

Regular Meeting  
Mount Holly, New Jersey

1 A Regular Meeting of the Board of Chosen Freeholders of the County of Burlington was held in the Board Room, Burlington County Office Building, Mount Holly, New Jersey, on Wednesday, May 26, 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, Joseph B. Donnelly, Mary Ann C. O'Brien, Mary Anne Reinhart, and Director Bruce D. Garganio. Freeholder Chris Brown was absent.

3 OFFICIALS.

Officials in attendance were: County Solicitor Nelson, County Administrator Drayton, Chief Financial Officer Brock, Acting County Engineer Wright, Superintendent of Roads Somes, Resource Conservation Director Robbie, Solid Waste Director Sheehan, Human Resource Director Hornickel, Director Office on Aging Borkowski, Capital Projects Coordinator Smith, Supervising Administrative Analyst Stewart, and Public Information Officer Shrom and Clerk Wirth.

4 Director Garganio asked for a motion to approve agenda items d – g, approval of the minutes of the regular board meeting of March 10, 2010, and conference minutes of February 24, March 3, and March 10, 2010. Freeholder O'Brien made motion to approve said minutes, seconded by Freeholder Donnelly. Freeholder Reinhart abstained from all minutes. Motion carried. Minutes approved.

5 PROCLAMATION – MEALS ON WHEELS DELIVERY WORKER – DONNA HULL

Freeholder Donnelly read and presented a Proclamation to Donna Hull, a Meals on Wheels delivery worker, in recognition of her actions and going above and beyond the call of service. Ms. Hull entered the home of a client after not getting an answer at the door and found the client on the floor and called 9-1-1. Mr. Donnelly stated it was a pleasure to recognize Ms. Hull. Ms. Hull thanked the Board for this recognition.

6 RECOGNITION – HISTORIC PRESERVATION AWARDS.

Freeholder Donnelly read and presented Historic Preservation Awards and recognized the following eight (8) individuals/organizations for being leaders in history and preservation efforts:

1. Chesterfield Baptist Church
2. Bob Kenney/St. Peters Parish/Riverside
3. St. Stevens Episcopal Church/Beverly
4. George Fleming – Shamong
5. The Mansfield Historical Society
6. Floss Jennings
7. Gail Aslte – Timbuctoo
8. John S. Flack, Jr., Evesham

\*\*\* It was moved by Director Garganio, seconded by Freeholder O'Brien to approve the following forty-two (42) agenda items by unanimous consent. Freeholder Reinhart questioned agenda items 2, 3, 5, 10 and 15 and opposed agenda items 21 (Resolution No. 323) and 41 (Resolution No. 343). Motion carried. Resolution Nos. 303 through 344 adopted.

7 **RESOLUTION NO. 303** by Director Garganio, PAYMENT OF BILLS AND APPROVAL OF MONTHLY COUNTY INVESTMENT REPORT AND REPORT OF REVENUES AND EXPENDITURES.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the bills presented at this meeting as per the detailed list, amounting to \$14,792,919.89 and be it the same are hereby approved and passed by the Board, and that the Treasurer for the County of Burlington be and he is hereby authorized and directed to issue county checks in payment of same.

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

8 **RESOLUTION NO. 304** by Director Garganio, CAPITAL PLAN AMENDMENT FOR 2010.

WHEREAS, the Local Capital Budget for the year 2010 was adopted on the 28th day of April, 2010 and,

WHEREAS, it is desired to amend said approved Capital Budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the following amendments to the approved Capital Budget of the County of Burlington be made:

CAPITAL BUDGET ( Current Year Action)					
2010 Project	Estimated Total Cost	Capital Improvement Fund	Grants-in-Aid Other Funds	Debt Authorized	To Be Funded In Future Years

FROM:

TO:

Providing for the Capital Improvements and Renovations to and Acquisition and Installation of Capital Equipment for the Burlington County Special Services School District Facilities

\$1,992,000

\$1,992,000

SIX YEAR CAPITAL PROGRAM (2010-2015)  
Anticipated Project Schedule and Funding Requirements

Project	Estimated Total Cost	Estimated Completion Time	Funding Amounts per Budget Year 2010 - 2011-2015
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FROM:

TO:

Providing for the Capital Improvements and Renovations to and Acquisition and Installation of Capital Equipment for the Burlington County Special Services School District Facilities

\$1,992,000

2012

\$1,992,000

SIX YEAR CAPITAL PROGRAM (2009-2014)

Summary of Anticipated Funding Sources and Amounts

Project	Estimated Total Cost	Capital Improvement Fund	Grants-in-Aid Other Funds	Bonds and Notes	To Be Funded In Future Years
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FROM:

TO:

Providing for the Capital Improvements and Renovations to and Acquisition and Installation of Capital Equipment for the Burlington County Special Services School District Facilities

\$1,992,000

\$1,992,000

BE IT FURTHER RESOLVED, the two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services.

9 **RESOLUTION NO. 305** by Director Garganio, BOND ORDINANCE NO. 305-10 OF THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR CAPITAL IMPROVEMENTS AND RENOVATIONS TO AND ACQUISITION AND INSTALLATION OF CAPITAL EQUIPMENT FOR THE BURLINGTON COUNTY SPECIAL SERVICES SCHOOL DISTRICT FACILITIES, APPROPRIATING THE SUM OF \$1,992,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$1,992,000 IN GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE COUNTY TO FINANCE THE SAME, MAKING CERTAIN DETERMINATIONS AND COVENANTS, AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING.

WHEREAS, the Board of Education of the Burlington County Special Services School District, by confirming Resolution adopted on March 17, 2010, has determined that it is necessary to raise the sum of \$1,992,000 (inclusive of costs permitted pursuant to N.J.S.A. 40A:2-20 expenses) for a capital improvement project consisting of facilities improvements and renovations, including acquisition of furnishings and equipment, for the Burlington County Special Services School District ("SSSD") campuses located in the Townships of Lumberton and Westampton, New Jersey, in and by the County of Burlington, New Jersey ("County") as set forth in Section 3(a) below, and a copy of that Resolution was heretofore delivered to each member of the Board of School Estimates of the SSSD; and

WHEREAS, the Board of School Estimates of the SSSD has, by Resolution duly adopted on May 19, 2010, determined that the capital improvement project consisting of facilities improvements and renovations, including acquisition of furnishings and equipment, for the SSSD campuses located in the Townships of Lumberton and Westampton, New Jersey, in and by the County as set forth in Section 3(a) below, is necessary for school purposes and did duly fix and determine the amount necessary to be raised by the County for said capital improvement project to be \$1,992,000 (inclusive of costs permitted pursuant to N.J.S.A. 40A:2-20 expenses) and certificates of said determination were duly prepared and heretofore delivered to each of the Board of Education of the SSSD and the Board of Chosen Freeholders of the County ("Board of Chosen Freeholders"); and

WHEREAS, in the opinion of the Board of Chosen Freeholders it is necessary and desirable that the aforementioned improvements be undertaken and costs therefor be financed in the manner hereinafter provided; now therefore

BE IT ORDAINED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF BURLINGTON, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL MEMBERS THEREOF AFFIRMATIVELY CONCURRING) AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3(a) of this bond ordinance are hereby authorized to be undertaken by the County as general improvements. For the improvements or purposes described in Section 3(a) hereof, there is hereby appropriated the sum of \$1,992,000. No down payment is required pursuant to N.J.S.A. 18A:46-42.

Section 2. In order to finance the cost of the improvements or purposes and to meet the \$1,992,000 appropriation, negotiable bonds or notes of the County are hereby authorized to be issued in the principal amount of \$1,992,000 pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq. ("Local Bond Law"). In anticipation of the issuance of the bonds, negotiable bond anticipation notes of the County are hereby authorized to be issued in a principal amount not exceeding \$1,992,000 pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued is a capital improvement project consisting of facilities improvements and renovations, including acquisition of furnishings and equipment, for the SSSD campuses located in the Townships of Lumberton and Westampton, New Jersey, and including all materials, equipment, services and work necessary therefor or incidental thereto, all as more fully described in the capital budget of the County and/or the SSSD, as amended, and in plans and specifications therefor on file in the offices of the Board of Education of the SSSD.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the County Treasurer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the County Treasurer. The County Treasurer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the County Treasurer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1(a). The County Treasurer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to the date of delivery thereof. The County Treasurer is directed to report in writing to the Board of Chosen Freeholders at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the County and/or the SSSD is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not a current expense. They are improvements or purposes the County may lawfully undertake as a general improvement, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 13.04 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the

State of New Jersey. Such statement shows that the gross debt of the County, as defined in the Local Bond Law, is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,992,000 and the obligations authorized herein will not be subject to the debt limitations prescribed by the Local Bond Law in accordance with the provisions of N.J.S.A. 18A:46-42.

(d) An aggregate amount not exceeding \$398,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the improvements or purposes.

(e) The County and/or the Board of Education of the SSSD reasonably expects to commence the construction, renovations, acquisitions and improvements or purposes described in Section 3(a) hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the County and/or the Board of Education of the SSSD further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any funds from time to time received by the County and/or the Board of Education of the SSSD on account of any grant-in-aid of financing the cost of the improvements or purposes described in Section 3(a) of this bond ordinance or from any other source shall be applied either to direct payment of the cost of the improvements or to payment of the obligations of the County authorized to be issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the County is hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy ad valorem taxes upon all the taxable property within the County for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the Clerk of the Board of Chosen Freeholders is hereby directed to publish a summary of the bond ordinance, together with the attached notice entitled: "NOTICE OF PENDING BOND ORDINANCE AND SUMMARY" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven (7) days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten (10) days after introduction and first reading). The Clerk of the Board of Chosen Freeholders is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the Board of Chosen Freeholders, the Clerk of the Board of Chosen Freeholders is hereby directed to publish the summary of this bond ordinance, as finally adopted, together with the attached notice entitled: "BOND ORDINANCE STATEMENTS AND SUMMARY" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The County hereby covenants as follows:

(a) it shall take all actions, or shall cause the SSSD to take all actions, necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by this bond ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Internal Revenue Code of 1986, as amended ("Code"), and the regulations ("Regulations") promulgated thereunder;

(b) it will not make, or shall cause the SSSD not to make, any use of the proceeds of the bonds or bond anticipation notes or do or suffer, or shall cause the SSSD not to do or suffer, any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate and pay, or shall cause the SSSD to calculate and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action, or shall cause the SSSD not to take any action, that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 12. The Board of Chosen Freeholders hereby covenants on behalf of the County to take any action necessary or refrain from taking such action, or shall cause the SSSD to take or refrain from taking such action, in order to preserve the tax-exempt status of the bonds and bond anticipation notes authorized hereunder as is or may be required under the Code and the Regulations promulgated thereunder, including compliance with the Code with regard to use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 13. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 14. This bond ordinance shall take effect twenty (20) days after first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

10 **RESOLUTION NO. 306** by Director Garganio, RESOLUTION TO SET THE PUBLIC HEARING FOR BOND ORDINANCE FOR THE BURLINGTON COUNTY SPECIAL SERVICES SCHOOL DISTRICT.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the Ordinance entitled, "BOND ORDINANCE OF THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR CAPITAL IMPROVEMENTS AND RENOVATIONS TO AND ACQUISITION AND INSTALLATION OF CAPITAL EQUIPMENT FOR THE BURLINGTON COUNTY SPECIAL SERVICES SCHOOL DISTRICT FACILITIES, APPROPRIATING THE SUM OF \$1,992,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$1,992,000 IN GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE COUNTY TO FINANCE THE SAME, MAKING CERTAIN DETERMINATIONS AND COVENANTS, AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING", was introduced on May 26, 2010, and having been read by title only by the County Administrator/Board Clerk, does now pass on first reading, and that said Ordinance be further considered for final passage at the meeting of the said Board to be held on the 9th day of June 2010 at 7:00 P.M., prevailing time or as soon as this matter can be reached at the regular meeting room of the Board of Chosen Freeholders in the Township of Mount Holly, New Jersey, and that at such time and place all persons interested be given an opportunity to be heard concerning the same, and that the County Administrator/Board Clerk be and he is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading in the Burlington County Times, a legal newspaper published in the County of Burlington.

11 **RESOLUTION NO. 307** by Director Garganio, BOND ORDINANCE NO. 307 - 10 OF THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR THE DESIGN, CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF VARIOUS ROADWAYS, BRIDGES AND DRAINAGE SYSTEMS, INCLUDING ACQUISITION OF VARIOUS RIGHT-OF-WAY EASEMENTS THEREFOR, AND PEDESTRIAN SAFETY IMPROVEMENTS WITHIN THE COUNTY, AND ACQUISITION OF GPS AND RELATED TRAFFIC SIGNALIZATION IMPROVEMENTS AND EQUIPMENT, AND APPROPRIATING \$9,105,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$8,670,000 IN BONDS OR NOTES OF THE COUNTY TO FINANCE THE SAME.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Burlington, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) pursuant to the provisions of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey (N.J.S.A. 40A:2-1 et seq.), as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The improvements or purposes described in Section 3(a) of this bond ordinance are hereby authorized to be undertaken by the County of Burlington, New Jersey ("County") as general improvements. For the improvements or purposes described in Section 3(a) hereof, there is hereby appropriated the sum of \$9,105,000, including the sum of \$435,000 as the down payment pursuant to the Local Bond Law.

The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes and to meet the \$9,105,000 appropriation, negotiable bonds or notes of the County are hereby authorized to be issued in the principal amount of \$8,670,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes of the County are hereby authorized to be issued in a principal amount not exceeding \$8,670,000 pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued are for the design, construction, reconstruction and resurfacing of various roadways, bridges and drainage systems, including acquisition of various right-of-way easements therefor, and pedestrian safety improvements within the County, and acquisition of GPS and related traffic signalization improvements and equipment, including all work and materials necessary therefor or incidental thereto, all as more fully described in the County's capital budget and in plans and specifications on file therefor in the County Engineering Department as set forth in the table below.

Project I. Various County Road, Bridge, Drainage, Signalization and Pedestrian Safety Improvements (Including Materials and Equipment):	Amount \$6,600,000
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Road Resurfacing and/or Restriping for Various County Roadways (approximately 340 miles); Bridge Deck and Culvert Repairs (Various Municipalities); GPS and Related Traffic Signalization Improvements and Equipment (26 Traffic Signals Along Burlington-Mt. Holly Road and South Church Street); Elbo Lane/Hartford Road Intersection Improvements, Including Upgrading Existing Traffic Signal Equipment (Mount Laurel Twp.); Jacksonville-Jobstown Road Bridge Replacement (Springfield Twp.); Tuckerton Road Culvert Replacements (Medford Lakes Twp.); Guiderail Replacement (Various County Roadways); and Pedestrian Safety Improvements (Mount Holly Township).

Project II. Right-Of-Way Acquisitions for Various County Roads and Bridges:	\$630,000
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Road and Bridge Improvement Projects - Riverton Road/Parry Drive/Branch Pike; Bridgeboro Road Drainage; Creek Road/Masonville Road; Georgetown-Chesterfield Road Bridge; Church Road Bridge; Bispham Street Bridge; Mt. Holly Bypass/Rancocas Road; and Elbo Lane/Moorestown-Mt. Laurel Road.

Project III. Engineering and Design of Various County Bridge, Drainage and Road Improvements:	\$1,875,000
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Hot Mixed Asphalt Inspection and Testing; Tuckerton Road Bridge (Medford Lakes Borough); Lakeshore Drive/Evergreen Boulevard Intersection Improvement-Preliminary (Pemberton Twp.); Route 541/Elbo Lane/Mall Entrance-Final (Burlington Twp.); Riverton Road/Parry Drive/Branch Pike-Final (Cinnaminson Twp.); Route 541/Hancock Lane/NJ Turnpike Exit 5-Final (Westampton Twp.); Georgetown Road Intersections-Preliminary/Final (Mansfield Twp.); Creek Road/Masonville Road Intersection-Final (Mt. Laurel Twp.); Environmental Consulting Services-Road and Bridge Projects (Phase I Reports); Appraisal Services (Property Acquisitions and Easements-Various Road and Bridge Projects); and Title Search Services (Property Acquisitions and Easements-Various Road and Bridge Projects).

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the County Treasurer; provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the County Treasurer. The County Treasurer shall

determine all matters in connection with notes issued pursuant to this bond ordinance, and the County Treasurer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1(a). The County Treasurer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The County Treasurer is directed to report, in writing, to the Board of Chosen Freeholders at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the County is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk of the Board of Chosen Freeholders and is available for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not a current expense. They are improvements or purposes the County may lawfully undertake as a general improvement, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 21.40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the County, as defined in the Local Bond Law, is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$8,670,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,505,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the improvements or purposes.

(e) The County reasonably expects to commence the acquisition, construction, renovation and/or equipping of the improvements or purposes described in Section 3(a) hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the County further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any funds from time to time received by the County on account of any grant-in-aid (federal and state) of financing the improvements or purposes described in Section 3(a) of this bond ordinance or from any other source including, but not limited to, Shared Service Agreements, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations of the County authorized to be issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the County is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy ad valorem taxes upon all the taxable property within the jurisdiction of the County for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the Clerk of the Board of Chosen Freeholders is hereby directed to publish a summary of the bond ordinance, together with the attached notice entitled: "NOTICE OF PENDING BOND ORDINANCE AND SUMMARY" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven (7) days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten (10) days after introduction and first reading). The Clerk of the Board of Chosen Freeholders is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the Board of Chosen Freeholders, the Clerk of the Board of Chosen Freeholders is hereby directed to publish a summary of this bond ordinance, as fully adopted, together with the attached notice entitled: "BOND ORDINANCE STATEMENTS AND SUMMARY" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The County hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by this bond ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Internal Revenue Code of 1986, as amended ("Code"), and the regulations ("Regulations") promulgated thereunder;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 12. The Board of Chosen Freeholders hereby covenants on behalf of the County to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and bond anticipation notes authorized hereunder as is or may be required under the Code and the Regulations promulgated thereunder, including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 13. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 14. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

12 **RESOLUTION NO. 308** by Director Garganio, RESOLUTION TO SET PUBLIC HEARING FOR ROADS AND BRIDGES BOND ORDINANCE.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, hat the Ordinance entitled, "BOND ORDINANCE OF THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR THE DESIGN, CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF VARIOUS ROADWAYS, BRIDGES AND DRAINAGE SYSTEMS, INCLUDING ACQUISITION OF VARIOUS RIGHT-OF-WAY EASEMENTS THEREFOR, AND PEDESTRIAN SAFETY IMPROVEMENTS WITHIN THE COUNTY, AND ACQUISITION OF GPS AND RELATED TRAFFIC SIGNALIZATION IMPROVEMENTS AND EQUIPMENT, AND APPROPRIATING \$9,105,000 THEREFOR,

AND PROVIDING FOR THE ISSUANCE OF \$8,670,000 IN BONDS OR NOTES OF THE COUNTY TO FINANCE THE SAME,” was introduced on May 26, 2010 and having been read by title only by the County Administrator/Board Clerk, does now pass on first reading, and that said Ordinance be further considered for final passage at the meeting of the said Board to be held on the 9<sup>th</sup> day of June 2010 at 7:00 P.M., prevailing time or as soon as this matter can be reached at the regular meeting room of the Board of Chosen Freeholders in the Township of Mount Holly, New Jersey, and that at such time and place all persons interested be given an opportunity to be heard concerning the same, and that the County Administrator/Board Clerk be and he is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading in the Burlington County Times, a legal newspaper published in the County of Burlington.

- 13 **RESOLUTION NO. 309** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$37,514 FROM THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION AND APPROPRIATED UNDER THE CAPTION OF SUPPORTIVE REGIONAL HIGHWAY PLANNING PROGRAM – DVRPC.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$37,514.00 which item is now available as revenue from the Delaware Valley Regional Planning Commission, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$37,514.00 be appropriated under the caption of:

Delaware Valley Regional Planning Commission – Supportive Regional Planning Program; and

FURTHER RESOLVED that two certified copies be forwarded to the Division of Local Government Services.

- 14 **RESOLUTION NO. 310** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$30,644 RECEIVED FROM THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION AND APPROPRIATED UNDER THE CAPTION OF TRANSIT SUPPORT PROGRAM – DVRPC.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and **Error! Bookmark not defined.**

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$30,644.00 which item is now available as revenue from the Delaware Valley Regional Planning Commission, pursuant to the provisions of statute; and

## SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$30,644.00 be appropriated under the caption of:

Delaware Valley Regional Planning Commission – Transit Support Program; and

FURTHER RESOLVED that two certified copies be forwarded to the Division of Local Government Services.

- 15 **RESOLUTION NO. 311** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$30,000 RECEIVED FROM THE DELAWARE REGIONAL PLANNING COMMISSION AND APPROPRIATED UNDER THE CAPTION OF TRANSPORTATION GIS – DVRPC.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

## SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$30,000.00 which item is now available as revenue from the Delaware Valley Regional Planning Commission, pursuant to the provisions of statute; and

## SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$30,000.00 be appropriated under the caption of:

Delaware Valley Regional Planning Commission – GIS; and

FURTHER RESOLVED that two certified copies be forwarded to the Division of Local Government Services.

- 16 **RESOLUTION NO. 312** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$10,000 RECEIVED FROM THE NATIONAL CHILDREN'S ALLIANCE AND APPROPRIATED UNDER THE CAPTION OF CHILD ADVOCACY CENTER.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

## SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$10,000.00 which item is now available as revenue from the National Children's Alliance, pursuant to the provisions of statute; and

## SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$10,000.00 be appropriated under the caption of:

Children's Advocacy Center; and

FURTHER RESOLVED that two certified copies be forwarded to the Division of Local Government Services.

- 17 **RESOLUTION NO. 313** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$6,950 RECEIVED FROM AUTISM SPEAKS, INC. AND APPROPRIATED UNDER THE CAPTION OF PROJECT LIFESAVER PROGRAM.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$6,950.00 which item is now available as revenue from the Autism Speaks, Inc., pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$6,950.00 be appropriated under the caption of:

Project Lifesaver Program; and

FURTHER RESOLVED that two certified copies be forwarded to the Division of Local Government Services.

- 18 **RESOLUTION NO. 314** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$537,464 RECEIVED FROM NEW JERSEY TRANSIT AND APPROPRIATED UNDER THE CAPTION OF JOBS ACCESS REVERSE COMMUTE.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and **Error! Bookmark not defined.**

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$537,464.00 which item is now available as revenue from the New Jersey Transit,, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$537,464.00 be appropriated under the caption of:

Job Access Reverse Commute; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 19 **RESOLUTION NO. 315** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$6,653.31 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF BODY ARMOR REPLACEMENT – JAIL.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$6,653.31 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$6,653.31 be hereby appropriated under the caption of:

Body Armor Replacement - Jail; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 20 **RESOLUTION NO. 316** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$2,282.51 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF BODY ARMOR REPLACEMENT – SHERIFF.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$2,282.51 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$2,282.51 be hereby appropriated under the caption of:

Body Armor Replacement - Sheriff; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 21 **RESOLUTION NO. 317** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$1,720.90 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND

APPROPRIATED UNDER THE CAPTION OF BODY ARMOR REPLACEMENT – PROSECUTOR.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$1,720.90 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$1,720.90 be hereby appropriated under the caption of:

Body Armor Replacement - Prosecutor; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

22 **RESOLUTION NO. 318** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$115,677 RECEIVED FROM THE STATE DEPARTMENT OF HUMAN SERVICES AND APPROPRIATED UNDER THE CAPTION OF DRUG TREATMENT PROGRAM.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$115,677.00 which item is now available as revenue from the State of New Jersey, Department of Human Services pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$115,677.00 be hereby appropriated under the caption of:

Drug Treatment Program; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

23 **RESOLUTION NO. 319** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$63,655 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF SEXUAL ASSAULT NURSE EXAMINER.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the

budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$63,655.00 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$63,655.00 be hereby appropriated under the caption of:

Sexual Assault Nurse Examiner; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 24 **RESOLUTION NO. 320** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$31,000 RECEIVED FROM THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES AND APPROPRIATED UNDER THE CAPTION OF WOMEN, INFANT, CHILDREN SUPPLEMENTAL FEEDING PROGRAM.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$31,000.00 which item is now available as revenue from the State of New Jersey, Department of Health and Senior Services pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$31,000.00 be hereby appropriated under the caption of:

Women, Children, Infants Supplemental Feeding Program; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 25 **RESOLUTION NO. 321** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$730,250 RECEIVED FROM THE STATE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT AND APPROPRIATED UNDER THE CAPTION OF WORKFORCE INVESTMENT ACT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$730,250.00 which item is now available as revenue from the State of New Jersey, Department of Labor and Workforce Development pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$730,250.00 be hereby appropriated under the caption of:

Workforce Investment Act; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

26 **RESOLUTION NO. 322** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$35,990 RECEIVED FROM THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES AND APPROPRIATED UNDER THE CAPTION OF COMMUNITY PARTNERSHIP FOR HEALTHY ADOLESCENTS.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$35,990.00 which item is now available as revenue from the State of New Jersey, Department of Health and Senior Services pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$35,990.00 be hereby appropriated under the caption of:

Community Partnership for Healthy Adolescents; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

27 **RESOLUTION NO. 323** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$46,400 RECEIVED FROM THE STATE OFFICE OF HOMELAND SECURITY AND PREPAREDNESS AND APPROPRIATED UNDER THE CAPTION OF NEW JERSEY DATA EXCHANGE. Freeholder Reinhart opposed this agenda item.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$46,400.00 which item is now available as revenue from the State of New Jersey, Office of Homeland Security and Preparedness pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$46,400.00 be hereby appropriated under the caption of:

New Jersey Data Exchange; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 28 **RESOLUTION NO. 324** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$54,105 RECEIVED FROM THE STATE DEPARTMENT OF HUMAN SERVICES AND APPROPRIATED UNDER THE CAPTION OF SPECIAL INITIATIVE AND TRANSPORTATION.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$54,105.00 which item is now available as revenue from the State of New Jersey, Department of Human Services pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$54,105.00 be hereby appropriated under the caption of:

Special Initiative and Transportation; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 29 **RESOLUTION NO. 325** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$206,923 RECEIVED FROM THE STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND APPROPRIATED UNDER THE CAPTION OF COUNTY ENVIRONMENTAL HEALTH ACT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$206,923.00 which item is now available as revenue from the State of New Jersey, Department of Environmental Protection pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$206,923 be hereby appropriated under the caption of:

County Environmental Health Act; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

30 **RESOLUTION NO. 326** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTD TO APPROVE AN TIEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$16,500 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF CHILD SAFETY SEAT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$16,500.00 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$16,500.00 be hereby appropriated under the caption of:

Child Safety Seat; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

31 **RESOLUTION NO. 327** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$134,814.40 RECEIVED FROM THE STATE DEPARTMENT OF CLEAN COMMUNITIES AND APPROPRIATED UNDER THE CAPTION OF CLEAN COMMUNITIES GRANT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$134,814.40 which item is now available as revenue from the State of New Jersey, Department of Clean Communities pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$134,814.40 be hereby appropriated under the caption of:

Clean Communities Grant; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 32 **RESOLUTION NO. 328** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$27,000 RECEIVED FROM THE STATE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND APPROPRIATED UNDER THE CAPTION OF VETERAN'S TRANSPORTATION.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$27,000.00 which item is now available as revenue from the State of New Jersey, Department of Military and Veterans Affairs pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$27,000.00 be hereby appropriated under the caption of:

Veteran's Transportation; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 33 **RESOLUTION NO. 329** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$54,910 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF GANGS, GUNS AND NARCOTICS TASK FORCE.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$54,910.00 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$54,910.00 be hereby appropriated under the caption of:

Gangs, Guns and Narcotics Task Force; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

34 **RESOLUTION NO. 330** by Director Garganio, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2010 COUNTY BUDGET IN THE AMOUNT OF \$27,769 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF VIOLENCE AGAINST WOMEN ACT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

#### SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2010, in the sum of \$27,769.00 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety pursuant to the provisions of statute; and

#### SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$27,769.00 be hereby appropriated under the caption of:

Violence Against Women; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

35 **RESOLUTION NO. 331** by Director Garganio, RESPONSIBLE CONTRACTOR POLICY MODIFICATION.

WHEREAS, on January 13, 2010 the County of Burlington enacted Resolution No. 10 establishing a policy to effectuate the purpose of selecting responsible contractors for significant public contracts and establishing clearly defined, minimum standards relating to contractor responsibility, including qualifications, competency, expertise, adequacy of resources, including equipment, financial, personnel, and satisfactory records regarding past project performance, safety, law compliance and business integrity; and

WHEREAS, the Responsible Contractor Policy requires a Certification be completed on a form provided by the County Purchasing Department referencing the project for which a bid is being submitted by name and contractor project number and requiring certification of pertinent facts regarding the past performance and work history and current qualifications and performance capabilities of contractors and subcontractors performing significant work on public projects; and

WHEREAS, the Board wishes to amplify and clarify that the Contractor Responsibility Certification applies to general contractors, as well as all the subcontractors performing significant work on qualifying projects; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders as follows:

1. The first paragraph of section 8 of Resolution No. 10 adopted January 13, 2010 is hereby repealed and replaced with the following language:

8. In the Contractor Responsibility Certification, the general contractor and each subcontractor performing significant work on the public works project shall certify the following facts regarding their past performance and work history and current qualifications and performance capabilities:

2. Subsections a through j of Section 8 of Resolution No. 10 adopted January 13, 2010 remain unchanged.

3. All other sections of Resolution No. 10 adopted January 13, 2010 are ratified and reaffirmed.

4. The Contractor Responsibility Certification shall be revised to conform to the requirements of this Resolution.

36 **RESOLUTION NO. 332** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR MEDICAL SUPPLIES - I 2010 - 2012 FOR THE PURCHASING DEPARTMENT.

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

MEDICAL SUPPLIES – I 2010-2012  
(CPU-10-0067)

And, be it;

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

FURTHER RESOLVED that said bids will be publicly received in the Freeholder's Board Room on Tuesday, June 29, 2010 at 10:30 a.m. local prevailing time.

37 **RESOLUTION NO. 333** by Director Garganio, AGREEMENT WITH PEMBERTON TOWNSHIP FOR SHARED SEVERICES FOR VARIOUS FUNCTIONS.

WHEREAS, the Burlington County Board of Chosen Freeholders (hereinafter the "Board") recognizes the need to provide residents of the County and its various townships with appropriate recreational opportunities for the benefit of all residents of the County; and

WHEREAS, Pemberton Township ("Township") has requested that Burlington County allow Pemberton Township to use a portion of property owned by Burlington County adjacent to the Township Office Building for various functions throughout the year ("Event") to be held in Pemberton Township in 2010; and

WHEREAS, Burlington County has determined that Pemberton Township's request for these events should be allowed; and

WHEREAS, the Township would assume all responsibility for any and all fees, costs and liability associated with such event; and

WHEREAS, the Township will evidence its desire to enter into such Agreement through passage of an appropriate Resolution on June 2, 2010; and

WHEREAS, the County and the Township are authorized by the "Shared Services Act", N.J.S. 40A:65-4, et seq. to enter into any contract with joint provision of any service which any party to the agreement is authorized to render within its own jurisdiction; and

WHEREAS, the parties have agreed to participate as documented in the attached Shared Services Agreement between the County of Burlington and the Township establishing the respective rights and obligations of the parties regarding the Agreement; now, therefore, be it

RESOLVED by the Burlington County Board of Chosen Freeholders that:

1. The attached Shared Services Agreement between Burlington County and Pemberton Township to allow Pemberton Township use of a portion of property owned by Burlington County adjacent to the Township Office Building for an event to be held in June 9, 2010 is hereby approved.

2. The Burlington County Administrator is hereby authorized to sign, seal, execute and witness/attest the Agreement on behalf of the Board of Chosen Freeholders of the County of Burlington in accordance with the Rules of the Board.

3. The Burlington County Administrator is authorized to take any action necessary to implement the terms of the Shared Services Agreement.

4. The term of this Agreement shall be for a period of six (6) months commencing May 26, 2010 and terminating November 26, 2010.

38 **RESOLUTION NO. 334** by Director Garganio, AGREEMENT WITH SPIEDEL GROUP IN AN AMOUNT NOT TO EXCEED \$19,500 FOR ARCHITECTURAL SERVICES NEEDED FOR A SPACE PLANNING STUDY AT THE HUMAN SERVICES FACILITY.

WHEREAS, the Burlington County Board of Chosen Freeholders ("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. 78 adopted February 25, 2009, the Board established an approved list of Qualified Architectural Firms through a fair and open process which includes Spiezel Group (hereinafter "Spiezel") as a firm qualified to perform various architectural services on behalf of the Board for the years 2009-2011; and

WHEREAS, the Administration Office has requested a proposal from Spiezel to provide architectural services for a space planning study for the Burlington County Human Services Facility; and

WHEREAS, it has been recommended to the Board that the firm of Spiezel with an address of 120 Sanhican Drive, Trenton, NJ 08618, should be awarded this contract to prepare the needed architectural services; and

WHEREAS, Spiezel has offered to provide the needed architectural services described above which 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, the Board wishes to adopt a Resolution authorizing the Agreement with Spiezel under the fair and open process and as a professional service under N.J.S.A. 40A:11-5(1)(a)(i) for the needed architectural services in the amount of \$19,500.00; and

WHEREAS, funds are available for this purpose in the amount of \$19,500.00 in Account No. 60-7001-111682 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED by the Burlington County Board of Chosen Freeholders that the firm of Spiezel Group is retained to provide architectural services for a space planning study for the Burlington County Human Services Facility under the Board's fair and open process and as a professional service under N.J.S.A. 40A:11-5(1)(a)(i); and, be it

FURTHER RESOLVED that the attached Agreement with Spiezel Group is hereby approved and its execution in accordance with the Rules of the Board is authorized; 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).

39 **RESOLUTION NO. 335** by Director Garganio, APPROVAL TO SUBMIT GRANT APPLICATION AND ACCEPT GRANT FUNDING IN THE AMOUNT OF \$1,189,713 FROM NJ TRANSIT FOR THE 2011 SENIOR CITIZENS AND DISABLED RESIDENTS TRANSPORTATION ASSISTANCE PROGRAM ADMINISTERED THROUGH THE COUNTY'S TRANSPORTATION OFFICE.

WHEREAS, the voters of New Jersey approved a Constitutional Amendment in 1981, which provides revenues from Casino taxes for use for additional or expended transportation services to senior citizen and disabled persons; and

WHEREAS, the "Senior Citizen and Disabled Resident Transportation Assistance Act" was enacted in 1984 to provide these funds to Counties for development of programs to deliver additional or expended transportation services for the elderly and disabled; and

WHEREAS, Burlington County has been allocated for the calendar year January 1, 2011 ending December 31, 2011 the amount of \$1,189,713.00; and

WHEREAS, the Board of Chosen Freeholders of Burlington County wishes to adequately address the needs of the eligible residents in Burlington County so that they may obtain transportation assistance for non-emergency medical services, nutrition, shopping, social and recreational activities, employment, and education; and

WHEREAS, the Board of Chosen Freeholders of Burlington County has authorized preparation of a Grant Application to effectively utilize these funds in the future; and

WHEREAS, adequate public notices were posted in area newspapers and mailed to the Municipal Clerks of Burlington County as required by the program guidelines in anticipation of a public hearing on May 25, 2010 on the Grant application; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the County Administrator is hereby authorized to submit the Grant Application, as per the program guidelines, to New Jersey Transit for the amount allocated to Burlington County; and, be it

FURTHER RESOLVED that, following grant approval by New Jersey Transit, the County Administrator is authorized to sign the required Grant Agreement with New Jersey Transit; and, be it

FURTHER RESOLVED that the Board of Chosen Freeholders of the County of Burlington will remain the designated recipient of funding provided under the "Senior Citizen and Disabled Resident Transportation Assistance Act"; and, be it

FURTHER RESOLVED that copies of this Resolution shall accompany Grant Application.

40 **RESOLUTION NO. 336** by Director Garganio, AGREEMENT WITH CFG HEALTH SYSTEMS, LLC FOR CONTRACT TITLED "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" FOR THE FOURTH YEAR FOR THE DEPARTMENT OF HUMAN RESOURCES FOR AN ESTIMATED AMOUNT OF \$32,337.50 FOR THE PERIOD JULY 1, 2010 THROUGH JUNE 30, 2011.

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

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

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

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

WHEREAS, the awarding of contract, for the Third (3) year, for the proposal titled "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0047A), was authorized by Resolution #242, dated May 13, 2009, to CFG Health System, LLC, 765 East Route 70, Building A-100, Marlton, NJ 08053, for an estimated amount \$31,125.00, for the contract period of July 1, 2009 through June 30, 2010; and

WHEREAS, the Director of Human Resources recommends that a contract for "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES 2007-2009" (RFP-07-0047A), be awarded for the Fourth (4) year, ) to CFG Health System, LLC, 765 East Route 70, Building A-100, Marlton, NJ 08053, for an estimated amount \$32,337.50 for the contract period of July 1, 2010 through June 30, 2011; and

WHEREAS, a portion of funds are available for the period of July 1, 2010 through December 31, 2010, for the above proposer, in Account No. 10-0020-032210, as

evidenced by the attached Certification of the Burlington County Chief Financial Officer; and

WHEREAS, funds are anticipated to be available for the period January 1, 2011 through June 30, 2011, in the fiscal year 2011 temporary and permanent budgets, at that time, the certification of availability of funds will be issued by the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED by the Burlington County Board of Chosen Freeholders that a contract for "PSYCHIATRIC SERVICES FOR COUNTY OF BURLINGTON HUMAN RESOURCES (RFP-07-0047A) for the County of Burlington Human Resources Department is hereby awarded to the above proposer, for the fourth (4) year, for an estimated amount \$32,337.50, for the contract period of July 1, 2010 through June 30, 2011; and be it

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

41 **RESOLUTION NO. 337** by Director Garganio, AGREEMENT WITH VALUEOPTIONS, INC. FOR CONTRACT TITLED "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" FOR THE FOURTH YEAR FOR THE DEPARTMENT OF HUMAN RESOURCES FOR THE ESTIMATED AMOUNT OF \$27,948 FOR THE PERIOD AUGUST 1, 2010 THROUGH JULY 31, 2011.

WHEREAS, the County of Burlington's Human Resource Department has a need for a Employee Assistance Program; and

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

WHEREAS, the solicitation of competitive proposals was authorized by Resolution #407 adopted on June 12, 2007 for the "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" (RFP-07-0079); and

WHEREAS, the award of the competitive proposal titled "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" (RFP-07-0079), was authorized by Resolution #567 adopted on July 25, 2007 to ValueOptions, Incorporated, 240 Corporate Blvd., Norfolk, VA, for the contract period of August 1, 2007 through July 31, 2008, for an estimated amount of \$25,908.00, with three (3) one-year options, expiring on July 31, 2011; and

WHEREAS, the awarding of contract, for the second (2) year, of the proposal titled "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" (RFP-07-0079), was authorized per Resolution #381, adopted on June 11, 2008, to ValueOptions, Incorporated, for the contract period August 1, 2008 through July 31, 2009, for an estimated amount of \$25,908.00; and

WHEREAS, the awarding of contract, for the third (3) year, for the proposal titled "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" (RFP-07-0079) was authorized per Resolution #353, adopted on June 24, 2009, to ValueOptions, Incorporated, for the contract period August 1, 2009 through July 31, 2010, for an estimated amount of \$26,928.00; and

WHEREAS, the Director of Human Resources recommends that a contract be awarded, for the fourth (4) year, for the proposal titled "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" (RFP-07-0079) to ValueOptions, Incorporated, 240 Corporate Blvd., Norfolk, VA, 23502, for the contract period August 1, 2010 through July 31, 2011, for an estimated amount of \$27,948.00; and

WHEREAS, a portion of funds are available for the period of August 1, 2010 through December 31, 2011, for the above proposer, in Account No.10-0020-032210, as evidenced by the attached Certifications of the Burlington County Chief Financial Officer; and

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

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that the competitive proposal titled "BURLINGTON COUNTY EMPLOYEE ASSISTANCE PROGRAM" (RFP-07-0079) be awarded, for the fourth (4) year, to ValueOptions, Incorporated 240 Corporate Blvd., Norfolk, VA, 23502, for the contract period August 1, 2010 through July 31, 2011, for an estimated amount of \$27,948.00; and, be it

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

- 42 **RESOLUTION NO. 338** by Director Garganio, AUTHORIZATION FOR INCLUSION OF A PROJECT LABOR AGREEMENT AND SPECIFICATIONS FOR THE BURLINGTON COUNTY LIBRARY ADDITIONS AND RENOVATIONS AND AUTHORIZATION FOR MAST CONSTRUCTION SERVICES, INC. (CONSTRUCTION MANAGER) TO NEGOTIATE THE PROJECT LABOR AGREEMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington [hereinafter Board] is in the process of preparing specifications and advertising for bids for the construction of additions and renovations to the Burlington County Library located at 5 Pioneer Boulevard, Westampton, New Jersey, a public works project [hereafter Project]; and

WHEREAS, the Board estimates that cost of the Project will equal or exceed five million dollars; and

WHEREAS, the Board finds and determines that, taking into consideration the size, complexity and cost of the Project, that, with respect to the Project, a Project Labor Agreement will meeting the requirements of Section 5 of P.L. 2002, c. 44, including promoting labor stability and advancing the interest of the Board in cost, efficiency, skilled labor force, quality, safety and timeliness; and

WHEREAS, the Burlington County Library Commission has hired Mast Construction Services, Inc., 96 East Main Street, Little Falls, New Jersey 07424, to be the Construction Manager for the Project; and

WHEREAS, a Construction Manager is authorized by P.L. 2002, c. 44 to negotiate in good faith a Project Labor Agreement with one or more labor organizations; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Mast Construction Services, Inc., is hereby authorized to be the Construction Manager for the Project in accordance with the contract between Mast Construction Services, Inc., and the Burlington County Library Commission; and, be it

FURTHER RESOLVED, that a Project Labor Agreement be negotiated for the Project and that Mast Construction Services, Inc., as Construction Manager for the Project, is hereby authorized to negotiate the Project Labor Agreement; and, be it

FURTHER RESOLVED, that the proper County Officials are here by authorized to execute the Project Labor Agreement following negotiations and upon the approval of the Burlington County Solicitor; and, be it

FURTHER RESOLVED, that the fully executed Project Labor Agreement shall be included in the bid specifications for the Project with the acceptance of the Project Labor Agreement by bidders being made a mandatory requirement of the specifications and the resulting contract.

- 43 **RESOLUTION NO. 339** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR EXTERIOR PAINTING OF THE MANSION, ANNEX, STABLE AND MUSEUM, HISTORIC SMITHVILLE PARK FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF PARKS.

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that the plans and specifications prepared and submitted by Vitetta are hereby approved for the following solicitation:

“EXTERIOR PAINTING OF THE MANSION, ANNEX, STABLE, AND MUSEUM,  
HISTORIC SMITHVILLE PARK”  
(CPU-10-0049)

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,

RESOLVED that the Freeholder Director is hereby authorized to sign the title sheet of the plans for said project. Plans and specification charge is \$50.00 per set, which is non-refundable; and be it

RESOLVED that a Pre-Bid Conference will be held for all prospective bidders at the Smithville Mansion, on Thursday, June 10, 2010 at 10:00 a.m. local prevailing time; and be it

RESOLVED that Site Visits will be held for all prospective bidders, for Smithville Mansion, by appointment only; now, therefore be it

FURTHER RESOLVED that said bids will be publicly received in the Freeholder’s Board Room on Tuesday, June 29, 2010 at 10:30 a.m. local prevailing time.

44 **RESOLUTION NO. 340** by Director Garganio, RESOLUTION AUTHORIZING AWARD OF CONTRACTS THROUGH THE PURCHASING DEPARTMENT.

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

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

WHEREAS, 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; and, be it

FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the following recommendations of the Burlington County Purchasing Agent are hereby approved, and that the proper County Officials are hereby authorized to take all necessary actions to effectuate the rejections in accordance with the Rules of the Board.

1. Bids were received on April 20, 2010 as authorized per Resolution #138 dated March 10, 2010, for the solicitation titled “PRISONER TRANSPORTATION 2010-2012” (CPU-10-0026).

North Atlantic Extradition  
105-B Alabama Street  
Columbus, MS, 39702

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 28,000.00  
(NOTE: For Years One (1) and Two (2))

2. Bids were received on April 20, 2010 as authorized per Resolution #139 dated March 10, 2010, for the solicitation titled “COMPUTERIZED MICROFILMING SERVICES FOR COUNTY CLERK’S OFFICE 2010-2012” (CPU-10-0024).

Aces Imaging Systems  
PO Box 1506  
Mount Laurel, NJ 08054

ESTIMATED TOTAL AMOUNT OF AWARD.....\$ 13,410.00

(NOTE: For Years One (1) and Two (2))

3. It is recommended by the County Purchasing Agent that the contract with Uniforms Manufacturing, Incorporated previously awarded on December 9, 2009 for the solicitation titled "UNIFORMS: WORK AND OTHER CLOTHING ITEMS" (CPU-09-0088) be rescinded. The vendor did not supply the Mandatory Performance Guarantee and the required Affirmative Action Compliance documentation.

45 **RESOLUTION NO. 341** by Director Garganio, AUTHORIZATION TO ADVERTISE FOR BIDS FOR MEDICAL GLOVES 2010 - 2012 FOR THE PURCHASING DEPARTMENT.

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

MEDICAL GLOVES 2010 - 2012  
(CPU-10-0068)

And, be it;

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

FURTHER RESOLVED that said bids will be publicly received in the Freeholders Board Room on Tuesday, June 29, 2010 at 10:30 a.m. local prevailing time.

46 **RESOLUTION NO. 342** by Director Garganio, AUTHORIZATION TO PURCHASE SERVICES FOR THE MAILING OF SAMPLE BALLOTS FOR THE ANNUAL SCHOOL ELECTION FROM REDMOND BCMS IN AN AMOUNT NOT TO EXCEED \$27,497.19 FOR THE COUNTY CLERK'S OFFICE.

WHEREAS, Burlington County wishes to purchase services for the MAILING OF SAMPLE BALLOTS for the Annual School Election, for the County Clerk's Office; and,

WHEREAS, REDMOND BCMS, 495 Route 53 South, Denville, NJ 07834 has provided a quotation to provide the necessary MAILING OF THE SAMPLE BALLOTS for the Annual School Election. Contract Number FAO-10-0006; and,

WHEREAS, in accordance with per N.J.S.A. 40A11-5(l), the purchase of goods or services necessary or required to prepare and conduct an election are exempt from public bidding; and

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

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

WHEREAS, in accordance with N.J.S.A. 19:44-20.4, REDMOND BCMS 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 is 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. 19:44-20.8, REDMOND BCMS 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 when the contract was awarded or to any candidate committee of any

person serving as Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract was awarded; and

WHEREAS, the actual cost for the MAILING OF SAMPLE BALLOTS for the Annual School Election, will not exceed TWENTY-SEVEN THOUSAND, FOUR HUNDRED NINETY-SEVEN DOLLARS and 19/100 (\$27,497.19.); and

WHEREAS, funds are available for this purpose in Account No.10-2008-100155, as evidenced by the attached Certification of the Burlington County Chief Financial Officer; and

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

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the proper County Officials are hereby authorized to enter into the attached services as described herein with REDMOND BCMS in accordance with the Rules of the Board; and, be it

RESOLVED by the County of Burlington that a purchase order be awarded to REDMOND BCMS for MAILING OF SAMPLE BALLOTS for the Annual School Election, for the County Clerk's Office, in the amount not to exceed TWENTY SEVEN THOUSAND, FOUR HUNDRED NINETY-SEVEN DOLLARS and 19/100 (\$27,497.19). Contract Number FAO-10-0006; 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 Determination of Value be placed on file with this Resolution.

47 **RESOLUTION NO. 343** by Director Garganio, FIRST AMENDMENT TO AGREEMENT WITH BROOKSIDE ENVIRONMENTAL CONSULTING, LLC IN THE AMOUNT NOT TO EXCEED \$18,396 FOR ADDITIONAL WORK OUTSIDE THE ORIGINAL CONTRACT FOR THE SILVA PROPERTY, BLOCK 2100, LOT 14, LOCATED IN DELANCO TOWNSHIP 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 Board has expressed an interest in acquiring the Silva property, Block 2100, Lot 14, in Delanco Township; and

WHEREAS, the Board needs a qualified environmental consultant to complete an environmental assessment for this project; and

WHEREAS, by Resolution No. 394 adopted on January 27, 2010, the Board awarded a contract to provide the requested services to a team led by Brookside Environmental Consulting, LLC.; and

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

WHEREAS, the team led by Brookside Environmental Consulting, LLC has offered to provide the needed services for a not to exceed charge of \$18,396.00, raising the contract from \$2,200.00 to \$20,596.00; 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. 44-5007-100755 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 Brookside Environmental Consulting, LLC 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.

- 48 **RESOLUTION NO. 344** by Director Garganio, AGREEMENT WITH RUTGERS COOPERATIVE RESEARCH AND EXTENSION FOR ASSISTANCE IN MANAGEMENT OF THE SEASONAL FARMERS MARKET AT THE BURLINGTON COUNTY COMMUNITY AGRICULTURAL CENTER FOR THE DEPARTMENT OF RESOURCE CONSERVATION.

WHEREAS, pursuant to the Federal Smith-Lever Act of 1914 and the New Jersey Enabling Act of 1915, the Board of Chosen Freeholders ("Board" or "County") entered into a Memorandum of Understanding ("MOU") with Rutgers Cooperative Research and Extension ("RCRE") headquartered at the New Jersey Agricultural Experiment Station, part of Rutgers, the State University to provide for the conduct of educational programs in the areas of 4-H youth development, agricultural viability, family and community health sciences and natural resource management; and

WHEREAS, the Board operates the Burlington County Community Agricultural Center ("BCCAC") located in Moorestown Township for the purpose of promoting agricultural viability and providing educational programming in the areas of agriculture, nutrition, horticulture and sustainability; and

WHEREAS, because the educational goals of RCRE and the County are so closely aligned, RCRE has assisted the County in the planning, development and operation of BCCAC; and

WHEREAS, the County is in need of additional assistance in managing the annual seasonal community Farmers' Market that takes place at BCCAC between the months of May and November; and

WHEREAS, RCRE has agreed to provide the needed assistance; now, therefore, the Board

RESOLVES that an agreement with RCRE 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.

- \*\*\* It was moved by Director Garganio, on behalf of Freeholder Brown, seconded by Freeholder O'Brien to approve the following agenda item by unanimous consent. All in favor. Motion carried. Resolution No. 345 adopted.

- 49 **RESOLUTION NO. 345** by Freeholder Brown, APPROVAL TO SUBMIT APPLICATION TO THE STATE DIVISION OF CRIMINAL JUSTICE FOR A BODY ARMOR REPLACEMENT GRANT IN THE AMOUNT OF \$1,720.90 FOR THE PURCHASE OF REPLACEMENT BODY ARMOR FOR INVESTIGATIVE PERSONNEL FOR THE PROSECUTOR'S OFFICE.

WHEREAS, the Attorney General of the State of New Jersey has delegated to the Director of the Division of Criminal Justice, Department of Law and Public Safety, the responsibility to implement funding for the purchase of replacement body armor under the Body Armor Replacement Fund Act, pursuant to N.J.S.A. 52:17B-4.4; and

WHEREAS, the Burlington County Prosecutor's Office wishes to apply for funding under said Act; and

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has reviewed the application for grant funding and finds approval thereof to be in the best interest of the County; 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; and
2. The New Jersey Legislature has allocated funds dedicated for the purpose of providing grants to state, county and local law enforcement agencies, for the purchase of replacement body armor; and
3. The Division of Criminal Justice shall be responsible for reviewing all applications and making recommendations to the New Jersey Attorney General for selection of subgrant award recipients; and
4. The Division of Criminal Justice is authorized to initiate allocations to each subgrantee; and
5. The County of Burlington on behalf of the Burlington County Prosecutor’s Office is authorized to receive said funds and shall administer the funds it receives from the Office of the Attorney General in accordance with the terms of the proposed Grant Program; and
6. The Burlington Administrator and the Burlington County Prosecutor shall be authorized to execute any and all documents, agreements or forms that are required in order to receive funds under the Grant Program; and
7. The Burlington County Treasurer is hereby directed to administer the funds it received from the Office of the Attorney General as permitted by the terms of the grant program; 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 Burlington County Board of Chosen Freeholders.

\*\*\* It was moved by Freeholder Donnelly, seconded by Freeholder O’Brien to approve the following five (5) agenda items by unanimous consent. Freeholder Reinhart opposed agenda item no. 46 (Resolution No. 348). Motion carried. Resolution Nos. 346 through 350 adopted.

50 **RESOLUTION NO. 346** by Freeholder Donnelly, LOAN AND MORTGAGE APPROVED FOR JOAN WRIGHT, SOUTHAMPTON TOWNSHIP IN THE AMOUNT OF \$19,590 FOR A HOME IMPROVEMENT LOAN PURSUANT TO THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ("HUD") BLOCK GRANT PROGRAM ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders (“Board”) has received funds from the U.S. Department of Housing and Urban Development Block Grant no. 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 a home improvement loan, as described below, be made because the homeowner-applicant satisfies the criteria established for this program and housing code violations of the 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>
Joan Wright, Southampton Twp.	36-33-33LS	\$19,415.00	\$175.00

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

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

RESOLVES, as follows:

1. The above-described loan (the sum of the “Rehab Cost” and the “Title Costs”) is approved, funds for which are to be drawn from federal Community Development Program moneys.
2. This loan is being authorized as not made through a “fair and open process” as defined at N.J.S.A.19:44A-20.7, although it is 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 this loan 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 contractor and owner 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.

51 **RESOLUTION NO. 347** by Freeholder Donnelly, LOAN AND MORTGAGE APPROVED FOR REGINA LEHMAN, DELRAN TOWNSHIP; KELLI COMEGYS, EDGEWATER PARK TOWNSHIP; AND PRADEEP & APSI SITRUM, BURLINGTON CITY; FOR A FIRST TIME HOMEBUYER LOAN IN THE AMOUNT OF \$9,000 EACH PURSUANT TO THE HOME INVESTMENT PARTNERSHIP PROGRAM ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders (“Board”) has received funds from the U.S. Department of Housing and Urban Development 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>
Regina N. Lehman, Delran Twp.	FTHB10-32-10GS	\$9,000.00
Kelli L. Comegys, Edgewater Park Twp.	FTHB10-31-12GS	\$9,000.00
Pradeep A. & Apsi Sitrum, Burlington City	FTHB10-33-05GS	\$9,000.00

WHEREAS, sufficient monies are available in account no. 42-0709-051200 to make the above-described loans, as evidenced by the certifications of the 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 disbursements are to be made in accordance with County procedures.
3. On 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.

52 **RESOLUTION NO. 348** by Freeholder Donnelly, APPROVAL AND ADOPTION OF THE 2010 ANALYSIS OF IMPEDIMENTS AND FAIR HOUSING PLAN PREPARED IN

ACCORDANCE WITH GUIDELINES ISSUED BY THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, as a condition of receiving funding from the U.S. Department of Housing and Urban Development, the County of Burlington is required to certify that it will affirmatively further fair housing and, for this purpose, the County needs to conduct an analysis of impediments to fair housing choice and develop strategies and implement actions to overcome barriers identified in the Analysis of Impediments; and

WHEREAS, the County's Community Development Office has prepared an Analysis of Impediments to Fair Housing Plan (the "Plan") in accordance with guidelines issued by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Board of Chosen Freeholders has reviewed and approved the Plan for Burlington County; now, therefore, the Board

RESOLVES as follows:

- 1. The Board hereby approves and adopts the Plan.
- 2. The County Administrator and other appropriate County officials and employees are authorized and directed to complete, sign and file the Plan and to execute such related documents as may be necessary and appropriate to satisfy HUD's requirements.

53 **RESOLUTION NO. 349** by Freeholder Donnelly, AUTHORIZATION TO ADVERTISE FOR BIDS FOR PIPE, DUCTILE IRON 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:

PIPE, DUCTILE IRON  
(4-BUCCP-10066)

And, be it;

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

FURTHER RESOLVED that said bids will be publicly received in the Freeholder's Board Room on Tuesday, June 29, 2010 at 10:30 a.m. local prevailing time.

54 **RESOLUTION NO. 350** by Freeholder Donnelly, MODIFICATION NO. 1 WITH THE STATE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS FOR AN INCREASE IN GRANT FUNDING IN THE AMOUNT OF \$27,000 TO PROVIDE BUS TRANSPORTATION TO THE PHILADELPHIA VETERANS MEDICAL CENTER ADMINISTERED THROUGH THE COUNTY'S MILITARY AND VETERANS SERVICE OFFICE.

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

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

WHEREAS, the Agency entered into an Agreement with the Board for the purpose of providing transportation of veterans to the VA Hospital located in Philadelphia, Pennsylvania as authorized by Burlington County Resolution # 271 dated May 13, 2009; and

WHEREAS, the Agency has seen the need to increase the fund limit from \$30,000.00 to \$57,000.00 through contract modification; now, therefore, be it

WHEREAS, the Board wishes to accept such increase for the benefit of Veterans residing in Burlington County; now, therefore, be it

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

1. The attached Application for contract modification dated May 01, 2010 for the term July 1, 2009, to June 30, 2010 requesting a grant amount increase from \$30,000.00 to \$57,000.00 is hereby approved subject to approval by the Burlington County Solicitor Office;
2. The County Administrator is hereby authorized to sign, seal and execute and witness/attest these documents on behalf of the Board in accordance with the Rules of the Board;
3. The County Administrator and County Treasurer are authorized to take any action necessary to:
  - (a) effectuate implementation of this agreement; and
  - (b) commencement of transportation services for the purpose of providing transportation of veterans to an appropriate VA Hospital upon receipt of the requested funds.
  - (c) Sign any documents accepting and/or expending such additional funds as dated herein.
4. Any County department shall be authorized to take any action necessary to carry out such services.

\*\*\* It was moved by Freeholder O'Brien, seconded by Freeholder Donnelly to approve the following three (3) items by unanimous consent. Freeholder Reinhart abstained from agenda item no. 50 (Resolution No. 352). Motion carried. Resolution Nos. 351 through 353 adopted.

55 **RESOLUTION NO. 351** by Freeholder O'Brien, AGREEMENT WITH SCS ENGINEERS FOR CONTRACT YEAR 5 IN AN AMOUNT NOT TO EXCEED \$200,000 FOR LANDFILL, GAS MANAGEMENT, OPERATION, MAINTENANCE AND ENGINEERING SERVICES FOR THE PERIOD JUNE 1, 2010 THROUGH MAY 31, 2011 FOR THE DEPARTMENT OF SOLID WASTE.

WHEREAS, by Resolution No. 411, adopted on May 10, 2006, and pursuant to a fair and open procurement process under the "competitive contracting" procedure provided in the Local Public Contracts Law, the Burlington County Board of Chosen Freeholders ("Board") authorized a two-year professional services contract with SCS Engineers ("SCS") to provide Landfill Gas Management, Operations, Maintenance and Engineering Services, which agreement provided for a maximum amount payable of \$31,000 for the period June 1, 2006, to May 31, 2007 (the first of the two years), and provided the Board with the right to renew the contract for up to three one-year terms (to provide for a maximum potential contract term of five years); and

WHEREAS, pursuant to Resolution No. 451, adopted on June 12, 2007, the Board executed a First Amendment to the Agreement, which increased the amount payable for SCS's services to \$93,934.64 for the period through December 31, 2007; and

WHEREAS, pursuant to Resolution No. 399, adopted on June 11, 2008, the Board executed a Second Amendment to the Agreement, which increased the total contract amount to \$204,758.16 and extended the term of the Agreement for a third year (June 1, 2008, to May 31, 2009) for an amount not exceeding \$130,000; and

WHEREAS, pursuant to Resolution No. 323, adopted on June 10, 2009, the Board executed a Third Amendment to the Agreement, which extended the term of the Agreement for a fourth year (June 1, 2009, to May 31, 2010) for an amount not exceeding \$130,000; and

WHEREAS, by Resolution No. 94, adopted February 17, 2010, the Board approved the Fourth Amendment to the Agreement, which increased the amount payable during the fourth year of the contract to \$200,000; and

WHEREAS, SCS is still willing to provide services needed by the Board, as described in its letter of May 13, 2010, and the Director of the Department of Solid Waste has

recommended that the Agreement be extended for another one-year term for the period June 1, 2010, to May 31, 2011, for an amount not exceeding \$116,666 for the period June 1, 2010, to December 31, 2010, and \$200,000 for the full term; and

WHEREAS, \$116,666.00 is currently available in Account No. 75-0722-040310, as evidenced by the certification of Burlington County’s Chief Financial Officer filed herewith, with the \$83,334.00 balance needed for work in 2011 is expected to be available in the 2011 budget; now therefore, the Board

RESOLVES as follows:

1. The Fifth Amendment to the Agreement with SCS Engineers, as described above, is hereby approved and its execution, in accordance with the Rules of the Board, is authorized.
2. Not more than \$116,666.00 shall be payable pursuant to said Amendment unless the County’s Chief Financial Officer or County Treasurer executes a certification of funds availability for the \$83,334.00 balance payable pursuant to the Amendment and submits same to the County Administrator.

56 **RESOLUTION NO. 352** by Freeholder O’Brien, FIRST AMENDMENT TO AGREEMENT WITH THE OCCUPATIONAL TRAINING CENTER FOR AN INCREASE IN THE AMOUNT OF \$5,444,814 FOR THE OPERATION OF THE BURLINGTON COUNTY 2010 REGIONAL RECYCLING PROGRAM ADMINISTERED THROUGH THE DEPARTMENT OF SOLID WASTE. Freeholder Reinhart abstained from this agenda item.

WHEREAS, pursuant to Resolution No. 849, adopted on December 9, 2009, the Burlington County Board of Chosen Freeholders (“Board”) entered into an agreement with the Occupational Training Center of Burlington County (“OTC”) for operation of Burlington County’s 2010 regional recycling program (the “Program”), which agreement was not authorized as a “Fair and Open” contract, as defined in P.L. 2005, C.271 and N.J.S.A. 19:44A-20.8, but which is exempt from public bidding requirements by N.J.S.A. 40A:11-5(1)(n) and (s); and

WHEREAS, the Board has encumbered \$1,567,165.89 of the \$1,829,980.00 maximum amount payable for services rendered by OTC that was authorized by Resolution no. 2009-849; and

WHEREAS, the Board has adopted its 2010 budget and wishes to increase the amount of funding for this contract; and

WHEREAS, funds are available in the accounts reported below to provide for payments to OTC for the cost of Program services, as evidenced by the certifications of the County’s Chief Financial Officer filed herewith; now, therefore, the Board

<u>Account No.</u>	<u>Amount</u>
75-5710-042310	\$ 22,000.00
14-5747-033509	60,000.00
75-0716-040409	368,958.75
75-0717-040409	4,464,053.11
75-0718-040409	156,302.25
75-0712-040409 – p/o #403503	62,355.00
75-0712-040409 – p/o #403502	311,145.00
	-----
Total	\$5,444,814.11

RESOLVES as follows:

1. A first amendment to the above-described contract that is approved as to form and substance by the County Administrator and the County Solicitor, increasing the amount payable to OTC for its services by \$5,444,814.11, resulting in a new maximum amount payable of \$7,011,980.00, is approved and its execution in accordance with the Rules of the Board is authorized.
2. This Amendment is not being made pursuant to a “Fair and Open Process”, as described in P. L. 2005, C. 271, and N.J.S.A. 19:44A-20.8.

3. Notice of this action shall be published in accordance with the requirements of the Local Public Contracts Law.

57 **RESOLUTION NO. 353** by Freeholder O'Brien, AUTHORIZATION TO PURCHASE FIVE (5) DAY INCIDENT LEADERSHIP TRAINING COURSE FOR EIGHTEEN (18) MEMBERS OF THE BURLINGTON COUNTY INCIDENT SUPPORT TEAM FROM MISSION CENTERED SOLUTIONS, INC. IN AN AMOUNT NOT TO EXCEED \$24,900 FOR THE DEPARTMENT OF PUBLIC SAFETY/EMERGENCY MANAGEMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to purchase a FIVE (5) DAY INCIDENT LEADERSHIP TRAINING COURSE for Eighteen (18) members of the Burlington County Incident Support Team; and

WHEREAS, the Emergency Management Coordinator provided a certification indicating Mission Centered Solutions is the only vendor approved to provide this training nationwide; and

WHEREAS, Mission Centered Solutions, Incorporated, P.O. Box 969, Franktown, CO 80116 has submitted a proposal, dated February 4, 2010, to provide the FIVE DAY INCIDENT LEADERSHIP TRAINING COURSE , for an amount not to exceed TWENTY-FOUR THOUSAND, NINE HUNDRED DOLLARS and 00/100 (\$24,900.00), Contract Number FAO-10-0007; and

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

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

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

WHEREAS, the actual cost for the FIVE (5) DAY INCIDENT LEADERSHIP TRAINING COURSE, for Eighteen (18) members of the Burlington County Incident Support Team, will not exceed TWENTY-FOUR THOUSAND, NINE HUNDRED DOLLARS AND 00/100 (\$24,900.00); and

WHEREAS, funds are available for this purpose in Account No.14-5856-033909, as evidenced by the attached certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that a purchase order be awarded to Mission Centered Solutions, Incorporated, P.O Box 969, Franktown, CO 80116, for the purchase of the FIVE (5) DAY INCIDENT LEADERSHIP TRAINING COURSE for Eighteen (18) members of the Burlington County Incident Support Team, in an amount not to exceed TWENTY-FOUR THOUSAND, NINE HUNDRED DOLLARS AND 00/100 (\$24,900.00), 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.

\*\*\* It was moved by Freeholder Reinhart, seconded by Freeholder O'Brien to approve the following two (2) items by unanimous consent. All in favor. Motion carried. Resolution Nos. 354 through 355 adopted.

58 **RESOLUTION NO. 354** by Freeholder Reinhart, CERTIFICATION OF THE FORENSIC PATHOLOGY POOL FOR THE PERIOD JULY 1, 2010 TO JUNE 30, 2013

TO BE USED ON A STAND-BY/PER DIEM BASIS WHEN THE CHIEF MEDICAL EXAMINER IS NOT AVAILABLE.

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, the Burlington County Office of the Medical Examiner (BCOME) has a significant recurring need for hospice service providers; and

WHEREAS, the Board adopted Resolution No. 149 on March 10, 2010 which authorized the public advertisement of a Request for Qualifications (RFQ) to create a pool of qualified pathologists to provide forensic pathology services; and

WHEREAS, on April 23, 2010, RFQ packages submitted to Burlington County were publicly opened; and

WHEREAS, BCOME's review committee analyzed and evaluated said RFQ submittals and, pursuant to the attached written report, found the attached list of pathologists substantially complies with the requirements of the submittal and recommends certification of said pathologists to the pool of qualified vendors to provide forensic pathology services to BCOME for July 1, 2010 through June 30, 2013 as listed below:

1. Diagnostic Pathology Consultants (William Manion, M.D.)
2. Daksha R. Shah, M.D.
3. Forensic Pathology Services (Edward S. Chmara)
4. Jonathan A. Briskin, M.D.

now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders that the attached list of pathologists are certified to the yearly pool of qualified pathologists for the Burlington County Office of the Medical Examiner for July 1, 2010 through June 30, 2013.

59 **RESOLUTION NO. 355** by Freeholder Reinhart, AUTHORIZATION TO PARTICIPATE IN THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES AMERICAN RECOVERY AND REINVESTMENT ACT VACCINE PROGRAM FOR THE PURCHASE OF THREE VACCINES ADMINISTERED THROUGH THE COUNTY HEALTH DEPARTMENT AT NO COST TO COUNTY RESIDENTS

WHEREAS, the New Jersey Department of Health and Senior Services' ("HSS") received a Federal stimulus fund award in 2009, which it determined to use for the purchase of 156,000 doses of vaccine that can be administered to any child, adolescent, or adult regardless of insurance status for the purpose of raising immunization coverage levels of New Jersey residents; and

WHEREAS, the Burlington County Health Department recommended that the Burlington County Board of Chosen Freeholders ("Board") secure doses of Gardasil, to be administered at Sexually Transmitted Disease and Family Planning Clinics to protect clients against Human Papilloma Virus; Adacel for the protection of infants from Pertussis (whooping cough) and Zostavax to protect County seniors against Shingles, which vaccines would be supplied to the County at no cost and would be delivered for free to County residents; and

WHEREAS, the Board has reviewed and approved the Health Department's recommendation as beneficial to the residents of Burlington County; now, therefore, the Board

RESOLVES as follows:

1. The County Health Department and County Administrator are authorized to apply to the HSS to secure the above-described vaccine.

2. Execution, in accordance with the Rules of the Board, of such agreement and other documents that HSS may require as a condition to making the vaccine available to the County, is authorized on its/their approval by the County Solicitor.

60 PUBLIC COMMENTS.

The following members of the public addressed the Board:

- 1) Mr. Milanes, Westampton Township addressed the Board regarding the memorial in Westampton Township.
- 2) Linda Lovendusky, Springfield Township addressed the Board regarding the Farm Fair grounds project and water and sewer on the property and traffic concerns.
- 3) Fred Bryan, Springfield Township addressed the Board regarding the Farm Fair grounds project and the Toone property and the appraisal report.

61 QUESTIONS FROM THE PRESS.

Carole Comegno, Courier Post addressed the Board regarding agenda item no. 50, OTC budget.

62 COMMENTS BY FREEHOLDERS.

1) Freeholder Reinhart reminded everyone of Memorial Day and to remember the men and women that have died and encouraged everyone to visit Beverly National Cemetery and visit local monuments and have a moment of silence for those who died in service. Freeholder Reinhart also spoke about the Homeless Trust Fund and her desire to have it placed on the agenda. Freeholder Reinhart also expressed concern for the additional fees and an increase of fees being instituted by the Health Department.

2) Freeholder Donnelly echoed Freeholder Reinhart's comments regarding Memorial Day and further commented on the Courier Post article regarding veterans and only 8 surviving members from the Battle of the Bulge. Freeholder Donnelly congratulated all the recipients of the Historic Preservation Awards.

3) Director Garganio reminded everyone to visit the Burlington County Farmer's market.

63 ADJOURNMENT.

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

Respectfully submitted,

Paul Drayton  
Board Clerk