

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

A regular meeting of The Board of Chosen Freeholders of the County of Morris, State of New Jersey, was held on March 28, 2012, in the Freeholders Public Meeting Room, Administration and Records Building, Morristown, New Jersey. The meeting began at 7:30 p.m.

Clerk of the Board Diane M. Ketchum announced that adequate notice of this regular meeting held the 28th day of March, 2012 has been provided through resolution adopted by this Board at its Regular Meeting held at the Administration and Records Building on January 6, 2012, to the Star Ledger, the Daily Record, and the Record through posting on the County website and by filing a copy of same with the Morris County Clerk and the Clerk of this Board.

ROLL CALL

PRESENT: Freeholders Douglas Cabana, Gene Feyl, Ann Grossi, Hank Lyon, Thomas Mastrangelo, John Murphy and Director William Chegwidden (7)

ALSO PRESENT: County Administrator John Bonanni, Assistant County Administrator Mary Jo Buchanan, County Counsel Dan O’Mullan, Assistant County Counsel Randy Bush, and Clerk of the Board Diane M. Ketchum

PRAYER AND FLAG SALUTE

County Counsel Dan O’Mullan opened the meeting with a prayer and a salute to the flag.

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PUBLIC HEARING: 7:30 p.m.

**Resolution A - Calendar Year 2012
To Increase the COLA Percentage Up to 3.5 Percent
and to Establish a Cap Bank**

Director Chegwidden stated, "The Freeholder Board will now hold and conduct a public hearing before considering for final adoption the Calendar Year 2012 resolution to increase the COLA percentage up to 3.5 percent and to establish a CAP bank."

Clerk Ketchum read Resolution No. A:

CALENDAR YEAR 2012
RESOLUTION TO INCREASE THE COLA PERCENTAGE UP TO 3.5 PERCENT
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a county shall limit any increase in said budget to 2.5% unless authorized by resolution to increase it to 3.5% over the previous year’s county purpose tax, subject to certain exceptions; and,

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

WHEREAS, the Board of Chosen Freeholders of the County of Morris finds it advisable and necessary to increase the COLA percentage in its CY 2012 budget by up to 3.5% over the previous year’s county purpose tax, and to bank the difference between its final tax levy subject to the CAP and 3.5% in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Board of Chosen Freeholders hereby determines that a 3.5% increase in the COLA for said year, amounting to \$1,636,219.06 in excess of the increase in county purpose tax otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Board of Chosen Freeholders hereby determines that any amount authorized hereinabove that is not appropriated as part of the final tax levy shall be retained as an addition to county purpose tax in either of the next two succeeding years.

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NOW THEREFORE BE IT RESOLVED, by the Board of Chosen Freeholders, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final county purpose tax of the County of Morris shall, in accordance with this resolution and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$221,976,993.16, and that the CY 2012 county budget for the County of Morris be approved and adopted in accordance with this resolution, using \$217,917,846.42 as the 2012 tax levy and,

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

BE IT FURTHER RESOLVED, that a certified copy of this resolution as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and, be published in the paper in accordance with N.J.S.A. 40A:4-45.14 on March 18, 2012; and,

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

Notice is hereby given that a hearing on this resolution will be held in Morristown on March 28, 2012 at 7:30 p.m. in the Freeholder Public Meeting Room on the 5th floor of the Administration and Records Building.

Director Chegwidden stated: "The Public Hearing is now open."

There were no public comments, and the Director declared the Public Hearing closed.

Director Chegwidden stated, "I will entertain a motion to adopt Resolution A which increases the COLA Percentage up to 3.5 Percent and to establish a CAP Bank."

Freeholder Feyl moved that the resolution under consideration be adopted. Freeholder Grossi seconded the motion.

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Mastrangelo, Murphy,
and Director Chegwidden (6)

NO: Freeholder Lyon (1)

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PUBLIC HEARING: 7:35 p.m.

Resolution B - 2012 Morris County Budget/Tax Resolution

Director Chegwidden stated: "The Freeholder Board will now hold and conduct a public hearing before considering for final adoption the 2012 Morris County Budget and Tax Resolution.

The Clerk read the following Resolution:

Resolved that the Local Budget of the County of Morris for Fiscal Year 2012 be read by title only inasmuch as the conditions have been met as set forth in N.J.S.A. 40A:4-8, that a completed copy of the approved budget as advertised was made available for public inspection in each free public library, in each municipality of the County, and in the free County Library or regional libraries of the County and copies of said budget have been made available to each person requesting same, at least one week prior thereto.

Director Chegwidden stated: "The Public Hearing is now open."

There were no public comments, and the Director declared the Public Hearing closed.

Director Chegwidden said, "I will entertain a motion to adopt the 2012 Budget and Tax Resolution."

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Freeholder Feyl made a motion that the 2012 County Budget and Tax Resolution be adopted. Freeholder Grossi seconded the motion.

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Mastrangelo, Murphy, and Director Chegwidden (6)

NO: Freeholder Lyon (1)

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EAGLE SCOUT RECOGNITION

Spencer Hanus, Boy Scout Troop 158, Hackettstown, NJ

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MINUTES FOR APPROVAL

All Meeting Minutes from March 14, 2012

On motion by Freeholder Murphy and seconded by Freeholder Cabana, the minutes were approved.

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COMMUNICATIONS

1. The West Morris Mendham High School is asking permission to hang a banner across Route 24/510 in Mendham Township from April 23 to May 4 to advertise the Tricky Tray event that is a Project Graduation substance-free night fundraiser.
2. The Knights of Columbus Council 6904 is asking permission to use the following intersections for a "coin toss" fundraiser:
 - April 19 and April 20, 4:00 - 6:30 p.m. - Whippany Road Island by Route 24 entrance and North Jefferson Road/Parsippany Road intersection
 - April 19 through April 22 at various times to use Whippany Road at Parsippany Road and Whippany Road at Park Avenue

On motion by Freeholder Murphy and seconded by Freeholder Cabana, the requests were approved.

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ORDINANCES

FIRST READING/INTRODUCTION

(1) Director Chegwidden stated: "We will now consider the introduction by title an ordinance."

Freeholder Feyl stated: "I would like to introduce by title an ordinance entitled, 'BOND ORDINANCE OF THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$3,500,000 AND AUTHORIZING THE ISSUANCE OF \$3,333,000 BONDS OR NOTES OF THE COUNTY FOR PHASE II DESIGN AND CONSTRUCTION OF THE CENTRAL AVENUE FIELDS AT CENTRAL PARK OF MORRIS COUNTY, BY AND FOR THE COUNTY OF MORRIS, NEW JERSEY.'"

Freeholder Grossi stated: "I second the motion."

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo, Murphy, and Director Chegwidden (7)

Freeholder Feyl moved that the Clerk be authorized to publish the Ordinance in summary form in the local newspaper together with the notice of public hearing and consideration of final passage of this Ordinance, which will take place at the Freeholder meeting to be held at the Morris View Healthcare Center, Dean Gallo Atrium, First Floor, 540 West Hanover Avenue, Morris Plains on April 11 at 7:30 p.m.

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Freeholder Grossi stated: "I second the motion," which passed with seven YES votes.

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(2)

Director Chegwiddden stated: "We will now consider the introduction by title an ordinance."

Freeholder Feyl stated: "I would like to introduce by title an ordinance entitled, 'BOND ORDINANCE OF THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$850,000 AND AUTHORIZING THE ISSUANCE OF \$809,000 BONDS OR NOTES OF THE COUNTY FOR ABATEMENT OF ASBESTOS IN THE MORRIS COUNTY COURTHOUSE, BY AND FOR THE COUNTY OF MORRIS, NEW JERSEY.'"

Freeholder Grossi stated: "I second the motion."

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo, Murphy,
and Director Chegwiddden (7)

Freeholder Feyl moved that the Clerk be authorized to publish the Ordinance in summary form in the local newspaper together with the notice of public hearing and consideration of final passage of this Ordinance, which will take place at the Freeholder meeting to be held at the Morris View Healthcare Center, Dean Gallo Atrium, First Floor, 540 West Hanover Avenue, Morris Plains on April 11 at 7:30 p.m.

Freeholder Grossi stated: "I second the motion," which passed with seven YES votes.

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(3)

Director Chegwiddden stated: "We will now consider the introduction by title an ordinance."

Freeholder Feyl stated: "I would like to introduce by title an ordinance entitled, 'BOND ORDINANCE OF THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$300,000 AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE COUNTY FOR ROOF REPLACEMENTS AT VARIOUS FACILITIES, BY AND FOR THE COUNTY OF MORRIS, NEW JERSEY.'"

Freeholder Grossi stated: "I second the motion."

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo, Murphy,
and Director Chegwiddden (7)

Freeholder Feyl moved that the Clerk be authorized to publish the Ordinance in summary form in the local newspaper together with the notice of public hearing and consideration of final passage of this Ordinance, which will take place at the Freeholder meeting to be held at the Morris View Healthcare Center, Dean Gallo Atrium, First Floor, 540 West Hanover Avenue, Morris Plains on April 11 at 7:30 p.m.

Freeholder Grossi stated: "I second the motion," which passed with seven YES votes.

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(4)

Director Chegwiddden stated: "We will now consider the introduction by title an ordinance."

Freeholder Feyl stated: "I would like to introduce by title an ordinance entitled, 'BOND ORDINANCE OF THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$970,000 AND AUTHORIZING THE ISSUANCE OF \$923,000 BONDS OR NOTES OF THE COUNTY FOR THE ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT BY THE MORRIS COUNTY PARK COMMISSION, BY AND FOR THE COUNTY OF MORRIS, NEW JERSEY.'"

Freeholder Grossi stated: "I second the motion."

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo, Murphy,
and Director Chegwiddden (7)

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Freeholder Feyl moved that the Clerk be authorized to publish the Ordinance in summary form in the local newspaper together with the notice of public hearing and consideration of final passage of this Ordinance, which will take place at the Freeholder meeting to be held at the Morris View Healthcare Center, Dean Gallo Atrium, First Floor, 540 West Hanover Avenue, Morris Plains on April 11 at 7:30 p.m.

Freeholder Grossi stated: "I second the motion," which passed with seven YES votes.

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(5)

Director Chegwidden stated: "We will now consider the introduction by title an ordinance."

Freeholder Feyl stated: "I would like to introduce by title an ordinance entitled, 'BOND ORDINANCE OF THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$1,337,130 AND AUTHORIZING THE ISSUANCE OF \$1,273,000 BONDS OR NOTES OF THE COUNTY FOR THE ACQUISITION OF VARIOUS ITEMS OF COMPUTER EQUIPMENT AND INFORMATION TECHNOLOGY FOR THE DEPARTMENT OF INFORMATION SERVICES, BY AND FOR THE COUNTY OF MORRIS, NEW JERSEY.'"

Freeholder Grossi stated: "I second the motion."

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo, Murphy,
and Director Chegwidden (7)

Freeholder Feyl moved that the Clerk be authorized to publish the Ordinance in summary form in the local newspaper together with the notice of public hearing and consideration of final passage of this Ordinance, which will take place at the Freeholder meeting to be held at the Morris View Healthcare Center, Dean Gallo Atrium, First Floor, 540 West Hanover Avenue, Morris Plains on April 11 at 7:30 p.m.

Freeholder Grossi stated: "I second the motion," which passed with seven YES votes.

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(6)

Director Chegwidden stated: "We will now consider the introduction by title an ordinance."

Freeholder Feyl stated: "I would like to introduce by title an ordinance entitled, 'BOND ORDINANCE OF THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$585,000 AND AUTHORIZING THE ISSUANCE OF \$557,000 BONDS OR NOTES OF THE COUNTY FOR VARIOUS HEALTH AND LIFE SAFETY UPGRADES AT MORRIS VIEW HEALTHCARE CENTER, BY AND FOR THE COUNTY OF MORRIS, NEW JERSEY.'"

Freeholder Grossi stated: "I second the motion."

The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo, Murphy,
and Director Chegwidden (7)

Freeholder Feyl moved that the Clerk be authorized to publish the Ordinance in summary form in the local newspaper together with the notice of public hearing and consideration of final passage of this Ordinance, which will take place at the Freeholder meeting to be held at the Morris View Healthcare Center, Dean Gallo Atrium, First Floor, 540 West Hanover Avenue, Morris Plains on April 11 at 7:30 p.m.

Freeholder Grossi stated: "I second the motion," which passed with seven YES votes.

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PUBLIC PORTION

Michael Guadagno, Mayor of Randolph Township, asked the Freeholder Board for comments concerning his letter addressed to Director Chegwidden dated March 27, 2012, regarding the Solar Panel Canopy Installations at the County of Morris Campus, Randolph Middle School/High School, and the Ironia Elementary School. Director Chegwidden informed Mayor Guadagno that this was discussed with the Board this morning at the work session. The Board

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understands his concerns, but they are still in the process of bringing the plans together which will then be brought to the Planning Board of Randolph Township. Freeholder Grossi apprised Mayor Guadagno that on April 5th a meeting is scheduled with Randolph to further discuss and clarify the project.

John Lovell, Randolph Township Manager, said that when a review is scheduled with their Planning Board, the Township will be satisfied.

Deputy Mayor of Randolph Township, Tom MacArthur, had specific concerns beyond communications. There would be large industrial units in the front parking lots near residential properties. This would need a proper Planning Board review.

Counsel O'Mullan promised that his office will work with Randolph Township's counsel.

Mr. Moken of Morris Township still has on-going concerns about the State Redevelopment Plan as well as pending foreclosure bills, which would allow the State to buy and use foreclosed properties for low income housing. Mr. Moken would like Governor Christie to reject these bills.

Ms. Eames, Hanover Township resident, agreed with Mr. Moken. She would like an opportunity to be able to meet with the Governor about her concerns.

Mr. Gene Fitzpatrick, Councilman of Denville Township, thanked the Board for their past help after Hurricane Irene. Denville Township is about to partake in the de-snagging of Rockaway River. They need help in obtaining equipment or funds. Freeholder Feyl informed Councilman Fitzpatrick that our Public Works Department has equipment that can be rented at a fair price if he contacts us as to what their needs are.

Nancy Burwell, a Morristown resident, was concerned that the solar energy projects that are funded through bonds would raise Morris County residents' taxes. Director Chegwiddden and Administrator Bonanni assured her that there is no impact on the taxpayer and that savings is done on a local level.

Alison Deeb, Morris County resident, thanked the Board for all they do. She praised the freeholders for being great role models for the students who attended the work session this morning for Student Government Day.

Christine Dwyer, Morris Township resident, would like the freeholders to help talk to the legislative representatives to halt Agenda 21 and would like them to be more aggressive in their approach.

Henry Stock, Morris Township resident, has written to Senator Bucco concerning the State Redevelopment Plan. He would like to see Governor Christie have meetings in every county about this matter.

Lucy Tscherne, Whippany resident, spoke about the negative issues pertaining to the pending foreclosure bills.

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RESOLUTIONS

Freeholder Murphy presented the following resolutions:

(1)

RESOLVED that the Director is hereby authorized to execute and the Clerk shall attest and affix the seal to the Release of Receipt of Grant and Lien in the matter of the client(s), and the Clerk shall deliver the same to Community Development.

Andrew S. Susko

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(2)

RESOLVED that the Director is hereby authorized to execute and the Clerk shall attest and affix the seal to the Postponement of Lien in the matter of the following client(s), and Clerk shall deliver the same to Community Development.

Palma Kmetz

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(3)

In accordance with resolution #70 approved at the January 06, 2012 Reorganization Meeting, the following emergency checks have been issued by the Morris County Division of Temporary Assistance for the month of February 2012.

<u>DATE</u>	<u>CHECK NO.</u>	<u>PAYEE</u>	<u>ACCOUNT TO BE CHARGED</u>	<u>AMOUNT</u>
02/01/2012	25422	Shore Hill Apartments LLC	02-213-41-734210-391	1,000.00
02/06/2012	25423	Jerome Kelly	02-213-41-734210-391	1,123.00
02/06/2012	25424	Postmaster	01-201-27-345100-068	800.00
02/06/2012	25425	Skytop Motel	01-203-27-345100-365	100.00
02/06/2012	25426	Vandana Joshi	02-213-41-734210-391	956.25
02/15/2012	25427	New Jersey Natural Gas	02-213-41-734210-391	270.23
02/22/2012	25428	Pitney Bowes	01-201-27-345100-068	4,000.00
02/23/2012	25429	Falcon Oil	02-213-41-734210-391	528.00
02/23/2012	25430	Falcon Oil	02-213-41-734210-391	522.00
02/23/2012	25431	Falcon Oil	02-213-41-734210-391	535.50
02/23/2012	25432	JHWS Associates	02-213-41-734210-391	1,310.00
02/23/2012	25433	The Apartments @St. Elizabeth	02-213-41-734210-391	644.00
02/27/2012	25434	Netcong Heights LLC	02-213-41-734210-391	1000.00
02/28/2012	25435	Borough of Butler Electric	02-213-41-734210-391	350.00
02/28/2012	25436	Borough of Butler Water Dept.	02-213-41-734210-391	350.00
02/28/2012	25437	JCP & L	02-213-41-734210-391	112.90
02/28/2012	25438	New Jersey Natural Gas	02-213-41-734210-391	100.00
02/28/2012	25439	Parsippany Inn	01-201-27-345100-365	180.00
02/28/2012	25440	Starz oil Co.	02-213-41-734210-391	523.50
02/28/2012	25441	Skytop Motel	01-201-27-345100-365	300.00
02/28/2012	25442	Van Paftinos	02-213-41-734210-391	925.00
02/29/2012	25443	Knoll Manor Associates	01-201-27-345100-365	81.75
			02-213-41-734210-391	873.25
			TOTAL	16,585.38

THEREFORE, BE IT RESOLVED, that the above payments be confirmed.

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(4)

In accordance with resolution #70 approved at the January 06, 2012 Reorganization Meeting, the following revolving fund checks have been issued by the Morris County Division of Temporary Assistance for the month of February 2012.

<u>DATE</u>	<u>CHECK NO.</u>	<u>PAYEE</u>	<u>AMOUNT</u>
02/02/2012	10248	NJ Transit	815.00
02/14/2012	10249	OTA - Administration Account	<u>64.15</u>
		TOTAL	879.15

THEREFORE, BE IT RESOLVED, that the above payments be confirmed.

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(5)

BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey as follows:

1. That the County of Morris hereby awards a grant of \$400,000 from the Morris County Municipal Utilities Authority's (hereinafter, MCMUA) allocation from the Open Space and Farmland Preservation Trust Fund to Schiff Natural Lands Trust, Inc. for their contribution toward the purchase of the Shale Pits Preservation and Restoration Project in the Townships of Chester and Mendham.
2. That the Treasurer issue a Certificate of Availability of Funds indicating that funds are available from the Morris County Dedicated Open Space Account #13-290-56-580552-888 and process payment to the grantee as directed by the office of the Department of Planning & Development, all in accordance with this resolution.

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(6)

BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey as follows:

1. That the County of Morris hereby awards a grant of \$150,000 from the Morris County Municipal Utilities Authority's (hereinafter, MCMUA) allocation from the Open Space and Farmland Preservation Trust Fund to New Jersey Conservation Foundation for their contribution toward the purchase of the Dixons Pond Project in the Townships of Boonton and Rockaway.
2. That the Treasurer issue a Certificate of Availability of Funds indicating that funds are available from the Morris County Dedicated Open Space Account #13-290-56-580552-888 and process payment to the grantee as directed by the office of the Department of Planning & Development, all in accordance with this resolution.

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(7)

WHEREAS, on November 10, 2010, in accordance with Resolution #7, the Morris County Board of Chosen Freeholders ("County") approved a grant of \$1,200,000 to New Jersey Conservation Foundation ("Grantee", the "Assignor") for a project entitled "Dixons Pond" (the "Project"); and

WHEREAS, the terms and conditions of the grant are outlined under a certain Grant Agreement ("Grant Agreement") between the County and Grantee and include the provision to assign the rights and obligations of the Grant Agreement to another entity at the County's sole discretion; and

WHEREAS, Grantee's application for County funding identified Boonton Township ("Township", the "Assignee") as a funding partner on the Project; and

WHEREAS, Assignee will receive certain additional grant financing from Green Acres which requires them to acquire a certain undivided interest in the Project commensurate with the amount of said grant from that agency; and

WHEREAS, in order to conform to Green Acres guidelines, certain undivided interests in the Project will be transferred to the Assignor and the Assignee by the property owner at closing; and

WHEREAS, the Assignee shall then assign all of its rights and obligations under the Grant Agreement and the property to the Assignor, and Assignor shall accept such assignment and shall assume all of the obligations under the Grant Agreement; and

WHEREAS, an Assignment with respect to Funding and Assignment of Interests outlining the terms and conditions of the transaction has been executed by Assignor and Assignee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey as follows:

1. The Director of the Board of Chosen Freeholders is hereby authorized to sign and execute an Assignment with respect to Funding and Assignment of Interests for the aforesaid Project, and the Clerk to attest to the same, copies of which are on file in the Office of the Department of Planning & Development made a part hereof by reference.
2. This resolution shall take effect immediately.

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(8)

WHEREAS, there exists a need for Engineering Services for the Regular Inspection of three (3) Morris County Owned Dams: Dalrymple Pond Dam, Posner Pond Dam, and Jaqui Mill Pond Dam; and

WHEREAS, the contract was awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) et seq. through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq.;

NOW THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey as follows:

1. The agreements between the County of Morris and

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Hatch Mott MacDonald, LLC
27 Bleeker Street
Millburn, NJ 07041
Amount: \$7,000.00
Term: 75 calendar days within two (2) weeks after the award of contract
Account #: 04-216-55-953962-909

for the aforesaid services, a copy of which is on file at the Morris County Purchasing Division and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.

2. The Director of the Board of Chosen Freeholders is hereby authorized to execute said agreement conditioned upon the contractor's compliance with the requirements set forth in paragraph 5 below.
3. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds in accordance with the aforesaid agreement.
4. A notice of this action will be published in accordance with the law.
5. This contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.4, et seq.

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(9)

WHEREAS, there exists a need for Construction Inspection/Resident Engineer Services for the Replacement of County Bridge No. 1401-202 on Middle Valley Road over the South Branch of the Raritan River in the Township of Washington, County of Morris, New Jersey; and

WHEREAS, the contract was awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) et seq. through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq.;

NOW THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey as follows:

1. The agreements between the County of Morris and

Cherry, Weber & Associates, P.C.
755 Memorial Parkway, Suite 110
Phillipsburg, NJ 08865
Amount: \$147,499.36
Term: April 2, 2012 through December 28, 2012
Account #: 02-213-41-864180-391

for the aforesaid services, a copy of which is on file at the Morris County Purchasing Division and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.

2. The Director of the Board of Chosen Freeholders is hereby authorized to execute said agreement conditioned upon the contractor's compliance with the requirements set forth in paragraph 5 below.
3. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds in accordance with the aforesaid agreement.
4. A notice of this action will be published in accordance with the law.
5. This contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.4, et seq.

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(10)

WHEREAS, there exists a need for Professional Engineering for Construction Support Services for the Replacement of County Bridge No. 1401-202 on Middle Valley Road over the South Branch of the Raritan River in the Township of Washington, County of Morris, New Jersey; and

WHEREAS, the contract was awarded as a "Professional Service" and "Without Competitive Bidding" in accordance with FHWA permits;

NOW THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey as follows:

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1. The agreement between the County of Morris and

T.Y. Lin International
One Edgeview Drive
Hackettstown, NJ 07840
Amount: \$114,540.00 (not to exceed)
Account #: 02-213-41-864180-391
Term: April 2, 2012 to December 31, 2012
Federal Project #STP-C00S(210)

for the aforesaid services, a copy of which is on file at the Morris County Purchasing Division and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.

2. The Director of the Board of Chosen Freeholders is hereby authorized to execute said agreement conditioned upon the contractor's compliance with the requirements set forth in paragraph 4 below.
3. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds in accordance with the aforesaid agreement.
4. The Contract is awarded without competitive bidding as the FHWA permits us to solicit directly to the designer to give a proposal for construction support services during construction of the noted bridge.

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(11)

With respect to recent bidding for Replacement of Bridge No. 1401-202 on Middle Valley Road over the South Branch of the Raritan River in the Township of Washington, County of Morris, New Jersey, a contract is hereby awarded to the lowest, most responsible bidder as follows:

Konkus Corporation
3322 Route 22 West, Ste 204
Branchburg, New Jersey 08876
VENDOR ID: 11406
Term: Work will commence on or about 4/2/12 & be completed on or before 12/31/12
Account #: 02-213-41-864180-391
Total Amount: \$1,747,923.75
Dept: Engineering

1. The Director is authorized to execute and the Clerk shall attest and affix the seal to the contract as presented by County Counsel.
2. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds.
3. This resolution shall take effect immediately.
4. This contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.1, et seq.

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(12)

WHEREAS, pursuant to (i) Section 510(c) of that certain Lease Purchase Agreement dated as of August 1, 2011 (the "Lease Agreement") by and between The Morris County Improvement Authority (the "Authority") and the County of Morris, New Jersey, and (ii) Section 5.02 of the Authority's bond resolution entitled "Resolution Authorizing the Issuance of County of Morris Lease Revenue Bonds of The Morris County Improvement Authority", duly adopted by the Authority on July 20, 2011, as amended and supplemented, U.S. Bank National Association, as Trustee for the holders of the captioned bonds (the "Bonds"), is authorized to pay from moneys on deposit in the Acquisition Fund bills associated with the Public Safety Academy project Block 7, Lot 2 in Parsippany-Troy Hills, New Jersey, and

WHEREAS, Requisition One was sent to U. S. Bank on March 19th, 2012 in the amount of \$476,788.62 payable to APS Contracting, Inc.

THEREFORE, BE IT RESOLVED that the action of the Treasurer in submitting the bill for payment, to the Trustee U. S. Bank, as approved by the Director of Engineering, is hereby approved.

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BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

(13)

In accordance with the authorization to pay per Chapter 127 P.L. 1985, the following check has been issued by the County Treasurer:

<u>DATE</u>	<u>CHECK NO.</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
02/15/12	345351	Fairleigh Dickinson University	Centralized Disbursement	\$4,944.22

THEREFORE, BE IT RESOLVED, that the above payment be confirmed.

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(14)

WHEREAS, the County Treasurer has been advised that the following vouchers were submitted for processing in an incorrect amount and the checks have been voided;

<u>CHECK #</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>BANK</u>
345717	02/22/12	\$ 5,963.50	Inglesino, Pearlman Wyciskala & Taylor LLC	Centralized Disbursement	Bank of America
346706	03/14/12	\$18,273.58	Kyocera Mita America, Inc.	Centralized Disbursement	Bank of America

THEREFORE, BE IT RESOLVED by the governing body that the County Treasurer be authorized to re-issue the above in the following manner:

<u>AMOUNT</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>BANK</u>
\$ 5,873.50	Inglesino, Pearlman Wyciskala & Taylor LLC	Centralized Disbursement	Bank of America
\$17,913.58	Kyocera Mita America, Inc.	Centralized Disbursement	Bank of America

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(15)

WHEREAS, the County Treasurer has been advised that the following check has been lost and payment has been stopped on same,

<u>CHECK #</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>BANK</u>
341661	10/26/11	\$91,677.51	Sodexo, Inc. & Affiliates	Centralized Disbursement	Bank of America

THEREFORE, BE IT RESOLVED by the governing body that the County Treasurer be authorized to re-issue the above in the following manner:

<u>AMOUNT</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>BANK</u>
\$91,611.93	Sodexo, Inc. & Affiliates	Centralized Disbursement	Bank of America
\$ 65.58	Sodexo, Inc. & Affiliates	Centralized Disbursement	Bank of America

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(16)

RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

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 item of revenue in the budget of any county or municipality 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 an item of appropriation for equal amount,

WHEREAS, the Treasurer certifies that the County of Morris has realized or is in receipt of written notification of the state or federal monies cited

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

in this resolution, which meets all statutory requirements and will be included in the 2012 county budget,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue and appropriation in the budget of the year 2012 as referenced below:

Revenue Title: New Jersey Dept. of Children and Families Amount: \$123,595.00
Appropriation Title: ALPN Amount: \$123,595.00
Local Match - Source: Amount: \$ _____

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A 40A:4-87 this resolution has been duly adopted by the governing body of the County of Morris and that one (1) certified copy of this resolution be forwarded to the Division of Local Government Services.

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(17)

RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

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 item of revenue in the budget of any county or municipality 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 an item of appropriation for equal amount,

WHEREAS, the Treasurer certifies that the County of Morris has realized or is in receipt of written notification of the state or federal monies cited in this resolution, which meets all statutory requirements and will be included in the 2012 county budget,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue and appropriation in the budget of the year 2012 as referenced below:

Revenue Title: New Jersey Dept. of Law and Public Safety Amount: \$73,000.00
Appropriation Title: SART/SANE Program Amount: \$73,000.00
Local Match - Source: Amount: \$ _____

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A 40A:4-87 this resolution has been duly adopted by the governing body of the County of Morris and that one (1) certified copy of this resolution be forwarded to the Division of Local Government Services.

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(18)

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Morris as follows:

1. That consent insofar as County Roadways are concerned, is hereby given to the Adoption of Town of Morristown Municipal Ordinance No. 0-04-2012 which prohibits "stopping or standing" on Town and County roads and to authorize the installation of the appropriate signage in the Town of Morristown, adopted February 28, 2012.
2. A sealed certified copy of this resolution shall also be forwarded to the following:
 - a. Town of Morristown
 - b. Morris County Engineer
3. That this resolution shall take effect immediately.

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(19)

BE IT RESOLVED as follows:

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

1. The County of Morris wishes to purchase goods and services from the following authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP, in accordance with Local Public Contract Laws, N.J.S.A 40A:11-11 and N.J.S.A40A: 11-12.

Toyota Forklifts of Atlanta	<u>Law & Public Safety</u>
3111 E Ponce De Leon Ave.	02-213-41-784230-391
Scottsdale GA 30079	Amount: \$155,060.00
GSA GS-07F-0199T	

Baldor Generators	<u>Law & Public Safety</u>
3815 Oregon Street	02-213-41-784130-391
Oshkosh, WI 54902	Amount: \$4,440.99
GSA GS-07F-9421S	02-213-41-784230-391
	Amount: \$407,391.42

2. The Treasurer is hereby authorized to issue Certificates of Availability of Funds.

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(20)

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey that the following individual is hereby appointed to the Morris/Sussex/Warren Workforce Investment Board, to serve without salary.

Stephen Matthaey, Manager	<u>Term</u>
Compensation and HRIS, Human Resources	12/31/12
Shionogi Inc.	unexpired term of
300 Campus Drive	R. Goltz
Florham Park, NJ 07932	

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(21)

WHEREAS, the County is eligible to receive Federal funds available through the Department of Housing and Urban Development; and

WHEREAS, in order to receive funding for fiscal year 2012, a One Year Action Plan was developed in compliance with 24 CFR Parts 91, 92, 570, 574, 576 and 968; and

WHEREAS, the U.S. Department of Housing and Urban Development requires certain certifications to be submitted along with and as part of the One Year Action Plan Submission; and

WHEREAS, pursuant to government regulations the County has prepared a Consolidated Submission to apply for Community Development Block Grant funds, Emergency Solutions Grant funds and funds available through the Home Investment Partnerships Program for fiscal 2012;

NOW THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris, in the State of New Jersey, being the governing body thereof, as follows:

1. The Freeholder Director of the County of Morris is hereby authorized to submit the One Year Action Plan including all understandings and assurances contained therein, to utilize to the fullest extent of funding allowed and determined by the Department of Housing and Urban Development, under the Housing and Community Development Act of 1974, as amended; the Stewart B. McKinney Homeless Assistance Act, as amended; the Cranston-Gonzalez National Affordable Housing Act and the American Dream Downpayment Act of 2003 and to act as the authorized representative of the County of Morris and to provide such additional information as may be required.
2. The Director and such other appropriate and responsible officials are hereby authorized and directed to execute on behalf of the County of Morris such certification or certifications as may be required under the Rules and Regulations of the U.S. Department of Housing and Urban Development.

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(22)

WHEREAS, the Federal Transit Administration provides formula funding to states for the purpose of assisting local service providers in meeting the

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

transportation needs of elderly and disabled persons through the Elderly and Persons with Disabilities Capital Assistance Program (Section 5310); and,

WHEREAS, NJ Transit is authorized to allocate this funding on behalf of the State of New Jersey to non-profit, municipal and county transportation providers; and,

WHEREAS, the Morris Area Paratransit System (MAPS) has completed the 2012 Section 5310 Application for two minibuses;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders of the County of Morris in the State of New Jersey approves the aforesaid 2012 Elderly and Persons with Disabilities Capital Assistance Program (Section 5310) Application.

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(23)

WHEREAS, the Board of Chosen Freeholders has entered into contract with RouteMatch Scheduling Software through a competitive bid process in 2008 for the Morris Area Paratransit System; and,

WHEREAS, NJ Transit has awarded funding to the County of Morris, through the Elderly and Persons with Disabilities Capital Assistance Program (Section 5310), to provide additional software licenses and customer support to five municipalities within Morris County; and,

WHEREAS, the Board of Chosen Freeholders has approved, through resolution, the 5310 Contract at the November 8, 2011 meeting;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey, that the Director of the Board of Chosen Freeholders is authorized to sign an amendment to the contract with RouteMatch to increase the number of software licenses used by Morris County and provide customer support for those licenses.

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(24)

WHEREAS, Resolution #24 from September 26, 2011 established CAF #44728 for contract #STATSHUT-12M-JARC for \$181,355.21; and

WHEREAS, \$2,700 from donations are a component of the local match for the JARC Round 10 Federal funds required under the terms of the JARC grant; and

WHEREAS, \$2,700 are now available for this contract from the Donation Account; and

WHEREAS, the total contract amount remains the same;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey that the Treasurer is hereby authorized to amend CAF #44728, by removing \$2,700 from account No. 02-213-41-792310-391 and adding \$2,700 to account 02-213-41-792210-393, charging the CAF to the following accounts as listed, and leaving the total amount of the CAF at \$181,355.21:

Account #02-213-41-792210-391	\$50,000.00
Account #02-213-41-792310-391	\$47,300.00
Account #02-213-41-751205-392	\$33,676.00
Account #02-213-41-741015-392	\$38,143.37
Account #02-213-41-741020-392	\$ 9,535.84
Account #02-213-41-792210-393	\$ 2,700.00

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(25)

BE IT RESOLVED as follows:

With respect to recent bidding for Elevator Maintenance and Inspection, a contract is hereby awarded to the lowest, most responsible bidder as follows:

Elevator Maintenance Corporation
580 Elm Street
Kearny, New Jersey 07032
Vendor #: 14501

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

Total Amount: Not to exceed \$61,800.00 per year
Line Item #: 01-201-26-310100-084 \$38,400.00 (B & G, Inspections)
01-201-26-310100-262 \$12,000.00 (B & G, Emergency Repair)
01-201-25-280100-084 \$11,400.00 (Jail)
Using Agency: Buildings & Grounds and the Morris County Correctional Facility
Terms: April 1st, 2012 through March 31st, 2014, with option to renew an additional two years.

1. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds.
2. The Purchasing Agent is hereby authorized to execute said contract as prepared by County Counsel.
3. The contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.1, et. seq.
4. This resolution shall take effect immediately.

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(26)

BE IT RESOLVED as follows:

With respect to recent bidding for the Practice Range Roof Replacement at the Morris County Public Safety Training Academy, a contract is hereby awarded to the lowest, most responsible bidder as follows:

Jottan, Inc.
61 Cathy Lane
Florence, NJ 08518
Vendor #: 24249
Total Amount: \$453,711.00
Line Item #: 04-216-55-953076-951 \$143,252.00
04-216-55-953172-951 \$310,459.00
Using Agency: Engineering
Terms: 120 days from notice of award.

1. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds.
2. The Purchasing Agent is hereby authorized to execute said contract as prepared by County Counsel.
3. The contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.1, et. seq.
4. This resolution shall take effect immediately.

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(27)

BE IT RESOLVED as follows:

1. The County of Morris wishes to purchase goods and services from the following authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP, in accordance with Local Public Contract Laws, N.J.S.A 40A:11-11 and N.J.S.A40A: 11-12.

Creative Tent International	<u>Law & Public Safety</u>
2245 N. Kiowa Blvd. #100	02-213-41-784215-391
Lake Havasu City, AZ 86403	Amount: \$28,439.21
GSA-GS-07F-0317T	
	02-213-41-784230-391
	Amount: \$73,590.79

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(28)

BE IT RESOLVED as follows:

1. The County of Morris wishes to purchase goods and services from the following authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP, in accordance with Local Public Contract Laws, N.J.S.A 40A:11-11 and N.J.S.A40A: 11-12.

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

Dell Marketing L.P. One Dell Way Round Rock TX 78682 NJSC#A72056	<u>ITD</u> 02-213-41-784230-391 Amount: \$7,085.56
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2. The Treasurer is hereby authorized to issue Certificates of Availability of Funds.

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(29)

BE IT RESOLVED as follows:

1. The County of Morris wishes to purchase goods and services from the following authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP, in accordance with Local Public Contract Laws, N.J.S.A 40A:11-11 and N.J.S.A40A: 11-12.

BFI 10 Lanidex Center West Parsippany NJ 07054 NJSC#A69935	<u>Board of Taxation</u> 13-290-56-577101-888 Amount: \$13,850.15
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Shi International Corp. 33 Knightsbridge Road Piscataway NJ 08854 NJSC#A77560	<u>Information Technology</u> 04-216-55-962231-955 Amount: \$10,500.00
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Space Farms Inc. 218 RT 519 Sussex NJ 07461 CO-OP#51	<u>Road Division</u> 01-201-26-290100-036 Amount: \$3,276.00
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Route 23 Auto Mall LLC 1301 Route 23 Butler NJ 07405-1797 NJSC#A79167	<u>Motor Service Center</u> 01-201-26-315100-291 Amount: \$4,464.13
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Direct Machinery Service 50 Commerce Place Hicksville, NY 11801	<u>Morris View Healthcare</u> 04-216-55-955197-956 Amount: \$22,520.00
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Schindler Elevator Corp. 20 Whippany Road Morristown, NJ 07960 Leading Age	<u>Morris View Healthcare</u> 01-201-27-350110-044 Amount: 2,150.00
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Direct Supply Inc. 6767 N. Industrial Rd. Milwaukee, WI 53223 HGP1149	<u>Morris View Healthcare</u> 01-201-27-350110258 Amount: 2,300.28 04-216-55-955244-951 Amount: 5,288.99
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Gen-El Safety & Industrial 961 Route. 10 E. Suite 2M Randolph, NJ 07869 NJSC#A68567	<u>Law & Public Safety</u> 02-213-41-784230-391 Amount: \$5,020.44
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(30)

WHEREAS, on May 1, 2011 by Resolution #17 a contract for Labor Rates HVAC Repair and Services, for Morris County Buildings & Grounds was awarded to the lowest responsible bidder, Binsky & Snyder Services, LLC and,

WHEREAS, the specifications provided an option for renewal for one year and,

WHEREAS, it is in the best interest of the County to exercise said option, now there,

BE IT RESOLVED that said contract with Binsky & Snyder Services, LLC be renewed as follows:

Binsky & Snyder Services, LLC
281 Centennial Avenue
Piscataway, NJ 08854

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

Using Department: Department of Information Services
 Terms: 45 days from notice of award.

1. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds.
2. The Purchasing Agent is hereby authorized to execute said contract as prepared by County Counsel.
3. The contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.1, et. seq.
4. This resolution shall take effect immediately.

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(34)

BE IT RESOLVED, that in accordance with a resolution passed on November 8, 1995, the following departments will be debited per journal entry for the following expense.

<u>DEPARTMENT CHARGED</u>	<u>TYPE OF EXPENSE</u>	<u>AMOUNT</u>	<u>DEPARTMENT CREDITED</u>
01-203-27-345100-069	Printing October - December 2011 Temporary Assistance	\$1,959.18	Anticipated Revenue Office Services
01-203-22-201100-069	Printing October - December 2011 Weights & Measures	\$1,008.12	Anticipated Revenue Office Services

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(35)

BE IT RESOLVED, that in accordance with a resolution passed on November 8, 1995, the following departments will be debited per journal entry for the following expenses.

<u>DEPARTMENT CHARGED</u>	<u>TYPE OF EXPENSE</u>	<u>AMOUNT</u>	<u>DEPARTMENT CREDITED</u>
01-203-22-201100-291	Vehicle Maintenance October - December 2011 Weights & Measures	\$1,445.33	Anticipated Revenue Public Works
01-203-41-716100-291	Vehicle Maintenance October - December 2011 Nutrition	\$6,197.17	Anticipated Revenue Public Works
01-203-27-345100-291	Vehicle Maintenance October - December 2011 Temporary Assistance	\$ 16.49	Anticipated Revenue Public Works

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(36)

WHEREAS, the County Treasurer has been advised that a portion of the following voucher was processed and made payable to the incorrect vendor:

<u>CHECK #</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>BANK</u>
343570	12/28/11	\$300.00	Borough of Madison	Centralized Disbursement	Bank of America

THEREFORE, BE IT RESOLVED by the governing body that the County Treasurer be authorized to re-issue the above in the following manner:

<u>AMOUNT</u>	<u>PAYEE</u>	<u>ACCOUNT</u>	<u>BANK</u>
\$300.00	North Star Athletic Club	Centralized Disbursement	Bank of America

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(37)

In accordance with N.J.S.A. 40A:11-5, a contract is hereby awarded, for the provision of maintenance to proprietary computer software for the Information Technology Division, to:

Enterasys/Cabletron Systems
 50 Minuteman Road

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

Andover, MA 01810
Vendor ID: 1335
Amount: \$111,299.50
Budget Line Item: 01-201-20-140100-044
Using Department: Information Technology Division
Terms: Support through December 31st, 2012.

1. The Treasurer is hereby authorized to issue a Certificate of Availability of Funds.
2. The Purchasing Agent is hereby authorized to execute said contract as prepared by County Counsel.
3. The contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.1, et. seq.
4. This resolution shall take effect immediately.

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(38)

RESOLUTION ADOPTING TAX LEVY CAP TO
BE APPLIED TO THE 2012 COUNTY BUDGET

WHEREAS, the County has introduced its 2012 County Budget which is scheduled for adoption by the Morris County Board of Chosen Freeholders on March 28, 2012, and

WHEREAS, the County's Budget has to be reviewed and approved by the Division of Local Government Services within the New Jersey Department of Community Affairs; and

WHEREAS, the Division has reviewed the County's Budget, has determined that the 1977 and 2010 maximum allowable amount to be raised by taxation is the same when considering the COLA resolution and CAP Banking, and is requiring that the County signify adoption of a tax levy cap by Resolution of its Board of Chosen Freeholders; and

WHEREAS, a careful review of the New Jersey Local Budget Law which governs the formulation, approval and adoption of a County Budget, specifically N.J.S.A. 40A:4-45.45a(1) requires that the amount to be raised by taxation in the case of a County shall not exceed the amounts permitted under the 1977 Tax Levy Cap Law; and

WHEREAS, based upon a review of the Local Budget Law provisions, the County believes that the law requires the County to adhere to the tax cap levy provisions established pursuant to N.J.S.A. 40A:4-45.4 and N.J.S.A. 40A:4-45.45;

NOW, THEREFORE, BE IT RESOLVED by the Morris County Board of Chosen Freeholders that the County does hereby adopt the 1977 tax levy cap provisions provided for in the aforementioned statutes pending resolution by the Division of how to consider the COLA resolution and CAP Banking, and that said provisions shall govern the enactment and enforcement of Morris County's 2012 Budget.

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(39)

WHEREAS, the Board of Chosen Freeholders of the County of Morris executed Resolution #3 on October 12, 2011 that allowed the Board to sign and execute the State of New Jersey's Juvenile Justice Commission Grant Application making available \$263,646 in State/Community Partnership funds for Program Services, \$55,550.00 in State/Community Partnership funds for Program Management, \$188,728 in Family Court funds and \$21,967 federal allocation in Juvenile Accountability Block Grant funds for the period January 1, 2012 through December 31, 2012 and

WHEREAS, the State of New Jersey's Juvenile Justice Commission has requested that the resolution be revised to include the cash match amount of \$2,441 for the Juvenile Accountability Block Grant, and

NOW, THEREFORE BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey revises the aforementioned resolution to include the requested cash match amount of \$2,441 for Juvenile Accountability Block Grant.

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BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

(40)

WHEREAS, transfers are permitted between Appropriation Reserves during the first three months of the fiscal year:

BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris, New Jersey, that transfers between Appropriation Reserves be made as follows:

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
Jail, S/W	\$150,000.00	Jail, O/E
Prosecutor, S/W	85,000.00	Liability Insurance
County Administrator, S/W	4,000.00	County Administrator, O/E
County Clerk, S/W	20,000.00	County Clerk, O/E
Superintendent of Elections, S/W	20,000.00	Superintendent of Elections, O/E
Treasurer, S/W	35,000.00	Treasurer, O/E
Office Services, S/W	10,000.00	Office Services, O/E
Prosecutor, S/W	40,000.00	Audit
O.L.I.S., S/W	5,000.00	O.L.I.S., O/E
Engineering, S/W	30,000.00	County Counsel, O/E
Surrogate, S/W	10,000.00	Surrogate, O/E
Engineering, S/W	20,000.00	Engineering, O/E
Heritage Commission, S/W	8,000.00	Heritage Commission, O/E
Planning Board, S/W	25,000.00	Planning Board, O/E
Transportation, S/W	15,000.00	Transportation, O/E
PDT, S/W	15,000.00	PDT, O/E
Emergency Management, S/W	15,000.00	Emergency Management, O/E
Communication Center, S/W	20,000.00	Communication Center, O/E
Medical Examiner, S/W	25,000.00	Medical Examiner, O/E
Sheriff, S/W	150,000.00	Sheriff, O/E
Prosecutor, S/W	150,000.00	Prosecutor, O/E
Youth Center, S/W	50,000.00	Youth Center, O/E
Roads, S/W	50,000.00	Roads, O/E
Bridges, S/W	25,000.00	Bridges, O/E
Shade Tree, S/W	20,000.00	Shade Tree, O/E
Buildings & Grounds, S/W	50,000.00	Buildings & Grounds, O/E
Motor Services, S/W	50,000.00	Motor Services, O/E
Health Management, S/W	30,000.00	Health Management, O/E
Human Services, S/W	20,000.00	Human Services, O/E
Aging, S/W	25,000.00	Aging, O/E
Morris View, S/W	200,000.00	Morris View, O/E
Morris View, S/W	35,000.00	County Adjuster, O/E
Library, S/W	20,000.00	Library, O/E
Superintendent of Schools, S/W	15,000.00	Superintendent of Schools, O/E
Extension Services, S/W	5,000.00	Extension Services, O/E
Superintendent of Schools, S/W	10,000.00	Reimbursement out of County College
Public Safety Academy, S/W	10,000.00	Public Safety Academy, O/E

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(41)

BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Morris in the State of New Jersey that the following individuals be appointed to the MORRIS COUNTY FLOOD MITIGATION COMMITTEE without salary for the term as indicated:

<u>Representing</u>	<u>Name</u>	<u>Term Expiration</u>
Morris County Agriculture Development Board	Louise Davis	12/31/13
Morris County Municipal Utilities Authority	Laura Szwak	12/31/13
Morris County Park Commission	Julie Baron	12/31/13
Morris County Planning Board	Ted Eppel	12/31/12
Region III - Mount Arlington	Paula Danchuk	12/31/13

--

Freeholder Murphy made a motion to adopt Resolution Nos. 1 through 41. This was seconded by Freeholder Cabana. The Clerk called and recorded the following vote:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo (except to ABSTAIN on No. 28), Murphy and Director Chegwidde (7)

--

BOARD OF CHOSEN FREEHOLDERS – MARCH 28, 2012

BILL RESOLUTION

BE IT HEREBY RESOLVED that the bills as shown on the Schedule of Warrants all having been approved by the proper committees of officials where legally required, be and the same are hereby authorized to be paid. The Schedule of Warrants designated as Bill Resolution #06-12 totals \$18,858,859.26 dated and made a part hereof by reference.

Freeholder Cabana moved the adoption of the Bill Resolution. The motion was seconded by Freeholder Feyl, and the following vote was recorded:

YES: Freeholders Cabana, Feyl, Grossi, Lyon, Mastrangelo,
Murphy and Director Chegwidden (7)

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ADJOURNMENT

There was no further business. On motion by Freeholder Murphy and seconded by Freeholder Grossi, the meeting was adjourned at 8:55 p.m.

Respectfully submitted,

Diane M. Ketchum
Clerk of the Board