

**SALEM COUNTY BOARD OF CHOSEN FREEHOLDERS
SEPTEMBER 18, 2013 MEETING MINUTES**

The meeting was called to order by Director Acton: Pledge of Allegiance was followed by prayer offered by Freeholder Laury.

Director Acton stated that adequate notice pursuant to the Open Public Meetings Act has been given of this meeting.

On Roll Call, the following Freeholders were present: Deputy Director Cross, Freeholders Laury, Vanderslice, Ware, Bobbitt, Timberman and Director Acton.

Motion was made by Deputy Director Cross to dispense with the reading of the minutes of the September 4, 2013 Workshop and Regular Meeting Minutes. Minutes to be received, approved and recorded in the Minute Book, seconded by Freeholder Laury, and carried 7/0.

Deputy Director Cross asked that the Executive Session minutes be amended to reflect Solicitor Mulligan recused himself from the meeting when special counsel Shana McCann entered the room to advise the board, Once those revisions are made I ask that the board approve those minutes and record them in the minute book, As there was no further discussion, Freeholder Laury seconded that motion and carried a 7/0 vote.

Freeholder Timberman doesn't recall McCann being there, Director explained she was not there but they discussed it.

Freeholder Bobbitt asked that page 5 on last meeting minutes be changed from *intent* to *interest* and also on page 6 should be *start* talking not *stop*.

SPECIAL PRESENTATION

Lois Myers was recognized on her retirement after 42 years of service, presented by the Freeholder Board

SPECIAL RECOGNITION

Joe Hannagan was recognized by Director Acton and Bruce Bobbitt on completing the National Association County Veterans' Officers School and received National certification

CORRESPONDENCE

GENERAL

Valerie Ridgway-Carter letter of Resignation Advisory Committee

Borough of Penns Grove-Resolution Requesting Services from Salem County Mosquito Control

Dante Rieti, Administrator, Cumberland County Department of Employment & Training, Workforce Investment Act (WIA) Allocation for PY 2013-14

Motion was made by Deputy Director Cross to accept and file the correspondence, and the committee and commission reports and that they are made a part of the Minutes. The motion was seconded by Freeholder Laury. Motion was carried 7/0.

Motion was made by Deputy Director Cross that all Bills and Claims, when properly signed and audited, be paid and charged to their respective accounts. The motion was seconded by Freeholder Laury. The motion was carried by a hand vote of 7/0.

Director Acton noted that there was a Correspondence from the Borough of Penns Grove requesting Salem County Mosquito Control and Freeholder Laury has taken care of that.

Motion was made by Deputy Director Cross that the Treasurer's Report be received and filed, subject to audit, and that a copy be made available to the public, upon request, for its review. Freeholder Laury seconded his motion. The motion carried a hand vote of 7/0.

ADMINISTRATION COMMITTEE – Acton, Vanderslice, Ware

R. 2013-397

ADMINISTRATION

RESOLUTION TO ACCEPT BENISTAR PHARMACY BENEFITS FOR RETIREES OVER AGE 65

Motion was made by Freeholder Bobbitt to remove from table and seconded by Freeholder Laury. Motion was then made by Freeholder Laury to remove this Resolution and consider it Null in Void. The motion was seconded by Deputy Director Cross. Motion carried a hand vote of 7/0

R. 2013-427

ADMINISTRATION

RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO NJSA 40A:4-87 CHAPTER 159, P.L. 1948 (\$46,400-UNDER THE CAPTION OF SUBREGIONAL TRANSPORTATION PLANNING FY2014)

R. 2013-428

ADMINISTRATION

RESOLUTION ADOPTING THE SALEM COUNTY YOUTH SERVICES COMMISSION COMPREHENSIVE 2014 PLAN UPDATE AND GRANT APPLICATION

R. 2013-429

ADMINISTRATION

FINANCE RESOLUTION CANCELLATION OF CHECK

R. 2013-430

ADMINISTRATION

RESOLUTION ACCEPTING CULTURAL & HERITAGE COMMISSION GRANT DOLLARS FROM THE NEW JERSEY STATE COUNCIL ON THE ARTS AND THE NEW JERSEY HISTORICAL COMMISSION

R. 2013-431

ADMINISTRATION

RESOLUTION AMENDING RESOLUTION NO. 2013-401 AUTHORIZING A CONTRACT FOR PROPRIETARY ELECTRONIC DOCUMENT TRANSFER SYSTEM FOR THE COUNTY OF SALEM (\$42,626.25-CONTINUUM SYSTEMS INC)

R. 2013-432

ADMINISTRATION

RESOLUTION TO APPROVE THE PURCHASE OF PRINTER REPAIR SERVICES FOR THE COUNTY OF SALEM (\$36,000-ECP BUSINESS MACHINES)

R. 2013-433

ADMINISTRATION

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT (\$33,000-CHANCE & MCCANN)

Freeholder Bobbitt moved for the adoption of these seven resolutions, with Freeholder Vanderslice seconding his motion. As there was no discussion, motion for adoption of the foregoing resolutions carried by a hand vote of 7/0.

County Solicitor advised the Board someone would need to make a motion to take #1 Resolution for Benistar off the table due to the fact the County went with another County Freeholder Bobbitt moved for the removal and Deputy Director Cross seconded his motion to take it off the table. Freeholder Laury made a

motion to rescind the Resolution; Deputy Director Cross seconded his motion. Motion to rescind carried by a hand vote of 7/0

PUBLIC SERVICES COMMITTEE – Vanderslice, Acton, Ware

HEALTH & HUMAN SERVICES COMMITTEE – Bobbitt, Cross, Acton

R. 2013-434

HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN NEW JERSEY TRANSIT AND THE SALEM COUNTY BOARD OF CHOSEN FREEHOLDERS FOR THE FUNDING OF 5311 RURAL/NONURBANIZED TRANSPORTATION

R. 2013-435

HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION AWARDED CONTRACTS FOR PROVIDING VARIOUS SERVICES FOR THE SALEM COUNTY ALCOHOL AND DRUG SERVICES OFFICE (\$4,000-SODAT, \$7,000-MARYVILLE, \$4,000-HENDRICKS HOUSE)

Freeholder Bobbitt moved for the adoption of these two resolutions, with Freeholder Timberman seconding his motion. As there was no discussion, the motion for the adoption of the foregoing resolutions carried by a hand vote of 7/0.

SOCIAL SERVICES COMMITTEE – Timberman, Bobbitt, Laury

PUBLIC SAFETY COMMITTEE – Cross, Vanderslice, Timberman

R. 2013-436

PUBLIC SAFETY

RESOLUTION APPROVING CHANGE ORDER NO. 1 FOR CORRECTIONAL FACILITY WALK-IN FREEZER REPAIRS FOR THE COUNTY OF SALEM (\$7,000-SERVICE PORT REFRIGERATION CO.)

Deputy Director Cross moved for the adoption of this resolution, with Freeholder Vanderslice seconding his motion. As there was no discussion, the motion for the adoption of the foregoing resolutions carried by a hand vote of 7/0.

TRANSPORTATION, AGRICULTURE & CULTURAL AFFAIRS COMMITTEE – Ware, Timberman, Laury

R. 2013-437

TRANSPORTATION, AGRICULTURE & CULTURAL AFFAIRS

RESOLUTION AWARDED A CONTRACT FOR SUPPLYING AND DELIVERING RAILROAD TRACK MATERIALS FOR THE COUNTY OF SALEM (\$50,000-RAILROAD CONSTRUCTION CO. OF SOUTH JERSEY)

Freeholder Ware moved for the adoption of this resolution, with Freeholder Laury seconding his motion. As there was no discussion, the motion for the adoption of the foregoing resolutions carried by a hand vote of 7/0.

PUBLIC WORKS COMMITTEE – Laury, Ware, Cross

R. 2013-438

PUBLIC WORKS

RESOLUTION AWARDED A CONTRACT FOR PROVIDING AND INSTALLING THE COURTHOUSE ROOF FOR THE COUNTY OF SALEM (\$131,500-J. WILHELM ROOFING CO., INC)

R. 2013-439
PUBLIC WORKS

RESOLUTION RENEWING A CONTRACT FOR SUPPLYING AND DELIVERING REINFORCED CONCRETE PIPE FOR THE COUNTY OF SALEM (\$84,240-FERGUSON ENTERPRISES, INC.)

R. 2013-440
PUBLIC WORKS

RESOLUTION TO APPROVE THE PURCHASE OF HEAVY EQUIPMENT REPAIR SERVICES FOR THE COUNTY OF SALEM (\$28,000-FILBEY'S HEAVY EQUIPMENT REPAIR, LLC)

R. 2013-441
PUBLIC WORKS

RESOLUTION TO APPROVE THE PURCHASE OF REFLECTIVE HIGHWAY SPHERES FOR THE COUNTY OF SALEM (\$20,760-POTTERS INDUSTRIES, INC.)

Freeholder Laury moved for the adoption of these four resolutions, with Freeholder Ware seconding his motion. As there was no discussion, the motion for adoption of the foregoing resolutions carried by a hand vote of 7/0.

COMMITTEE REPORTS

Administration - Director Acton reported IT gave a very good presentation on the upgrade taking place for the County computer system. Family Promise is holding their Taste of South Jersey again this year. Arts & Bloom Event will be holding their event May 17 & 18th of 2014.

Public Service - Freeholder Vanderslice reported on Economic Development Council, Linda Dubois, Chairman of that Council has been working over a year with Atlantic Electric on a project in Pittsgrove. Another Company attended the last meeting interested in finding a developer to build an office building in Pennsville, this board was able to put these two together. Progress is being made with the Ag targets. Possibly 200 jobs

Health - Freeholder Bobbitt stated Department Head Rita Shade gave a report at the workshop meeting. Response to citizens complaint about mold in school, investigators immediately sent to talk to school officials, teams were already on site to take care of the issue. There is no state or federal law that requires the school to notify the Health Department. Newsletter is being launched with all our database

Public Safety - Freeholder Cross reported SCIA is host committee and Alloway Township contract is up so hopefully those two parties can work that out. William Brennan, Assistant Prosecutor will be recognized in Atlantic City by the State for "Outstanding Advocacy Over a Career Award". Mr. Brennan will be the first from Salem County to receive this award.

Transportation, Agriculture & Cultural Affairs - Freeholder Ware reported on September 25 at 4:00 there will be a ceremony for the Musumeci Farmland Preservation in Woodstown. The County of Salem and the Borough of Woodstown as funding partners has utilized \$950,000 in open space funding to preserve this tract of land adjacent to the Marlton Park in Pilegrove.

Public Works – Freeholder Laury reported

317 Auburn Road (CR 602) Drainage and Erosion (Dr. Owen) **(Alaimo File: A-0930-0013-016)**

The Auburn Road right-of-way is 66-foot wide; there is a 20' x 120' County drainage easement along a 50-foot wide right-of-way for the private driveway. There is erosion within the County easement. However, there is more severe erosion outside of the County easement on the opposite side of the private driveway. Work within the regulated stream would require an individual Flood Hazard Area Permit and wetlands permit. A cost estimate for design, permitting and construction was prepared by Alaimo Group for three (3) alternatives. Cost estimates total approximately \$207,000 for Area 1 (County Easement Area); \$232,000

for Areas 1 and 2 (to approximately 100 feet downstream of the driveway); and \$1,452,000 for Areas 1, 2, and 3 (to approximately 1,300 feet downstream). The Public Works Committee determined that it was only willing to improve the Easement Area (Area 1). **On hold pending further direction.**

Fort Elfsborg Road, Elsinboro: **Flooding of Fort Elfsborg Road and surrounding area occurs during heavy rains and high tides. Concept plans and cost estimates for a stormwater pump station were prepared and provided to Triad for a FEMA Hazard Mitigation Grant Program funding letter of intent. Copy of the Letter of Intent submitted by Triad has been received. Awaiting notice of approval of Letter of Intent. Per Triad on August 13, 2013, there has been no movement on the status. Triad will keep the County informed.**

Hook Road (CR 551) Pump Station, Pennsville: **Pennsville Township is proceeding with the design and permitting for pump station improvements. Based on a meeting held with Pennsville Township on April 30, 2013, Alaimo Group is to estimate the scope of work involved in raising Hook Road to reduce overtopping.** Digital survey data received from Sickels and Associates. FEMA Preliminary Work Maps recently published may be useful in the evaluation. Concept plans and estimates in progress for raising a 1,000-foot long section of Hook Road. FEMA and FHWA funding to be investigated. As per Tim Chelius of SJTPO, the project would be eligible for FHWA funding if it exceeds \$250,000; and if there is extensive permitting required, the project should be scheduled for funding in 2015-2016.

Burlington Road (CR 677), Pittsgrove: Request received from property owner via Cumberland-Salem Soil Conservation District for an additional pipe under the road to convey flow and reduce erosion. The Public Works Committee decided to wait for a report from Mona Peterson of USDA Natural Resource Conservation Service; the County is willing to donate pipe for installation by the property owner's contractor.

100 Auburn Road (CR 602), Woodstown: Resident complaint about condition of gabion walls constructed by Salem County, condition of front yard, ponding of water in front yard. **Engineer's Office to investigate and report.**

South Golfwood Road (CR 601), Carneys Point: Meeting to discuss drainage issues on August 22, 2013.

Woodstown Borough: A crosswalk has been requested in front of Layton Funeral Home, 102 South Main Street to allow safe pedestrian crossing from the parking lot across the street to the funeral home. A traffic study would be needed to determine whether a crossing is appropriate. Proposals have been received for the appropriate study by a traffic consultant. Litwornia Associates: \$600.00; Shropshire Associates: \$625.00. The Public works Committee decided to proceed with the proposal from Litwornia. Notice to proceed provided to Litwornia.

Alloway Township: A crosswalk has been requested in front of the church on Quaker Neck Road in Alloway Township to allow safe pedestrian crossing to the parking area on the opposite side of the street from the church. A traffic study would be needed to determine whether a crossing is appropriate. Proposals have been received for the appropriate study by a traffic consultant. Litwornia Associates: \$680.00; Shropshire Associates: \$625.00. The Public Works Committee decided to proceed with the proposal from Shropshire. Notice to proceed provided to Shropshire.

Quinton Township: A speed limit sign has been requested on Quinton-Alloway Road. The Engineer's Office has collected traffic counts, speed data, and roadway characteristics for use in evaluation of the speed limit. **Engineer's Office to obtain accident data.**

Mannington Township: A four-way stop has been requested at the intersection of Kings Highway (County Route 620) and Haines Neck Road (County Route 631). The Engineer's Office has collected

traffic counts and measurements for use in evaluating the need for a four-way stop. **Engineer's Office to obtain accident data.**

Traffic Consultant: Funds are to be requested in the 2014 budget for a traffic consultant to evaluate various traffic requests on an as-needed basis, subject to approval by the Public Works Committee.

Salem-Hancock's Bridge Road (CR 658), Phase I

Construction (Hancock's Bridge to Hagersville Road (CR 637)) (\$1.8 million) – Contract awarded to South State, Inc. for \$747,796.60. Final documentation in progress.

Hawks Bridge Road (CR 540) (Haines Neck Road (CR 631) to Pointers-Auburn Road, Phase I (Alaimo Group File: A-0930-0013-005)

Federal funding: \$1,067,033. Final documentation in progress.

Almond Road (CR 540), Phase 1 (Alaimo Group File: A-0930-0013-008)

Federal funding: \$1,466,000. Centerton Road (CR 553) to Parvins Mill Road (CR 645). Design by Urban Engineers. Contract awarded to South State, Inc. in the amount of \$1,069,147.80. Received a price for relocation of an existing pedestrian signal, which interferes with curb ramp access, in the amount of \$8,866.19. Change order approved by Freeholders. NJDOT concurrence needed before proceeding.

Awaiting completion of punch list items, including removal and replacement of failed concrete. NJDOT intends to conduct a second Federal oversight inspection.

Marth Rodgers, we do not have any new info on Wawa in Woodstown, it is still in the permit process.

Director Acton stated that the Salem County Engineering Department is going to be doing a presentation at the Women's Club meeting.

Social Services - Freeholder Timberman reported the Women's Outreach Commission report will be coming. Women's Services will be holding their Annual Dinner on October 19th. Election Board will be having some additional costs coming in. This Friday September 20th TRIAD will be honoring Debra Behnke. Autism Crab Dinner is this Saturday, September 21, see Patty Bomba for further info or tickets.

UNFINISHED BUSINESS

Director Acton gave an update on the Pro Act free prescription cards the County is handing out. To date, we have saved the residents \$110,000.

NEW BUSINESS

Freeholder Bobbitt, I waited a minute here hoping that Freeholder Vanderslice would have come to this meeting with a full understanding of the gravity of the violations he has been found guilty of. I thought that Freeholder Vanderslice would do the right thing and submit his resignation from this board. I am disappointed, but not surprised, that he had not done that.

The New Jersey Local Finance Board found Freeholder Vanderslice violated New Jersey Local Government Ethics Law with two votes at the January 4, 2012 Freeholder meeting. Freeholder Vanderslice has done a disservice to the residents of Salem County and has failed to represent his constituents in a forthright manner. And in an absolute display of disrespect, Freeholder Vanderslice would not even comment on the matter, he had a Third District Campaign Consultant issue a statement. Freeholder Vanderslice is not only the first Salem County Freeholder to ever be found guilty of not one, but two, ethics violations; he is an embarrassment to this Board and to the residents of Salem County. Some people may say "oh, it's only a \$100 fine, it's not a big deal, but it is a big deal to me. This is not how we do business in Salem County.

Based on the ruling of the State Local Finance Board, and in the best interests of the residents of Salem County, I ask that Freeholder Vanderslice submit his letter of Resignation from this Freeholder Board effective immediately. I have taken the liberty of preparing the letter for you....

Freeholder Vanderslice responded, I have in front of me the info I submitted to the charge, I have not been found guilty Freeholder Bobbitt just for the record, in fact, I have the right of appeal, I may take council and I may also take witnesses. I am not surprised by the pure hypocrisy by Freeholder Bobbitt, in fact it goes along with what the chairman of his party called for in the article in the paper. I made a challenge to the Chair of the Democratic Party, the challenge was/is I will forgo the Administrative hearing and the calling of all the witnesses that I would call if he will allow to put behind us and break his silence on the ethic charges against Senate President Sweeny. Sweeney was found guilty by the Superior Court Judge for violating the State's Open Court Public Meetings Act, more than 50 times. The judge in the case called it a pattern of wrongful conduct and appointed and ordered a court appointed babysitter to oversee Sweeny's shoulder so that he would oversee so that he wouldn't continue to break the law. The judge slammed Freeholder Director Sweeny for voting behind closed doors to create public positions, establish official salaries, make special payments to lawyers, adopt policies and authorize payment of legal settlement. Let them clean up their own political house before they call on me to clean up mine. Until then, I will continue to clean up the mess that their party left in Salem County; I will continue to work hard for the tax payers of Salem County. And if the voters see I can help clean up the State of NJ as well.

Conversation continued to

Freeholder Bobbitt, Freeholder Director the events of the past few weeks with regard to the management of the County have demonstrated, beyond a doubt, that you do not have the ability to steer this County in the right direction. You are ineffective as a leader, and that is demonstrated on a daily basis. In the best interest of the residents of Salem County, I believe you should step down as Director of this Freeholder Board. This County deserves a strong, intelligent, determined leader whose moral compass point north, and who demands the same of associates. You, Ms. Acton, do not bring that to this board.

Director Acton recognized Mayor Dietrich here from Woodstown here, Mayor Charles Washington from Salem, Fran Grenier Borough of Woodstown and Jennifer Jones from the Chamber of Commerce. Director Acton also recognized a few young adults in attendance.

PUBLIC ANNOUNCEMENTS

PUBLIC COMMENT

Anyone wishing to speak please speak clearly and state your name and address for the record.

John Ober-Pilesgrave
Asked for resignation of Freeholder Vanderslice

Director Acton commented on what a successful day Constitutional Day was and was proud of all the people especially Quinton school that showed.

Solicitor Mike Mulligan commented that he was not the Solicitor at the time that Mr. Vanderslice came on board; however, it is the job of the Solicitor to advise ALL Freeholders on what they are voting on. He further went on to state that the Resolutions in questions named all Salem County financial institutions. The then Solicitor Mr. Ross Levitsky an experience Solicitor after looking at the documents ahead of time still stayed silent on that night and did not advise Mr. Vanderslice.

Bruce Bobbitt then stated through the chair that it seems to him, back in 2002, Freeholder Vanderslice back in 2002 had one of his employees who was on the board of Education try to get the Pennsville Bank to do some work on the School Board, truly that's an ethics violation and Mr. Vanderslice was in on the court proceedings, so to say he didn't know is just bull.

Pat Craven-Pennsville
Congratulating the Freeholder Board, especially the new comers, Mr. Vanderslice job well done.

Warren Wieting-Alloway

Let's turn the me, me, me upside down and make it WE.

Woodstown Fall Festival is September 28

Director Acton commented on the 911 Ceremony held last week, it was very emotional and very well done.

Freeholder Laury moved to adjourn the meeting, seconded by Deputy Director Cross, and carried 7/0 at 8:13 pm.

We thank everyone for coming.

Respectfully submitted,

Evern D. Ford
Clerk of the Board