIR COMPONENTS FOR BRIDGE G6.51, WOODLAND TOWNSHIP" (CPU-09-0022A).

Laminated Concepts, Inc.  
 P.O. Box 369  
 Big Flats, NY 14814

TOTAL LUMP SUM BID.....\$ 44,125.00

11 **RESOLUTION NO. 239** by Director Donnelly, CHANGE ORDER NO. 1 IN AN AMOUNT NOT TO EXCEED \$20,196 WITH W.J. GROSS, INC. FOR ADDITIONAL WORK NEEDED IN CONNECTION WITH THE PROJECT KNOWN AS "FIRE TRAINING SIMULATOR & BURN BUILDING REPAIRS AT THE PUBLIC SAFETY BUILDING.

WHEREAS, on November 26, 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 "FIRE TRAINING SIMULATOR AND BURN BUILDING REPAIRS, WESTAMPTON, NJ" (CPU-08-0111) in an amount of TWO MILLION SIX HUNDRED FORTY-NINE THOUSAND DOLLARS (\$2,649,000.00) to W.J. Gross, Inc. of 495 Center Street, Sewell, NJ 08080 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 Architect; and

WHEREAS, Change Order No. 1 represents a net increase of \$20,169.00 and no change to the current contract time; and

WHEREAS, Change Order No. 1 brings the new contract amount to \$2,669,196.00 which represents an overall .76% increase to the original contract amount of \$2,649,000.00; now, therefore, be it

WHEREAS, funds are currently available in Account Number 60-7001-109982 for the additional expenditures set forth in Change Order No. 1 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Change Order No. 1 dated April 15, 2009 with W.J. Gross, Inc., a copy of which is attached hereto, is hereby approved and the proper County officials are hereby authorized to execute said Change Order.

12 **RESOLUTION NO. 240** by Director Donnelly, CHANGE ORDER NO. 1 IN AN AMOUNT NOT TO EXCEED \$11,620 WITH EAGLE CONSTRUCTION FOR ADDITIONAL MATERIALS NEEDED IN CONNECTION WITH THE PROJECT KNOWN AS "EMERGENCY GENERATOR AND WATER INFILTRATION REMEDIATION AT THE BURLINGTON COUNTY PUBLIC SAFETY BUILDING".

WHEREAS, on September 10, 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 "EMERGENCY GENERATOR AND WATER INFILTRATION REMEDIATION AT PUBLIC SAFETY BUILDING, ACADEMY DRIVE, WESTAMPTON NEW JERSEY" (CPU-08-0078) in an amount of ONE HUNDRED EIGHTY-SEVEN THOUSAND FIVE HUNDRED FOURTEEN DOLLARS (\$187,512.00) to Eagle Construction Services, Inc., of 1624 Jacksonville Road, Burlington, NJ 0816 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 Architect; and

WHEREAS, Change Order No. 1 represents a net increase of \$11,620.00 and no change to the current contract time; and

WHEREAS, Change Order No. 1 brings the new contract amount to \$199,134.00 which represents an overall 6.2% increase to the original contract amount of 187,514.00; and

WHEREAS, funds are currently available in Account Number 60-7001-103582 for the additional expenditures set forth in Change Order No. 1 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Change Order No. 1 dated April 28, 2009 with Eagle Construction Services, Inc., a copy

of which is attached hereto, is hereby approved and the proper County officials are hereby authorized to execute said Change Order.

- 13 **RESOLUTION NO. 241** by Director Donnelly, AGREEMENT WITH SOUTH JERSEY OCCUPATIONAL MEDICINE FOR AN ESTIMATED ANNUAL AMOUNT OF \$59,800 AND BURLINGTON MEDICAL CENTER FOR AN ESTIMATED ANNUAL AMOUNT OF \$53,325 FOR THE PERIOD JULY 1, 2009 THROUGH JUNE 30, 2010 FOR CONTRACT ENTITLED "PHYSICIAN SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES DEPARTMENT".

WHEREAS, the County of Burlington's Human Resource Department has a need for Physician Services; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et seq. provides for the solicitation of competitive proposals for such services; and

WHEREAS, the solicitation of competitive proposals was authorized by Resolution #285 on April 25, 2007 for "PHYSICIAN SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0048); and

WHEREAS, the award of competitive proposals was authorized by Resolution # 396, dated June 12, 2007 for "PHYSICIAN SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0048) to South Jersey Occupational Medicine (SJOM), 979 N. Black Horse Pike, Williamstown, NJ 08094, for an estimated annual amount of \$30,000.00 for the contract period of July 1, 2007 through June 30, 2009, and to Burlington Medical Center (BMC), 640 Beverly-Rancocas Road, Willingboro, NJ 08046, at an estimated annual amount of \$21,500.00, for the period of July 1, 2007 through June 30, 2009, with two (2) one-year options beginning July 1, 2009 expiring on June 30, 2011; and; and

WHEREAS, the Director of Human Resources recommends that contracts for "PHYSICIAN SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0048) be awarded, for the third (3) year, to South Jersey Occupational Medicine (SJOM), 979 N. Black Horse Pike, Williamstown, NJ 08094, for an estimated amount of \$59,800.00 for the contract period of July 1, 2009 through June 30, 2010, and to Burlington Medical Center (BMC), 640 Beverly-Rancocas Road, Willingboro, NJ 08046, at an estimated amount of \$53,325.00, for the period of July 1, 2009 through June 30, 2010; and

WHEREAS, a portion of funds are available for the period of July 1, 2009 through December 31, 2009, for the above proposers, in Account No. 10-0020-032209, as evidenced by the attached Certifications of the Burlington County Chief Financial Official; and

WHEREAS, the balance of funds, for the 2009 portion of this contract, are anticipated to be available, for this purpose, in the fiscal year 2009 temporary and permanent budgets; and

WHEREAS, funds are anticipated to be available for the period January 1, 2010 through June 30, 2010, in the fiscal year 2010 temporary and permanent budgets, at that time, the certifications of availability of funds will be issued by the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED by the Burlington County Board of Chosen Freeholders that contracts for "PHYSICIAN SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0048) for the County of Human Resources Department are hereby awarded, for the third (3) year, to the above proposers, for the contract period of July 1, 2009 through June 30, 2010; now, therefore be it; and, be it

FURTHER RESOLVED that the Burlington County Purchasing Agent shall publish a notice in the Official newspaper of the Board of Chosen Freeholders summarizing the award of contract, which shall include, but not be limited to, the nature, duration and amount of the contract, the name of vendors and a statement that this Resolution and the contract is on file and available for public inspection in the Division of Purchase Office of the County of Burlington.

- 14 **RESOLUTION NO. 242** by Director Donnelly, AGREEMENT WITH CFG HEALTH SYSTEM, LLC FOR AN ESTIMATED ANNUAL AMOUNT OF \$31,125 FOR THE PERIOD JULY 1, 2009 THROUGH JUNE 30, 2010 FOR THE CONTRACT ENTITLED

"PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES DEPARTMENT.

WHEREAS, the County of Burlington's Human Resource Department has a need for an Psychiatric Services Program; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et seq. provides for the solicitation of competitive proposals for such services; and

WHEREAS, the solicitation of competitive proposals was authorized by Resolution #403 on June 12, 2007 for "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0047A); and

WHEREAS, the award of a competitive proposal was authorized by Resolution # 689, dated September 12, 2007, for the contract entitled "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0047A) to CFG Health System, LLC, 765 East Route 70, Building A-100, Marlton, NJ 08053, for an estimated amount of \$59,250.00, for the period of September 1, 2007 through June 31, 2009 with two (2) one-year options beginning July 1, 2009, expiring on June 30, 2011; and

WHEREAS, the Director of Human Resources recommends that a contract for "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0047A), be awarded, for the third (3) year, ) to CFG Health System, LLC, 765 East Route 70, Building A-100, Marlton, NJ 08053, for an estimated amount \$31,125.00 for the contract period of July 1, 2009 through June 30, 2010; and

WHEREAS, a portion of funds are available for the period of July 1, 2009 through December 31, 2009, for the above proposer, in Account No. 10-0020-032209, as evidenced by the attached Certification of the Burlington County Chief Financial Official; and

WHEREAS, the balance of funds, for the 2009 portion of this contract, are anticipated to be available, for this purpose, in the fiscal year 2009 temporary and permanent budgets; and

WHEREAS, funds are anticipated to be available for the period January 1, 2010 through June 30, 2010, in the fiscal year 2010 temporary and permanent budgets, at that time, the certification of availability of funds will be issued by the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED by the Burlington County Board of Chosen Freeholders that a contract for "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES (RFP-07-0047A) for the County of Burlington Human Resources Department is hereby awarded to the above proposer, for the third (3) year, for an estimated amount \$31,125.00, for the contract period of July 1, 2009 through June 30, 2010; now, therefore be it

FURTHER RESOLVED that the Burlington County Purchasing Agent shall publish a notice in the official newspaper of the Board of Chosen Freeholders summarizing the award of contract, which shall include, but not be limited to, the nature, duration and amount of the contract, the name of the vendor and a statement that this Resolution and the contract is on file and available for public inspection in the Division of Purchase Office of the County of Burlington.

15 **RESOLUTION NO. 243** by Director Donnelly, COUNTY SOLICITOR'S OFFICE AUTHORIZED TO PROCEED WITH THE ACQUISITION OF A ROADWAY IMPROVEMENT EASEMENT FOR THE RECONSTRUCTION OF COUNTY BRIDGE D4.81 LOCATED AT BLOCK 32, LOT 5.01, CRISPIN ROAD LOCATED IN LUMBERTON TOWNSHIP IN THE AMOUNT OF \$12,880.00 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, Lumberton Township, 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 32, Lot 5.01 in Lumberton Township, Burlington County and is owned by Jeffrey S. Southwood and Amy Harrison who has agreed to sell an easement needed for roadway purposes on this property for the amount of \$12,880.00; and

WHEREAS, funds are available in Account No. 60-7001-107082 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; 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.

16 **RESOLUTION NO. 244** by Director Donnelly, COUNTY SOLICITOR'S OFFICE AUTHORIZED TO PROCEED WITH THE ACQUISITION OF BLOCK 33.05, LOT 1 LOCATED IN LUMBERTON TOWNSHIP FOR THE RECONSTRUCTION OF COUNTY BRIDGE D4.81 IN THE AMOUNT OF \$24,310.00 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, Lumberton Township, 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 33.05, Lot 1 in Lumberton Township, Burlington County and is owned by Stephen W. Smith who has agreed to sell an easement needed for roadway purposes on this property for the amount of \$24,310.00; and

WHEREAS, funds are available in Account No. 60-7001-108582 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; 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.

17 **RESOLUTION NO. 245** by Director Donnelly, AGREEMENT WITH CRAIG TESTING LABORATORIES, INC. IN AN AMOUNT NOT TO EXCEED \$113,625 TO PERFORM ASPHALT TESTING AND BATCH PLAN INSPECTION FOR THE 2009 RECONSTRUCTION AND OVERLAY PROGRAM FOR THE ENGINEERING 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 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 No. 996 adopted December 30, 2008 and a Resolution adopted this date the Board established an approved list of Qualified Engineering Firms through a fair and open process which includes Craig Testing Laboratories, Inc. as a contractor qualified to perform engineering services on behalf of the Board during 2009; and

WHEREAS, the Board of Chosen Freeholders of Burlington County recognizes the need to retain the services of a qualified, licensed professional firm for the purpose of providing engineering services to perform Asphalt Testing and Batch Plant Inspection in connection with the 2009 Reconstruction and Overlay Program; and

WHEREAS, R. Thomas Jaggard, Burlington County Engineer, has requested Craig Testing Laboratories, Inc. to submit the proposal to perform the Professional Services in his letter dated April 15, 2009; and

WHEREAS, Craig Testing Laboratories, Inc. has offered to provide the needed services which constitute "professional services" as defined in N.J.S.A. 40A:11-2(6), the Local Public Contracts Law; and

WHEREAS, Craig Testing Laboratories, Inc. has agreed to perform these necessary services, as shown in the attached proposal dated April 22, 2009 for an amount not to exceed \$113,625.00; and

WHEREAS, funds are available for this purpose in Account No. 60-7001-113082, as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the attached Agreement for professional services with Craig Testing Laboratories, Inc., is hereby approved and authorization is hereby provided for the agreement to be executed, sealed and witnessed or attested to in accordance with the Rules of the Board; 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 notice 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.

- 18 **RESOLUTION NO. 246** by Director Donnelly, APPROVAL OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF COUNTY BRIDGE NO. C3.39 SPRINGSIDE-RANCOCAS ROAD LOCATED IN BURLINGTON, WESTAMPTON AND WILLINGBORO TOWNSHIPS FOR THE ENGINEERING DEPARTMENT.

WHEREAS, County Bridge No. C3.39 is located on Springside – Rancocas Road (C.R. 635) over Mill Creek in Burlington, Westampton, and Willingboro Townships; and

WHEREAS, County Bridge No. C3.39 is functionally obsolete and susceptible to scour and in need of replacement; and

WHEREAS, plans and specifications have been prepared for the RECONSTRUCTION OF COUNTY BRIDGE NO. C3.39; and

WHEREAS, the reconstruction of the bridge requires Springside – Rancocas Road (CR 635) to be closed to through traffic and the establishment of a posted detour route, now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the plans and specifications are hereby approved for "RECONSTRUCTION OF COUNTY BRIDGE NO. C3.39 SPRINGSIDE-RANCOCAS ROAD (C.R. 635) OVER MILL CREEK, BURLINGTON, WESTAMPTON, & WILLINGBORO TOWNSHIPS" (CEG-09-0044); and, be it

FURTHER RESOLVED, that the Freeholder Director is hereby authorized to sign the title sheet of the plans; and, be it

FURTHER RESOLVED, that the County Administrator is authorized and directed to advertise and receive bids for the RECONSTRUCTION OF COUNTY BRIDGE No. C3.39 and that said bids will be publicly received in the Board Room on Tuesday, June 9, 2009 at 10:30 am local prevailing time.

- 19 **RESOLUTION NO. 247** by Director Donnelly, APPROVAL OF GRANT AGREEMENT FOR FISCAL YEAR 2009 STATE AID WITH THE STATE DEPARTMENT OF TRANSPORTATION FOR STATE AID FUNDS IN THE AMOUNT OF \$4,504,000 FOR IMPROVEMENTS TO THE ROADS LISTED IN THE ANNUAL TRANSPORTATION PROGRAM FOR THE ENGINEERING DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders have been asked to submit "Grant Agreement for Fiscal Year 2009 State Aid to the Counties" to the New Jersey Department of Transportation; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders that the Grant Agreement for Fiscal Year 2009 State Aid to Counties as attached hereby is made to the Commissioner of Transportation for an allotment of aid in the amount of \$4,504,000.00 for the improvements of the County Roads listed in the attached Burlington County Annual Transportation Program (ATP); and, be it

FURTHER RESOLVED, that the attached Agreement shall be executed, attested and sealed by the Clerk/Administrator on behalf of the Board of Chosen Freeholders of the County of Burlington and that any and all action necessary on the Burlington County Solicitor's Office or the Burlington County Engineer's Office to make this Agreement are hereby approved and shall be carried out in accordance with Rules of the Board.

- 20 **RESOLUTION NO. 248** by Director Donnelly, AUTHORIZATION TO RELEASE CERTAIN PERFORMANCE AND MAINTENANCE GUARANTEES AS SUBMITTED TO AND APPROVED BY THE BURLINGTON COUNTY PLANNING BOARD AT ITS MEETING HELD APRIL 28, 2009.

WHEREAS, the Burlington County Planning Board lawfully imposed the requirement that Planning Board applicants submit performance guarantees as a condition of approval to insure the satisfactory completion of improvements required by the Planning Board; and

WHEREAS, the Burlington County Planning Board lawfully imposed the requirement that certain Planning Board applicants submit maintenance guarantees as a condition to Planning Board approval to insure that improvements installed by said applicants remain in satisfactory condition for a period of one year; and

WHEREAS, the Burlington County Planning Board has determined that certain performance and maintenance guarantees are no longer required and may be released as more specifically set forth below; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the maintenance guarantee(s) submitted by the below-named Planning Board applicant(s) be released:

<u>Maintenance Guarantee(s)</u>	<u>Developer/Site</u>	<u>Amount</u>	<u>Plann.Bd. File No.</u>
IRLOC #06-0005	Roebing Bank Bridgeboro Road Delran Township	\$10,400.00	S05-10-064

and, be it

FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the following bond(s) be and hereby are released and maintenance bond(s), where appropriate, shall become effective on the date of the adoption of this Resolution:

<u>Performance Bond</u>	<u>Developer/Site</u>	<u>Amount</u>	<u>Plann.Bd. File No.</u>
#B98816019115	Jarvis Route 541 Retail Medford Trade Ctr., LLC & Simbo Ent., LLC Medford-Mt. Holly Road Medford Township	\$74,513.00	S07-20-160

and, be it

FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the performance guarantee(s) submitted by the below-named Planning Board applicant(s) be released as they have submitted acceptable maintenance guarantee(s):

<u>Performance Guarantee(s)</u>	<u>Developer/Site</u>	<u>Amount</u>	<u>Plann.Bd. File No.</u>
IRLOC #5891	Walgreens & Dunkin' Donuts Mark Investments, Inc. Woodlane Rd. & Burlington-Mt. Holly Rd. Westampton Township	\$93,246.00	S06-37-148

21 **RESOLUTION NO. 249** by Director Donnelly, LOAN AND MORTGAGE APPROVED FOR THREE PROPERTY OWNERS FOR A HOME IMPROVEMENT LOAN IN THE AMOUNT OF \$20,000 EACH PURSUANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ("HUD") BLOCK GRANT 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 ("HUD") Block Grant #B-94-UC-34-0001; and

WHEREAS, the County's Housing and Community Development office ("CD Office") has recommended that a HUD housing rehabilitation loan be made to the property owner named below on the CD Office's findings that the owner qualifies for the program and that housing code violations observed on inspection of the property can be ameliorated with a loan from the County; and

<u>Owner</u>	<u>Case no.</u>	<u>Rehab Cost</u>	<u>Title Costs</u>
T. Holley and E. Bell	35-23-38LS	\$19,825	\$175
J. Tuttle & S. Lavalley	35-18-35LS	\$19,825	\$175
S. Hicks	35-29-11LS	\$19,825	\$175

WHEREAS, there are sufficient funds in account no. 31-0705-051285 to make a loan in the above-reported rehab cost amount, as evidenced by the certification of the County's Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES as follows:

1. The CD Office and County Solicitor are authorized to prepare loan, mortgage and other appropriate documents, with the loan amount to include the County's title costs, and record the executed mortgage for this case.
2. Funds for the loans are to be drawn from federal Community Development Program moneys.
3. The County Treasurer is authorized to send interim payments for completed work to the contractor and loan recipient on receipt of appropriate evidence that all the conditions of the contract between the loan applicant and housing contractor have been satisfactorily met and compliance with County payment requirements.
4. On satisfaction of the conditions of the loan and mortgage the County Administrator and County Solicitor are authorized to prepare, sign and record appropriate documents to cancel the mortgage.

22 **RESOLUTION NO. 250** by Director Donnelly, APPROVAL TO SUBMIT THE SUBSTANTIAL AMENDMENT TO THE CONSOLIDATED PLAN 2008 ACTION PLAN TO THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR HOMELESSNESS PREVENTION AND RAPID RE-HOUSING FUNDING THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT IN THE AMOUNT OF \$663,041 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 ("HUD") Community Development Block Grant Program for FY 2008, following the Board's

submission of a Consolidated Plan to HUD which details how the funds will be utilized; and

WHEREAS, HUD has allocated \$663,041.00 additional funds for Homelessness Prevention and Rapid Re-Housing (HP-RR) to Burlington County, made available through the American Recovery and Reinvestment Act of 2009 on the condition that the Board submit a Substantial Amendment to the Consolidated Plan 2008 Action Plan for the HP-RR Program to HUD; and

WHEREAS, the Board has reviewed the Substantial Amendment to the Consolidated Plan 2008 Action Plan for HP-RR and has approved it; now, therefore, the Board

RESOLVES, as follows:

- 1. The Board approves the submission of the Substantial Amendment to the Consolidated Plan 2008 Action Plan for the HP-RR Program.
- 2. The County Administrator and other appropriate County officials and employees are authorized and directed to complete, sign and file the Amendment and to execute such related documents as may be necessary and appropriate therefor.

23 **RESOLUTION NO. 251** by Director Donnelly, APPROVAL OF SUBORDINATION REQUEST WITH ONE FIRST TIME HOMEBUYER AND UNITED COMMUNITY MORTGAGE IN THE AMOUNT OF \$56,560 ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, pursuant to and as authorized by Resolution no. 779, adopted on October 22, 2008, the Board of Chosen Freeholders of the County of Burlington ("Board") made a first-time homebuyer loan to Danielle A. Martin, the repayment of which loan is secured by a Promissory Note and a Mortgage executed by Ms. Martin; and

WHEREAS, United Community Mortgage of Keyport, New Jersey, has committed to make a loan of \$56,560 to Ms. Martin to refinance a mortgage it currently holds on the premises acquired by Ms. Martin that has priority over the Board's mortgage; and

WHEREAS, United Community has conditioned its new loan on the Board's agreement to subordinate its mortgage to the new mortgage to be given by Ms. Martin to United Community Mortgage; and

WHEREAS, the Board has determined that the County's lien position will not be lowered and that the dollar amount of the mortgage lien having priority over the County's lien will not be increased as a result of the new United Community mortgage; and

WHEREAS, the Board has determined to approve United Community's request; now, therefore, the Board

RESOLVES as follows:

- 1. The subordination of the County's mortgage lien to United Community's new Mortgage as described above is approved.
- 2. The County Solicitor and Administrator of the County's Community Development program are authorized to prepare such documents as are appropriate to effectuate the Board's decision.

24 **RESOLUTION NO. 252** by Director Donnelly, APPROVAL TO SUBMIT THE 2009 RECYCLING ENHANCEMENT TAX FUND ENTITLEMENT SPENDING PLAN TO THE STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION IN THE AMOUNT OF \$276,000.

Resolution Authorizing Filing of a Recycling enhancement act Tax Fund Spending plan

Enabling Resolution Authorizing the filing of a Spending Plan for a 2009 Recycling Enhancement Act Tax Fund entitlement pursuant to P.L.2007, c.311 et seq., hereinafter, the Act.

WHEREAS, P.L.2007,c.311 et seq. provides for the awarding of Recycling Enhancement Tax entitlements by the Department of Environmental Protection to designated solid waste management districts to assist them in the preparation, revision and implementation of comprehensive solid waste management and recycling plans; and

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board"); desires such financial assistance to fulfill its responsibilities under the Solid Waste Management Act and the Recycling Enhancement Act, therefore, the Board

RESOLVES, as follows:

1. That a Spending Plan be submitted to the Solid and Hazardous Waste Management Program for a 2009 Recycling Enhancement Act Tax Entitlement in the amount of \$276,000.
2. That the Burlington County District Recycling Coordinator is hereby authorized and directed to execute and file such spending plan with the Department of Environmental Protection, to provide additional information and furnish such documents as may be required; to execute such documents as are required; and to act as the authorized correspondent of the Burlington County Solid Waste Management District.
3. That the Division of Solid Waste Management is designated by the Board as the implementing agency to perform the Recycling Enhancement Tax Entitlement.
4. That the Burlington County Solid Waste Management District does hereby hold the State of New Jersey, and its departments and agencies harmless from any damages, losses and claims which may arise directly or indirectly from the execution of the entitlement.
5. That the Burlington County Solid Waste Management District hereby accepts the terms and conditions set forth in the Act and the guidelines promulgated under it.

25 **RESOLUTION NO. 253** by Director Donnelly, AGREEMENT WITH Q.C, INC. FOR THE ESTIMATED AMOUNT OF \$15,337 FOR LABORATORY TESTING SERVICES FOR THE PERIOD OF JULY 1, 2009 THROUGH JUNE 30, 2010 FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX.

WHEREAS, the County of Burlington's Resource Recovery Complex has a need for Laboratory Testing Services; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et seq. provides for the solicitation of competitive proposals for such services; and

WHEREAS, the solicitation of competitive proposals was authorized by Resolution #273, dated April 11, 2007 for contract entitled "LABORATORY TESTING SERVICES FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX" (RFP-07-0045); and

WHEREAS, the award of competitive proposals was authorized by Resolution #446, dated June 12, 2007 for contract entitled "LABORATORY TESTING SERVICES FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX" (RFP-07-0045) to Q.C., Inc., 1205 Industrial Blvd., Southampton, PA, 18966-0514, for an estimated amount of \$15,532.00, for the period of July 1, 2007 through June 30, 2008 with the option of two (2) one-year extensions expiring on June 30, 2010; and

WHEREAS, the award of competitive proposals was authorized by Resolution #361, dated May 28, 2008, for the second (2) year, for contract entitled "LABORATORY TESTING SERVICES FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX" (RFP-07-0045), to Q.C., Inc., 1205 Industrial Blvd., Southampton, PA, 18966-0514, for an estimated amount of \$15,367.00, for the period of July 1, 2008 through June 30, 2009

WHEREAS, Director of Resource Conservation recommends that a contract for "LABORATORY TESTING SERVICES FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX" (RFP-07-0045) be awarded, for the third (3) year, to Q.C., Inc., 1205 Industrial Blvd., Southampton, PA, 18966-0514, for an estimated amount of \$15,337.00, for the contract period of July 1, 2009 through June 30, 2010; and

WHEREAS, funds are anticipated to be available for this purpose in the fiscal year 2009 temporary and permanent budgets; and

WHEREAS, the certification of availability of funds, for the above named contract, will be issued at that time by the Burlington County Chief Financial Officer; and be it

RESOLVED by the Burlington County Board of Chosen Freeholders that a contract for "LABORATORY TESTING SERVICES FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX" (RFP-07-0045) is hereby awarded, for the third (3) year, to the above proposer, on an as needed basis; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that a contract for "LABORATORY TESTING SERVICES FOR THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX" (RFP-07-0045) is hereby awarded for year three (3) to Q.C., Inc, for an estimated amount of \$15,337.00, for the contract period July 1, 2009 through June 30, 2010; and, be it

FURTHER RESOLVED that the Burlington County Purchasing Agent shall publish a notice in the official newspaper of the Board of Chosen Freeholders summarizing the award of contracts, which shall include, but not be limited to, the nature, duration and amount of the contract, the name of the vendor and a statement that this Resolution and the contract is on file and available for public inspection in the Division of Purchase Office of the County of Burlington.

26 **RESOLUTION NO. 254** by Director Donnelly, APPROVAL TO SUBMIT AN APPLICATION TO THE BOARD OF PUBLIC UTILITIES OFFICE OF CLEAN ENERGY TO PARTICIPATE IN THE LOCAL GOVERNMENT AUDIT PROGRAM FOR THE DEPARTMENT OF RESOURCE CONSERVATION.

WHEREAS, New Jersey's Clean Energy Program promotes increased energy efficiency and the use of clean, renewable sources of energy including solar, wind, geothermal, and sustainable biomass, which results in a stronger economy, less pollution, lower costs, and reduced demand for electricity; and

WHEREAS, in 2003, the New Jersey Board of Public Utilities (the "BPU") established the Office of Clean Energy (the "OCE") to administer New Jersey's Clean Energy Program; and

WHEREAS, the OCE administers the Local Government Energy Audit Program (the "Program"), an incentive program to assist local governments in conducting energy audits and to encourage implementation of energy conservation measures; and

WHEREAS, the Program is the first step in identifying cost-justified energy efficiency measures for local government-owned buildings and the Board of Chosen Freeholders of the County of Burlington ("Board") has decided to apply to participate in it; and

WHEREAS, on acceptance into the Program, the Board is responsible for preparing Facility Data Forms and Scopes of Work for each facility to be audited, soliciting quotations from the authorized contractors and submitting OCE's Part B application form; and

WHEREAS, the Board understands that energy audit work cannot proceed until an Application Approval Notice is received from the Program; now, therefore, the Board

RESOLVES as follows:

1. Submission of an application for participation in the Local Government Energy Audit Program of BPU's OCE is approved.
2. The Director of the Department of Resource Conservation is designated to serve as the Board's contact in this matter.

27 **RESOLUTION NO. 255** by Director Donnelly, AGREEMENT WITH THOMAS F. CORBETT ASSOCIATES, LLC IN THE AMOUNT OF \$3,240,000 FOR LANDFILL 2, PHASE 5 WOODBURY CLAY PRE-EXCAVATION FOR THE DEPARTMENT OF RESOURCE CONSERVATION; moved for adoption by Director Donnelly, seconded by Mr. Haines. Ayes – Mr. Haines, Mr. Wujcik and Mr. Donnelly. Opposed – Mr. Brown and Mrs. Reinhart. Two-thirds majority as required by Statute N.J.S.A. 40A:11-5 (3) not received. Motion failed. **Resolution No. 255 failed.**

WHEREAS, by Resolution no. 783 adopted on October 22, 2008, the Burlington County Board of Chosen Freeholders authorized advertisement for bids for the solicitation entitled "Landfill #2, Phase 5 Woodbury Clay Pre-excavation, Burlington County; New Jersey", (Contract CPU-08-0117); and

WHEREAS, bids were received for the solicitation on December 16, 2008 and, on December 30, 2008, pursuant to the recommendation of the Project Engineer, Richard A. Alaimo Engineering Company, the Board rejected all bids because bid prices exceeded the engineer's estimate for the work and authorized that the solicitation be re-advertised (Contract CPU-08-0117A) ; and

WHEREAS, bids were received for the second time on January 27, 2009 and on February 11, 2009, the Board again rejected all bids upon the recommendation of the Project Engineer because bid prices exceeded the engineer's estimate; and

WHEREAS, pursuant to N.J.S.A. 40A-5(3), the Board may negotiate the terms of a contract and award a contract without competitive bidding if it has rejected bids on two occasions because bids were determined to be unreasonable as to price; and

WHEREAS, the Board notified all bidders submitting bids on January 27, 2009 of its intention to negotiate and has afforded each bidder an opportunity to offer its best price proposal to perform the work as set forth in the specifications upon which the competitive bids were based; and

WHEREAS, Thomas F. Corbett Associates, LLC has offered to perform the work under Contract CPU-08-0117A for \$3,240,000, which price is lower than the lowest responsible bid submitted on January 27, 2009 and lower than all other price proposals received in the negotiation process; and

WHEREAS, the Project Engineer has reviewed the proposal submitted by Thomas F. Corbett Associates, LLC and recommends that a contract be awarded to Corbett; and

WHEREAS, \$3,240,000 is available in account no. 77-7003-050282, as evidenced by the certification of the County's chief financial officer filed herewith; and

WHEREAS, the Board has reviewed and approved the Project Engineer's recommendation; now, therefore, the Board

RESOLVES, that a contract be awarded to Thomas F. Corbett Associates for the solicitation entitled "Landfill #2, Phase 5 Woodbury Clay Pre-excavation, Burlington County; New Jersey" (CPU-08-0117A) for a lumps sum bid amount of \$3,240,000 and that contract be execution in accordance with the Rules of the Board is authorized.

\*\*\* It was moved by Director Donnelly, seconded by Mr. Haines that the following (3) three items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 256 through 258 adopted.

28 **RESOLUTION NO. 256** by Director Donnelly, AUTHORIZATION TO PURCHASE THE ANNUAL SOFTWARE MAINTENANCE FROM ROUTEMATCH SOFTWARE, INC. IN AN AMOUNT NOT TO EXCEED \$30,500.00 FOR THE ROUTEMATCH TS ROUTING AND SOFTWARE SYSTEM FOR THE TRANSPORTATION DEPARTMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to purchase ANNUAL SOFTWARE MAINTENANCE for the RouteMatch TS Routing and Software System, for the Department of Transportation; and

WHEREAS, said support or maintenance of proprietary software is exempt from public bidding by N.J.S.A 40A:11-5(1)(dd).; and

WHEREAS, the Coordinator of Transportation has prepared a written certification, which is attached, certifying that the Request for Authorization to Purchase is for the provision or performance of goods and /or services for the maintenance and support of existing proprietary equipment hardware and/or software. And that the hardware and/or software to be purchased is proprietary because they are goods or services of a specialized nature, that are made or marketed by a person or persons having the exclusive right to make or sell them; and

WHEREAS, RouteMatch Software, Incorporated, Atlantic Center Plaza, 180 Peachtree Street, Suite 1130, Atlanta, GA 30309 has submitted a proposal, dated April 1, 2009, indicating they will provide the required ANNUAL SOFTWARE MAINTENANCE for an amount not to exceed THIRTY THOUSAND, FIVE HUNDRED DOLLARS AND 00/100 (\$30,500.00), contract number FAO-09-0007: and

WHEREAS, RouteMatch Software, Incorporated completed and submitted to the County a Business Entity Disclosure Certification pursuant to N.J.S.A. 19:44A-20.8, certifying that

it has not made any reportable contributions to a political or candidate committee in the previous year and certifying that it will not make such reportable contributions through the term of the contract; and

WHEREAS, RouteMatch Software, Incorporated has completed and submitted a Certification Concerning Political Contributions pursuant to P.L. 2005, Chapter 271, reporting that it made no political contributions, expenditures or other things of value to any political party or political committee during the twelve months prior to submission of the Certification and has completed and submitted a Stockholder Disclosure Certification; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, RouteMatch Software, Incorporated has completed and submitted a Chapter 19 Business Entity Disclosure Certification which certifies that neither the corporation nor any of the stockholders of the corporation have made any reportable contributions during the preceding one-year period 1) to any political party serving in the elective public offices of Burlington County Freeholders, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract is awarded or 2) to any candidate committee of any person serving as Burlington County Freeholders, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract is awarded; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, RouteMatch Software, Incorporated is precluded from making any such reportable contributions during the term of the contract to any county committee of a political party in Burlington County if a member of that political party is serving in the elective public offices of Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract was awarded or to any candidate committee of any person serving as Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract was awarded; and

WHEREAS, the actual cost for the proprietary ANNUAL SOFTWARE MAINTENANCE for the RouteMatch TS Routing and Scheduling Software System, will not exceed THIRTY THOUSAND, FIVE HUNDRED DOLLARS AND 00/100 (\$30,500.00); and

WHEREAS, funds are available for this purpose in Account No.14-5758-033609, as evidenced by the attached certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that a purchase order be awarded to RouteMatch Software, Incorporated, Atlantic Center Plaza, 180 Peachtree Street, Suite 1130, Atlanta, GA 30309, for the purchase of ANNUAL SOFTWARE MAINTENANCE used for the RouteMatch TS Routing and Scheduling Software System, in an amount not to exceed THIRTY THOUSAND, FIVE HUNDRED DOLLARS AND 00/100 (\$30,500.00), in accordance with the Rules of the Board; and be it

FURTHER RESOLVED that the Chapter 19 Business Disclosure Entity Certification, the Chapter 271 Political Contribution Disclosure Certification and the Stockholder Disclosure Certification be placed on file with this Resolution.

29 **RESOLUTION NO. 257** by Director Donnelly, AUTHORIZATION TO ADVERTISE FOR BIDS FOR MEDICAL SUPPLIES II 2009-2011 FOR THE PURCHASING DEPARTMENT.

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

MEDICAL SUPPLIES II  
2009 – 2011  
(CPU-09-0037)

And, be it;

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

FURTHER RESOLVED that said bids will be publicly received in the Freeholder’s Board Room on Tuesday, June 16, 2009 at 10:30 a.m. local prevailing time.

- 30 **RESOLUTION NO. 258** by Director Donnelly, AUTHORIZATION TO PREPARE AND EXECUTE A BOILER PLATE AGREEMENT FOR USE BY THE ONE-STOP CAREER CENTER FOR COMPANIES AND SCHOOLS WHO ARE ON THE NEW JERSEY ELIGIBLE TRAINING PROVIDER LIST CHOSEN BY THE ELIGIBLE WORKFORCE INVESTMENT ACT CUSTOMERS FOR THE WIB/ONE STOP.

WHEREAS, job skills training can increase the number and quality of opportunities for gainful employment, resulting in maintenance of independence and enhancement of the trainee's ability to be a fully contributing member of society; and

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") believes that the public benefits by the County's receipt of funding for job training for dislocated workers and economically disadvantaged and other persons who satisfy eligibility criteria of the Workforce Investment Act of 1998, Pub. L. 105-220; and

WHEREAS, the State of New Jersey, Department of Labor, and the State Employment and Training Commission have established a New Jersey Eligible Training Provider List ("ETPL") of schools and companies that that have been approved by the State agency having jurisdiction over its license or certification or by the federal government and are, therefore, eligible to provide training consistent with the Workforce Investment Act of 1998; and

WHEREAS, the Board believes that the process employed by the State by which schools and companies may be admitted to the ETPL is a "fair and open process", within the meaning of N.J.S.A. 19:44A-20.7 because schools and companies can apply to be on the list at any time, eligibility is based on uniform standards employed by various State agencies for licensure or certification and directions for admission to the list are on the State's website; and

WHEREAS, the Board anticipates receiving a grant from the State to fund agreements with approved training providers; and

WHEREAS, persons eligible to receive publicly funded training have the ability to select the training provider and program from the ETPL that best satisfies his/her needs; now, therefore, the Board

RESOLVES as follows:

1. The County Solicitor and County Administrator are authorized to prepare agreements with companies and schools that are on the New Jersey Eligible Training Provider List for the purpose of providing training or education for eligible persons, which agreements may be made between July 1, 2009, and June 30, 2011.

2. Execution of said agreements and all documents necessary and incidental thereto is authorized in accordance with the Rules of the Board, subject to the availability of funding therefor.

\*\*\* It was moved by Mr. Brown, seconded by Mr. Wujcik that the following item be approved by unanimous consent. All in favor. Motion carried. Resolution No. 259 adopted.

- 31 **RESOLUTION NO. 259** by Mr. Brown, AUTHORIZATION TO RENT GPS TRACKING UNITS FOR THE INMATES AT THE DETENTION CENTER FROM ISECURETRAC CORP. FOR AN ESTIMATED AMOUNT OF \$24,000.00 FOR THE PERIOD JANUARY 1, 2009 THROUGH DECEMBER 31, 2009 FOR.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to RENT GPS TRACKING UNITS, for the inmates at Burlington County Detention Center; and

WHEREAS, iSECUREtrac Corporation, 5078 South 111<sup>th</sup> Street, Omaha, NE 68137 will provide the rental of the required GPS TRACKING UNITS, at a cost of \$4.45 per unit per day, for an estimated annual amount of TWENTY-FOUR THOUSAND DOLLARS and 00/100, (\$24,000.00) for the period January 1, 2009 through December 31, 2009, contract number FAO-09-0005; and

WHEREAS, iSECUREtrac Corporation completed and submitted to the County a Business Entity Disclosure Certification pursuant to N.J.S.A. 19:44A-20.8, certifying that it has not made any reportable contributions to a political or candidate committee in the previous year and certifying that it will not make such reportable contributions through the term of the contract; and

WHEREAS, iSECUREtrac Corporation, has completed and submitted a Certification Concerning Political Contributions pursuant to P.L. 2005, Chapter 271, reporting that it made no political contributions, expenditures or other things of value to any political party or political committee during the twelve months prior to submission of the Certification and has completed and submitted a Stockholder Disclosure Certification; and

WHEREAS, the estimated cost for the RENTAL of GPS TRACTING UNITS, for the Burlington County Detention Center, is anticipated to be TWENTY-FOUR THOUSAND DOLLARS and 00/100, (\$24,000.00); and

WHEREAS, these services were required immediately for the health and welfare of the inmates, therefore purchase order no. 391085 was issued for the estimated amount of \$24,000.00; and

WHEREAS, funds were available in Account No. 30-5410-000155 for this purpose and certified, at that time, by the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED that the Chapter 19 Business Disclosure Entity Certification, the Chapter 271 Political Contribution Disclosure Certification and the Stockholder Disclosure Certification be placed on file with this Resolution.

\*\*\* It was moved by Mr. Haines, seconded by Mr. Wujcik, that the following four (4) items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 260 through 263 adopted.

32 **RESOLUTION NO. 260** by Mr. Haines, AMENDMENT TO AGREEMENT WITH DVIRKA AND BARTILUCCI FOR AN EXTENSION OF TIME THROUGH JUNE 30, 2009 TO DEVELOP A MODEL ORDINANCE TO ASSIST MUNICIPALITIES WITH IMPLEMENTING MANAGEMENT OF ONSITE WASTEWATER SYSTEMS FOR THE DEPARTMENT OF RESOURCE CONSERVATION.

WHEREAS, Burlington County has entered into a contract with the New Jersey Department of Environmental Protection ("NJDEP") to prepare an onsite wastewater management plan for a segment of the North Branch Rancocas Creek; and

WHEREAS, by resolution # 465 dated July 9, 2008, the Board of Chosen Freeholders of Burlington County previously contracted the firm of Dvirka and Bartilucci (herein after "D&B") to develop a model ordinance to assist municipalities with implementing management of onsite wastewater systems for a period of seven months at a cost not to exceed \$30,000 to be funded through the grant from NJDEP; and

WHEREAS, the final tasks of presentation to the Board of Chosen Freeholders and the municipalities and preparation of the final report associated with the ordinance and required by the scope of work remain to be completed; and

WHEREAS, those tasks will be completed by June 30, 2009 which would be a three month extension of the original contract with D&B; and

WHEREAS, the tasks will be completed at the original cost and no additional funds are to be expended; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the above described First Amendment to Agreement 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 First Amendment to Agreement is awarded without competitive bidding as a professional service in accordance with N.J.S.A. 40A:11-5 of the Local Public Contracts Law.

33 **RESOLUTION NO. 261** by Mr. Haines, APPROVAL TO SUBMIT APPLICATION TO THE STATE TRANSPORTATION ENHANCEMENT PROGRAM FOR A GRANT AND COMMITMENT TO MAINTAIN PROPOSED IMPROVEMENT FOR THE USEFUL LIFE OF SEGMENT 1 THE DELAWARE RIVER HERITAGE TRAIL SYSTEM FOR THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, the New Jersey Department of Transportation ("State") is soliciting grant applications for the Transportation Enhancement Program funded through the American Recovery and Reinvestment Act; and,

WHEREAS, the Burlington County Board of Chosen Freeholders ("County") in partnership with the Delaware Valley Regional Planning Commission ("DVRPC") is completing final construction bidding documents for segments of the Delaware River Heritage Trail (DRHT); and,

WHEREAS, Segment 1 of the DRHT, to be constructed along County Routes 662 and 545 through Bordentown Township, Fieldsboro Borough and Bordentown City, and measuring approximately 2.73 miles in length, would be potentially eligible for State grant funding; and,

WHEREAS, an engineer's cost estimate for Segment 1 anticipates cost of construction of necessary improvements not to exceed \$2.5 million; and,

WHEREAS, the County recognizes the DRHT an important recreational amenity identified in the Burlington County Parks and Open Space Master Plan and the Route 130/Delaware River Corridor Strategic Plan, endorsed by the NJ State Planning Commission, and forwards the goals of the New Jersey State Trails Plan; and,

WHEREAS, the County recognizes that the DRHT provides a regional transportation alternative in conjunction with NJ Transit bus routes and the RiverLINE Light Rail Transit System; and

WHEREAS, the County recognizes that the DRHT provides a regional economic development benefit through increased tourism and shopping in downtown business districts; and,

WHEREAS, should the County receive a State grant for 100% reimbursement of eligible costs associated with the construction of Segment 1 of the DRHT, the County commits to use available funds from the Burlington County Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("Trust Fund") for construction of said project; and

WHEREAS, the County commits to maintain said Segment 1 DRHT improvements for their useful life; and

WHEREAS, the County is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment to the Agreement with the State for the above named project; now, therefore be it

RESOLVED by the Burlington County Board of Chosen Freeholders:

1. The Coordinator for Open Space Acquisition and Park Development is hereby authorized to submit a grant application to the State Transportation Enhancement Program requesting 100% reimbursement for eligible costs associated with the proposed construction of Segment 1 of the DRHT; and,

2. That, in the event the State's funds are less than the total project cost specified above, the County has the option to provide funding necessary to complete the project; and,

3. The County agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,

4. The County agrees to maintain improvements constructed as part of Segment 1 DRHT for their useful life; and,

5. That this resolution shall take effect immediately; and,

34 **RESOLUTION NO. 262** by Mr. Haines, AUTHORIZATION TO ADVERTISE FOR BIDS FOR "TITLE IIIIE RESPITE DAY CARE SERVICES" FOR THE OFFICE ON AGING.

WHEREAS, TITLE IIIIE RESPITE DAY CARE SERVICES – OFFICE ON AGING – 2010 (RFP-09-0042) is to be contracted using competitive contracting; and

WHEREAS, N.J.S.A. 40A:11-4.1 provides that competitive contracting may be used in lieu of public bidding for the procurement of specialized goods and services the price of which exceeds the bid threshold of \$29,000 and

WHEREAS, TITLE IIIIE RESPITE DAY CARE SERVICES – OFFICE ON AGING – 2010 is one of the specialized goods and/or services which may be procured through the use

of the competitive contracting process as the operation of a social service program, N.J.S.A. 40A:11-4.1 (b)(2); and

WHEREAS, the Board of Chosen Freeholders of the County of Burlington finds that the use of the competitive contracting process for the procurement of Social Services will be beneficial to the citizens of this County; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the use of the competitive contracting process for the purchase of Respite Day Care Services is hereby authorized; and, be it

RESOLVED that a pre-proposal conference will be held for all proposers in the Freeholder’s Board Room, on Thursday, June 4, 2009 at 10:00 a.m.; and, be it

RESOLVED that the submissions of proposals will be publicly received in the Freeholder’s Board Room on Tuesday, June 23, 2009 at 10:30 a.m. local prevailing time; and, be it

FURTHER RESOLVED that the County Administrator is authorized and directed to have published in the official newspaper a notice of availability of request for proposal documentation, as prepared by the Division of Purchase and submitted to and approved by the County Solicitor.

35 **RESOLUTION NO. 263** by Mr. Haines, AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE “TITLE IIIIE RESPITE HOMECARE SERVICES” FOR THE OFFICE ON AGING.

WHEREAS, TITLE IIIIE RESPITE HOMECARE SERVICES – OFFICE ON AGING – 2010 (RFP-09-0043) is to be contracted using competitive contracting; and

WHEREAS, N.J.S.A. 40A:11-4.1 provides that competitive contracting may be used in lieu of public bidding for the procurement of specialized goods and services the price of which exceeds the bid threshold of \$29,000 and

WHEREAS, TITLE IIIIE RESPITE HOMECARE SERVICES – OFFICE ON AGING – 2010 is one of the specialized goods and/or services which may be procured through the use of the competitive contracting process as the operation of a social service program, N.J.S.A. 40A:11-4.1 (b)(2); and

WHEREAS, the Board of Chosen Freeholders of the County of Burlington finds that the use of the competitive contracting process for the procurement of Social Services will be beneficial to the citizens of this County; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the use of the competitive contracting process for the purchase of Respite Homecare Services is hereby authorized; and, be it

RESOLVED that a pre-proposal conference will be held for all proposers in the Freeholder’s Board Room, on Thursday, June 4, 2009 at 10:30 a.m.; and, be it

RESOLVED that the submissions of proposals will be publicly received in the Freeholder’s Board Room on Tuesday, June 23, 2009 at 10:30 a.m. local prevailing time; and, be it

FURTHER RESOLVED that the County Administrator is authorized and directed to have published in the official newspaper a notice of availability of request for proposal documentation, as prepared by the Division of Purchase and submitted to and approved by the County Solicitor.

\*\*\* It was moved by Mrs. Reinhart, seconded by Mr. Wujcik that the following six (6) items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 264 through 269 adopted.

36 **RESOLUTION NO. 264** by Mrs. Reinhart, APPROVAL TO SUBMIT GRANT APPLICATION TO THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES FOR A HEALTH SERVICES WIC GRANT FOR UNITED STATES DEPARTMENT OF AGRICULTURE FUNDING IN THE AMOUNT OF \$709,000.00 FOR THE SPECIAL SUPPLEMENTAL FOOD AND NUTRITION EDUCATION PROGRAM ADMINISTERED THROUGH THE HEALTH DEPARTMENT.

WHEREAS, the New Jersey State Department of Health and Senior Services ("State") and the United States Department of Agriculture make grants to support the Special Supplemental Food Program for the Women, Infants and Children, ("WIC") Program and the State has reported that \$709,000.00 in WIC program funding is available to Burlington County for the period October 1, 2009, to September 30, 2010; and

WHEREAS, the Board believes that this program benefits Burlington County residents and it should apply to secure said funds; now, therefore, the Board

RESOLVES as follows:

1. The Public Health Coordinator and County Administrator are authorized to prepare and submit an application to the State for WIC grant funds for the above-stated period.
2. On the State's approval of the County's application, the making and execution, in accordance with the Rules of the Board, of a grant agreement with the State that has been reviewed and approved by the County Administrator and County Solicitor is authorized.

- 37 **RESOLUTION NO. 265** by Mrs. Reinhart, AGREEMENT WITH THE AMERICAN LEGION POST 146 FOR FACILITY USE ON THE FIRST THURSDAY OF EACH MONTH FOR WOMEN, INFANTS AND CHILDREN (WIC) CLINICS IN THE AMOUNT OF \$2,100.00 ADMINISTERED THROUGH THE HEALTH DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") makes Women, Infants and Children program ("WIC") services available to qualified residents of Burlington County; and

WHEREAS, the American Legion Post (the "Post"), located in Riverside, is agreeable to making its facility available to the County Health Department for WIC clinics on a monthly basis; and

WHEREAS, \$2,100.00 is available in account number 14-5769-031908 to pay the Post for one year's use of its facility, as evidenced by the certification of the County's chief financial officer filed herewith; now, therefore, the Board

RESOLVES as follows:

1. A license agreement with the Post, approved as to form and content by the County Administrator and County Solicitor, having a term not longer than five years, is approved and its execution in accordance with the Rules of the Board is authorized.
2. Continuation of the agreement beyond the first year shall be subject to the appropriation and availability of funds therefor.

- 38 **RESOLUTION NO. 266** by Mrs. Reinhart, AGREEMENT WITH SHILOH BAPTIST CHURCH FOR FACILITY USE ON THE FOURTH WEDNESDAY OF EACH MONTH FOR WOMEN, INFANTS AND CHILDREN (WIC) CLINICS IN THE AMOUNT OF \$450.00 ADMINISTERED THROUGH THE HEALTH DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") makes Women, Infants and Children program ("WIC") services available to qualified residents of Burlington County; and

WHEREAS, the Shiloh Baptist Church (the "Church") in Bordentown is agreeable to making its facilities available to the Burlington County Health Department for WIC clinics on a monthly basis; and

WHEREAS, \$450.00 is available in account number 14-5769-031908 to fund one year of a license agreement with the Church, as evidenced by the certification of the County's chief financial officer filed herewith; now, therefore, the Board

RESOLVES as follows:

1. A license agreement with the Church, approved as to form and content by the County Administrator and County Solicitor, having a term not longer than five years, is approved and its execution in accordance with the Rules of the Board is authorized.
2. Continuation of the agreement beyond the first year shall be subject to the appropriation and availability of funds therefor.

39 **RESOLUTION NO. 267** by Mrs. Reinhart, APPROVAL TO SUBMIT AN APPLICATION TO THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES, DIVISION OF HIV/AIDS SERVICES FOR RENEWAL OF GRANT FUNDING IN THE AMOUNT OF \$80,550 FOR CONTINUATION OF HIV COUNSELING AND TESTING SERVICES ADMINISTERED THROUGH THE HEALTH DEPARTMENT.

WHEREAS, the State of New Jersey, Department of Health and Senior Services, Division of HIV/AIDS Services (the "State"), has notified the Burlington County Board of Chosen Freeholders (the "Board") that \$80,550 in grant funds is available for Human Immunodeficiency Virus ("HIV") counseling and testing services; and

WHEREAS, the Board has reviewed and approved the recommendation of the County Health Department that an application be made to the State for a Health Service Grant to fund HIV counseling and testing services for the period July 1, 2009, through June 30, 2010, because the Board believes that continuation of this program would benefit the citizens of Burlington County; now therefore, the Board

RESOLVES, as follows:

1. The completion, execution and submission of the above-described application by County officers and employees authorized to do so by the Rules of the Board be and the same is hereby authorized.
2. Upon the State's approval of said application, the County Administrator is authorized to sign a grant agreement with the State approved by the County Solicitor required as a condition to the grant.

40 **RESOLUTION NO. 268** by Mrs. Reinhart, AUTHORIZATION TO ADVERTISE FOR BIDS FOR WASHER EXTRACTORS AND NATURAL GAS DRYERS FOR BUTTONWOOD HOSPITAL.

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

WASHER EXTRACTORS AND NATURAL GAS DRYERS  
FOR BUTTONWOOD HOSPITAL  
(CPU-09-0058)

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 bids will be publicly received in the Freeholder's Board Room on Tuesday, June 16, 2009 at 10:30 a.m. local prevailing time.

41 **RESOLUTION NO. 269** by Mrs. Reinhart, AUTHORIZATION TO PURCHASE INFLUENZA VACCINE FOR THE 2009 FLU SEASON IN AN AMOUNT NOT TO EXCEED \$34,040.80 FROM SANOFI PASTEUR, INC. AN AUTHORIZED VENDOR UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM.

WHEREAS, Burlington County wishes to purchase INFLUENZA VACCINES for the 2009 Flu Season, for the Burlington County Health Department 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 authorized by the Local Public Contracts Law at N.J.S.A. 40A:11-12a; and

WHEREAS, SANOFI PASTEUR, INC., Discovery Drive, Swiftwater, PA 18370-0187, has a New Jersey State Contract for INFLUENZA VACCINE, DHSS, Term Contract T-2276 with the New Jersey State Contract Number A73936; Contract Dates: April 1, 2009 through March 31, 2013; 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 INFLUENZA VACCINES for the 2009 Flu Season, will not exceed \$34,040.80; and

WHEREAS, funds are available for this purpose in Account No. 10-0501-034809 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 SANOFI PASTEUR, INC., Discovery Drive, Swiftwater, PA 18370-0187, for the purchase of INFLUENZA VACCINES, for the 2009 Flu Season, for the Burlington County Health Department in an amount not to exceed \$34,040.80.

\*\*\* It was moved by Mr. Wujcik, seconded by Mrs. Reinhart that the following four (4) items be approved by unanimous consent. Motion carried. Resolution Nos. 270 through 273 adopted.

42 **RESOLUTION NO. 270** by Mr. Wujcik, AGREEMENT WITH APPROVED MUNICIPALITIES IN CONNECTION WITH THE PROSECUTOR'S INTEGRATED LAW ENFORCEMENT COMPUTER PROJECT FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY.

WHEREAS, the Burlington County Prosecutor's Office in cooperation with the Burlington County Police Chief's Association applied for and received a \$2,717,746.00 Federal Grant from the U.S. Department of Justice under the provisions of the 1995 Community Oriented Policing Services-Making Officer Redeployment Effective (COPS-MORE) program; and

WHEREAS, as a requirement of receipt of the COPS-MORE grant certain local matches were required of the Burlington County Board of Chosen Freeholders (\$604,420.00), the Burlington County Prosecutor's office (\$450,000.00) and the Burlington County Bridge Commission (\$102,612.00); and

WHEREAS, the COPS-MORE program is in the best interest of the citizens of Burlington County in that it allows for more efficient and effective use of municipal officers and includes the following:

An upgraded 911/Dispatching system for Police/Fire/EMS  
Police Records and Field Reporting Systems  
Mobile Computer Terminal Interface (MCT); and

WHEREAS, in consideration of the Burlington County Board of Chosen Freeholders Agreement to host centralized computer hardware and software in connection with the upgraded computer aided dispatching (CAD), law enforcement records system (LERS) and mobile computer terminals (MCT) the municipalities within the County have indicated their agreement to provide funds necessary to maintain the operation of the centralized hardware and software; and

WHEREAS, the Burlington County Board of Chosen Freeholders and the municipalities within Burlington County are authorized by the Shared Services Act, N.J.S.A. 40A:65-1, et seq., to enter into contracts for the provision of any service which any party to the agreement is authorized to render within its own jurisdiction; and

WHEREAS, the attached Shared Services Agreement proposed to be entered into between the County of Burlington and the municipal entities within Burlington County has been prepared by the Burlington County Solicitor's office and is deemed to be legally sufficient and enforceable in regard to the mutual obligations set forth therein; and

WHEREAS, the attached Shared Services Agreement for the period of May 1, 2009 to April 30, 2014 has been circulated to the various municipalities within Burlington County for their adoption and execution; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that the attached Shared Services Agreement is hereby approved; and, be it

FURTHER RESOLVED, that the County Administrator is hereby authorized to sign, seal, execute and witness/attest any such Shared Services Agreement as adopted and executed by any municipality within Burlington County on behalf of the Board of Chosen Freeholders of Burlington County, upon approval as to form by the Burlington County Solicitor, in accordance with the Rules of the Board.

43 **RESOLUTION NO. 271** by Mr. Wujcik, APPROVAL TO SUBMIT APPLICATION AND AUTHORIZATION TO EXECUTE AGREEMENT WITH THE STATE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS FOR AN ANNUAL GRANT IN THE AMOUNT OF \$30,000 TO ASSIST IN THE TRANSPORTATION OF VETERANS TO AND FROM THE PHILADELPHIA VETERANS HOSPITAL.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") recognizes the need to provide appropriate services, including transportation services, to veterans residing within Burlington County; and

WHEREAS, the State of New Jersey through the Department of Military and Veteran's Affairs ("Agency") has been designated under the authority of N.J.S.A. 38A:3-1, et seq., to administer or to supervise the administration of veteran service programs and to be directly responsible for the funding, implementation and administration of such veteran service programs, including the transportation of veterans for medical and other purposes; and

WHEREAS, the Agency wishes to enter into an Agreement with the Board for the purpose of providing transportation of veterans to the VA Hospital located in Philadelphia, Pennsylvania; and

WHEREAS, the Board has reviewed and approved the Application for the Transportation Grant to provide funding and Agreement with the Agency and find approval thereof to be in the best interests of the citizens and veterans of Burlington County; now, therefore, be it

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

1. The attached Application and Agreement for the term of July 1, 2009, to June 30, 2010, requesting a grant amount of \$30,000.00 is hereby approved, subject to review and approval by the Burlington County Solicitor's Office.
2. The County Administrator is hereby authorized to sign, seal and execute and witness/attest these documents on behalf of the Board in accordance with the Rules of the Board.
3. The County Administrator and County Treasurer are authorized to take any action necessary to effectuate implementation of this agreement and commencement of transportation services for the purpose of providing transportation of veterans to the VA Hospital located in Philadelphia, Pennsylvania, upon receipt of the requested funds.

44 **RESOLUTION NO. 272** by Mr. Wujcik, AUTHORIZATION TO ADVERTISE FOR BIDS FOR COMPUTER PAPER AND PRINTER SUPPLIES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY.

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

COMPUTER PAPER & PRINTER SUPPLIES 2009-2011  
(CPU-09-0039)

RESOLVED that said bids will be publicly received in the Freeholder's Board Room, on Tuesday, June 16, 2009 at 10:30 a.m. local prevailing time.

45 **RESOLUTION NO. 273** by Mr. Wujcik, AUTHORIZATION TO PURCHASE THE PURCHASE AND INSTALLATION OF A MANAGEMENT INFORMATION SYSTEM PACKAGE TO SUPPORT THE 911 TELEPHONE SYSTEM IN AN AMOUNT NOT TO EXCEED \$39,228.20 FROM STRATEGIC PRODUCTS AND SERVICES AN AUTHORIZED VENDOR UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY.

WHEREAS, Burlington County has a need to PURCHASE AND INSTALL A MANAGEMENT INFORMATION SYSTEM PACKAGE to support the 911 telephone system for the Public Safety Department 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 authorized by the Local Public Contract Law at N.J.S.A. 40A:11-12; and

WHEREAS, AVAYA, Inc., 161 Cliveden Drive, Newtown, PA, 18940 has a New Jersey State Contract for Telecommunications Equipment - Wired, Term Contract T-1316 with the New Jersey State Contract Number A42285, Contract Date: February 1, 2000 to August 31, 2009; and

WHEREAS, Strategic Products and Services (SPS), 3 Wing Drive, Cedar Knolls, New Jersey, 07927 is an authorized dealer for AVAYA, Inc.; 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 total cost for the PURCHASE AND INSTALLATION OF A MANAGEMENT INFORMATION SYSTEM PACKAGE to support the 911 telephone system for the Public Safety Department, will not exceed \$39,228.20; and

WHEREAS, funds are available for this purpose in Account No's.14-5798-033607, 14-5798-033606, 14-5787-033606, 14-5787-033607, 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 Strategic Products and Services (SPS), 3 Wing Drive, Cedar Knolls, New Jersey, 07927, for the PURCHASE AND INSTALLATION OF A MANAGEMENT INFORMATION SYSTEM PACKAGE to support the 911 telephone system for the Public Safety Department, in an amount not to exceed \$\$39,228.20.

#### 46 QUESTIONS FROM THE PRESS.

Danielle Camili, Burlington County Times, addressed the Board concerning the proposed 50 job cuts and the savings to the County.

#### 47 COMMENTS BY FREEHOLDERS

1) Freeholder Brown made the following remarks regarding the proposed Budget:

- Budget was just received 6:00 p.m. on Monday
- Wanted to see the Board come together and be fiscally responsible
- Wants bi-partisanship
- 12% pay cut in the Legal Department
- Tiered reduction in salary for Managerial and Confidential employees
- Restructure the Bridge Commission
- Move Economic Development, Highway and Engineering Departments to the Bridge Commission for a savings of \$9.3 million/year
- Reduce Open Space Tax by 1.5%
- No cuts to the Schools

2) Freeholder Reinhart concurred with Freeholder Brown on receiving the Budget too late. It is the consensus of the Board to go over the budget line by line. Does not believe in cutting jobs and would like to see no cuts in Health or Social Services. Freeholder Reinhart announced the following observances for May:

- Older American Day
- 2<sup>nd</sup> National Police Week
- National Family Child Care Providers
- Armed Forces Day
- American Red Cross
- Memorial Day

3) Freeholder Wujcik appreciated both comments on the budget, he also received on Monday and is looking forward to next Wednesday. It is a troublesome budget, trying to deliver less taxes. Freeholder Wujcik expressed concerns with the expansion of the Bridge Commission to a 5 member Board and does not want to give the Bridge Commission more power.

4) Freeholder Haines stated that we have to move on and he was glad the budget was presented today and looking forward to the process. Freeholder Haines stated that the people that do the work in the County, unclassified, do an exceptional job. The one core value is accountability, and is reluctant to transfer responsibility to the Bridge

Commission. Mr. Haines stated with regards to the trust fund, that was voted on by the public. Highway money spent on widening intersections because of increased traffic, because there was no proper planning and preservation. Freeholder Haines also stated eliminate programs or transfer back to the budget, the impact of what we do with this budget will tie the hands of future boards. Mr. Haines was reluctant to say all could be cut, the largest number is the Jail. Mr. Haines was happy that the process started today.

5) Director Donnelly stated that the budget is a process, as director he is tasked with presenting the budget, although he does not think it is perfect. The message is no tax increase and no increase to the size of government. As elected officials we have a fiduciary responsibility, the Budget would reduce taxes for a house assessed at \$195,000, the average County value, by \$19.00. Any money saved is significant. Spending has decreased \$3.8 million from last year. Director Donnelly encouraged the Board to find additional money.

48 ADJOURNMENT.

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