

MINUTES**December 14, 1994**

The Board of Chosen Freeholders met in regular session in its office in the Administration Building, Belvidere, NJ on Wednesday, December 14, 1994 at 9:00 a.m.

The meeting was called to order by Freeholder Director Jacob C. Matthenius and upon roll call the following members were present: Freeholder Director Jacob Matthenius, Freeholder Susan Dickey and Freeholder Kenneth Miller.

The Pledge of Allegiance to the Flag was led by Director Matthenius.

Director Matthenius read the following statement: "ADEQUATE NOTICE OF THIS MEETING WAS GIVEN IN ACCORDANCE WITH THE OPEN PUBLIC MEETING ACT BY FORWARDING A SCHEDULE OF REGULAR MEETINGS OF THE BOARD OF CHOSEN FREEHOLDERS TO THE WARREN COUNTY CLERK, THE STAR/GAZETTE, BLAIRSTOWN PRESS, THE NEWS, STAR-LEDGER AND THE EXPRESS-TIMES AND BY POSTING A COPY THEREOF ON THE BULLETIN BOARD IN THE OFFICE OF THE BOARD OF CHOSEN FREEHOLDERS. FORMAL ACTION MAY BE TAKEN BY THE BOARD OF CHOSEN FREEHOLDERS AT THIS MEETING. PUBLIC PARTICIPATION IS ENCOURAGED. IN ORDER TO ASSURE FULL PUBLIC PARTICIPATION, THOSE INDIVIDUALS WITH DISABILITIES WHO WISH TO ATTEND THE MEETING SHOULD SUBMIT ANY REQUESTS FOR SPECIAL ACCOMMODATION ONE WEEK IN ADVANCE".

On motion by Mrs. Dickey, seconded by Mr. Miller, the minutes of the regular meeting of the Board of Chosen Freeholders held November 9, 1994 were approved as presented.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

On motion by Mrs. Dickey, seconded by Mr. Miller, the minutes of the regular meeting of the Board of Chosen Freeholders held November 22, 1994 were approved as presented.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

On motion by Mrs. Dickey, seconded by Mr. Miller, the executive session minutes of the regular meeting held November 22, 1994 were approved as presented.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

Under public comments, Gladys Blemmer questioned Resolution D5 and asked how the board knows that they won't need this money. Freeholder Matthenius said that they had been advised that this money is available.

Charles Kwartler spoke about the Educational Park and Wastewater facilities cost. He urged the freeholders to take action today to ensure that the wastewater facility will be put in the plans so that the college can open on schedule. Mr. Kwartler said it will cost the taxpayers \$30,000 per month if this isn't done.

He urged the board to get the engineer's report and authorize the movement to acquire the wastewater facility at the Warren County Vocational School. He pointed out that there are 19 colleges in the State of New Jersey and Warren County is the only one without a permanent campus.

Freeholder Matthenius said that the freeholder board is supportive of this action and that the county engineer has his figures.

Freeholder Matthenius asked Brian Smith to talk to the VoTech county counsel. The documents were sent to VoTech, the county engineer and the county's construction engineer. These documents must be signed first. Brian will contact Mr. Thorpe, the attorney, to find out the status of these documents.

Tanya Fisk, a student at the college, urged the board to take the necessary action on the college issue.

MINUTES**December 14, 1994**

Reggie Regrut passed out some work sheets and advised the board that he is of the opinion that the board is violating the open public meeting act.

County Counsel Brian Smith said that Mr. Regrut is involved in pending litigation against the county and advised that no discussion be held.

Mr. Regrut said he is considering a lawsuit against the county on this issue and will probably be turning this over to the prosecutor for an investigation.

Mr. Regrut said that he has been denied access to public records and feels this is a violation of the Right to Know Act. He also feels that the board is in violation because of the wording of the executive session resolution as listed on the agenda.

Charles Kwartler spoke again and read a letter from the Board of Trustees urging that the board resolve the wastewater facility issue.

Freeholder Matthenius said that it is up to VoTech to make the next move.

Rick Daniels said he has attended some meetings at the college and is now hearing that the college won't be finished until August 1995 and asked if the contract had been extended by two months.

Mr. Celantano spoke about the funding for the WCCBC. He said he has a large business background and a degree in business marketing. Mr. Matthenius asked what business and Mr. Celantano said frozen foods.

Mr. Celantano said that the WCCBC will be depending on donations and there are some legalities involved in this matter. He thinks this decision should be made by the next freeholder board. We need to work together for the benefit of Warren County. He is offering his services to the chamber and to the county.

Mrs. Stone asked the board if they have received anything from the Attorney General's office. Mr. Matthenius said they have not received anything yet.

Freeholder Director Matthenius opened the public hearing at 9:50 a.m. for the amendment to the Interlocal Service Agreement between Warren and Sussex counties for the provision of juvenile detention housing and services.

Bill Pysher, Asst. Supt. of Warren Acres, told the board that at times we have housed up to eight of their juveniles at one time. We are the only facility that has a contract with Sussex. His recommendation is anything from three to five, we need more flexibility. Now we will be required to have five spaces at all times. If we have no flexibility, pressure will be placed for Warren County to take more juveniles. He said that there is a move on in the Allamuchy area to centralize. Our capacity now is 28 and we have 27 today. We average 25 at a time. He would like Warren to be the regional facility in this area. Mrs. Dickey asked him how involved he was in writing this agreement. He said he was told there would be some flexibility but he has not been consulted recently.

There being no further comments, Director Matthenius closed the public hearing at 9:58 a.m.

RESOLUTION 728-94

On motion by Mrs. Dickey, seconded by Mr. Matthenius, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO
EXECUTE AN AMENDMENT TO THE INTERLOCAL SERVICE AGREEMENT**

MINUTES

December 14, 1994

**BETWEEN WARREN AND SUSSEX COUNTIES FOR THE PROVISION
OF JUVENILE DETENTION HOUSING AND SERVICES**

WHEREAS, on April 14, 1993 the Warren County Board of Chosen Freeholders adopted a resolution authorizing the county to enter into an interlocal service agreement with Sussex County for the provision of juvenile housing and services pursuant to N.J.S.A. 40:8A-1, et seq.;

WHEREAS, such an agreement was entered into by the parties providing, inter alia, that Warren County would house Sussex County juveniles at the Warren County Detention Facility for a three (3) year period, the said agreement being incorporated herein by reference; and

WHEREAS, Sussex County is desirous of housing additional juveniles at the Warren County facility; and

WHEREAS, Warren County agrees to house the additional juveniles pursuant to the attached amendment;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the freeholder director and clerk of the board are hereby authorized to enter into an amendment to the interlocal service agreement, attached hereto and made a part hereof, pursuant to N.J.S.A. 40:8A-1, et seq., with the county of Sussex for the provision of additional juvenile detention services to Sussex county youth as outlined in said amendment; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in The Blairstown Press according to law and with a notice of the date, time and place fixed for consideration of final adoption of this resolution which notice shall state that copies of the proposed amended interlocal service agreement shall be available for public inspection at the county administration building during normal business hours.

First reading	-	November 9, 1994
Publish, The Blairstown Press	-	November 16, 1994
Second Reading, Final Adoption	-	December 14, 1994

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: absent Mr. Matthenius: yes

RESOLUTION 729-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

TRANSFER IN THE 1994 BUDGET APPROPRIATIONS:

TO: GROUP INSURANCE PLAN FOR EMPLOYEES	\$165,000.00
FROM: COUNTY COUNSEL, OE	\$165,000.00

WHEREAS, on November 9, 1994 a transfer was made to the County Counsel, OE from Group Insurance Plan for Employees to cover expenditures that occurred re: Educational Park land acquisition; and

WHEREAS, monies had already been appropriated in the Capital Fund by ordinances for such expenditures.

THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that by a Majority Vote of this Board that the following transfers in the 1994 Budget Appropriations be made to correct previous adopted November 9, 1994 Resolution:

MINUTES

December 14, 1994

TO:

A01-01-00397.00.343 Group Insurance Plan for Employees \$ 165,000.00

FROM:

A01-01-00181.00.201 County Counsel, OE \$ 165,000.00

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

Freeholder Dickey asked what this is about and Mrs. Carlton said it is a clean-up issue and was returned to the original line item.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 730-94

On motion by Mrs. Dickey, seconded by Mr. Matthenius, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION CANCELLING TO CURRENT SURPLUS THE AMOUNT OF
\$133,552.04 FROM THE 1994 CAPITAL APPROPRIATION**

WHEREAS, there exists a balance in the 1994 Budget Appropriations for a Capital Appropriation, and

WHEREAS, this appropriation is considered completed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Capital Appropriation balance in the total amount of \$133,552.04 be cancelled to Current Surplus.

WHEREAS, this Capital Appropriation is now considered completed, the County Treasurer is hereby authorized to cancel to Current Surplus the total amount of \$133,552.04:

A01-10-02500.01.800 Resurfacing Various Co. Routes - Eng. Dept. \$ 133,552.04

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: absent Mr. Matthenius: yes

RESOLUTION 731-94

On motion by Mrs. Dickey, seconded by Mr. Matthenius, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED APPROPRIATION BALANCES IN THE AMOUNT OF \$300,000.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, TRUST FUND AUTHORITY ACT, FAUS SUBSTITUTION-DISCRETIONARY FUNDS, COUNTY ROUTE #604 PROJECT

WHEREAS, an unexpended balance of \$300,000.00 entitled County Route #604 Project remains on the Current Fund Balance Sheet dedicated to a Federal Grant which has ended.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that the following grant appropriation and receivable balances be cancelled in the amount of \$300,000.00:

MINUTES**December 14, 1994**

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
County Route #604 Incinerator Ash Paving	#0010280022.200 (Appropriation)	\$ 300,000.00
County Route #604 Incinerator Ash Paving	#1019195542001 (Receivable)	\$ 300,000.00

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: abstain Mr. Matthenius: yes

At 10:00 a.m., Tom Carney, WC Library Director, gave an update on the library system.

Statistics were submitted to the board. Mr. Carney said that the Franklin Branch is exceeding everyone's expectations, over 30,000 items have been circulated this year. 19% of the services are up over the past year.

The Northeast Branch is the next facility in terms of circulation with 109,000 items circulated and headquarters is next with 90,000 items. The Catherine-Dixon-Hoffman Branch circulated 55,000 items in addition to the reference work. The system as a whole should approach a circulation of half a million items. This us a dramatic increase. In the loan area, we are processing 3 - 4 documents per minute.

According to the representative from Phillipsburg, in 1993, 47% of the county residents were using the Phillipsburg facility and this is now up to 49% in 1994.

He has two issues of concern; one is the drainage at the Northeast Branch which is getting worse and worse. County Engineer Dave Hicks gave an update on that problem. The water is coming out of the wall behind the dumpster. This is a ground water problem. The solution for now is to run drainage up to the right of the driveway or run the storm drainage system through the parking lot. We can have the road department take care of this but he needs direction from the board.

Mr. Matthenius said we need to do something before we get bad weather.

On motion by Mr. Miller, seconded by Mr. Matthenius, the road department is authorized to install a facility as discussed with County Engineer David Hicks.

ROLL CALL: Mrs. Dickey: abstain Mr. Miller: yes Mr. Matthenius: yes

Regarding the Catherine-Dickson-Hofman Branch, they anticipate it will be open in the latter half of January 1995.

This presentation was over at 10:15 a.m.

Anna-Lisa Erickson, Management Intern, gave a brief update on the Focus Group.

She has submitted written results to the board and is now looking for direction from the board.

Nine citizens attended and she and Ann Rhinesmith met with them. The citizens voiced their concerns and she feels this was a positive experience. Some suggestions were received and a new format for the meetings will be used. In January they will have five meetings in Belvidere, Phillipsburg, Hackettstown, Washington and Blairstown. They will use the Nutrition sites or the public schools for the meetings.

MINUTES**December 14, 1994**

500 citizens will receive invitations and they will be picked randomly. They will list all the meeting places and dates so that the citizens can choose. A press release will be issued and there will be ads on the radio and in the papers. All results will be typed and sent out to the participants. After all five meetings are held, a final presentation will be made to the board.

Mr. Miller asked if anybody had discussed ways to get more involvement. Anna-Lisa said that the meetings will be scattered and on different days and there will be more media exposure.

Mr. Miller said that the board had agreed that this is a good idea but 9 out of 300 is not good. We need to encourage more citizens to participate.

Mrs. Dickey said that there needs to be a commitment from the board that they will consider the results that come out of these meetings.

Mr. Miller said that the list of ideas have to be refined.

Mrs. Dickey said that this was the target and that this should be an ongoing project from which we can get citizen input.

Mr. Matthenius said that 9 people should not set the precedent for all the county. Mrs. Dickey said that neither should 3 but Mr. Matthenius said that they were elected to do this job.

Anna-Lisa said that she will go ahead and proceed with the next meeting. The presentation ended at 10:25 a.m.

RESOLUTION 732-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED
APPROPRIATION BALANCE IN THE AMOUNT OF \$167,242.06 FROM THE
STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, NEW JERSEY
BRIDGE REHABILITATION AND IMPROVEMENT BOND ACT OF 1987**

WHEREAS, an unexpended balance of \$167,242.06 entitled New Jersey Bridge Rehabilitation and Improvement Act of 1987 remains on the Current Fund Balance Sheet dedicated to a Federal Grant which has been completed.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that the following grant appropriation and receivable balances be cancelled in the amount of \$167,242.06:

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
'92 Improvement Bridge #04016	(Appropriation) #0010280024.200	\$ 47,950.35
'92 Improvement Bridge #04017	#0010280017.200	69,523.44
'92 Improvement Bridge #23009	#0010280018.200	<u>49,768.27</u>
	Total	\$ 167,242.06

MINUTES**December 14, 1994**

'92 Improvement Bridge #04016	(Receivable) #1019195521001	\$ 22,040.22
'92 Improvement Bridge #04017	#1019195522001	48,162.95
'92 Improvement Bridge #23009	#1019195523001	49,768.27
Current Surplus	#101-02990.002	14,858.00
Accounts Payable	#101-02000.002	<u>32,412.62</u>
	Total	\$ 167,242.06

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 733-94

On motion by Mr. Miller, seconded by Mr. Matthenius, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

TRANSFER IN THE 1994 BUDGET APPROPRIATIONS:

TO: ECONOMIC DEVELOPMENT, OE \$185,000.00

**FROM: PROVISION FOR SALARY ADJUSTMENTS
& NEW EMPLOYEES** \$185,000.00

WHEREAS, by unforeseen demand there has arisen the necessity for expenditures to fulfill the purposes of the appropriations as stated in the 1994 Budget and Tax Levy in the following accounts:

Economic Development, OE \$185,000.00

and there being an excess in appropriations heretofore made as follows:

Provision for Salary Adjustments & New Employees \$185,000.00

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that by a Majority Vote of this Board that the following transfers in the 1994 Budget Appropriations be made:

TO:
A01-01-00391.00.291 Economic Development, OE \$ 185,000.00

FROM:
A01-09-01835.00.200 Provision for Salary Adjustments &
New Employees \$ 185,000.00

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

Before the vote Mrs. Dickey questioned doing this transfer before we receive the Attorney General's decision. Mr. Miller said that this is strictly a transfer and is done in the internal portion of the budget.

Mrs. Dickey asked that county counsel be present for this discussion as she feels a statute needs to be cited in the resolution. Mr. Miller said that the board acted on four other transfers on this agenda and none of them contained a statute and wonders why she is questioning this one.

Mrs. Dickey read the statute and said she feels that this resolution needs to reference a statute.

MINUTES**December 14, 1994**

County counsel said that reference to a statute could be added but this is not an emergency appropriation, we have an existing line item for economic development and therefore we can put money in or take it out. This is done under Section 58.

ROLL CALL: Mrs. Dickey: no Mr. Miller: yes Mr. Matthenius: yes

On motion by Mr. Miller, seconded by Mr. Matthenius, RESOLUTION AUTHORIZING A CONTRIBUTION OF \$185,000.00 TO THE WARREN COUNTY CHAMBERS AND BUSINESS COUNCIL.

Mr. Miller said he moved this resolution for discussion purposes. He spoke to representatives from DCA this morning and the individual that he talked to said that the Director, Beth Gates has the power under certain statutes that can prohibit us from doing this. This has been tried and tested in the courts and is in process now. We have received a directive not to act.

The information received from the state says that donations are not allowed under present law. Mr. Miller said that he doesn't want to get the board into a situation that is illegal. DCA said that a certain statute must be cited in the resolution and it is not there.

Brian Smith said that this is subject to conflicting opinions from the state. The letter that we received did not give Warren County notice of illegality and he is distressed by the state's action.

Mr. Smith feels it would be prudent for the board not to act at this meeting and wait for a written directive from the DCA, hopefully by the December 28th meeting. At this point, the state has expressed their concerns about what we are doing. Mr. Smith continues to maintain that his opinion is proper and the contribution is legal. However, the interest of the taxpayer is at stake.

Mr. Miller said that we also need clarification from the attorney for the WCCBC before we do anything. Title 501C3 covers donations for non-profit organizations but we still need something on the record about what type of organization this is.

Mr. Matarazzo said they have a copy of the incorporation papers on record. Mr. Miller said that the state thinks that it is an umbrella organization. Mrs. Dickey said that the problem goes deeper than that, the board is governed by statute as to whom they can contribute.

Mr. Matarazzo read from the incorporation papers and asked if we can approve the resolution subject to DCA approval. He also asked if the money could be put in escrow. County counsel said that an escrow agreement can be set-up.

Mr. Matarazzo said that he spoke to the governor and she thinks it is unconstitutional for the state to get involved.

Mr. Miller said that he wants to make this donation but he feels threatened by DCA. He suggests we clean up the resolution and press for a decision by DCA prior to the next meeting on December 28th. He feels the county has no choice but to wait.

Freeholder Miller rescinded his motion on the resolution and Freeholder Matthenius rescinded his second and asked that the resolution be brought back for the next agenda.

Mr. Matarazzo said he respects the board's decision but they will continue to proceed to recruit for an administrator but no decisions will be made until this matter is resolved.

MINUTES

December 14, 1994

RESOLUTION 734-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE A MEMORANDUM EXTENDING THE PROFESSIONAL SERVICES AGREEMENT WITH ISIDORE MIHALAKIS, M.D. AS WARREN COUNTY MEDICAL EXAMINER FOR THE PERIOD JANUARY 1, 1995 TO DECEMBER 31, 1995, THE FIFTH AND FINAL YEAR OF APPOINTMENT

WHEREAS, the Warren County Board of Chosen Freeholders appointed Isidore Mihalakis, M.D., as the Warren County Medical Examiner for a five (5) year term by Resolution #39-91 dated January 9, 1991; and

WHEREAS, the parties entered into a professional services agreement dated January 27, 1993 describing the duties, functions and compensation of the medical examiner; and

WHEREAS, the agreement provided, inter alia, that contract extensions would be entered into by signed memoranda;

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the freeholder director is authorized to execute a memorandum extending the professional services agreement with Isidore Mihalakis, M.D. as Warren County Medical Examiner for the period January 1, 1995 to December 31, 1995, the fifth and final year of appointment; and

BE IT FURTHER RESOLVED that the terms of said memorandum, attached hereto, are incorporated herein by reference; and

BE IT FURTHER RESOLVED that the memorandum is entered into without competitive bidding as the medical examiner's services are performed by a person authorized by law to practice a recognized profession, as more fully described in N.J.S.A. 40A:11-5 (1)(a)(i); and

BE IT FURTHER RESOLVED that the county shall comply with the notice provisions of the Local Public Contracts Law in respect to the memorandum extending the professional services agreement approved and entered into by this Resolution.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 735-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE A MORTGAGE MODIFICATION AND EXTENSION AGREEMENT BETWEEN OPT INDUSTRIES, INC. AND WARREN COUNTY

WHEREAS, Warren County holds a mortgage and note of OPT Industries, Inc. dated December 31, 1985 in the principal amount of \$485,000.00, the mortgage having been recorded in the Warren County Clerk's Office in book 773, page 345; and

WHEREAS, the mortgage was modified and extended pursuant to a mortgage modification and extension agreement dated September 26, 1991 and recorded October 30, 1991 in the Warren County Clerk's Office in book 251, page 261; and

WHEREAS, OPT Industries, Inc. has made periodic payments pursuant to the original

MINUTES**December 14, 1994**

mortgage and mortgage modification agreement, leaving the principal amount due the county as of December 31, 1994 in the amount of \$278,268.74 with interest at the rate of 5.5%; and

WHEREAS, OPT Industries, Inc. was merged with and into Torotel Magnetics, Inc., a wholly owned subsidiary of Torotel, Inc., a Missouri corporation on September 1, 1993, and Torotel has executed an agreement guaranteeing OPT's payments to the county; and

WHEREAS, due to financial constraints OPT and Torotel cannot make payment to Warren County pursuant to the original mortgage, note and mortgage modification and extension agreement, and the companies have asked the county to consent to a further modification and extension; and

WHEREAS, the county wishes to cooperate with OPT, which is located in Lopatcong Township and employs many county residents;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the freeholder director be and hereby is authorized to sign the mortgage modification and extension agreement dated November 28, 1994, a copy of which is attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that the freeholder board recognizes and accepts the reaffirmation of guaranty executed by Torotel, Inc. on November 28, 1994.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 736-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: COUNTY EMPLOYEES CALLED TO ACTIVE MILITARY DUTY

WHEREAS, the President of the United States has authorized the Secretary of Defense to call up select members of the Reserve and the National Guard to active duty during domestic or international crises and has authorized the Secretary of Transportation to similarly call up members of the Coast Guard Reserve; and

WHEREAS, Reserve and National Guard members who are activated during such crises serve a vital National interest for which they deserve the full support, gratitude and admiration of all citizens; and

WHEREAS, the County of Warren recognizes that a strong, ready Reserve and National Guard are essential to the defense of this nation in time of national emergency, disaster, domestic violence or foreign aggression; and

WHEREAS, the County of Warren encourages its employees to serve in the Reserve and National Guard and recognizes the great personal and economic sacrifices of the patriotic men and women who are called to duty;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren as follows:

1. All Warren County employees who are called to active duty during domestic or international crises shall be entitled upon termination of active duty to return to county employment with full seniority and benefits consistent with state and federal military

MINUTES**December 14, 1994**

employment and seniority rights.

2. During active duty, for a total of up to 180 days, these county employees shall be entitled to receive a salary equal to the differential between the employee's county salary and the employee's military salary.

3. These county employees shall be entitled to health benefits, life insurance and pension coverage during active duty service for which they receive differential salary as if they were on paid leave of absence.

4. Differential pay shall have applicable deductions applied, and such pay shall be established as the amount of base pay at the time of activation plus any increases applicable as if the employee had remained on the job in the county, less military pay.

5. Deductions shall be based on gross differential pay.

6. Federal Income Tax shall be based on gross differential pay less regular pension contributions.

7. Pension contributions shall be based on full base pay.

8. An employee who receives no differential pay, or whose differential pay is insufficient to cover all deductions in effect at the time of activation, shall have deductions paid by the county for the individual's regular pension contributions, contributory insurance, etc. The individual will be billed for these costs after the military leave is over.

9. All county departments shall cooperate in the implementation of this policy to the extent it is not inconsistent with law.

10. The county administrator is directed to amend, after consultation with and input from affected employee bargaining groups, the county personnel policies to reflect the policy established by this resolution.

11. This Resolution shall take effect immediately upon passage but shall be retroactive for those county employees called up to active duty during the crisis in Haiti.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 737-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION APPROVING THE APPLICATION FOR SPECIAL CONNECTION TO THE WARREN COUNTY PROSECUTOR'S BUILDING IN THE TOWN OF BELVIDERE WITH THE NEW JERSEY-AMERICAN WATER COMPANY FOR THE 4" FIRE PROTECTION SERVICE

WHEREAS, there is a need for the construction of a new water main for fire protection service to the Warren County Prosecutor's Building; and

WHEREAS, said water main has been designed and approved by the Board of Chosen Freeholders; and

WHEREAS, an application for special service connection must be submitted to the New Jersey-American Water Company for this fire service.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve the filing of the application for special connection with the New Jersey-American Water Company for the 4" fire protection service to the Warren County Prosecutor's Building, Town of Belvidere.

MINUTES

December 14, 1994

BE IT FURTHER RESOLVED that the Clerk of the Board and the Director are hereby authorized and directed to execute said application for special connection.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 738-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE A GROUND LEASE WITH THE WARREN COUNTY COMMUNITY COLLEGE

WHEREAS, Warren County has acquired by eminent domain property in Washington and Franklin Townships for the proposed location of County Facilities and for the siting of a new campus facility for the Warren County Community College; and

WHEREAS, a 75.7 acre portion of Block 69, Lot 1 in Washington Township is to be leased by the county to the community college for the latter's campus.

NOW, THEREFORE, BE IT RESOLVED that the freeholder director be and hereby is authorized to execute the attached ground lease with the Warren County Community College.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

County counsel was asked if we got what we proposed in this lease and he said that we got everything we asked for.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 739-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE PUBLIC HEALTH COORDINATOR TO SUBMIT A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) FOR A WELLHEAD PROTECTION GRANT OF \$20,000 FOR THE ESTIMATED PERIOD JANUARY 1, 1995 - JUNE 30, 1996

WHEREAS, groundwater is the source of drinking water for 97% of Warren County Residents, and

WHEREAS, protection and preservation of groundwater quality is a high Warren County priority, and

WHEREAS, Public noncommunity wells warrant special protection because they serve a large number of school children, institutional residents, and employees at worksites in Warren County; and

WHEREAS, the Warren County Health Department is eligible for a \$20,000 NJDEP grant to conduct a pilot project in which wellhead protection methodology will be applied to public noncommunity wells;

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders authorizes the Public Health Coordinator to submit an application to NJDEP for a \$20,000 Wellhead protection grant 18-month pilot project to commence on or about January 1, 1995, and if approved, to execute a grant contract therefore with NJDEP; and

MINUTES**December 14, 1994**

BE IT FURTHER RESOLVED that the Board of Chosen Freeholders agrees to provide in-kind matching funds of \$4,954 toward the support of said project.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 740-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC93121 WITH DECKER, INC. OF ELMIRA, NEW YORK FOR THE RECONSTRUCTION OF COUNTY BRIDGE #19005, LOCK STREET OVER THE LOPATCONG CREEK, TOWN OF PHILLIPSBURG, FOR A NET DECREASE OF \$7,246.75 AND A FINAL CONTRACT AMOUNT OF \$380,536.25

WHEREAS, Contract #WC93121 was awarded to Decker, Inc. for the reconstruction of County Bridge #19005, Town of Phillipsburg in the contract amount of \$387,783.00; and

WHEREAS, final as-build quantities and the elimination of storm drainage resulted in a net decrease of \$7,246.75; and

WHEREAS, said changes were ordered by the County Engineer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve Change Order #1 for the above project and a net decrease of \$7,246.75 and a final contract amount of \$380,356.25.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 741-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE WARREN COUNTY HEALTH DEPARTMENT TO SUBMIT AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) TO CHARGE AND COLLECT SOLID WASTE ENFORCEMENT FEES IN 1995 AT A RATE OF \$.25 PER CUBIC YARD

WHEREAS, the County of Warren and NJDEP have executed an Interagency Agreement to provide cooperative solid waste control services pursuant to the County Environmental Health Act, N.J.S.A. 26:3A2-1 ~~et seq.~~; and

WHEREAS, said Agreement authorizes the County to charge and collect solid waste enforcement fees pursuant to N.J.A.C. 7:26-4.5; and

WHEREAS, the NJDEP approved an application to charge and collect said fees in 1994 at the rate of \$.24 per cubic yard of waste placed into the Warren County District Landfill; and

WHEREAS, the Warren County Public Health Coordinator has documented that the 1995 fee rate should increase to \$.25 per cubic yard; and

WHEREAS, approval to continue charging fees and/or adjust the fee rate requires annual application to NJDEP.

MINUTES**December 14, 1994**

NOW, THEREFORE, BE IT RESOLVED, that the Warren County Board of Chosen Freeholders authorizes the Public Health Coordinator to submit said application to NJDEP; and **BE IT FURTHER RESOLVED**, that the Clerk of each Warren County Municipality shall receive a copy of this Resolution.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 742-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC94115 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROOF REPLACEMENT AT WARREN HAVEN

BE IT RESOLVED, that specification WC94115 for roof replacement at Warren Haven is hereby approved

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby directed to advertise for bids for the above in the Blairstown Press.

Funds for this contract are provided in budget account 008-02500.087 - Capital, Warren Haven Reroofing

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 743-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: APPROVAL OF WC9501 AND AUTHORIZATION TO ADVERTISE FOR REQUESTS FOR PROPOSALS FOR FY'95 FUNDING FOR THE YOUTH CASE FACILITATOR

BE IT RESOLVED that the specification WC9501 for Requests for Proposals for FY'95 funding for the Youth Case Facilitator are hereby approved.

BE IT FURTHER RESOLVED that the Director of Purchasing is hereby directed to advertise for bids for the above in the Blairstown Press.

Funds for and resulting contracts will be dependent upon funding availability from the NJ Department of Human Services.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 744-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: REJECTION OF BIDS RECEIVED AND AUTHORIZATION TO RE-ADVERTISE FOR BIDS FOR WC9473 9-1-1 RADIO NETWORK DUE TO

MINUTES**December 14, 1994****COSTS EXCEEDING ENGINEER'S ESTIMATES**

WHEREAS, the bid received for construction of antennas and other work related to the 9-1-1 radio network and after review by Edwards & Kelcey it is recommended that the bid be rejected for exceeding the engineers estimate, and

WHEREAS, Edwards & Kelcey believe that the specifications should be re-written to allow for separate contracts for the various work required, and that this should result in lower costs for this phase of the 9-1-1 project to the County

BE IT RESOLVED, that the bids received are hereby rejected and directs that the specifications be changed to allow for separate contracts and authorizes the re-advertisement for bids

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 745-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE DIRECTOR AND CLERK OF THE BOARD TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH NISIVOCCIA & COMPANY FOR AUDITING AND FINANCIAL COUNSELING SERVICES FOR THE OFFICE ON AGING 1994 AREA PLAN GRANT FOR AN AMOUNT NOT TO EXCEED \$6,500.00

WHEREAS, there exists a need for professional services of a Registered Public Accountant to provide auditing and financial counseling services for the Office on Aging 1994 Area Plan Grant; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bidding must be publicly advertised; and

WHEREAS, adequate funds are available in account #0010280031.178 (Area Plan Grant-Audit) and certified by the County Financial Officer;

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Nisivoccia & Company, 5 Emery Avenue, Randolph, NJ 07869, is on file in the Office of the Clerk of the Board of Chosen Freeholders and is made a part hereof by reference, is hereby approved and shall be entered into by this Board on behalf of the County of Warren.
2. The Director and Clerk of the Board is hereby authorized to execute said agreement.
3. This contract is awarded without competitive bidding as a "professional service" under the provision of the Local Public Contract Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. This contract shall not exceed \$ 6,500.00.
5. Notice of this action shall be published in the Blairstown Press, as required by law, within ten days of its adoption.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES

December 14, 1994

RESOLUTION 746-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AWARD OF CONTRACT WC9479P RESIDENT CARE PLANNING SOFTWARE FOR WARREN HAVEN TO LONG TERM COMPUTER SYSTEMS IN THE AMOUNT OF \$17,600.00

BE IT RESOLVED, that Contract WC9479P for software for Warren Haven Resident Care Planning is hereby awarded to ... Long Term Computer Systems St. Louis, Missouri in the amount of ... \$17,600.00 as per their bid submitted September 26, 1994 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract has been provided in account 008-02500.098 - Capital, Nursing

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contract.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 747-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AWARD OF CONTRACT WC94100P FOR IMPLEMENTATION OF THE WARREN COUNTY HOUSING ASSISTANCE PAYMENTS PROGRAM FOR THE PERIOD OF JANUARY 1, 1995 THROUGH DECEMBER 31, 1995 TO PLANNERS DIVERSIFIED FOR THE PROPOSED FEE IN THE AMOUNT OF \$496,300.00 *

BE IT RESOLVED, that Contract WC94100P for implementation of the Warren County Housing Assistance Payments Program is hereby awarded to... Planners Diversified Summit, New Jersey in the approximate amount of ...\$496,300.00** (see attached copy of Section IV of the proposal)

* actual fee will be based on regulations established by the United States Department of Housing and Urban Development as per there bid submitted November 14, 1994

Funding for this contract is to be provided within the Federal Housing Assistance Program

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contract.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES

December 14, 1994

RESOLUTION 748-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: APPROVAL OF CHANGE ORDER NO. 1 CONTRACT WC93127 WITH ANDREWS SYSTEMS, INC. FOR 9-1-1 ANTENNA SYSTEMS FOR AN INCREASE OF \$492.93 AND A NEW CONTRACT AMOUNT OF \$21,438.93

WHEREAS, Andrews Systems, Inc. was awarded contract WC93127 for the 9-1-1 antenna systems in the amount of \$20,946.00, and

WHEREAS, the consulting engineers have determined that additional heavy duty clamps, rope, cleats, pulleys and links are needed, and

WHEREAS, this would increase the cost under the contract from \$20,946.00 to \$21,438.93, and

WHEREAS, adequate funds are available in account #008-02500.053 - Equipment Communication Center

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

1. Hereby approve Change Order No. 1 for a net increase of \$492.93 and a new contract amount of \$21,438.96
2. The Director is hereby authorized to execute the necessary change order by signing same

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 749-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO BUSINESS FURNITURE INC. UNDER NEW JERSEY STATE CONTRACT A62652 FOR FURNISHING THE WARREN COUNTY PROSECUTOR'S OFFICES FRONT STREET, BELVIDERE, NJ IN THE AMOUNT OF \$70,025.28

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for office furnishings for the new offices in the old bank building in Belvidere in the total amount of ... \$70,025.28

to: Business Furniture Inc. Monmouth Junction, NJ

at the prices established under New Jersey State Contract A62652

Funding for this contract has been provided in account 801-03150.802

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES

December 14, 1994

RESOLUTION 750-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AWARD OF CONTRACT WC94104-1 GROCERY CATEGORIES I, IV, VII, XII, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 16, 1995 THROUGH JULY 15, 1995 TO MIVILLA FOODS CORP., IN THE APPROXIMATE AMOUNT OF \$32,000.00

BE IT RESOLVED, that Contract WC94104-1 for grocery categories I, IV, VII, and XII is hereby awarded to... Mivilla Food Corp. Paterson, New Jersey in the approximate amount of ... \$32,000.00 as per their bid submitted November 14, 1994 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract is to be provided in Account A01-06-01501.06.028 Warren Haven - groceries

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contract.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 751-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AWARD OF CONTRACT WC94104-2 GROCERY CATEGORIES II, III, VIII, IX, XI, AND XIV, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 16, 1995 THROUGH JULY 15, 1995 TO SCHAFFER FOOD SERVICE CO., IN THE APPROXIMATE AMOUNT OF \$30,000.00

BE IT RESOLVED, that Contract WC94104-2 for grocery categories II, III, VIII, IX, XI, and XIV is hereby awarded to... Schaffer Food Service Co., New Rochelle, New York in the approximate amount of ... \$30,000.00 as per their bid submitted November 14, 1994 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract is to be provided in Account A01-06-01501.06.028 Warren Haven - groceries

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contract.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES**December 14, 1994****RESOLUTION 752-94**

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AWARD OF CONTRACT WC94104-3 GROCERY CATEGORIES VI, AND XIII, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 16, 1995 THROUGH JULY 15, 1995 TO FEESERS INC., IN THE APPROXIMATE AMOUNT OF \$4,400.00

BE IT RESOLVED, that Contract WC94104-3 for grocery categories VI, XIII is hereby awarded

to... Feesers Inc., Harrisburg, Pennsylvania
in the approximate amount of ... \$4,400.00
as per their bid submitted November 14, 1994
and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract is to be provided in Account A01-06-01501.06.028 Warren Haven - groceries

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contract.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 753-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AWARD OF CONTRACT WC94104-4, GROCERY CATEGORY V, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 16, 1995 THROUGH JULY 15, 1995 TO IRELAND COFFEE & TEA, IN THE APPROXIMATE AMOUNT OF \$14,000.00

BE IT RESOLVED, that Contract WC94104-4 for grocery category V is hereby awarded to... Ireland Coffee & Tea, Pleasantville, New Jersey

in the approximate amount of ... \$14,000.00
as per their bid submitted November 14, 1994

and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract is to be provided in Account A01-06-01501.06.028 Warren Haven - groceries

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contract.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES

December 14, 1994

RESOLUTION 754-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION APPROVING THE CONTRACT DOCUMENTS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE DEMOLITION OF EXISTING STRUCTURES AT THE WARREN COUNTY EDUCATIONAL PARK, FRANKLIN AND WASHINGTON TOWNSHIPS, WARREN COUNTY, NEW JERSEY - CONTRACT #WC94118

BE IT RESOLVED that the plans and specifications for the Demolition of Existing Structures at the Warren County Educational Park, Franklin & Washington Townships, are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to advertise for bids for the above project at least ten (10) days prior to the receipt of bids in the Blairstown Press papers printed in this County.

TENTATIVE SCHEDULE

ADVERTISING DATE - Wednesday, December 21, 1994

BIDS TO BE RECEIVED - Tuesday, January 17, 1995 at 1:30 P.M.

AWARD DATE - Wednesday, January 25, 1995

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 755-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO WARNOCK CHEVROLET UNDER NEW JERSEY STATE CONTRACT A69119 FOR TWO (2) 1995 CHEVROLET CAPRICE'S FOR THE WARREN COUNTY PROSECUTOR'S OFFICE IN THE AMOUNT OF \$34,110.00

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for two (2) 1995 Chevrolet Caprice's in the total amount of ... \$34,110.00

to: Warnock Chevrolet, East Hanover, NJ

at the prices established under New Jersey State Contract A69119

Funding for this contract is to be provided in Account 801-03150.802 (Prosecutors Confiscated Funds)

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 756-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES FOR VARIOUS HOME HEALTH SERVICES TO BE

MINUTES**December 14, 1994**

**PROVIDED THROUGH THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY
AND YOUNG'S O.P.T.I.O.N. CARE, HOME I.V. & NUTRITIONAL SERVICE
FOR THE PERIOD JANUARY 1, 1995 THROUGH DECEMBER 30, 1995.**

WHEREAS, there exists a need for the professional services of Registered Nurses through the Warren County Public Health Nursing Agency for the period January 1, 1995 through December 30, 1995; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. requires that the resolution authorizing the award of contract for "professional services" without competitive bidding must be publicly advertised;

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

1. The below listed agreement between the Board of Chosen Freeholders of the County of Warren and the contractor is on file in the Office of the Clerk of the Board of Chosen Freeholders and is made a part hereof by reference, is hereby approved and shall be entered into by this Board on behalf of the County of Warren.

A. YOUNG'S OPTION CARE, HOME I.V. & NUTRITIONAL SERVICES, 3708 Freemansburg Ave., Bethlehem, PA 18017

(1) Registered Nurses, Certified Hi-Tech Visits, including but not limited to I.V. Therapy at \$60.00 per first visit hour.

(2) Each additional hour after the first hour at \$50.00 per hour.

2. The Director is hereby authorized to execute said agreement.

3. This contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contract Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.

4. Notice of this action shall be published in the BLAIRSTOWN PRESS, Blairstown, NJ, as required by law, within ten days of its adoption.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 757-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION AWARDING CONTRACT #WC9485P FOR THE ENGINEERING/
SURVEYING SERVICES FOR THE SCOPING AND DEVELOPMENT PHASE FOR
THE RECONSTRUCTION OF COUNTY BRIDGE #12002, CEMETERY ROAD OVER
PEQUEST RIVER, INDEPENDENCE TOWNSHIP, TO A.G. LICHTENSTEIN &
ASSOCIATES, INC. OF FAIR LAWN, N.J., IN THE AMOUNT OF \$68,000.00**

WHEREAS, the County received proposals on Tuesday, September 27, 1994, for the Engineering/Surveying Services for the Scoping and Development Phase for the Reconstruction of County Bridge #12002, Cemetery Road over Pequest River, Independence Township; and

WHEREAS, A.G. Lichtenstein & Associates, Inc., of Fair Lawn, New Jersey, submitted the lowest responsible and responsive proposal in the amount of \$68,000.00; and

WHEREAS, the proposal submitted by A.G. Lichtenstein & Associates, Inc., meets the needs of the program, price and other factors considered; and

MINUTES

December 14, 1994

WHEREAS, the proposal does not exceed the Engineer's estimate for the project; and
WHEREAS, adequate funds have been established in Account #0010280040.300, Reconstruction of County Bridge #12002 - Consultant, and certified by the County Treasurer.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby award the contract for the above project to A.G. Lichtenstein & Associates, Inc., of Fair Lawn, New Jersey, in the amount of \$68,000.00.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 758-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AWARDED CONTRACT #WC94107 FOR THE PHASE II ADA FACILITIES IMPROVEMENTS FOR WARREN COUNTY TO SMB CONSTRUCTION, INC., OF PHILLIPSBURG, N.J., IN THE AMOUNT OF \$346,300.00

WHEREAS, the County advertised for bids to be received on Tuesday, December 6, 1994, for the Phase II ADA Facilities Improvements for Warren County; and

WHEREAS, SMB Construction, Inc., of Phillipsburg, New Jersey, submitted the lowest responsible and responsive bid of \$346,300.00; and

WHEREAS, the bid does not exceed the Engineer's estimate; and

WHEREAS, adequate funds are available in account #005-283002, Phase II ADA Building Modifications, and account #008-02500.106, Phase II ADA Improvements, and certified by the County Treasurer.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby award the contract for the above project to SMB Construction, Inc., of Phillipsburg, New Jersey, for the adjusted low base bid of \$346,300.00.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 759-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY WELFARE BOARD

BE IT HEREBY RESOLVED that the Board of Chosen Freeholders hereby appoints the following member to the Warren County Welfare Board to fill an unexpired term to expire December 31, 1997:

John S. Howard

PO Box #303

Washington, NJ 07882

Term to expire: 12/31/97

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

MINUTES**December 14, 1994**

Freeholder Dickey asked if there were any other names for this appointment. She thinks we should find someone more qualified.

ROLL CALL: Mrs. Dickey: no Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 760-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY WELFARE BOARD

BE IT HEREBY RESOLVED that the Board of Chosen Freeholders hereby appoints the following member to the Warren County Welfare Board:

Desmond M. Fitzgerald
228 Mansfield St.
Belvidere, NJ 07823

Term to expire: 12/14/99

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

Freeholder Dickey asked if this is a new position and Mr. Matthenius said yes. Mrs. Dickey would prefer to hold this for further research. Because the Welfare Board was created by referendum in 1932, can the freeholder board legally change the number of members. County counsel checked the statute and said the welfare board can have from five to seven members. Mrs. Dickey also said that if we are adding members to the board, don't we first have to pass a resolution to increase the board membership. County counsel said no, the statute says we can appoint five to seven members.

ROLL CALL: Mrs. Dickey: no Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 761-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION CREATING THE POSITION OF SECRETARIAL ASSISTANT, CLASSIFIED, AND ABOLISHING THE POSITION OF ADMINISTRATIVE SECRETARY WITHIN THE DEPARTMENT OF OFFICE ON AGING

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the position of Secretarial Assistant is created in the Warren County department Office on Aging and established on Range 11;

BE IT FURTHER RESOLVED that the position of Administrative Secretary be abolished; and

BE IT FURTHER RESOLVED that the created position of Secretarial Assistant, Warren County office on Aging, take effect on January 1, 1995.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 762-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION REAPPOINTING DAVID HICKS AS

MINUTES**December 14, 1994****WARREN COUNTY ENGINEER FOR A TERM OF FIVE YEARS**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that, pursuant to NJSA 27:14-24, David Hicks is reappointed as Warren County Engineer for a five year term which shall expire December 31, 1999.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 763-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION APPOINTING ROBERT L. DEGRAFF TO THE POSITION OF PUBLIC SAFETY DIRECTOR AND ADOPTING A JOB DESCRIPTION FOR THE POSITION

BE IT RESOLVED that Robert DeGraff is appointed to the position of Director of Public Safety; and

BE IT FURTHER RESOLVED that the continuance of this appointment is contingent upon a six month employee performance evaluation subsequent to the effective date of hire; and

BE IT FURTHER RESOLVED that an amended job description defining the duties and responsibilities of this position is hereby adopted; and

BE IT FURTHER RESOLVED that the appointment shall take effect December 14, 1994, and shall be established on Grade 17 at an annual salary of \$50,929.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

On motion by Mr. Miller, seconded by Mrs. Dickey, **RESOLUTION CREATING THE POSITION OF PUBLIC SAFETY DIRECTOR, AND APPOINTING SUSAN LENNON TO THIS POSITION.**

It was decided to hold this resolution until after discussion in executive session. No action was taken at this time.

RESOLUTION 764-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION REAPPOINTING SHIRLEE VOORHEES AS DEPARTMENT HEAD OF THE WARREN COUNTY NUTRITION PROGRAM

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that Shirlee Voorhees is hereby reappointed as Department Head of the Warren County Nutrition Program for a two year term which shall expire November 26, 1996.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES**December 14, 1994**

On motion by Mr. Miller, seconded by Mrs. Dickey, **RESOLUTION APPOINTING DAVID A. WALLACE AS WARREN COUNTY COUNSEL AND AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES.**

Freeholder Dickey asked that this be held until after discussion in executive session. No action was taken at this time.

A resolution was received from the Borough of Ship Bottom, Ocean County, requesting that the NJ Legislature enact legislation to provide tax relief for municipalities having government lands by establishing the "Green Penny".

A resolution was received from Passaic County urging the state legislature to raise the sales tax in Urban Enterprise Zones 1% to 4% which would continue economic growth in those zones and at the same time provide a "Green Penny" in tax relief for those municipalities who have provided protected open space lands in their communities.

County Counsel Brian Smith had nothing to discuss in public session but had several items to discuss in executive session.

County Engineer David Hicks reported that he will prepare a resolution for the next meeting regarding Oxford's request for signs and warnings for their Oxford Volunteer Fire Department 50th Anniversary Parade to be held August 26, 1995. The freeholders have been invited to sit on the reviewing stand.

Mr. Hicks also asked the board to consider amending the agenda to allow him to add a resolution regarding a weight limit on County Bridge #09006.

On motion by Mr. Miller, seconded by Mrs. Dickey, the agenda is hereby amended to include a resolution from the engineering department.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 765-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION ESTABLISHING A 10 TON WEIGHT LIMIT ON COUNTY
BRIDGE #09006 COUNTY ROUTE #638 OVER MERRILL CREEK
VILLAGE OF STEWARTSVILLE, GREENWICH TOWNSHIP**

WHEREAS, the County Engineer has reported to the Warren County Board of Chosen Freeholders structural deterioration of Bridge #09006, County Route #638 over Merrill Creek, Village of Stewartsville, Greenwich Township, and

WHEREAS, the County Engineer recommends this structure be posted for a 10 ton weight limit.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders that the above weight limit is hereby approved.

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders that proper notification shall be placed on said bridge advising the general public and all others that said bridge is restricted to all vehicles exceeding the prescribed limits.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Clerk of Greenwich Township.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

MINUTES**December 14, 1994**

Mr. Hicks and Mr. Houck submitted a report to the board regarding the costs of the wastewater facility at the educational park. Mr. Hicks said he tried to break-out the communication center costs but that was hard to do. Dave's letter of December 2nd recommends the best way to bring the plant up to operating level.

Mr. Houck said in his presentation that \$880,000 will be needed in the 1995 budget for anticipated costs; the pump station issue and the treatment plant upgrade.

There is a big decision to be made by the board; if they go ahead with the recommendations, we will need to get a proposal from the design engineer to get this done in a timely manner. The December 2nd letter recommends an upgrade to the plant and the electric for the VoTech pump station.

Mr. Hicks asked if he should proceed with a contract modification for those specs and design work and then bring them back to the board. The board agreed to this.

County Planner Russell Miles said a copy of the regulated medical waste plan was sent to the board. He urges the board to adopt this plan.

Regarding the proposals by Houghton, Quarty and Warr and Robert L. Holenstein for appraisals of property for historic preservation, there is no account available for these funds. He thinks it would be best to defer until 1995 when we have an account available to draw funds from or create a fund now.

Freeholder Dickey asked if this is dedicated land. Russ said it is not deed restricted, it is owned by the McCormick Group. She asked if any agreements are needed for improvements or maintenance. Russ said on the house, yes, they agreed to rehabilitate the house. The agreement is between the McCormick Group and the Corps of Engineers.

Mr. Miles reported that regarding the replacement of vehicles for the Transportation Program, in 1994 the board had deferred the purchase of the vehicles but he is now asking the board to reconsider so that we can proceed with our plan. We also have a letter from NJ Transit urging the board to do so.

Ms. Rosanoff also asked the board to reconsider because we did agree to do this. We did a survey and everyone is in agreement that we need these cars. Mrs. Carlton asked if we had gone to bid yet and Karen said no. Mr. Miles urged the board to purchase the vehicles.

Freeholder Dickey asked how many are needed and it was recommended to replace five.

On motion by Mr. Miller, seconded by Mrs. Dickey, the board reversed their decision made earlier and approved the purchase of five vehicles at a cost of \$89,500.00.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

C.F.O. Houck had no report.

Director Matthenius called for a recess at 12:26 p.m. for a one hour lunch break.

The board returned to open session at 1:42 p.m.

MINUTES**December 14, 1994**

County Administrator Carlton said that she needs board direction regarding a budget transfer from Public Safety and Emergency Management. Their budgets came in 25% higher than last year and Mrs. Carlton recommends that this budget transfer not be approved at this time. She feels it should be done through the budget process at the beginning of the year. The transfer is for \$2,560.00 total.

Mr. Matthenius said he agreed to the transfer. Mrs. Dickey asked if it is for safety equipment and was told yes, it is for necessary items. Mrs. Carlton said the money is in the budget but this is a matter of fiscal policy. Mr. Miller also agreed that it should be done through the budget process. However, Mrs. Dickey also agreed to the transfer.

Mrs. Carlton said she received a request for space and she turned it over to the Judiciary. Brian said to also send it to Bowers, Schumann and Welch as it deals with insurance coverage issues.

After a discussion regarding the 1995 Small Cities Block Grant Funds for the Phase III of the ADA Renovation Plan, approval was given to send a letter to Assemblyman Haytaian.

The annual auction report was submitted to the board.

Questions were answered regarding the Main Frame Computer.

Regarding a transfer from Human Services; funds were not originally appropriated for this but the transfer is being approved.

Freeholder-Elect Ann Stone set the Annual Reorganization Meeting for Sunday, January 1, 1995 at 1:00 p.m. in Court Room #1 in the Court House in Belvidere, NJ.

Mrs. Carlton said she will be attending the January 11th freeholder meeting.

Under freeholder comments, Freeholder Dickey said she has some information on fuel stabilizers and would like the county to look at this for next year.

Freeholder Miller said that regarding rejection of bids, at the last league meeting there were questions regarding the county being required to provide dispatching services and then we have to pay for their personnel. Someone needs to look into this.

Brian said he was authorized at the last meeting to set-up a meeting on this issue. He asked Ed Bruder to schedule a meeting and Ed will contact all the affected municipalities, ask them to respond and hold a joint meeting at the communication center.

Freeholder Miller said he had heard some complaints from the Phillipsburg Library that there is nothing in the capital budget for the expansion of the Phillipsburg Library. It seems Phillipsburg is thinking about asking us to replace the roof on the existing building. We are not obligated under the federation agreement to perform building maintenance on the old building.

Freeholder Matthenius said this is for the addition only. He had no additional comments.

Under public comments, Reggie Regrut asked the board if there were any plans to change the agenda today and was told no. He asked if the executive session resolution would stand as it is and was told yes. Mr. Regrut said he is informing the board and the prosecutor that the law does require the resolution to state two (2) things and we are not doing that. Also, he was denied executive session minutes and also, Dave Wallace has violated the open public meetings act.

The prosecutor said that he only suggested that Mr. Regrut re-ask for the executive session.

MINUTES**December 14, 1994**

Prosecutor O'Reilly presented a plaque to Mr. Matthenius acknowledging his years of public service and his support of law enforcement.

Ann Stone asked if there would be action taken after executive session on the Hendricks personal health study. She feels everyone involved should have input in this decision.

Mrs. Carlton said that it is not a public document, it is only for department heads.

Reggie Regrut asked if the request for information made by Freeholder Dickey was for public information and Mrs. Carlton told him to make his request in writing.

Under press comments, Art Charlton asked about the appointment to the Welfare Board and why are we adding a member to the board. Mr. Matthenius said that he felt the person was qualified and would be an asset to the board.

Mr. Charlton asked if there is further thought of adding another member increasing the membership up to seven and Mr. Matthenius said yes.

Mr. Charlton also asked about the public safety director position and was there a search for this position. Mr. Matthenius said that there was a search and the person selected was very well qualified for the position.

RESOLUTION 766-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION TO PAY BILLS

BE AND IT IS HEREBY RESOLVED that the Master Voucher Certificate for Certification for Payment No. 94-43, 44, 45, 46 dated December 14, 1994 in the amount of \$4,930,650.04 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

94-43	2,180.00
94-44	550.00
94-45	3,890,762.90
94-46	50,000.00
Payroll	<u>987,157.14</u>
TOTAL	\$4,930,650.04

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

Freeholder Dickey asked if this payment of bills covers the ad for Forbes. Mrs. Carlton said yes, that an invoice came in from Forbes, contracted with the WCCBC, and she believes that a directive was received from a majority of the board.

County counsel said a consensus was reached, no formal action was taken.

On motion by Mr. Miller, seconded by Mr. Matthenius, authorization is given to pay an invoice with regard to an ad in Forbes magazine in 1995.

ROLL CALL: Mrs. Dickey: no Mr. Miller: yes Mr. Matthenius: yes

MINUTES**December 14, 1994****RESOLUTION 767-94**

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON DECEMBER 14, 1994

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist, **NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren in the State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.

2. The general nature of the subject matter to be discussed is:

1. Various personnel matters.
2. Possible litigation.

3. It is anticipated that the above stated subject matter will be made public at such time as the public interest permits disclosure and/or when a request for disclosure is made consistent with the Open Public Meetings Act and with statutory and common law "right to know" provisions.

4. This resolution shall take effect immediately.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

Freeholder Matthenius called for a five minute recess at 2:30 p.m.

The board returned to open session at 6:07 p.m.

RESOLUTION 768-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was unanimously adopted with an amended title by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

RESOLUTION CREATING THE POSITION OF EXECUTIVE DIRECTOR, OFFICE ON AGING, UNCLASSIFIED, APPOINTING SUSAN LENNON TO THIS POSITION, AND ABOLISHING THE POSITION OF EXECUTIVE DIRECTOR, OFFICE ON AGING, CLASSIFIED

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that, Pursuant to N.J.S.A. 40:23-6.41, the position of Executive Director of the Office on Aging, unclassified, is created, and

BE IT FURTHER RESOLVED that Susan Lennon is appointed to the position of Executive Director, unclassified, in the Warren County department of Office on Aging; and

BE IT FURTHER RESOLVED that this appointment shall be effective December 14,

MINUTES**December 14, 1994**

1994, and the annual salary for this position shall be \$53,431, Hendrick's Grade 16; and
BE IT FURTHER RESOLVED that the position of Executive Director, Office on Aging, classified, is abolished effective immediately.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 769-94

On motion by Mr. Miller, seconded by Mrs. Dickey, the following resolution was adopted, after discussion in executive session, by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION APPOINTING DAVID A. WALLACE AS WARREN COUNTY
 COUNSEL AND AUTHORIZING A CONTRACT FOR PROFESSIONAL SERVICES**

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

1. Pursuant to N.J.S.A. 40A:9-43, David A. Wallace, Esq., an attorney-at-law of the State of New Jersey, with offices located at 317 Washington Street, Hackettstown, New Jersey 07840, is hereby appointed as Warren County Counsel for a three (3) year term of office commencing December 24, 1994 and until December 23, 1997.

2. The Agreement between the Board and Mr. Wallace setting forth the terms and conditions of said appointment in regard to duties, responsibilities and compensation, which Agreement is made a part of this Resolution by reference and is incorporated herein as if set forth verbatim, is hereby approved by the Board, and the Director of the Board is hereby authorized to execute said Agreement on behalf of the Board.

3. Said Agreement is made, negotiated and awarded by the Board without public advertising for bids and bidding therefor, as said Agreement is for professional services under the provisions of the Local Public Contracts Law inasmuch as the services thereunder are rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law.

4. Notice of this action, stating the nature, duration, service and amount of said Agreement, and that this Resolution and said Agreement are on file and available for public inspection in the office of the Clerk of the Board, shall be published in the Blairstown Press as required by law within ten (10) days of the adoption of this Resolution.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: no Mr. Miller: yes Mr. Matthenius: yes

RESOLUTION 770-94

On motion by Mrs. Dickey, seconded by Mr. Miller, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 14, 1994.

**RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT SIGNED
 BY THE WARREN COUNTY SUPERIOR COURT AND BARGAINING**

MINUTES**December 14, 1994****AGENTS FOR UNCLASSIFIED JUDICIAL EMPLOYEES,
PROBATION OFFICERS, SENIOR PROBATION OFFICERS AND
PRINCIPAL PROBATION OFFICERS ON DECEMBER 12, 1994**

WHEREAS, after many negotiating sessions between the representatives of the Superior Court of Warren County and the bargaining agents for unclassified judicial employees, probation officers, senior probation officers, and principal probation officers, a Memorandum of Agreement was signed by the superior court on December 12, 1994;

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the Memorandum of Agreement is approved.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.

s/Melinda Rae Carlton, Clerk

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

The resolution for the restructuring of the treasurer's office will be brought back for the December 28th meeting.

Applications for the county administrator position were given to the board.

A special meeting will need to be called to go over the resumes, probably December 20th at 6:00 p.m. Mrs. Dickey will call the office tomorrow with a date.

On motion by Mrs. Dickey, seconded by Mr. Matthenius, and there being no further official business to come before the board at this time, the meeting was adjourned at 6:30 p.m.

ROLL CALL: Mrs. Dickey: yes Mr. Miller: yes Mr. Matthenius: yes

ATTESTED TO:

Naomi J. Stout, Deputy Clerk