

**MINUTES****April 19, 1995**

The Board of Chosen Freeholders met in regular session in its office in the Administration Building, Belvidere, NJ on Wednesday, April 19, 1995 at 7:00 p.m.

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

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

Director Dickey read the following statement: "ADEQUATE NOTICE OF THIS MEETING WAS GIVEN IN ACCORDANCE WITH THE OPEN PUBLIC MEETINGS 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".

At approximately 7:00 p.m., Karen Rosanoff, Director of Human Services, Shannon Brennan, Human Services, Prosecutor John O'Reilly and Bill Pysher, Asst. Supt., Warren Acres, gave the board a brief update on regionalization of the Youth Detention Center.

The prosecutor pointed out that no treatment center for juvenile sex offenders exists in the state and treatment must take place immediately when the juvenile is arrested. According to statistics, all offenders now housed in Avenal were previously juvenile sex offenders or victims of sexual abuse.

If we had six beds available, we could fill them tomorrow, however, we must separate our violent offenders from our non-violent offenders. Warren Acres is full to capacity; 16 from Warren County, 7 from Somerset and 2 from Hunterdon for a total of 25.

Several options were discussed; expanding the current facility, farming out some of the juveniles, the cost per day is now \$130.00.

Ms. Rosanoff said that one option is that if we expand the size of our facility, Morris County would take some of the violent juveniles into their facility and swap sex offenders.

Mrs. Dickey said she had envisioned one shelter, centrally located, to serve the three counties of Warren, Morris and Hunterdon. This would be a regular detention center and the youth shelter would be back in this county. Mrs. Dickey asked how the conversion would take place and Karen said that it is not known yet.

Mr. Miller asked how long it would take to construct a detention center and Karen said three to seven years. The prosecutor said that pods or modulars could very easily be used.

Mrs. Dickey asked that this group come back with information on both options. The prosecutor asked that the board support Senate Bill #S-1588 and Assy. Bill #A-2308.

On motion by Mrs. Stone, seconded by Mr. Miller, authorization was given to have the administrator draft a resolution in support of S-1588 and A-2308.

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

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Director Dickey opened the public hearing for the Solid Waste Management Plan Amendments at 7:50 p.m.

County Planner David Dech and Bernie Rooney, Principal Planner, submitted the proposed amendments to the Solid Waste Management Plan regarding regulated medical waste.

Wm. Finn Associates were hired as consultants to develop a plan for medical waste disposal. The recommendations are for burning Warren County medical waste only, Warren, Sussex and Hunterdon combined or waste from eleven New Jersey counties.

Options are sending to out of county facilities, send to existing private facilities or to the free market program as it now exists.

SWAC recommended three options: 1. medical waste not be burned at the facility. 2. any incinerators out of Warren County should be equipped with the necessary equipment to handle the disposal and 3. generators at the hospitals should be allowed to continue handling the waste in the same manner.

Questions were raised by Gladys Blemmer, Rose Williams of White Township, Anna Marie Caladara, Madeline Hoffman and Margo Rinehart of Morris County as to why Warren County is always the guinea pig in these matters. These folks felt that it would be premature to make any decision at this time. We should take a "wait and see" position and see what the other counties are going to do.

Ms. Rinehart said that she has attended several hearings in Newark and dioxins are very dangerous to our health. There are many alternatives to burning medical waste and we should research that.

Charlie Vegh from Harmony Township said that we should not allow anything more come into Warren County as DEP enforcement is absolutely horrible.

Rose Williams said that she sees no strategy in this plan, only different options listed. The freeholder board should have looked at this first before it was sent to DEP. She would like to see an amendment as to what the freeholders want before it goes to the state.

Bernie Rooney said that this is up to the board, he is just looking for guidance from the board.

Mrs. Stone wants the SWAC recommendations incorporated into the plan. Mrs. Dickey said we need more information. We should notify the state that we have not adopted the Finn study.

Mr. Rooney said he would take their concerns back to SWAC, etc. The Finn report states that eight other options exist rather than incineration. We can develop a plan that is agreeable and effective for all parties.

Director Dickey closed the public hearing at 8:50 p.m.

On motion by Mr. Miller, seconded by Mrs. Stone, the present plan amendment submitted by Finn Associates is rejected and remanded back to SWAC for further review and comment and direction is to be brought back to the board for further consideration.

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

There were a few more comments from the public under the public comment portion regarding the urgency of submitting this plan.

**MINUTES****April 19, 1995****ORDINANCE      265-95**

On motion by Mr. Miller, seconded by Mrs. Stone, the following ordinance was unanimously adopted on first reading by the Board of Chosen Freeholders of the County of Warren at a meeting held April 19, 1995.

**BOND ORDINANCE APPROPRIATING \$1,000,000 AND AUTHORIZING THE  
ISSUANCE OF \$1,000,000 BONDS OR NOTES OF THE COUNTY OF WARREN,  
NEW JERSEY FOR THE CONSTRUCTION OF INFRASTRUCTURE  
IMPROVEMENTS AT THE WARREN COUNTY COMMUNITY COLLEGE**

**WHEREAS**, the Board of Trustees (the "Board of Trustees") of Warren County Community College (the "College") has determined by resolution adopted September 23, 1994 that funds are necessary for the design and construction of a Academic and Student Services Facility (the "Project") for the College, and has delivered statements to that effect to the Board of School Estimate (the "Board of School Estimate") of the County of Warren, New Jersey (the "County") of the estimated cost of the Project and of the amount of money estimated to be needed therefor; and

**WHEREAS**, the Board of School Estimate has determined by certificate adopted September 28, 1994 that funds are necessary for the purposes specified in the statements of the Board of Trustees and has delivered certificates to that effect together with the statements of the Board of Trustees to the Board of Chosen Freeholders:

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY, AS FOLLOWS;**

**Section 1.** The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken by the County. For the improvements stated in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$1,000,000, said sum being inclusive of all appropriations heretofore made therefor. Pursuant to the provisions of N.J.S.A. 18A:64A-19(2)(b), the County is not required to make a down payment for the improvements described in Section 3 of this bond ordinance.

**Section 2.** For the financing of the improvements described in Section 3 of this bond ordinance and to meet the \$1,000,000 appropriation, negotiable bonds of the County are hereby authorized to be issued in the principal amount of \$1,000,000 pursuant to the Local Bond Law of New Jersey and Title 18A, Education, of the New Jersey Statutes. In anticipation of the issuance of said bonds and to temporarily finance the improvements described in Section 3 of this bond ordinance, negotiable notes of the County in the principal amount not exceeding \$1,000,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said laws.

**Section 3. (a)** The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are the design and the construction of an Academic and Student Services Facility, as described in greater detail in the Planning Document approved by the Board of Trustees and the Board of School Estimate.

**(b)** The estimated maximum amount of bonds or notes to be issued for the improvements described in this Section 3 is \$1,000,000.

**(c)** The estimated cost of the improvements described in this Section 3 is \$2,202,471 including the amount appropriated by this bond ordinance of \$1,000,000 to be received by the College from the State and amounts previously appropriated by the County.

**Section 4.** The following additional matters are hereby determined, declared, recited and stated:

**(a)** The improvements described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the County may lawfully acquire or make

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as general improvements,

(b) The period of usefulness of the improvements described in Section 3 of this bond ordinance within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 40 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Clerk of the Board of Chosen Freeholders of the County and a complete executed duplicate thereof will be filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey prior to final adoption of this bond ordinance, and such statement shows that the gross debt of the County as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,000,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) The certificate of the Board of School Estimate required by Section 18A:64A-19(1) of Title 18A, Education, of the New Jersey statutes has been filed with the Board of Chosen Freeholders of the County.

(e) It is expected that the Treasurer of the State of New Jersey will certify that bonds of the County in the amount of \$1,000,000 for a portion of the improvements described in Section 3 of this bond ordinance shall be entitled to the benefits of Chapter 12.

(f) The College will requisition proceeds of the obligations authorized by this bond ordinance in accordance with the procedures set forth in N.J.S.A. 18A:64A-19(3) and (4).

(g) An aggregate amount not exceeding \$107,728 for items of expense listed in Section 40A:2-20 of the Local Bond Law is included in the foregoing estimate of the cost of the improvements described in Section 3 of this bond ordinance.

Section 5. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the County and the County shall be obligated to levy ad valorem taxes upon all of the taxable property within the County for the payment of said obligations and interest thereon without limitation as to rate or amount to the extent that other moneys are not available therefor. It is expected that the Treasurer of the State of New Jersey will certify that bonds of the County in the amount of \$1,000,000 shall be entitled to the benefits of Chapter 12.

Section 6. The capital budget of the County is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the local Finance Board showing all detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Clerk of the Board of Chosen Freeholders and are available for public inspection.

Section 7. Any funds from time to time received by the County as contributions-in-aid of financing the improvements described in Section 3 of this bond ordinance, including, but not limited to, the State of New Jersey Chapter 12 money, shall be used for financing the improvements described in Section 3 of this bond ordinance by application thereof either to the direct payment of the cost of said improvements or to the payment or reduction of the authorization of the obligations of the County authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for the direct payment of the cost of the improvements described in Section 3 of this bond ordinance shall, be held and applied by the County as funds applicable only to the payment of obligations of the County authorized by this bond ordinance.

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Section 8. The County reasonably expects to finance the cost of the improvements described in Section 3 of this bond ordinance with the proceeds of its debt, including its bonds or notes. If the County pays such costs prior to the issuance of its debt, including bonds or notes, the County reasonably expects to reimburse such expenditures with the proceeds of its debt, including bonds or notes. The maximum principal amount of its debt, including bonds or notes, to be issued to finance the cost of the improvements described in Section 3 of this bond ordinance, including amounts to be used to reimburse the County for expenditures with respect to such costs which are paid prior to the issuance of its debt, including bonds or notes, is \$1,000,000.

Section 9. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption as provided by the Local Bond Law.

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

s/Naomi J. Stout, Deputy Clerk

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

**RESOLUTION 266-95**

On motion by Mrs. Stone, 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 April 19, 1995.

**RESOLUTION DESIGNATING THE COUNTY OF WARREN AS THE RECIPIENT OF  
UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL TRANSIT  
ADMINISTRATION SECTION 18 FUNDS EFFECTIVE JULY 1, 1995**

**WHEREAS**, in June 1979, the Warren County Board of Chosen Freeholders designated NORWESCAP to be the recipient for the county's share of funds through the United States Department of Transportation (DOT) Federal Transit Administration (FTA) Section 18 funds; and

**WHEREAS**, the actual use by NORWESCAP of Section 18 funding began on October 1, 1981 as an operating grant to continue a demand-response door-to-door transportation program serving the non-urban area of Warren County; and

**WHEREAS**, since 1981, NORWESCAP has made an annual application for Section 18 funding through the County of Warren for such use; and

**WHEREAS**, the County has the right to redesignate the recipient of the annual Section 18 funding grant.

**NOW, THEREFORE, BE IT RESOLVED** that the Warren County Board of Chosen Freeholders designates the County of Warren to be the designated recipient of USDOT Federal Transit Administration Section 18 funds effective July 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/Naomi J. Stout, Deputy Clerk

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

On motion by Mrs. Stone, seconded by Mr. Miller, authorization was given to the Election Board to fill a parttime position not to exceed \$6,973.00.

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

**RESOLUTION 267-95**

On motion by Mrs. Stone, seconded by Mr. Miller, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held April 19, 1995.

**RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN**

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**FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON APRIL 19, 1995. THE GENERAL NATURE OF THE SUBJECT TO BE DISCUSSED INCLUDES VARIOUS PERSONNEL MATTERS; CONTRACTS; LITIGATION, LAND ACQUISITION; ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS AND 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 IS MADE CONSISTENT WITH THE OPEN PUBLIC MEETINGS ACT AND WITH STATUTORY AND COMMON LAW "RIGHT TO KNOW" PROVISIONS**

**WHEREAS**, Section 7 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, pursuant to Section 8 of said act, 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. Contracts.
3. Litigation.
4. Land acquisition.
5. Attorney/client privileged communications.

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/Naomi J. Stout, Deputy Clerk

**ROLL CALL: Mr. Miller: yes Mrs. Stone: yes Mrs. Dickey: yes**

Director Dickey called for a five minute break at 9:30 p.m.

The board went into executive session at 9:40 p.m.

The board returned to open session at 10:10 p.m.

Mrs. Dickey gave out information to the board members on the administrator's position and asked them to review the data and be prepared to discuss this next week. She also mentioned that we will need to extend Mr. Dinger's services and will talk to the Welfare Board about this matter. This will also be discussed next week.

On motion by Mr. Miller, seconded by Mrs. Stone, and there being no further official business to come before the board at this time, the meeting was adjourned at 10:30 p.m.

**ROLL CALL: Mr. Miller: yes Mrs. Stone: yes Mrs. Dickey: yes**

**ATTESTED TO:**

Naomi J. Stout, Deputy Clerk