

- 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, April 14, 2010 at 7:00 PM. The meeting was opened with the flag salute and prayer by the Board 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, Joseph B. Donnelly, Mary Ann C. O'Brien, Mary Anne Reinhart and Freeholder Director Bruce D. Garganio.

- 3 OFFICIALS.

Officials in attendance were: County Solicitor Nelson, County Administrator Drayton, Chief Financial Officer Brock, Superintendent of Schools Richens, Sheriff Stanfield, Warden Cox, Director of Solid Waste Sheehan, Public Safety Director Dreby, Fire Marshal Reed, Acting County Engineer Wright, Resource Conservation Director Robbie, Human Resource Director Hornickel, Information Technology Director Behmke, Capital Projects Coordinator Smith, Supervising Administrative Analyst Stewart, and Public Information Officer Shrom and Clerk Wirth.

- 4 APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF JANUARY 13, 2010.

It was moved by Freeholder Donnelly, seconded by Freeholder O'Brien that the minutes of the regular Board meeting of January 13, 2010 be approved. Freeholder Brown abstained from the minutes. Motion carried, minutes approved.

- 5 - APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF JANUARY 27, 2010.

It was moved by Freeholder O'Brien, seconded by Freeholder Donnelly that the minutes of the regular Board meeting of January 27, 2010 be approved. Freeholder Brown abstained from the minutes. Motion carried, minutes approved.

- 6 - APPROVAL OF THE CONFERENCE MINUTES OF JANUARY 6, 2010.

It was moved by Freeholder Donnelly, seconded by Freeholder O'Brien that the conference minutes of January 6, 2010 be approved. Freeholder Brown abstained from the minutes. Motion carried, minutes approved.

- 7 PROCLAMATION – PUBLIC HEALTH WEEK, VOLUNTEER WEEK AND H1N1.

Freeholder Reinhart presented and read a Proclamation in recognition of Public Health Week, Volunteer Week and H1N1 and introduced Mary Ann Flatley, Health Department and the Medical Reserve Corp. Coordinator. Ms. Flatley introduced and recognized the following individuals:

Dr. Benjamin Rosenbloom, Advocare Atrium Pediatrics
Sunshine Lewis, Burlington Center Mall
Dr. Lester Richens, Burlington County Superintendent of Schools
Valerie Torelli, Burlington County Clerk – County Corner Moorestown Mall
Irene Cozzens, Burlington County Clerk – County Corner Moorestown Mall
Arthur Dorst, Burlington County College
Dr. John Hickey, CHOP Care Network Salem Road
Mary Bishop Del-Rossi, MRC Burlington Region
Anita Kranz, MRC Evesham Region
Gary Kinney, MRC Medford Region
Terry Brasko, MRC Moorestown Region
Sandy Bosch, MRC Mt. Laurel Region
Evelyn Modlin, MRC Pemberton Region
Phyllis Worrell, MRC Pinelands Region
Terry Ogden, MRC Rancocas Valley Region
Janet Siler, MRC Triboro Region
Chief Rick Smith, Westampton Police Department

Joan Marsteller, MRC Willingboro Region
Leo Cebula, MRC Riverdel Region
Sheriff Jean Stanfield, Sheriff's Department and CERT
Phyllis Worrell, Virtua Health System

8 **PUBLIC HEARING –RESOLUTION NO. 153 INTRODUCED ON MARCH 24, 2010 PURSUANT TO N.J.S.A.40A:4-45.15B PROVIDES THAT THE 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.**

The hour having arrived, Director Garganio stated that this was the time and place for consideration of Resolution No. 153 and requested the Board Clerk to read said Resolution by title only.

Director Garganio then declared the public hearing on said Resolution open to all officials and persons present and requested anyone desiring to speak for or against the adoption of said Resolution to do so.

Ms. Woreck, Mt. Laurel Township asked for clarification of this resolution.

There being no further comments, Director Garganio closed the public hearing. It was moved by Freeholder Brown, seconded by Freeholder O'Brien that Resolution No. 153 be finally passed and adopted.

On roll call: Ayes – Freeholders Brown, Donnelly, O'Brien and Director Garganio. Nays – Freeholder Reinhart. Motion carried. Ordinance No.153 adopted on second reading and roll call.

9 **RESOLUTION NO. 180** by Director Garganio, TEMPORARY EMERGENCY APPROPRIATIONS, moved for adoption by Director Garganio, seconded by Freeholder Donnelly.

WHEREAS, with the delay in the adoption of the 2010 County Budget, an emergent condition has arisen with respect to the operating expenses of various County Departments, and N.J.S.A.40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS the total emergency temporary resolutions adopted in the year 2010 pursuant to the provisions of N.J.S.A. 40A:4-20 (chapter 96, P.L. 1951 as amended) including this resolution total \$ 22,241,927.31 , and

NOW, THEREFORE, BE IT RESOLVED, (not less than two thirds of all members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20.

1. An emergency temporary appropriation be and the same is hereby made for:

CURRENT FUND:

Public Employee Retirement System	900,000.00
Defined Benefit Retirement Plan	2,000.00

2. That said emergency temporary appropriation will be provided for in the 2010 budget.

3. That two certified copy of this resolution be filed with the Director of Local Government Services

On roll call: Ayes – Freeholders Brown, Donnelly, O'Brien, Reinhart and Director Garganio. Resolution adopted.

*** It was moved by Director Garganio, seconded by Freeholder Brown to approve the following twenty-six (26) items by unanimous consent. Freeholder Reinhart opposed the following: agenda item no. 3 (Resolution No. 182); agenda item no. 4 (Resolution No. 183); agenda item no. 6 (Resolution No. 185); agenda item no. 7 (Resolution No. 186); agenda item no. 10 (Resolution No. 189); agenda item no. 11 (Resolution No. 190); agenda item no. 12 (Resolution No. 191) and agenda item no. 24 (Resolution No. 203). Motion to approve agenda items 2 through 27 carried. Resolution Nos. 181 through 206 adopted

- 10 **RESOLUTION NO. 181** by Director Garganio, PAYMENT OF BILLS.

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 \$24,491,081.11 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.

- 11 **RESOLUTION NO. 182** by Director Garganio, AUTHORIZATION TO PURCHASE ONE KYOCERA COPIER/PRINTER WITH ACCESSORIES FOR THE LEGAL DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$10,691 FROM KYOCERA MITA AMERICA, INC. AN AUTHORIZED VENDOR UNDER THE GENERAL SERVICES ADMINISTRATION FEDERAL SUPPLY SCHEDULE Freeholder Reinhart opposed this agenda item.

WHEREAS, Burlington County wishes to purchase ONE (1) KYOCERA TA620 COPIER/PRINTER with ACCESSORIES for the Burlington County Legal Department, from an authorized vendor under the General Services Administration's (GSA) Federal Supply Schedule for Reprographic Equipment or Services; and

WHEREAS, the use of the General Services Administration's (GSA) Federal Supply Schedules for the purchase of Reprographic Equipment or Services by local contracting units is authorized by the New Jersey Administrative Code, N.J.A.C. 5:34-9.7; and

WHEREAS, KYOCERA MITA AMERICA INCORPORATED, P.O. Box 40008, 225 Sand Road, Fairfield, New Jersey, 07004-0008 has a General Services Administration's (GSA) Federal Supply Schedules for Reprographic Equipment or Services contract; Contract GS-25F-0062M with Contract Dates, May 20, 2002 to September 30, 2011; and

WHEREAS, KYOCERA MITA AMERICA INCORPORATED has a New Jersey State Contract for GSA/FSS Reprographics Schedule Use, Index Number T-2075 with the New Jersey State Contract Number A53090 with Contract Dates, May 1, 2002 to June 30, 2010; and

WHEREAS, HERITAGE BUSINESS SYSTEMS, INCORPORATED, 1263 Glen Avenue, Moorestown, New Jersey 08057 is an authorized distributor for Kyocera Mita America, Incorporated; 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 ONE (1) KYOCERA TA620 COPIER/PRINTER with ACCESSORIES for the Burlington County Legal Department, will not exceed \$10,691.00; and

WHEREAS, funds are available for this purpose in Account No. 60-7001-113482 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 KYOCERA MITA AMERICA INCORPORATED for ONE (1) KYOCERA TA620 COPIER/PRINTER with ACCESSORIES, for the Burlington County Legal Department, in an amount not to exceed \$10,691.00.

- 12 **RESOLUTION NO. 183** by Director Garganio, AGREEMENT WITH THE BURLINGTON COUNTY BRIDGE COMMISSION FOR THE ASSUMPTION OF ECONOMIC DEVELOPMENT RESPONSIBILITIES AND ACTIVITIES FOR BURLINGTON COUNTY. Freeholder Reinhart opposed this agenda item.

WHEREAS, through its Office of Economic Development and Regional Planning (the "Department") the Board has administered loan programs for the promotion of small businesses and businesses located within the Route 130 planning corridor and developed, promoted and participated in regional planning for the purpose of orderly and appropriate economic development in Burlington County; and

WHEREAS, the Burlington County Bridge Commission (the "Commission") is willing to assume responsibility for the economic development and regional planning functions and programs performed, promoted or operated by the Board through the Department; and

WHEREAS, the Commission’s assumption of these responsibilities is consistent with the Board’s goal of improving efficiency in government services; now, therefore, the Board

RESOLVES as follows:

- 1. The Economic Development and Regional Planning (“EDRP”) office of the County’s Department of Economic Development and Regional Planning shall be closed.
- 2. An agreement with the Commission that has been approved as to form and content by the County Administrator and County Solicitor, providing for the Commission’s assumption of responsibilities for administration of EDRP programs is approved and its execution in accordance with the Rules of the Board is authorized.
- 3. The County Administrator and the Human Resources/Payroll office and County Treasurer shall take any and all actions that may be required to complete the orderly transfer of EDRP’s operation to the Commission.

- 13 **RESOLUTION NO. 184** by Director Garganio, APPROVAL TO SUBMIT THE 2009/2010 FTA SECTION 5310 GRANT APPLICATION TO NJ TRANSIT FOR AN ESTIMATED AMOUNT OF \$100,000 PURSUANT TO SECTION 5310 OF THE URBAN MASS TRANSPORTATION ACT ADMINISTERED THROUGH THE TRANSPORTATION OFFICE.

WHEREAS, Section 5310 of the Federal Transit Administration's grant programs makes available capital assistance through the purchase and leasing of vehicles and capital equipment to eligible agencies and public bodies to provide transportation to senior citizens and people with disabilities; and

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has reviewed the accompanying application(s) for 2009 and 2010 FTA Section 5310 grant funded Capital Equipment, consisting of forty (40) DriveCams, software, 3-year’s subscription, & installation in 2009 and no vehicles or equipment in 2010 and finds approval thereof to be consistent with the purposes of the Section 5310 grant program and in the best interests of the citizens of the County; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the County Administrator is authorized to submit the attached 2009 and 2010 application(s) to New Jersey Transit pursuant to Section 5310 of the Urban Mass Transportation Act; and, be it

FURTHER RESOLVED that the attached application(s) and agreement(s) if awarded are hereby approved and authorization is hereby provided for the application(s) and agreement(s) to be executed, sealed and witnessed or attested in accordance with the Rules of the Board.

- 14 **RESOLUTION NO. 185** by Director Garganio, POSITIONS CREATED AND ABOLISHED IN VARIOUS DEPARTMENTS AS PER THE PERSONNEL COMMITTEE APPROVAL 4/7/10. Freeholder Reinhart opposed this agenda item.

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: (range correction)		
02795 1 Principal Engineer-Bridge	40	40
FINANCE:		
Create:		
06977 1 Confidential Assistant	29	40
Abolish: 1 Claims Adjuster		
HEALTH (Human Services):		
Create:		
02773 1 Principal Clerk	09	35
Abolish: 1 Principal Clerk Typist		

SHERIFF:

Create:
 00020 1 Administrative Clerk 15 40

Abolish: 1 Chief Clerk

and be it,

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

- 15 **RESOLUTION NO. 186** by Director Garganio, PERSONNEL ACTIONS AS SUBMITTED TO AND APPROVED BY THE STATE DEPARTMENT OF PERSONNEL. Freeholder Reinhart opposed this agenda item.

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.

Kevin S. Briggs, Supervising Public Safety Telecommunicator, Public Safety. Commenced duties on 7/26/09 at \$46,649 per annum. Amended salary.

Colleen C. Lybarger, Head Nurse, Buttonwood Hospital. Commenced duties on 2/7/10 at \$57,000 per annum. Temporary appointment six months or less.

Tiffany Custis, Delivery Worker, Office on Aging. Commenced duties on 2/8/10 at \$27,151 per annum. Temporary appointment six months or less.

Denise Thomas, Hospital Attendant, Buttonwood Hospital. Commenced duties on 2/8/10 at \$14.48 per hour. Permanent appointment to non-competitive division position.

Shahera F. Washington, Practical Nurse, Buttonwood Hospital. Commenced duties on 2/8/10 at \$21.00 per hour. Permanent appointment to non-competitive division position.

Kathleen B. Torlucci, Senior Administrative Analyst, Community Development. Commenced duties on 10/13/09 at \$44,714 per annum. Permanent appointment from promotional certification.

Sara J. Shroyer, Senior Accountant, Community Development. Commenced duties on 1/26/10 at \$46,429 per annum. Permanent appointment from promotional certification.

Sherry L. Campbell, Residential Service Worker, Buttonwood Hospital. Commenced duties on 2/7/10 at \$27,151 per annum. Permanent appointment to non-competitive division position.

Robert K. Bartholomew, Principal Purchasing Assistant Typing, Buttonwood Hospital. Commenced duties on 12/21/09 at \$34,677 per annum. Permanent appointment from promotional certification.

Kathleen Holmes, Chief Registered Environmental Health Specialist Public Health, Health Department. Commenced duties on 2/16/10 at \$70,236 per annum. Permanent appointment from promotional certification.

Aminata Koroma, Senior Hospital Attendant, Buttonwood Hospital. Commenced duties on 1/24/10 at \$33,509 per annum. Permanent appointment to non-competitive division position.

Tovonya M. Watts, Senior Hospital Attendant, Buttonwood Hospital. Commenced duties on 1/24/10 at \$34,659 per annum. Permanent appointment to non-competitive division position.

Shawn W. Brandt, Truck Driver, Highway Department. Commenced duties on 1/11/10 at \$33,960 per annum. Involuntary demotion.

Albert S. Ricciardelli, Equipment Operator, Highway Department. Commenced duties on 1/11/10 at \$35,960 per annum. Permanent appointment from promotional certification.

Vanesca Julme, Hospital Attendant, Buttonwood Hospital. Commenced duties on 1/10/10 at \$30,234 per annum. Permanent appointment to non-competitive division position.

Jerome P. Sheehan, County Department Head, Solid Waste. Commenced duties on 1/25/10 at \$100,000 per annum. Unclassified position.

Michael J. Reed, Fire Marshal, Public Safety. Commenced duties on 1/28/10 at \$73,987 per annum. Unclassified position.

Elwood E. Zoll, Assistant Supervising Bridge Repairer, Highway Department. Commenced duties on 1/11/10 at \$43,984 per annum. Permanent appointment from promotional certification.

Debra A. Miranda, Senior Clerk, Buttonwood Hospital. Commenced duties on 6/1/09 at \$39,981 per annum. Provisional appointment pending promotional examination.

Mary Ann O'Brien, Member Board of Freeholders, Administration and Executive. Commenced duties on 1/1/10 at \$10,553 per annum. Unclassified position.

Bruce D. Garganio, Member and Director Board of Freeholders, Administration and Executive. Commenced duties on 1/1/10 at \$11,053 per annum. Unclassified position.

Nathaniel K. Talbert, Supervising Juvenile Detention Officer, Juvenile Detention Center. Commenced duties on 2/1/10 at \$52,372 per annum. Permanent appointment from promotional certification.

Joshua T. Lillagore, Public Safety Telecommunicator Trainee, Public Safety. Commenced duties on 1/25/10 at \$33,936 per annum. Permanent appointment to non-competitive division position.

Latonia S. Fowler, County Correction Officer, County Jail. Commenced duties on 1/25/10 at \$38,020 per annum. Temporary appointment six months or less.

Stephen H. Heller, County Correction Officer, County Jail. Commenced duties on 1/25/10 at \$38,020 per annum. Temporary appointment six months or less.

John W. Irby, County Correction Officer, County Jail. Commenced duties on 1/25/10 at \$38,020 per annum. Temporary appointment six months or less.

- 16 **RESOLUTION NO. 187** by Director Garganio, CHANGE ORDER NO. 1 WITH FRANK LURCH DEMOLITION COMPANY, INC. IN THE AMOUNT OF \$21,300 FOR ADDITIONAL ASBESTOS REMOVAL/REMEDIATION AND ADDITIONAL STRUCTURES TO BE DEMOLISHED PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, Frank Lurch Demolition Company, LLC of Avon By The Sea, New Jersey is charged with the Demolition of Various County Open Space Properties, Phase II, (County Contract CPU-10-0008) in conformance with plans and specifications prepared by Remington and Vernick Engineers, Inc., the Project Designer, and inspected/administered by Environmental Resolutions, Inc., the Project Consultant; and

WHEREAS, the Project Contractor has recommended changes to the aforesaid contract, with the concurrence of the Project Consultant, as detailed in Change Order Number One dated March 15, 2010; and

WHEREAS, the change order provides for an increase of \$21,300, bringing the new contract amount to \$164,320, which represents an overall increase of 14.8 percent in the original contract amount of \$143,020; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Change Order Number One to the contract with Frank Lurch Demolition Company, LLC, a copy of which is filed herewith, is hereby approved and its execution in accordance with the Rules of the Board is authorized.

- 17 **RESOLUTION NO. 188** by Director Garganio, FIRST AMENDMENT TO AGREEMENT WITH ACT ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$143,300 FOR A CHANGE IN THE SCOPE OF THE MASTER PLAN AND CONCEPTUAL DESIGN FOR ARNEY'S MOUNT TRAIL-WEST PURSUANT TO THE COUNTY'S OPEN SPACE 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 No.704 adopted on September 24, 2008, the Board authorized the award of a contract to ACT Engineers, Inc. to prepare conceptual engineering design documents in conjunction with a proposed regional trail known as the Arney's Mount Trail - West; and

WHEREAS, a contract amendment is necessary to complete additional work outside the scope of the original contract; and

WHEREAS, the team led by ACT Engineers, Inc. has offered to provide the needed services for a not to exceed charge of \$143,300.00, raising the contract from \$187,500 to \$330,800; and

WHEREAS, architectural and engineering services are "professional" in nature, as defined in N.J.S.A. 40A:11-2(6), the Local Public Contracts Law (the "Law"); and

WHEREAS, there are sufficient monies in account no. 44-5007-101255 to fund the amendment described above, as evidenced by the attached Certification of the Burlington County Treasurer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that Contract Amendment #1 with the consultant team led by ACT Engineers, Inc. which is approved as to form and substance by the County Solicitor and County Administrator, be and the same is hereby approved and its execution in accordance with the Rules of the Board authorized; and, be it

FURTHER RESOLVED, that this contract amendment 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.

- 18 **RESOLUTION NO. 189** by Director Garganio, AGREEMENT WITH PENN VALLEY ENGINEERING IN THE AMOUNT OF \$1,800 FOR A STRUCTURAL ASSESSMENT ON THE DICK TOONE PROPERTY PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM. Freeholder Reinhart opposed this agenda item.

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, the Burlington County Board of Chosen Freeholders intends to acquire property located at Block 1201, Lot 28.02, Springfield Township; and

WHEREAS, the Board needs structural and systems inspections of the residential structures on the subject property; and

WHEREAS, the Department of Resource Conservation (“DRC”) released a Request for Qualifications/Proposals (RFQ/RFP) to solicit a qualified firm/team to provide the needed structural and systems inspection services; and

WHEREAS, the DRC has reviewed and evaluated submissions received in response to the invitation and has submitted a written report to the Board, and, accordingly, it has recommended that the team led by Penn Valley Engineering (“PVE”) be chosen to be awarded a contract to provide the requested services; and,

WHEREAS, PVE has offered to provide the services needed by the Board for a charge of \$1,800.00, 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. 44-5007-101255 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 contract 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.

- 19 **RESOLUTION NO. 190** by Director Garganio, AMENDMENT TO AGREEMENT WITH GORDON L. LENHER, PLS FOR A SIX MONTH EXTENSION THROUGH MAY 31, 2010 FOR REVIEW OF SURVEYS PREPARED IN CONJUNCTION WITH THE FARMLAND AND OPEN SPACE PRESERVATION PROGRAMS ADMINISTERED THROUGH THE DEPARTMENT OF RESOURCE CONSERVATION. Freeholder Reinhart opposed this agenda item.

WHEREAS, the Department of Resource Conservation (DRC) has a significant recurring need for land surveying review services in connection with the County Open Space and Farmland Preservation Programs; and

WHEREAS, such services constitute “professional services” as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (the “Law”); and

WHEREAS, in accordance with Board established fair and open procedures for obtaining qualifications and/or proposals for professional services contracts; a Request for Qualifications (RFQ) was issued to solicit qualified firms to serve as land survey reviewer for 2009; and

WHEREAS, proposals were received and evaluated and a DRC review committee found that Gordon Lenher, PLS, substantially complied with the requirements of the RFQ and recommended certification of said individual as a qualified land survey review vendor for 2009; and

WHEREAS, by Resolution No. 65 adopted on February 11, 2009, a professional services agreement with Gordon Lenher, PLS. to provide the needed land survey review services in 2009 was authorized by the Board; and

WHEREAS, it is necessary to extend the term of such contract with Gordon Lenher, PLS.; now, therefore, be it

RESOLVED that the term of the agreement with Gordon Lenher, PLS for land survey review services is hereby extended for a five month period beginning on January 1, 2010 and ending on May 31, 2010; 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 law.

- 20 **RESOLUTION NO. 191** by Director Garganio, AMENDMENT TO AGREEMENT WITH TODD & BLACK, INC. FOR A SIX MONTH EXTENSION THROUGH MAY 31,

2010 FOR REVIEW OF APPRAISALS PREPARED IN CONJUNCTION WITH THE FARMLAND AND OPEN SPACE PRESERVATION PROGRAMS ADMINISTERED THROUGH THE DEPARTMENT OF RESOURCE CONSERVATION. Freeholder Reinhart opposed this agenda item.

WHEREAS, the Department of Resource Conservation (DRC) has a significant recurring need for real estate appraisal review services in connection with the County Open Space and Farmland Preservation Programs; and

WHEREAS, such services constitute "professional services" as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (the "Law"); and

WHEREAS, in accordance with Board established fair and open procedures for obtaining qualifications and/or proposals for professional services contracts; a Request for Qualifications (RFQ) was issued to solicit qualified firms to serve as real estate review appraiser for 2009; and

WHEREAS, proposals were received and evaluated and a DRC review committee found that the firm of Todd and Black, Inc. substantially complied with the requirements of the RFQ and recommended certification of said firm as a qualified real estate appraisal review vendor for 2009; and

WHEREAS, by Resolution No. 95 adopted on February 25, 2009, a professional services agreement with Todd and Black, Inc. to provide the needed real estate appraisal review services in 2009 was authorized by the Board; and

WHEREAS, it is necessary to extend the term of such contract with Todd & Black, Inc.; now, therefore, be it

RESOLVED that the term of the agreement with Todd and Black, Inc. for real estate appraisal review services is hereby extended for a five month period beginning on January 1, 2010 and ending on May 31, 2010; 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 law.

- 21 **RESOLUTION NO. 192** by Director Garganio, CHANGE ORDER NO. 1 WITH COMPASS CONSTRUCTION, INC. IN THE AMOUNT OF \$42,885 FOR CONSTRUCTION OF THE RANCOCAS CREEK GREENWAY TRAIL FOR ADDITIONAL BUFFERING TO THE TRAIL FACILITY PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, Compass Construction, Inc. of New Egypt, New Jersey is charged with the construction of the Rancocas Pointe Trail Project, (County Contract CPU-09-0062) in conformance with plans and specifications prepared by Lord, Worrell and Richter, Inc., the Project Designer, and inspected/administered by Environmental Resolutions, Inc., the Project Consultant; and

WHEREAS, the Project Contractor has recommended changes to the aforesaid contract, with the concurrence of the Project Consultant, as detailed in Change Order Number One dated March 19, 2010; and

WHEREAS, the change order provides for an increase of \$42,885, bringing the new contract amount to \$267,075, which represents an overall increase of 19.1 percent in the original contract amount of \$224,190; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that Change Order Number One to the contract with Compass Construction, Inc., a copy of which is filed herewith, is hereby approved and its execution in accordance with the Rules of the Board is authorized.

- 22 **RESOLUTION NO. 193** by Director Garganio, AUTHORIZATION TO PURCHASE BLOCK 1301, LOT 9 LOCATED IN EASTAMPTON TOWNSHIP FROM JOSEPH GRAF IN THE AMOUNT OF \$270,000 PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is interested in preserving lands for open space and farmland purposes, particularly lands which are located within project areas identified in the Burlington County Parks and Open Space Master Plan; and

WHEREAS, the Joseph Graf property is located at Block 1301, Lot 9, Eastampton Township; and

WHEREAS, the property owner has agreed to sell this parcel to the County for the sum of \$270,000.00, subject to the ultimate agreement of the parties with respect to the terms and conditions of a contract to be reviewed and approved by the County Administrator and the County Solicitor; and

WHEREAS, there are sufficient monies in account no. 44-5007-100755 to fund purchase of the subject property, as evidenced by the certification of the Burlington County Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that Agreements and any amendments thereto as may be determined to be necessary for the purchase of said property be and the same are hereby approved and their execution in accordance with the Rules of the Board are authorized; and, be it

FURTHER RESOLVED, that the Freeholder Director, County Chief Financial Officer, County Administrator/Clerk of the Board and County Solicitor are hereby authorized to take such further actions and sign such documents as may be needed to conclude this purchase.

23 **RESOLUTION NO. 194** by Director Garganio, AUTHORIZATION TO PURCHASE BLOCK 1301, LOT 1.01 AND BLOCK 1301, LOT 1.02 LOCATED IN EASTAMPTON TOWNSHIP FROM FRED BAUER IN THE TOTAL AMOUNT OF \$500,000 PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is interested in preserving lands for open space and farmland purposes, particularly lands which are located within project areas identified in the Burlington County Parks and Open Space Master Plan; and

WHEREAS, the Fred Bauer properties located at Block 1301, Lots 1.01 and 1.02, Eastampton Township; and

WHEREAS, the property owner has agreed to sell these parcels to the County for the combined sum of \$500,000.00, subject to the ultimate agreement of the parties with respect to the terms and conditions of a contract to be reviewed and approved by the County Administrator and the County Solicitor; and

WHEREAS, there are sufficient monies in account no. 44-5007-100755 to fund purchase of the subject property, as evidenced by the certification of the Burlington County Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that Agreements and any amendments thereto as may be determined to be necessary for the purchase of said property be and the same are hereby approved and their execution in accordance with the Rules of the Board are authorized; and, be it

FURTHER RESOLVED, that the Freeholder Director, County Chief Financial Officer, County Administrator/Clerk of the Board and County Solicitor are hereby authorized to take such further actions and sign such documents as may be needed to conclude this purchase.

24 **RESOLUTION NO. 195** by Director Garganio, AUTHORIZATION TO PURCHASE BLOCK 1400, LOT 28 LOCATED IN EASTAMPTON TOWNSHIP FROM CARLOS NEGRON IN THE AMOUNT OF \$135,000 PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is interested in preserving lands for open space and farmland purposes, particularly lands which are located within project areas identified in the Burlington County Parks and Open Space Master Plan; and

WHEREAS, the Carlos Negrón property is located at Block 1400, Lot 28, Eastampton Township; and

WHEREAS, the property owner has agreed to sell this parcel to the County for the sum of \$135,000.00, subject to the ultimate agreement of the parties with respect to the terms

and conditions of a contract to be reviewed and approved by the County Administrator and the County Solicitor; and

WHEREAS, there are sufficient monies in account no. 44-5007-100755 to fund purchase of the subject property, as evidenced by the certification of the Burlington County Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that Agreements and any amendments thereto as may be determined to be necessary for the purchase of said property be and the same are hereby approved and their execution in accordance with the Rules of the Board are authorized; and, be it

FURTHER RESOLVED, that the Freeholder Director, County Chief Financial Officer, County Administrator/Clerk of the Board and County Solicitor are hereby authorized to take such further actions and sign such documents as may be needed to conclude this purchase.

- 25 **RESOLUTION NO. 196** by Director Garganio, AUTHORIZATION TO PURCHASE BLOCK 201, LOT 20 LOCATED IN SOUTHAMPTON TOWNSHIP FROM WILLIAM LINDSEY IN THE AMOUNT OF \$135,000 PURSUANT TO THE COUNTY'S FARMLAND PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is interested in preserving lands for open space and farmland purposes, particularly lands which are located within project areas identified in the Burlington County Parks and Open Space Master Plan; and

WHEREAS, the William Lindsey property is located at Block 201, Lot 20, Southampton Township; and

WHEREAS, the property owner has agreed to sell this parcel to the County for the sum of \$135,000.00, subject to the ultimate agreement of the parties with respect to the terms and conditions of a contract to be reviewed and approved by the County Administrator and the County Solicitor; and

WHEREAS, there are sufficient monies in account no. 44-5007-100755 to fund purchase of the subject property, as evidenced by the certification of the Burlington County Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that Agreements and any amendments thereto as may be determined to be necessary for the purchase of said property be and the same are hereby approved and their execution in accordance with the Rules of the Board are authorized; and, be it

FURTHER RESOLVED, that the Freeholder Director, County Chief Financial Officer, County Administrator/Clerk of the Board and County Solicitor are hereby authorized to take such further actions and sign such documents as may be needed to conclude this purchase.

- 26 **RESOLUTION NO. 197** by Director Garganio, AUTHORIZATION TO PURCHASE BLOCK 1300, LOT 14 LOCATED IN EASTAMPTON TOWNSHIP FROM PAUL HART AND DEBORAH FOUGERAY IN THE AMOUNT OF \$140,000 PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is interested in preserving lands for open space and farmland purposes, particularly lands which are located within project areas identified in the Burlington County Parks and Open Space Master Plan; and

WHEREAS, the Paul Hart, et.al. property is located at Block 1300, Lot 14, Eastampton Township; and

WHEREAS, the property owner has agreed to sell this parcel to the County for the sum of \$140,000.00, subject to the ultimate agreement of the parties with respect to the terms and conditions of a contract to be reviewed and approved by the County Administrator and the County Solicitor; and

WHEREAS, there are sufficient monies in account no. 44-5007-100755 to fund purchase of the subject property, as evidenced by the certification of the Burlington County Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that Agreements and any amendments thereto as may be determined to be necessary for the purchase of said property be and the same are hereby approved and their execution in accordance with the Rules of the Board are authorized; and, be it

FURTHER RESOLVED, that the Freeholder Director, County Chief Financial Officer, County Administrator/Clerk of the Board and County Solicitor are hereby authorized to take such further actions and sign such documents as may be needed to conclude this purchase.

27 **RESOLUTION NO. 198** by Director Garganio, AUTHORIZATION TO PURCHASE BLOCK 1400, LOT 11 LOCATED IN EASTAMPTON TOWNSHIP FROM SME VENTURES PROPERTY IN THE AMOUNT OF \$40,000 PURSUANT TO THE COUNTY'S OPEN SPACE PRESERVATION PROGRAM.

WHEREAS, the Burlington County Board of Chosen Freeholders is interested in preserving lands for open space and farmland purposes, particularly lands which are located within project areas identified in the Burlington County Parks and Open Space Master Plan; and

WHEREAS, the Ventures SME, Inc. property is located at Block 1400, Lot 11, Eastampton Township; and

WHEREAS, the property owner has agreed to sell this parcel to the County for the sum of \$40,000.00, subject to the ultimate agreement of the parties with respect to the terms and conditions of a contract to be reviewed and approved by the County Administrator and the County Solicitor; and

WHEREAS, there are sufficient monies in account no. 44-5007-100755 to fund purchase of the subject property, as evidenced by the certification of the Burlington County Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED by the Burlington County Board of Chosen Freeholders that Agreements and any amendments thereto as may be determined to be necessary for the purchase of said property be and the same are hereby approved and their execution in accordance with the Rules of the Board are authorized; and, be it

FURTHER RESOLVED that the Freeholder Director, County Chief Financial Officer, County Administrator/Clerk of the Board and County Solicitor are hereby authorized to take such further actions and sign such documents as may be needed to conclude this purchase.

28 **RESOLUTION NO. 199** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR MEDICAL, PERSONAL CARE AND DRESSINGS 2010 - 2012 THROUGH 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, PERSONAL CARE AND DRESSINGS 2010-2012
(CPU-10-0056)

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, May 11, 2010 at 10:30 a.m. local prevailing time.

29 **RESOLUTION NO. 200** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR GASOLINE 2010 - 2012 THROUGH 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:

GASOLINE 2010-2012
(4-BUCCP-10048)

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, May 18, 2010 at 10:30 a.m. local prevailing time.

- 30 **RESOLUTION NO. 201** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR FUEL OIL #2 2010 - 2012 THROUGH 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:

FUEL OIL #2 2010-2012
(4-BUCCP-10047)

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, May 18, 2010 at 10:30 a.m. local prevailing time.

- 31 **RESOLUTION NO. 202** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR DIESEL AND KEROSENE 2010 - 2012 THROUGH 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:

DIESEL AND KEROSENE 2010-2012
(4-BUCCP-10046)

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, May 18, 2010 at 10:30 a.m. local prevailing time.

- 32 **RESOLUTION NO. 203** by Director Garganio, RESOLUTION AUTHORIZING THE AWARD OF VARIOUS CONTRACTS THROUGH THE PURCHASING DEPARTMENT. Freeholder Reinhart opposed this agenda item.

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, 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 March 2, 2010 as authorized per Resolution #55 dated January 27, 2010 for the solicitation titled "MOSQUITO AERIAL SPRAYING SERVICES" (CPU-10-0011).

YEAR ONE

Helicopter Applicators, Inc.
1670 York Road
Gettysburg, PA 17325

I – Primary Helicopter 100 hours.....\$1,750.00.....\$ 175,000.00
II – Back-Up Helicopter 100 hours...\$ 1,750.00.....\$ 175,000.00

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 350,000.00
(NOTE: Year Two (2) is optional).

2. Bids were received on February 9, 2010 as authorized per Resolution #20 dated January 13, 2010 for the solicitation titled "MAINTENANCE OF GROUNDS AND LAWN AREAS, BURLINGTON COUNTY, DIVISION OF PARKS" (CPU-10-0009).

YEAR ONE

Clintar NJ
Po Box 294
Perrineville, NJ 08535

TOTAL LUMP SUM BID.....\$ 52,470.00
(NOTE: Years Two (2) and Three (3) are optional).

3. Bids were received on March 2, 2010 as authorized per Resolution #56 dated January 27, 2010 for the solicitation titled "HIGH PERFORMANCE COLD PATCH MIX 2010-2012" (4-BUCCP-10010).

Seashore Asphalt Corporation
2451 Route 610
Woodbine, NJ 08270

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 37,080.00
(NOTE: For Years One (1) & Two (2)).

4. Bids were received on March 16, 2010 as authorized per Resolution #80 dated February 17, 2010 for the solicitation titled "PROPANE GAS 2010-2012" (CPU-10-0017).

Allen's Oil & Propane, Inc.
PO Box 1232
Hammonton, NJ 08037

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 29,400.00
(NOTE: For Years One (1) & Two (2)).

5. Bids were received on March 2, 2010 as authorized per Resolution #81 dated February 17, 2010 for the solicitation titled "BOILER MAINTENANCE AND REPAIR" (CPU-10-0042).

Mack Industries, Inc.
560 Perry Street
Trenton, NJ 08618

Item 1 – Hourly Rate (Normal Work Hours)
A. Boiler Mechanic.....\$ 79.00/ hr.
B. Mechanic Apprentice.....\$ 79.00/ hr.

Item 2 – Hourly Rate (O.T. Work Hrs. Sat. & Sun.)
A. Boiler Mechanic.....\$119.00/ hr.
B. Mechanic Apprentice.....\$119.00/ hr.

Item 3 – Hourly Rate (Holiday Hrs., Fed Holidays)
A. Boiler Mechanic.....\$158.00/ hr.
B. Mechanic Apprentice.....\$158.00/ hr.

Item 4 – Base Bid
450 Normal Hours x \$79.00/ hr. (1A)..... \$35,550.00
30 O.T. Hours x \$119.00/ hr. (2A).....\$ 3,570.00
20 Holiday Hours x \$158.00/ hr. (3A).....\$ 3,160.00

Boiler Cleaning For All Locations.....\$22,074.00
 (Yearly Amount)

Item 5 – Markup Percentage (over cost price)
 Parts.....10%
 Equipment.....10%
 Rental Equipment.....10%

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 64,354.00

6. Bids were received on March 16, 2010 as authorized per Resolution #96 dated February 17, 2010, for the solicitation titled “DEWATERED SLUDGE TRANSPORTATION SERVICES” (CPU-10-0018).

YEAR ONE

Woolston Company
 PO Box 86
 Bordentown, NJ 08505-0086

Item A – Transportation from various Waste
 Water Treatment Plants (estimated)
 159 pick-ups per month @143.00

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 226,512.00
 (NOTE: Years Two (2) and Three (3) are optional).

33 **RESOLUTION NO. 204** by Director Garganio, APPROVAL TO SUBMIT APPLICATION TO THE STATE DIVISION OF HIGHWAY TRAFFIC SAFETY FOR A GRANT IN THE AMOUNT OF \$40,500 FOR THE CHILD PASSENGER SAFETY PROGRAM ADMINISTERED THROUGH THE SHERIFF'S DEPARTMENT.

WHEREAS, the Burlington County Sheriff’s Department is seeking to apply for grant funds in the amount of \$ 40,500 from the State of New Jersey, Division of Highway Traffic Safety, for the Burlington County Child Passenger Safety Program for the program period of October 1, 2010 to September 31, 2011; and

WHEREAS, this project will provide child safety seat checkpoints, educational information on the proper use of child safety restraints, and child safety seats to needy families throughout the county; and

WHEREAS, these grant funds will be used to reimburse the county for costs associated with officer/staff overtime associated with providing the aforementioned services and to purchase related supplies and safety seats; and

WHEREAS, the Board of Chosen Freeholders of the County of Burlington finds that this project will be beneficial to the citizens of Burlington County; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Sheriff Jean Stanfield is hereby authorized to apply for and accept this grant award, and to take all other steps necessary to implement the Burlington County Child Passenger Safety Program.

34 **RESOLUTION NO. 205** by Director Garganio, APPROVAL TO SUBMIT APPLICATION TO THE STATE DIVISION OF HIGHWAY TRAFFIC SAFETY FOR A GRANT IN THE AMOUNT OF \$102,500 FOR THE COMPREHENSIVE TRAFFIC SAFETY PROGRAM ADMINISTERED THROUGH THE SHERIFF'S DEPARTMENT.

WHEREAS, Burlington County wishes to reduce accidents and improve the safety and efficiency of all County roadways; and

WHEREAS, the County Engineer and County Sheriff have formed the Burlington County Traffic Safety Committee which will administer a comprehensive traffic safety program; and

WHEREAS, the task force is comprised of State, County and Municipal officials which will promote and coordinate traffic safety initiatives; and

WHEREAS, the Sheriff's Department is seeking to submit an application to the New Jersey Division of Highway Traffic Safety for a grant in the amount \$102,500 to fund a comprehensive traffic safety program for the period of October 1, 2010 to September 31, 2011; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Sheriff Jean Stanfield and other proper county officials are hereby authorized to apply for and accept this grant award, and to take all other steps necessary to implement the Burlington County Comprehensive Traffic Safety Program.

35 **RESOLUTION NO. 206** by Director Garganio, AUTHORIZATION TO PURCHASE THE ANNUAL CIVILSERVE SOFTWARE MAINTENANCE AND SUPPORT SERVICES FOR THE SHERIFF'S DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$18,300 FROM SOFTCODE, INC.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to acquire proprietary ANNUAL CIVILSERVE SOFTWARE MAINTENANCE AND SUPPORT SERVICES for the Burlington County Sheriff's Department; and

WHEREAS, said provision of goods or services for the support or maintenance of proprietary computer hardware and software are exempt from public bidding by N.J.S.A. 40A:11-5(1)(dd); and

WHEREAS, the Burlington County Sheriff's Department provided 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, a quote was received from SoftCode, Incorporated, 33 Boston Post Road West, Suite 360, Marlborough, MA, 01752, for the ANNUAL CIVILSERVE SOFTWARE MAINTENANCE AND SUPPORT SERVICES, for the period November 13, 2009 through November 12, 2010, for a total amount not to exceed Eighteen Thousand, Three Hundred Dollars and 00/100, (\$18,300.00), Contract Number FAO-10-0002; and

WHEREAS, SoftCode, Incorporated has submitted the required Chapter 271 Political Contribution Disclosure Certification in accordance with N.J.S.A. 19:44A-20.26 and the required Stockholder Disclosure Certification; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, SoftCode, 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 Freeholder, 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 Freeholder, 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, SoftCode, Incorporated is precluded from making any such reportable contribution 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; and

WHEREAS, funds are available for this purpose in Account No. 10-0210-030709, 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, for an amount not to exceed EIGHTEEN THOUSAND, THREE HUNDRED DOLLARS AND 00/100 (\$18,300.00), be awarded to SoftCode, Corporation, 33 Boston Post Road West, Suite 360, Marlborough, MA 01752, for the ANNUAL CIVIL SERVE MAINTENANCE AND SUPPORT SERVICES, for the County Sheriff's Department; 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.

*** It was moved by Freeholder Brown, seconded by Freeholder Donnelly to approve the following item by unanimous consent. All in favor. Motion carried. Resolution No. 207 adopted.

36 **RESOLUTION NO. 207** by Freeholder Brown, APPROVAL TO SUBMIT GRANT APPLICATION TO THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF VICTIM WITNESS ADVOCACY FOR A GRANT IN THE AMOUNT OF \$144,568 FOR THE VICTIM WITNESS UNIT IN THE PROSECUTOR'S OFFICE.

WHEREAS, the Attorney General of the State of New Jersey has been designated by the Governor of the State of New Jersey to implement the grant programs under the Victims of Crime Act N.J.S.A. 52:4B-34, et seq.; and

WHEREAS, the Board of Chosen Freeholders of the County of Burlington (hereinafter called the "Board") wishes to apply for funding in the amount of \$144,568.00 with a County match of \$36,142.00 for a total award of \$180,710.00, for the grant term of May 1, 2010 through April 30, 2011, for a project entitled "Victims of Crime Act Continuation Grant"; and

WHEREAS, the Board has reviewed said application and finds approval thereof to be in the best interest of the County; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Board; now, therefore, be it

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

1. As a matter of public policy the Board wishes to participate to the fullest extent possible with the Department of Law and Public Safety, Division of Criminal Justice, State Office of Victim-Witness Advocacy;
2. The Attorney General will receive funds on behalf of the applicant;
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds;
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized; and be it

FURTHER RESOLVED, that the attached application is approved and authorization is hereby provided for the Applications to be executed, sealed and witnessed or attested in accordance with the Rules of the Board.

*** It was moved by Freeholder Donnelly, seconded by Freeholder O'Brien that the following eleven (11) items be approved by unanimous consent. Freeholder Brown abstained from agenda item no. 29 (Resolution No. 208) and agenda item no. 30 (Resolution 209). Freeholder Reinhart asked for explanation of agenda item no. 34. Freeholder Reinhart opposed agenda item no. 34 (Resolution No. 213). Motion carried. Resolution Nos. 208 through 218 adopted.

37 **RESOLUTION NO. 208** by Freeholder Donnelly, LOAN AND MORTGAGE APPROVED WITH BRENNA WADE, CHESTERFIELD TOWNSHIP AND JAROD CATALFOMO, BURLINGTON TOWNSHIP AS FIRST TIME HOMEBUYERS IN THE AMOUNT OF \$9,000 EACH PURSUANT TO THE HOME INVESTMENT PARTNERSHIP PROGRAM ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT. Freeholder Brown abstained from this agenda item.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") has received funds from the U.S. Department of Housing and Urban Development pursuant to Home Investment Partnerships Program grant no. M-09-UC-34-0212; and

WHEREAS, the County's Community Development Program staff have reviewed and approved applications for assistance made by the below-named first-time homebuyers as eligible for closing costs and down payment assistance in the reported amounts; and

<u>Applicants</u>	<u>File no.</u>	<u>Loan Amount</u>
Brenna L. Wade, Chesterfield	FTHB10-29-07GS	\$9,000.00
Jarod V. Catalfomo, Burlington Twp.	FTHB10-28-06GS	\$9,000.00

WHEREAS, there are sufficient monies in account no. 42-0709-051200 to make the above-described loans, as evidenced by the certifications of Burlington County’s chief financial officer filed herewith; now, therefore, the Board

RESOLVES as follows:

1. The County’s Community Development Office and County Solicitor are authorized to prepare and record, as appropriate, loan, mortgage and other documents for the above-described cases.
2. Funds for each loan are to be drawn from federal Community Development Program moneys and disbursement is to be made in accordance with County procedures.
3. Upon satisfaction of the conditions of the loan and mortgage the County Administrator and County Solicitor are authorized to prepare, sign and record documents to remove the County’s claims and interests of record.

38 **RESOLUTION NO. 209** by Freeholder Donnelly, LOAN AND MORTGAGE APPROVED FOR JOSEPH AND SO YOUNG OH, WILLINGBORO TOWNSHIP IN THE AMOUNT OF \$15,090 AND MICHAEL AND CRYSTAL WILLIAMS IN THE AMOUNT OF \$19,865 FOR A HOME IMPROVEMENT LOAN PURSUANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (“HUD”) BLOCK GRANT ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT. Freeholder Brown abstained from this agenda item.

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-09-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 recommended that home improvement loans, as described below, be made because the homeowner-applicants satisfy the criteria established for this program and housing code violations of each owner’s 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>
Joseph & So Young Oh, Medford	36-27-21LS	\$14,915.00	\$175.00
Michael & Crystal Williams, Willingboro	36-22-38LS	\$19,690.00	\$175.00

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

WHEREAS, the amounts reported as “Rehab Cost” are available in account no. 31-0707-051209 to fund the housing rehabilitation costs portion of these loans, as evidenced by the certifications of Burlington County’s Chief Financial Officer filed herewith, with the balance of the loan amounts being a cost separately incurred by the CD Office for which the owner is responsible; now, therefore, the Board

RESOLVES, as follows:

1. The above-described loans (the sum of the “Rehab Cost” and the “Title Costs”) are approved, funds for which are to be drawn from federal Community Development Program moneys.
2. These loans are being authorized as not made through a “fair and open process” as defined at N.J.S.A.19:44A-20.7, although they are being made in accordance with the requirements for program funding and through application of standard criteria and procedures, which the Board deems as fair and open.

3. The CD Office and County Solicitor are authorized to prepare and record loan, mortgage and other appropriate documents to make these loans and protect the County's interest in being repaid.
4. The CD Office and County Treasurer are authorized to send interim payments for completed work to the contractors and owners on (a) the CD Office's determination that conditions of the contract between the owner and contractor have been satisfied and (b) receipt of forms and documents required for the processing of payments.
5. On satisfaction of the conditions of each loan the County Administrator and County Solicitor are authorized to prepare, execute and record appropriate documents to cancel documents filed of record.

39 **RESOLUTION NO. 210** by Freeholder Donnelly, APPROVAL OF A GRANT FOR DANIEL AND LYNNE FLAGG, EDGEWATER PARK TOWNSHIP 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 #B09-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; and

<u>Homeowner</u>	<u>Case No.</u>	<u>Grant Amount</u>
Daniel and Lynne Flagg Edgewater Park Township	HRP05-40-12LH	\$4,300.00

WHEREAS, the amount reported above is available in account no. 31-0701-052009 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 their heating contactor have been met and (b) satisfaction of County requirements for the processing of payments.

40 **RESOLUTION NO. 211** by Freeholder Donnelly, AMENDMENT TO AGREEMENT WITH BURLINGTON COUNTY COLLEGE FOR A WORKPLACE LEARNING LINK INSTRUCTOR FOR AN EXTENSION OF TIME THROUGH DECEMBER 31, 2010 FOR THE ADDITIONAL AMOUNT OF \$23,000 ALLOCATED FROM THE STATE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT ADMINISTERED THROUGH THE WORKFORCE INVESTMENT BOARD.

WHEREAS, pursuant to Resolution no. 610, adopted on September 23, 2009, the Burlington County Board of Chosen Freeholders ("Board") entered into an agreement with Burlington County College ("BCC"), pursuant to which BCC has provided Workplace Literacy Program services, which agreement has an expiration date of June 30, 2010, and provides for a maximum amount payable of \$55,000.00; and

WHEREAS, the Board has received additional funding for this service and determined to extend the agreement to December 31, 2010, and increase the amount payable by \$23,000; and

WHEREAS, \$23,000.00 is available in account No. 13-0665-0668-09 to increase the amount payable to BCC, as evidenced by the certification of the County's Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES that a first amendment to the above-described contract, extending its term to December 31, 2010, and increasing the amount payable by \$23,000.00 is approved, and its execution in accordance with the Rules of the Board is authorized.

41 **RESOLUTION NO. 212** by Freeholder Donnelly, AGREEMENT WITH THE COUNTY'S TRANSPORTATION SYSTEM IN THE AMOUNT OF \$180,000 TO PROVIDE TRANSPORTATION SERVICES TO JOB SEEKING CUSTOMERS FOR SUPPORT SERVICES, EMPLOYMENT, AND EMPLOYMENT RELATED ACTIVITIES ALLOCATED FROM WORK FIRST NJ FUNDS ADMINISTERED THROUGH THE WORKFORCE INVESTMENT BOARD.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board"), through the Burlington County Workforce Investment Board ("WIB"), provides a variety of services to eligible persons who need job-related training and assistance, including through the Work First New Jersey ("WFNJ") Program; and

WHEREAS, the Burlington County Transportation System (the "BCTS") provides the BurLink bus service to the general public, which includes six routes connecting with several New Jersey Transit bus routes and the RiverLINE light rail stations; and

WHEREAS, 73 percent of BurLink customers neither own nor have access to a motor vehicles and 67 percent of BurLink customers use it to commute to employment or job training; and

WHEREAS, more than half of the riders of the BurLink B1, B2 and B8 routes overall are either customers of the WFNJ Program or are eligible therefor who need transportation services so that they can access supportive services, employment and employment-related activities; and

WHEREAS, the Board and the WIB have determined that the BCTS could best provide the transportation services needed by WFNJ customers through the BurLink system and the BCTS is willing to do so; and

WHEREAS, the Board, WIB and the BCTS are authorized by the Uniform Shared Services and Consolidation Act, N.J.S.A. 40:65-1 et seq. to enter into contracts for the joint provision of services; and

WHEREAS, the Board has \$180,000.00 in WFNJ funds, awarded by the State of New Jersey, Department of Labor and Workforce Development, available in account no. 13-0686-075609 for this contract, as evidenced by the certification of the County's Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES that an agreement between the Board, WIB and the BCTS for use of the above-referenced funds for the provision of transportation services to WFNJ customers approved by the County Administrator and County Solicitor is approved and its execution in accordance with the Rules of the Board is authorized.

42 **RESOLUTION NO. 213** by Freeholder Donnelly, AGREEMENT WITH AMERICAN ASPHALT COMPANY, INC. IN THE AMOUNT OF \$2,138,580.75 FOR THE 2009 FEDERALLY FUNDED OVERLAY PROJECT SUBJECT TO THE APPROVAL OF THE COMMISSIONER OF THE STATE DEPARTMENT OF TRANSPORTATION FOR THE ENGINEERING DEPARTMENT. Freeholder Reinhart opposed this agenda item.

WHEREAS, the Burlington County Board of Chosen Freeholders approved the plans and specifications for the 2009 Federally Funded Overlay Program in various townships, Burlington County, New Jersey, Contract No. CEG-09-0034 by Resolution #114; and

WHEREAS, said Resolution authorized the advertisement and receipt of bids for said Project, and

WHEREAS, the NJDOT requires that a resolution authorizing the awarding of the 2009 Federally Funded Overlay Program contract be adopted by resolution, as it is a federally funded project; and

WHEREAS, on March 30, 2010 the County Purchasing Agent publicly received and opened sealed bids for the 2009 Federally Funded Overlay Program as authorized by said Resolution, and

WHEREAS, American Asphalt Company, Inc. has submitted a price of \$2,138,580.75 to do the work needed for the roads mentioned; and

WHEREAS, there are sufficient funds available in Account No. 60-7001-113982, coupon 09660, 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:

- 1) The contract for the 2009 Federally Funded Overlay, a federally funded project, be and the same is hereby awarded to American Asphalt Company, Inc. in the amount of \$2,138,580.75, subject to the approval of the Commissioner of the New Jersey Department of Transportation; and
- 2) The Director and/or the County Administrator of this Board are hereby authorized to sign said contract for the County of Burlington; and
- 3) The certified check and bid bonds of the unsuccessful bidders be returned.

43 **RESOLUTION NO. 214** by Freeholder Donnelly, AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION FOR STATE AID FUNDS IN THE AMOUNT OF \$6,065,500 FOR THE 2010 ROAD RESURFACING PROGRAM FOR THE ENGINEERING DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders have been asked to compile, review and submit projects to the 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 2010; and

WHEREAS, the DOT has approved Burlington County Aid allotment in the amount of \$6,065,500.00 for fiscal year 2010 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 2010 and that the copies of this listing be forwarded to the Commissioner of the New Jersey Department of Transportation.

44 **RESOLUTION NO. 215** by Freeholder Donnelly, ADOPTION OF THE ANNUAL TRANSPORTATION PROGRAM FOR FISCAL YEAR 2010 PURSUANT TO THE NJ TRANSPORTATION TRUST FUND ACT FOR THE ENGINEERING DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders have been asked to submit "Grant Agreement for Fiscal Year 2010 State Aid to the Counties" to the New Jersey Department of Transportation; and be it

RESOLVED, by the Board of Chosen Freeholders that the Grant Agreement for Fiscal Year 2010 State Aid to Counties as attached hereby is made to the Commissioner of Transportation for an allotment of aid in the amount of \$6,065,500.00 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.

45 **RESOLUTION NO. 216** by Freeholder Donnelly, AGREEMENT WITH LIPPINCOTT JACOBS CONSULTING ENGINEERS IN AN AMOUNT NOT TO EXCEED \$189,815 TO PERFORM ASPHALT TESTING AND BATCH PLANT INSPECTION FOR THE 2010 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 Lippincott Jacobs Consulting Engineers as a contractor qualified to perform engineering services on behalf of the Board during 2010; 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 2010 Reconstruction and Overlay Program; and

WHEREAS, Jeffrey E. Wright, Acting Burlington County Engineer, has requested Lippincott Jacobs Consulting Engineers to submit the proposal to perform the Professional Services in his letter dated March 1, 2010; and

WHEREAS, Lippincott Jacobs Consulting Engineers 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, Lippincott Jacobs Consulting Engineers has agreed to perform these necessary services, as shown in the attached proposal dated March 10, 2010 for an amount not to exceed \$189,815.00; 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 Lippincott Jacobs Consulting Engineers, 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.

46 **RESOLUTION NO. 217** by Freeholder Donnelly, AUTHORIZATION TO RELEASE CERTAIN PERFORMANCE AND MAINTENANCE GUARANTEES AS SUBMITTED TO AND APPROVED BY THE BURLINGTON COUNTY PLANNING BOARD AT ITS MEETING HELD MARCH 23, 2010.

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>
Bond #B2 1867897	The Enclave Church Road Mount Laurel Township	\$6,457.00	B01-24-068
Bond #B98801016254	Douglas Tavern Parking Crosswicks Inn Keepers, LLC Chesterfield-Crosswicks Road & Main Street Chesterfield Township	\$1,565.00	S04-07-001
Bond #LS10019385	Burlington County Business Center Whitesell Construction Co. Mt. Holly ByPass Lumberton Township	\$836.00	S04-17-024
Letter of Guarantee	Burlington Township Middle School Burlington Township Board of Ed. Burlington ByPass Burlington Township	\$33,791.00	S04-06-119
Bond #BCY1700937	Laurel Assisted Living Center Care One, LLC Westfield Road Moorestown Township	\$11,945.00	S99-11-010
Bond #6552961	Sharp Road Family Housing-MEND Sharp Road Bridge Widening Evesham Township	\$25,500.00	S07-13-038
IRLOC #5891	Walgreens & Dunkin' Donuts Mark Investments, Inc. Burlington-Mt. Holly Road & Woodlane Road Westampton Township	\$13,987.00	S06-37-148

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 Guarantee(s)</u>	<u>Developer/Site</u>	<u>Amount</u>	<u>Plann.Bd. File No.</u>
IRLOC #2306	Commerce Bank at Evesboro Construction of Right-Turn Driveway Evesboro-Medford Road & Greentree Road Evesham Township	\$11,935.00	S96-13-063

47 **RESOLUTION NO. 218** by Freeholder Donnelly, AUTHORIZATION TO ADVERTISE FOR BIDS FOR TOPSOIL FOR THE HIGHWAY DEPARTMENT.

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

TOPSOIL FOR BURLINGTON COUNTY HIGHWAY DEPARTMENT 2010-2012
(CPU-10-0045)

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, May 11, 2010 at 10:30 a.m. local prevailing time.

*** It was moved by Freeholder O’Brien, seconded by Freeholder Brown that the following (5) five items be approved by unanimous consent. Freeholder Reinhart opposed agenda item no. 41 (Resolution No. 220) and agenda item no. 42 (Resolution No. 221) and abstained from agenda item no. 44 (Resolution No. 223). Motion carried. Resolution Nos. 219 through 223 adopted.

48 **RESOLUTION NO. 219** by Freeholder O’Brien, AUTHORIZATION TO ADVERTISE FOR BIDS FOR PIPE, FITTINGS, VALVES AND COUPLINGS, HIGH DENSITY POLYETHYLENE FOR THE DEPARTMENT OF SOLID WASTE.

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

“PIPE, FITTINGS, VALVES & COUPLINGS, HIGH DENSITY POLYETHYLENE”
(CPU-10-0058)

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, May 11, 2010 at 10:30 a.m. local prevailing time.

49 **RESOLUTION NO. 220** by Freeholder O’Brien, FOURTH AMENDMENT TO AGREEMENT WITH WASTE MANAGEMENT OF NEW JERSEY, INC. FOR CONTRACT TITLED "LANDFILL OPERATION AND MAINTENANCE, BURLINGTON COUNTY RECOVERY COMPLEX" FOR AN ADDITIONAL AMOUNT OF \$472,871.18 FOR AN EXTENSION OF TIME THROUGH MAY 16, 2010. Freeholder Reinhart opposed this agenda item.

WHEREAS, after open public bidding for contract entitled “LANDFILL OPERATION AND MAINTENANCE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX” (CPU-04-0010A) [hereinafter Contract] was awarded to Waste Management of New Jersey Incorporated, 107 Silvia Street, Ewing, NJ 08628, [hereinafter Waste Management] by the Board of Chosen Freeholders of the County of Burlington [hereinafter Board] on August 25, 2004 for an amount not to exceed Eleven Million, Two Hundred Forty-One Thousand, Six Hundred and Twenty-Eight Dollars (\$11,241,628.00) for the contract period October 1, 2004 through September 30, 2007; and

WHEREAS, the Landfill Operation and Maintenance contract contains a provision allowing the County to extend the term of the contract for two one- year periods or one two-year period; and

WHEREAS, this First (1) Amendment to the contract, per Resolution #837, dated October 10, 2007, extended the contract for one (1) year, for the period October 1, 2007 through September 30, 2008, in an amount not to exceed Three Million, Seven Hundred Seventy-Three Thousand, Four Hundred Thirty-Nine Dollars and Seventy Cents (\$3,773,439.70), for a new total contract amount, not to exceed Fifteen Million, Fifteen Thousand, Sixty-Seven Dollars and Seventy Cents, (\$15,015,067.70); and

WHEREAS, this Second (2) Amendment to the contract, per Resolution #758, dated October 8, 2008, extended the term and the contract amount for this second, one year extension, for the period October 1, 2008 through September 30, 2009, in an amount not to exceed Three Million, Seven Hundred Forty-Two Thousand, Seven Hundred Twenty-Five Dollars and Ten Cents (\$3,742,725.10); and

WHEREAS, this Third (3) Amendment to the contract, per Resolution #394, dated July 8, 2009, extended the term of the contract for a six (6) month period October 1, 2009 – March 31, 2010, in an amount not to exceed One Million, Eight Hundred Seventy-One Thousand, Three Hundred, Sixty-Two Dollars and 55/100 for a new total contract amount of Twenty Million, Six Hundred Twenty-Nine Thousand, One Hundred, Fifty-Five Dollars and 35/100 (\$20,629,155.35); and

WHEREAS, the above reference contract may be extended while in the process of bidding in accordance with N.J.S.A 40A:11-15; and

WHEREAS, a Fourth (4) Amendment to the contract is required to increase the term of the contract for Forty-Six (46) days, in an amount of Four Hundred Seventy-Two Thousand, Eight Hundred, Seventy-One Dollars and 18/100 (\$472,871.18), for a new total contract amount of Twenty-One Million, One Hundred Two Thousand, Twenty-Six Dollars and 53/100 (\$21,102,026.53); and

WHEREAS, funds are available for the extension period in Account Number 75-0712-040110, as evidenced by the attached Certification of the Burlington County Chief Financial Officer; and

WHEREAS, all other terms and conditions of said Contract shall continue in full force and effect except as superseded by the Fourth (4) Amendment to Contract; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the attached Fourth (4) Amendment to Contract is hereby approved, and the proper County Officials are hereby authorized to execute said Fourth (4) Amendment to Contract in accordance with the Rules of the Board.

- 50 **RESOLUTION NO. 221** by Freeholder O'Brien, FIRST AMENDMENT TO AGREEMENT WITH ACACIA FINANCIAL GROUP FOR CONTRACT TITLED "FINANCIAL CONSULTANT SERVICES" FOR THE DEPARTMENT OF SOLID WASTE TO INCREASE THE TERM OF THE CONTRACT THROUGH MARCH 31, 2010 AT THE 2009 HOURLY RATE. Freeholder Reinhart opposed this agenda item.

WHEREAS, after open public bidding for contract titled "FINANCIAL CONSULTANT SERVICES FOR BURLINGTON COUNTY 2007-2009" (RPF-07-0020), [hereinafter Contract], was awarded to Acacia Financial Group, Incorporated, 305 Fellowship Road, Suite 205, Mount Laurel, NJ 08054, [hereinafter Acacia], by the Board of Chosen Freeholders of the County of Burlington [hereinafter Board] on January 24, 2007 for the contract period February 1, 2007 through December 31, 2009, at the 2009 hourly rates specified in the contract, for the contract year 2007, 2008 and 2009; and

WHEREAS, the above reference contract may be extended while in the process of bidding in accordance with N.J.S.A 40A:11-15; and

WHEREAS, a First (1) Amendment to the contract is required to increase the term of the contract for the period January 1, 2010 – March 31, 2010, at the 2009 hourly rates specified in the contract; and

WHEREAS, funds will be certified, on an as needed basis, by the Burlington County Chief Financial Officer; and

WHEREAS, all other terms and conditions of said Contract shall continue in full force and effect except as superseded by the First (1) Amendment to Contract; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the attached First (1) Amendment to Contract is hereby approved, and the proper County Officials are hereby authorized to execute said First (1) Amendment to Contract in accordance with the Rules of the Board.

- 51 **RESOLUTION NO. 222** by Freeholder O'Brien, AUTHORIZATION TO PURCHASE MAINTENANCE/SUPPORT OF HARDWARE AND SOFTWARE IN AN AMOUNT NOT TO EXCEED \$45,886.33 FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY FROM IBM, INC. AN AUTHORIZED VENDOR UNDER THE WSCA/NEW JERSEY STATE CONTRACT.

WHEREAS, Burlington County wishes to purchase MAINTENANCE / SUPPORT of HARDWARE and SOFTWARE for the Burlington County Information Technology 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, the Director of Information Technology has reviewed and approved the request for the purchase of MAINTENANCE / SUPPORT of HARDWARE and SOFTWARE for the period of January 1, 2010 through December 31, 2010; and

WHEREAS, IBM, Corporation, 1551 S. Washington Avenue, Piscataway, NJ 08854, has a New Jersey State Contract for WSCA Computer Contract, Term Contract M-0483 with the New Jersey State Contract Number A70265; Contract Dates: October 17, 2007 to August 31, 2010; and

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

WHEREAS, the actual cost for the purchase of MAINTENANCE / SUPPORT of HARDWARE and SOFTWARE will not exceed \$45,886.33; and

WHEREAS, funds are available for this purpose in Account No.10-0019-030710 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, IBM, Corporation, 1551 S. Washington Avenue, Piscataway, NJ 08854, MAINTENANCE / SUPPORT of HARDWARE and SOFTWARE for the County Information Technology Department, in an amount not to exceed \$45,886.33.

52 **RESOLUTION NO. 223** by Freeholder O'Brien, AUTHORIZATION TO PURCHASE MICROSOFT SOFTWARE LICENSING AND ASSURANCE AGREEMENT FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY IN AN AMOUNT NOT TO EXCEED \$188,902.73 FOR YEAR 3 OF A 5 YEAR AGREEMENT FROM DELL MARKETING, LP AN AUTHORIZED VENDOR UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM. Freeholder Reinhart abstained from this agenda item.

WHEREAS, Burlington County purchased a FIVE (5) YEAR MICROSOFT SOFTWARE LICENSING AND ASSURANCE AGREEMENT, for the period of March 1, 2008 through February 28, 2013, for 1,000 Microsoft Licenses, used by the Burlington County Information Technology 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, SOFTWARE HOUSE INTERNATIONAL, INC., 2 Riverview Drive, Somerset, NJ 08873, held the New Jersey State Contract for Microsoft Enterprise Agreement (MS EA) and MS EA Products Price List, New Jersey Vendor ID #223009648-00, Term Contract T-1720, Waiver # BW421, Contract Date: July 01, 2004 to June 30, 2010; and

WHEREAS, per Resolution #253 dated April 9, 2008, Purchase Order #380667, was issued to SOFTWARE HOUSE INTERNATIONAL, INC., for year ONE (1), March 1, 2008 through February 28, 2009, of the MICROSOFT SOFTWARE LICENSING AND ASSURANCE AGREEMENT, in an amount of ONE HUNDRED EIGHTY-TWO THOUSAND DOLLARS and 41/100 (\$182,000.41); and

WHEREAS, all Microsoft Software License and Maintenance Agreements have been moved to the New State Contract Vendor, DELL MARKETING LP; and

WHEREAS, DELL MARKETING LP, One Dell Way, Round Rock, TX 78682, was awarded the New Jersey State Contract for Software License, Maintenance and Support, Term Contract M-0003, Contract Date: November 1, 2008 through June 30, 2010; and

WHEREAS, per Resolution #501 dated August 12, 2009, Purchase Order 396485, was issued to DELL MARKETING LP for year TWO (2) March 1, 2009 – February 28, 2010, of the MICROSOFT SOFTWARE LICENSING AND ASSURANCE AGREEMENT, in the amount of ONE HUNDRED EIGHTY-THREE THOUSAND, SEVEN HUNDRED, TWENTY-EIGHT DOLLARS AND 46/100 (183,728.46); and

WHEREAS, the actual cost for year THREE (3) of the FIVE (5) YEAR MICROSOFT SOFTWARE LICENSING AND ASSURANCE AGREEMENT, for 1000 Microsoft Licenses, will not exceed ONE HUNDRED EIGHTY-EIGHT THOUSAND, NINE

HUNDRED TWO DOLLARS and 73/100, (\$188,902.73), for the period of March 1, 2010 through February 28, 2011; and

WHEREAS, funds for year THREE (3) are available for this purpose in Account No.10-0019-033710, as evidenced by the attached Certification of the Burlington County Chief Financial Officer; and

WHEREAS, funds are anticipated to be available for this purpose in the fiscal years 2011, and 2012 temporary and permanent budgets; now, therefore be it

RESOLVED by the County of Burlington that a purchase order be awarded to DELL MARKETING LP, One Dell Way, Round Rock, TX 78682, for the purchase of year THREE (3) of the FIVE (5) YEAR MICROSOFT SOFTWARE LICENSING AND ASSURANCE AGREEMENT, for 1,000 Microsoft Licenses, used by the Burlington County Information Technology Department, in an amount not to exceed ONE HUNDRED EIGHTY-EIGHT THOUSAND, NINE HUNDRED TWO DOLLARS and 73/100, (\$188,902.73).

*** It was moved by Freeholder Reinhart, seconded by Freeholder Brown to approve the following six (6) items by unanimous consent. All in favor. Motion carried. Resolution Nos. 224 through 229 adopted.

53 **RESOLUTION NO. 224** by Freeholder Reinhart, AUTHORIZATION TO ISSUE AND ADVERTISE A REQUEST FOR QUALIFICATIONS FOR PSYCHOLOGICAL SERVICES FOR THE PERIOD JUNE 1, 2010 THROUGH DECEMBER 31, 2010 FOR BUTTONWOOD HOSPITAL.

WHEREAS, the Burlington County Board of Chosen Freeholders (hereinafter "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, Buttonwood Hospital requires the services of a licensed psychologist, duly registered in the State of New Jersey to provide psychological services; and

WHEREAS, Buttonwood Hospital, after consultation with and approval by the County Solicitor, desires to utilize a publicly advertised project specific Request for Qualifications ("RFQ") to identify a limited number of best qualified vendors from which proposals will then be solicited; and

WHEREAS, the Board seeks to publicly advertise the RFQ soliciting responses from qualified psychologists for the performance of the specified duties for June 1, 2010 through December 31, 2010; now, therefore, be it

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

FURTHER RESOLVED, that Buttonwood Hospital, County Solicitor and County Administrator shall be responsible for:

a. Making said RFQ available at no cost to licensed psychologists that provide psychological services;

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, Buttonwood Hospital shall establish a committee to review responses to the RFQ, identify the best qualified responders, negotiate with those best qualified responders and submit a written report to the Freeholder Board making a recommendation as to which responding psychologist shall be awarded the contract to perform the designation professional services for Buttonwood Hospital.

54 **RESOLUTION NO. 225** by Freeholder Reinhart, AUTHORIZATION TO PURCHASE FRESH MEATS AND PRODUCT FROM CITY BEEF COMPANY, INC. FOR AN ESTIMATED AMOUNT OF \$100,000 FOR BUTTONWOOD HOSPITAL.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to purchase FRESH MEATS AND PRODUCE, for the residents and patients at Buttonwood Hospital; and

WHEREAS, said purchase of perishable foods as a subsistence supply is exempt from public bidding by N.J.S.A. 40A:11-5(1)(e); and

WHEREAS, City Beef Company, Incorporated, 246 North Willow Street, Trenton, NJ 08618 will provide the required FRESH MEATS AND PRODUCE, for an estimated amount of ONE HUNDRED THOUSAND DOLLARS and 00/100 (\$100,000.00), for the period January 1, 2010 through December 31, 2010 contract Number FAO-10-0003; and

WHEREAS, City Beef Company, Incorporated has submitted the required Chapter 271 Political Contribution Disclosure Certification in accordance with N.J.S.A. 19:44A-20.26 and the required Stockholder Disclosure Certification; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, City Beef Company, 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 Freeholder, 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 Freeholder, 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, City Beef Company, Incorporated is precluded from making any such reportable contribution 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; and

WHEREAS, the estimated cost for the purchase of FRESH MEATS AND PRODUCE for Buttonwood Hospital, is anticipated to be ONE HUNDRED THOUSAND DOLLARS and 00/100 (\$100,000.00); and

WHEREAS, partial funds are available for this purpose in Account No. 10-0504-030610, as evidenced by the attached certifications of the Burlington County Chief Financial Officer; and

WHEREAS, the Certificate of Availability of Funds for the additional funds, will be approved by the Burlington County Chief Financial Officer upon adoption of the 2010 permanent budget; now therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that purchase orders be awarded to City Beef Company, Incorporated, 246 North Willow Street, Trenton, NJ 08618, for the purchase of FRESH MEATS AND PRODUCE for Buttonwood Hospital, for an estimated amount of ONE HUNDRED THOUSAND DOLLARS AND 00/100 (\$100,000.00) 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.

55 **RESOLUTION NO. 226** by Freeholder Reinhart, LETTER OF AGREEMENT WITH UNITED WAY TO ACT AS BROKER FOR CLIENT SPECIFIC SERVICES FOR YOUTH INVOLVED WITH THE COURT SYSTEM ADMINISTERED THROUGH THE HUMAN SERVICES OFFICE.

WHEREAS, by Resolution no. 609, adopted on September 9, 2009, the Burlington County Board of Chosen Freeholders ("Board"), authorized submission of a 2010 spending plan to the New Jersey Juvenile Justice Commission ("JJC") for

State/Community Partnership, Family Court Services and the Juvenile Accountability Block Grant; and

WHEREAS, United Way of Burlington County (“U/W”), a nonprofit corporation of the State of New Jersey, is willing to act as a broker for client-specific services that are approved by a Multi Disciplinary Team, the Team Coordinator, Youth Services Advisory Council Administrator and the JJC Court Liaison for youth involved in the court system for the period April 15, 2010, through December 30, 2010; and

WHEREAS, \$10,000.00 is available in account no. 14-5748-033710 to pay U/W for its services, as evidenced by the Certification of the County’s Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES that an agreement with United Way of Burlington County, as described above, is approved and its execution in accordance with the Rules of the Board is authorized.

- 56 **RESOLUTION NO. 227** by Freeholder Reinhart, AGREEMENT WITH UMDNJ TO PROVIDE \$5,000 TO OFFSET THE TRAUMATIC LOSS COALITION COORDINATOR SALARY TO PROVIDE FOUR TLC MEETINGS ADMINISTERED THROUGH THE HUMAN SERVICES OFFICE.

WHEREAS, the, University of Medicine and Dentistry of New Jersey (“UMDNJ”), a body corporate and politic in the State of New Jersey, on behalf of University Behavioral Health Care (“UBHC”) found that each New Jersey county should establish a coalition to address traumatic losses affecting youth; and

WHEREAS, Traumatic Loss Coalitions for Youth Program (the “Program”) was created for the purpose of establishing traumatic loss coalitions in each of New Jersey’s counties and to provide ongoing technical assistance to communities in crisis; and

WHEREAS, the mission of these coalitions is to develop a coordinated response to traumatic loss events and crises affecting youth and to update those working with youth on mental health issues, including the prevention of suicides and violence; and

WHEREAS, UMDNJ has offered to provide \$5,000 to Burlington County to support the cost of a staff member to coordinate this program for the period March 1, 2010, through June 30, 2010; and

WHEREAS, the Board is agreeable to entering into an agreement with UMDNJ in order to obtain these funds; now, therefore, the Board

RESOLVES that an agreement with UMDNJ for the above-described purpose, approved as to form and content by the County Administrator and County Solicitor, is approved and its execution in accordance with the Rules of the Board is authorized.

- 57 **RESOLUTION NO. 228** by Freeholder Reinhart, AGREEMENTS WITH VARIOUS SCHOOLS AND STUDENTS FOR THE HEALTH DEPARTMENT TO PROVIDE CLINICAL EXPERIENCE AND PRACTICAL TRAINING FOR STUDENTS ENROLLED IN NURSING AND/OR HEALTH RELATED FIELDS OF STUDY.

WHEREAS, the Burlington County Board of Chosen Freeholders (the “Board”) administers a variety of public health services through the Burlington County Health Department; and

WHEREAS, schools with programs leading to nursing and other health-related degrees and certifications occasionally desire to place students in facilities where they may gain clinic experience and practical training; and

WHEREAS, the Board supports the provision of educational opportunities for students at County facilities so long as they do not disrupt County services or operations; and

WHEREAS, the Health Department has received requests for clinical training from Drexel University, Our Lady of Lourdes School of Nursing in Camden County and other schools which it recommends for approval by the Board; now, therefore, the Board

RESOLVES as follows:

1. Agreements that have been prepared or approved by the County Solicitor with the above-named schools and other accredited/licensed colleges, universities and

educational institutions, providing clinical or practical training for students with the County Health Department are authorized to be made.

2. Execution of these agreements, in accordance with the Rules of the Board, is authorized.

- 58 **RESOLUTION NO. 229** by Freeholder Reinhart, CHANGE ORDER NO. 1 WITH UNITED WAY OF BURLINGTON COUNTY FOR CONTRACT TITLED "SOCIAL SERVICES FOR THE HOMELESS" IN THE AMOUNT OF \$15,000 FOR CODE BLUE SERVICES FOR ADDITIONAL SERVICES PROVIDED ADMINISTERED THROUGH THE HEALTH DEPARTMENT.

WHEREAS, after public bidding, a contract titled "SOCIAL SERVICES FOR THE HOMELESS 2010-2011" (RFP-09-0089) was awarded to United Way of Burlington County, 595 Beverly Rancocas Road, PO Box 226, Rancocas, NJ, 08073-0226, (hereafter United Way), by the Board of Chosen Freeholders of the County of Burlington (hereafter Board) on December 29, 2009 per resolution #930, for Code Blue Services, for the contract period, January 1, 2010 – December 31, 2011, for a maximum amount payable of \$25,000.00 for each year, for a contract total of \$50,000.00; and

WHEREAS, the Burlington County Human Services Office, Human Services Advisory Council (HSAC) and the Comprehensive Emergency Assistance System (CEAS) have recommended that the amount payable to United Way for 2010 services be increased by \$15,000.00, in order to pay for services provided in response to the increase in demand that resulted from the extraordinarily cold weather in January and February 2010; and

WHEREAS, Change Order No. One (1) for 2010, represents an increase of \$15,000.00 for a net overall increase of 60 percent, resulting in a new maximum payable amount to United Way to \$40,000.00 for 2010; and

WHEREAS, funds are available, for this Change Order No. One (1), in Account No. 10-0503-033610, as evidenced by 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 Change Order No. One (1) for 2010, to the contract titled "SOCIAL SERVICES FOR THE HOMELESS 2010-2011" (RFP-09-0089), with United Way, for Code Blue Services, 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 and the execution of a First Amendment to the contract in accordance with the Rules of the Board is authorized.

- 59 **NOMINATION AND ELECTION OF AN ASSISTANT FIRE MARSHAL FOR A THREE YEAR TERM TO EXPIRE ON JANUARY 15, 2013.**

Director Garganio called for nomination of an Assistant Fire Marshal for a three year term.

Freeholder O'Brien placed in nomination the name of Robert W. Carr, Jr.

Hearing no other nominations, Director Garganio closed the nomination. All in favor. Director Garganio declared Robert W. Carr, Jr. elected as Assistant Fire Marshal for a three year term to expire on January 15, 2013.

- 60 **NOMINATION AND ELECTION OF WARDEN/JAIL ADMINISTRATOR FOR A FIVE YEAR TERM TO EXPIRE ON APRIL 14, 2015.**

Director Garganio called for nomination of the Warden/Jail Administrator for a five year term.

Freeholder Brown placed in nomination the name of Ronald Cox.

Freeholder Reinhart questioned the salary for this position. Freeholder Brown stated that the final salary had not been determined.

Hearing no other nominations, Director Garganio closed the nomination and called for a roll call vote by name: Freeholder Brown – Ronald Cox; Freeholder Donnelly – Ronald Cox; Freeholder O'Brien – Ronald Cox; Freeholder Reinhart – Ronald Cox; and Director Garganio – Ronald Cox.

Director Garganio declared Ronald Cox elected as Warden/Jail Administrator for a five year term to expire on April 14, 2015.

61 PUBLIC COMMENTS.

The following members of the public addressed the Board:

- 1) Ruth Saulsbury, Delran Township, addressed the Board regarding her part time position at the County Clerk's Office.
- 2) Howard Roun, VP-CWA Local 1036, Palmyra Borough, addressed the Board regarding the proposed 2010 County Budget and read a letter on behalf of Toby Cliver, Health Department, and the possibility of losing her job and benefits and having a special needs child.
- 3) Adam Liebttag, President-CWA Local 1036, addressed the Board regarding the proposed 2010 County Budget and asked if a copy of the introduced Budget is available to the Union. Mr. Liebttag also commented on the decrease in property taxes in the proposed Budget and the possibility of creating jobless households.

62 QUESTIONS FROM THE PRESS.

- 1) Danielle Camilli, Burlington County Times, questioned Freeholder Reinhart's no vote on agenda item no. 4, the agreement with the Bridge Commission to assume the economic development responsibilities. Freeholder Reinhart responded she felt there was not enough information to make an educated decision and this action was just discussed at the Bridge Commission meeting last night. Freeholder Reinhart also stated that the Bridge Commission discussed the contribution of \$2,000,000 and that two of the Commissioners did not know about the contribution.
- 2) Carole Comegno, Courier Post, questioned the Board regarding when formal layoff notices would be given to the Department of Economic Development and if there would be an agreement with the Bridge Commission. Human Resources Director Hornickel responded April 26, 2010.
- 3) Danielle Camilli, Burlington County Times, questioned the Board regarding the Bridge Commission having the authority to set the priorities. Director Gaganio responded that it would be a joint decision and that discussions would take place and the Bridge Commission is set up to be a Redevelopment Authority. Freeholder Brown added that in early 2005-2006 under the direction of Donald DeFrancesco he gave authority to the Bridge Commissions to become an Improvement Authorities, so this is a merger of the two departments to create greater efficiencies. Freeholder Reinhart reiterated that there is no plan at the table and the Board has not seen how much money it will save the County and who the true authority will be when it comes to economic development and there is no Memorandum of Understanding at this point.
- 3) Carole Comegno, Burlington County Times, asked the Board if there would be another resolution to finalize this action? Freeholder Donnelly stated that the Board would authorize the County Administrator to execute the agreement when finalized. Freeholder Donnelly further stated that this action was approved last year and that there would be a savings of \$500,000 per annum and \$350,000 for the balance of the year.
- 4) Danielle Camilli, Courier Post, asked for clarification from the Board regarding the \$2,000,000 and how that amount was derived? Freeholder Donnelly responded that it is maintenance of approaches to the bridges and the bridges that was negotiated and an agreement is pending. Freeholder Reinhart added that at last night's meeting Mr. Comegno stated that this was to offset the County's deficit in the budget.

63 COMMENTS BY FREEHOLDERS.

- 1) Freeholder Reinhart thanked everyone for coming out to these meetings to find out what is going on in our government. Freeholder Reinhart recognized and asked everyone here this evening, that April is Autism month, to reach out and help those organizations by volunteering. Also Freeholder Reinhart mentioned Earth Day in its 40th year and to remind everyone to be very conservative and eco-friendly and stated that the County has done a good job with its open space and farmland preservation and tree planting. Freeholder Reinhart further stated with regard to the Bridge Commission and her concerns with merging Economic Development under that umbrella, because of major problems there about 10 years ago, and most recently an article in the paper that the Commission is streamlining everything and they are being transparent however there are two people on the Commission that don't know about the \$2,000,000 and there is no

Memorandum of Understanding written and/or resolution, so that may be the goal of the Commission and this Board but they have not come near it.

2) Freeholder O'Brien stated there is a press release issued today concerning the Office of Emergency Management, regarding storm damage during the rain storm that occurred March 12-13, 2010 and if the public had damaged caused by flooded waterways, rising ground water, or high winds should be reported to the Local Emergency Management officials or the Burlington County Office of Emergency Management at (609) 518-7200. Freeholder O'Brien reported that the Burlington County Office of Emergency Management will be preparing a report and forwarding to the Federal Emergency Management Agency (FEMA) and it is very important to note that these reports have to be filed by Monday.

4) Freeholder Donnelly congratulated folks from the Health Department and the volunteers that go above and beyond for the County whether it is the H1N1 clinics or any emergency responses. Freeholder Donnelly responded to comments made earlier, and stated he remembers sitting here nine months ago and very similar comments were made regarding the tax savings last year, and fortunately we were able to not reduce the workforce last year. Freeholder Donnelly continued to state that the problem is if each year the County taxes increase, we are going to tax the County residents and businesses out of this County and out of this State, it comes down to what is the right size of government. This budget was crafted for departmental consolidations, and reductions in force from nearly every department within the County. Freeholder Donnelly further stated that the residents of this County deserve a break.

64 ADJOURNMENT.

It was moved by Freeholder Donnelly, seconded by Freeholder Brown, that the meeting be adjourned. All in favor. Motion carried.

Respectfully submitted,

Paul Drayton
Board Clerk