

MINUTES**December 13, 1995**

The Board of Chosen Freeholders of the County of Warren met in regular session in its office in the Administration Building, Belvidere, NJ on Wednesday, December 13, 1995 at 7:00 P.M.

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

On motion by Mrs. Stone, seconded by Mrs. Dickey, the minutes of the special meeting of the Board of Chosen Freeholders held at 5:00 p.m. on November 15, 1995 were approved as presented.

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

On motion by Mrs. Stone, seconded by Mrs. Dickey, the minutes of the executive session of the special meeting of the Board of Chosen Freeholders held November 15, 1995 were approved as presented.

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

On motion by Mrs. Stone, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held November 15, 1995 were approved as presented.

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

On motion by Mr. Miller, seconded by Mrs. Stone, the minutes of the regular meeting of the Board of Chosen Freeholders held November 21, 1995 were approved as presented.

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

On motion by Mr. Miller, seconded by Mrs. Stone, the executive session minutes of the regular meeting of the Board of Chosen Freeholders held November 21, 1995 were approved as presented.

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

On motion by Mr. Miller, seconded by Mrs. Stone, the minutes of the special emergency meeting of the Board of Chosen Freeholders held December 2, 1995 were approved as presented.

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

Before the discussion began involving the members of PCFA regarding the ash paving project, County Counsel David Wallace stated that some legal developments have come up in looking for a voluntary compromise. He has a document of settlement which has been achieved with the members of the PMT (not including the PCFA) and contains the agreement of the PMT not to return any asphalt back to Warren County or anywhere else in the county.

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In exchange, we have agreed not to institute any judicial or administrative restraint on anything outside the county. This has been signed by the DAG on behalf of two members of PMT, the NJDOT, the NJDEP, representatives of the Long Island Regional Planning Board and by the Port Authority of New York and New Jersey.

Another development is that he has received a faxed notice of intent that on January 7th or sooner, an injunction suit will be served on PCFA, the Resource Recovery Facility and the Board of Chosen Freeholders.

Based on this, we need to proceed with caution due to pending litigation.

Frank Leary, Vice Chairman of PCFA, spoke to the board regarding the background of the incinerator and why we have the system we have. To begin with, the old system was not working! The Board of Chosen Freeholders employed an engineering consulting firm to come up with a plan to dispose of waste. There were six to eight landfills scattered across the county and the public reaction to constructing an incinerator was very negative. The board created an environmental board who came up with four tiers; the first was avoidance (reuse material), the second was recycling, the third was the reduction of volume by incineration and the fourth was a landfill.

It was estimated that 100,000 people generate 85,000 tons of waste per year and so they looked into a facility that would handle a 200 ton capacity per day and 73,000 tons per year. They decided to go for the 200 ton per day facility. A public hearing was held on the plan and then recommended to the freeholder board. It was decided that PCFA would handle the funding.

The first question that arose when the landfill was designed, was how safe it was and the citizenry was never put at risk, it was designed as if it were a hazardous risk landfill with a double-double design. In 1986, the Board of Chosen Freeholders passed the funding, etc. over to PCFA.

The second question is, is the system safe? Yes!! PCFA continually looks at it to see that it stays that way! The system has a fuel quality assurance that keeps control of the waste stream. Recycling takes a good deal of hazardous material out of the waste stream. The landfill was designed with a double-double system to take care of leachate. It does not go into the ground water. The leachate is all collected and goes to PRMUA. The biggest problem of leachate was with Canadian geese landing in the pond. Both the landfill and the EFR are continuously being monitored, weekly, monthly, both by PCFA staff and outside concerns.

PCFA is spending a quarter of a million dollars quarterly on testing. They have the new mercury emissions on line and they are now attempting to determine whether everything will be eliminated.

The third question was the validity of commingling in the waste stream. Originally they segregated the ash in monofills. However, there was a general lack of knowledge at that time. No permit was necessary to handle hazardous waste. After years of testing, they have a very high degree of confidence that they are not violating any rules.

The fourth concern was the county agreement with the state. The interlocal service agreement between the board of freeholders and the authority came about from the county's

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1992 response to a state initiative. Helen Fensky's signature is on the original plan.

Mrs. Dickey questioned whether SWAC was aware of these two projects and Bart Carhart, Executive Director of the PCFA, responded that SWAC has been kept abreast of both these projects.

Mrs. Dickey asked if they accepted both projects and Mr. Carhart said that no formal action was taken.

Mrs. Dickey asked if the test procedures are in place and where did these projects fit under the old procedures.

Mr. Leary said that the bottom ash is as benign as cinders from a coal furnace. The fly ash (which does have a hazard potential) dilutes it.

Mr. Carhart said that some discussions were held as to whether a permit modification if needed for codisposal and they found that a permit modification is not required. Over a year expired before they were authorized to do what they did.

Mrs. Dickey said that the situation as to the ash, a decision was made by the freeholder board not to continue these projects. She said she is disappointed that SWAC did not bring this the board's attention.

Mr. Leary said that he is surprised that the freeholder board lacked some of this information. Mr. Carhart said that he will start to submit minutes of their meetings to the freeholder board.

Under public comments, Jim Hausamann, Mayor of White Township, spoke to the board regarding redistricting of election districts in White Township. They need four districts in their township, this has been an inequitable situation for a number of years.

Mrs. Dickey said that she has looked into this and asked the election board for a copy of the voter records from the last three elections. She received this information on October 23rd. There are 15 districts that did not comply with the 250 minimum. She has asked the election board to come before the freeholder board before the end of the year but they seem to be unwilling to do this.

Mr. Hausamann also mentioned that there are two sewer commission appointments needed right now and very soon there will be four appointments needed.

Anna Marie Caldara said she was disappointed by the facts given by Frank Leary. Mr. Leary mentioned the Saugus facility and she said the Saugus facility is the worst plant in the United States. We should have learned from our mistakes, to say that bottom ash is benign is not true. Ash is the achilles heel of incineration. Mixing bottom ash with fly ash negates the toxicity is not a true statement. Mixing ash with asphalt, and much is known about this, is very dangerous. The proposal to pave a road in Philadelphia with ash was stopped. This was in South Philadelphia in 1987. The biological make-up of the world is in danger. We can't afford to have people like Frank Leary in authority and to speak untruths to the citizens. She asked the board to consider the big picture. Stop the ash paving project and stop mixing ash with garbage.

Lois Markle, Mayor of Harmony, said that the PCFA should start having evening meetings for the people to come out and ask questions about these types of issues. She said there was no public hearing held on this issue.

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Mrs. Stone mentioned that PCFA had at one time had night meetings but they were very poorly attended. She said that the freeholder board will send a letter to them and ask them to consider having one night meeting a month. Mrs. Dickey said she feels that public meetings should be held at night.

Madeline Hoffman, head of the Grass Roots Commission, said that all the facts presented by PCFA so far have been a ruse. This is just a big company looking for a cheap and easy way to get rid of hazardous ash. The people have not been advised because they may have had problems with this. Ms. Hoffman had a question about the wording in Resolution E12 and county counsel responded by reading part of the settlement agreement.

Margo Rhinehart of Concerned Citizens of Morris County, said that the ash should come back here, it belongs back here, in this county. She also said that we have the power to oppose and reject the paving project. She also said that PCFA is the implementing agency and is not autonomous. This paving project is a Research Development and Demonstration experiment.

Steve Krivanek of White Township asked if this project was discussed before the freeholder board or before SWAC. Mrs. Dickey responded that she thought this project was over in 1993.

Mr. Krivanek said that the fact that the sewage sludge is spread all over the county and PCFA is getting a free ride.

A member of the audience said that we have heard a misrepresentation of facts. We know that the incinerator is bringing poison into the air. Mr. Leary's attitude at the last PCFA meeting was "we do not need freeholder permission to do this" and he objected to tonight's resolution.

Delia Quigley said that the freeholder's should dissolve the PCFA, fire Bart Carhart, impeach Ken Miller and close the incinerator.

Mrs. Dickey said that there was a misunderstanding about the agreement. This is not an effort to relieve ourselves of liability. We were led to believe that this is the extent of our authority.

Dinah Rush, WC Recycling Coordinator, said she doesn't like people coming from other areas preaching doom and gloom.

Frank Leary mentioned at this time that the PCFA members are not paid and he is contemplating legal action against those people who have made accusations against him.

RESOLUTION 721-95

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 December 13, 1995.

RESOLUTION CANCELING OUTSTANDING**CHECKS OVER SIX MONTHS OLD - TOTAL \$2,121.00**

WHEREAS, I, Charles L. Houck, Chief Financial Officer for the County of Warren, recommend to the Board of Chosen Freeholders of the County of Warren that all outstanding checks over six months old be cancelled, and

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WHEREAS, the following checks have been outstanding for over a period of six months:

Number	Payee	Section 8 Program Date Issued	Acct. #614-964-0 Amount
9794	LAKESHIA SMITH	2/1/94	\$ 4.00
9955	FORREST	3/1/94	565.00
10009	MORRENO	3/1/94	594.00
10055	LAKESHIA SMITH	3/1/94	4.00
10324	LAKESHIA SMITH	4/1/94	4.00
10601	LAKESHIA SMITH	5/1/94	4.00
11289	MARTINA F CALDWELL	8/1/94	8.00
11566	MARTINA F CALDWELL	9/1/94	8.00
11835	MARTINA F CALDWELL	10/1/94	8.00
12046	TOMAINO	10/1/94	414.00
12116	MARTINA F CALDWELL	11/1/94	8.00
12733	GOLDBERG & CO.	1/1/95	486.00
12855	LAKESHIA SMITH	1/1/95	1.00
13124	LAKESHIA SMITH	2/1/95	1.00
13405	LAKESHIA SMITH	3/1/95	1.00
13688	KATHLEEN SHANAHAN	4/1/95	5.00
13694	LAKESHIA SMITH	4/1/95	1.00
13984	LAKESHIA SMITH	5/1/95	1.00
14271	LAKESHIA SMITH	6/1/95	4.00
TOTAL			\$ 2,121.00

NOW, THEREFORE, BE IT RESOLVED that the foregoing checks be cancelled in the amount totaling Two Thousand One Hundred Twenty One Dollars (\$2,121.00) from the above noted checking account and that the Section 8 Program account be credited for this amount.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the United National Bank, Belvidere, New Jersey to order and verify stoppage of payment on the above listed checks.

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

RESOLUTION 722-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION CANCELING CERTAIN FUNDED APPROPRIATION BALANCES HERETOFORE PROVIDED FOR VARIOUS CAPITAL PROJECTS

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

Section 1. The following funded appropriations remaining as balances in bond ordinances heretofore adopted by the County of Warren, New Jersey (the "County") are

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hereby canceled and transferred to the Capital Surplus, as appropriate:

Ordinance Title	Date of Adoption	Original Appropriation	Amount of Funded Appropriation to be transferred
BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS IN, BY AND FOR THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$5,384,506.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,056,781.00 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF SUCH APPROPRIATION.	6/9/93	\$5,384,506.00	\$ 3,353.90 (008-02500.037)
BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS IN, BY AND FOR THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$4,934,654.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,688,421.00 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF SUCH APPROPRIATION.	5/11/95	\$4,934,654.00	\$ 728.50 (008-02500.102)
BOND ORDINANCE PROVIDING FOR TRANSFER OF FUNDS TO VARIOUS IMPROVEMENTS IN, BY AND FOR THE COUNTY OF WARREN, NEW JERSEY, AS PER ORDINANCE 6/9/93 APPROPRIATING \$5,384,506 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,056,781 BONDS OR NOTES OF THE COUNTY FOR FINANCING PART OF SUCH APPROPRIATION.	4/12/95	\$622,471.01	\$ 21,331.15 (008-02500.1995.007)

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

RESOLUTION 723-95

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 December 13, 1995.

**INSERTION INTO THE 1995 BUDGET OF THE COUNTY OF WARREN
IN THE AMOUNT OF \$151,620.00 FROM THE NEW JERSEY
TRANSIT CORPORATION, SECTION 18 GRANT PROGRAM**

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

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the County of Warren request the Director of the Division of Local Government Services to approve the insertion of an item of revenue

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in the year 1995 in the sum of \$151,620.00 which item is now available from the New Jersey Transit Corporation, Section 18 Grant Program.

BE IT FURTHER RESOLVED that a like sum of \$151,620.00 be and the same is hereby appropriated under caption:

"UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES"

New Jersey Transit Corporation, Section 18 Grant Program

BE IT FURTHER RESOLVED that the above is the result of the approval by the New Jersey Transit Corporation and that two (2) certified copies of this Resolution be forwarded to the Division of Local Government 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 724-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

TRANSFER IN THE 1995 BUDGET APPROPRIATIONS:

TO:	WAR VETERANS, OE	\$ 150.00
	EMERGENCY MANAGE., FIRE ACAD., OE	4,670.00
	ENGINEER'S DEPT., OE	1,200.00
	BOARD OF ELECTIONS, OE	<u>6,800.00</u>
	TOTAL:	\$ 12,820.00
FROM:	PROV. FOR SALARY ADJ. & NEW EMP.	\$ 9,820.00
	BOARD OF ELECTIONS, S & W	<u>3,000.00</u>
	TOTAL:	\$ 12,820.00

WHEREAS, N.J.S. 40A:4-58 states that transfers can be made after November 1, and WHEREAS, by unforeseen demand there has arisen the necessity for expenditures to fulfill the purposes of the appropriations as stated in the 1995 Budget and Tax Levy in the following account:

War Veterans, OE	\$ 150.00
Emergency Manage., Fire Acad., OE	4,670.00
Engineer's Dept., OE	1,200.00
Board of Elections, OE	<u>6,800.00</u>
Total:	\$ 12,820.00

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

Prov. for Salary Adj. & New Employees	\$ 9,820.00
Board Of Elections, S & W	<u>3,000.00</u>
Total:	\$ 12,820.00

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 transfer in the 1995 Budget Appropriations be made:

	FROM	
A01-09-01835.00.200	Prov. for Salary Adj. & New Emp.	\$ 9,820.00
A01-03-00860.00.000	Board of Elections, S & W	<u>3,000.00</u>
Total:		\$ 12,820.00

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	<u>TO</u>	
A01-06-01581.00.006	War Veterans, OE	\$ 150.00
A01-03-00941.02.160	Emergency Manage., Fire Acad., OE	4,670.00
A01-04-01061.00.015	Engineer's Dept., OE	1,200.00
A01-03-00861.00.115	Board Of Elections, OE	<u>6,800.00</u>
Total:		\$ 12,820.00

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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 725-95

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 December 13, 1995.

**RESOLUTION URGING CONTINUED SUPPORT OF THE
PEER GROUP FUNDING FOR COUNTY OPERATED FACILITIES**

WHEREAS, for over a decade, governmentally operated health facilities have been treated as a group under a waiver in the Medicaid system known as Peer Grouping; and

WHEREAS, Peer Grouping has aided the counties in general, and Warren County in particular, to provide quality nursing care to the residents of county operated facilities, which are populated in the majority or in total by Medicaid eligible residents; and

WHEREAS, Warren Haven, the Warren County Nursing Home, has maintained an exceptional level of care for its residents, assisted by the additional funding available under Peer Grouping; and

WHEREAS, at the insistence of the Commissioner of the New Jersey Department of Human Services, a substantial portion of the federal funding accessed by the Peer Grouping process has been designated in the counties to fund community based programs which have been instrumental in decreasing the need for additional nursing beds as well as other vital human service needs; and

WHEREAS, Warren County has historically earmarked approximately one-half of the additional funding received under Peer Grouping for support of community based programs; and

WHEREAS, the possibility exists that the federal government will change the Medicaid program into a "Block Grant" format, which in and of itself would appear to automatically eliminate the Peer Grouping process as block grants would eliminate all waiver programs; and

WHEREAS, the loss of Peer Grouping funds would have a devastating effect on the ability to continue the exceptional care provided at Warren Haven and would seriously erode the funds available to provide for community based human services within Warren County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren strongly urges the Commissioner of the New Jersey Department of Human Services to ensure the continuation of the Peer Grouping program regardless of the actions of the federal government with regard to changes and/or block granting of the Medicaid program; and

BE IT FURTHER RESOLVED that a this resolution be forwarded to the Commissioner of Human Services, the Governor, Assemblyman and Senator representing Warren County, other New Jersey Boards of Chosen Freeholders, all county human service advisory councils, the State Human Service Advisory Council, the Warren County Welfare Board and all county

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welfare agencies in New Jersey.

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

RESOLUTION 726-95

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 December 13, 1995.

RESOLUTION AUTHORIZING THE DIRECTOR OF THE BOARD AND THE ACTING COUNTY ADMINISTRATOR TO EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF WARREN AND THE COUNTY OF HUNTERDON INCREASING THE COST TO HOUSE HUNTERDON COUNTY JUVENILES AT THE WARREN COUNTY FACILITY, EFFECTIVE JANUARY 1, 1996

BE IT RESOLVED that the Director and Administrator of the Board of Chosen Freeholders of the County of Warren are hereby authorized to sign, on behalf of the County of Warren, an Agreement to provide housing at the Warren County Juvenile Detention Facility, increasing the housing cost to \$130.00 per day for each individual housed at the detention facility.

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

RESOLUTION 727-95

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 December 13, 1995.

RESOLUTION AUTHORIZING A DRAINAGE AGREEMENT BETWEEN THE COUNTY OF WARREN AND OWNER OF LOT 9, BLOCK 95, LOPATCONG TOWNSHIP, ALONG COUNTY ROUTE 519

WHEREAS, the County presently owns and maintains drainage systems along County Route #519; and

WHEREAS, the owner of Block 95, Lot 9, desires to make improvements to the extension of these County drainage systems which will benefit both the County and the property owner; and

WHEREAS, it is in the public's best interests to work with the property owner to develop the most efficient, cost effective, maintenance free system possible; and

WHEREAS, the property owner has obtained from the appropriate Municipal and County Planning Boards all approvals which may be required; and

WHEREAS, it has been determined by the County Road supervisor that the County has sufficient materials available to implement it's obligations as set forth in the proposed agreement; and

WHEREAS, the County Engineer and County Road Supervisor have recommended that the drainage project and agreement (attached) be approved; and

WHEREAS, the Board of Chosen Freeholders has determined that execution of the proposed agreement is in the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders of the

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County of Warren do hereby approve the above agreement (attached) and the Director and Clerk are hereby authorized and directed to execute said agreement.

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

RESOLUTION 728-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC9538 MT. HOPE ROCK PRODUCTS, INC., FOR THE 1995 RESURFACING PROJECTS - PHASE II, HOPE, LIBERTY & FRELINGHUYSEN TOWNSHIPS, FOR A NET DECREASE OF \$10,668.59 AND A FINAL CONTRACT AMOUNT OF \$567,109.18

WHEREAS, Contract #WC9538 was awarded to Mt. Hope Rock Products, Inc., for the 1995 Resurfacing Projects - Phase II, County Routes #611, #608 & #519, Hope, Liberty and Frelinghuysen Townships, in the amount of \$577,777.77; and

WHEREAS, final as-built quantities resulted in a net decrease of \$10,668.59; and

WHEREAS, said changes were ordered by the County Engineer; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve Change Order #1 for the above project for a net decrease of \$10,668.59 and a final contract amount of \$567,109.18.

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

RESOLUTION 729-95

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 December 13, 1995.

RESOLUTION AUTHORIZING THE COUNTY OF WARREN TO ENTER INTO A HIGHWAY SAFETY PROJECT GRANT WITH THE NEW JERSEY OFFICE OF HIGHWAY SAFETY IN THE AMOUNT OF \$6,700.00

WHEREAS, there are monies available under the Highway Safety Project Grant with the New Jersey Office of Highway Safety for Safety Construction and Operational Improvements; and

WHEREAS, it would be in the best interest of the County of Warren to apply for said monies

NOW THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board and the Clerk are hereby authorized to sign any and all documents in order to effectuate Highway Safety Project Grant with the New Jersey Office of Highway Safety for Safety Construction and Operational Improvements in the amount \$6,700.00 for the period of January 1, 1996 to September 30, 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/Naomi J. Stout, Deputy Clerk

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

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RESOLUTION 730-95

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 December 13, 1995.

**RESOLUTION AUTHORIZING THE COUNTY OF WARREN TO ENTER INTO
A HIGHWAY SAFETY PROJECT GRANT WITH THE NEW JERSEY OFFICE
OF HIGHWAY SAFETY FOR SAFETY CONSTRUCTION AND OPERATIONAL
IMPROVEMENTS IN THE AMOUNT OF \$6,608.00**

WHEREAS, there are monies available under the Highway Safety Project Grant with the New Jersey Office of Highway Safety for Safety Construction and Operational Improvements; and

WHEREAS, it would be in the best interest of the County of Warren to apply for said monies.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board and the Clerk are hereby authorized to sign any and all documents in order to effectuate Highway Safety Project Grant with the New Jersey Office of Highway Safety for Safety Construction and Operational Improvements in the amount of \$6,608.00 for the period of May 1, 1996, to September 30, 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 731-95

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 December 13, 1995.

**RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC9549 WITH
HUMMER ASPHALT, INC., FOR THE RECONSTRUCTION OF COUNTY
ROUTE #638, GREENWICH TOWNSHIP, FOR A NET INCREASE OF
\$10,119.23 AND A FINAL CONTRACT AMOUNT OF \$473,186.63**

WHEREAS, Contract #WC9549 was awarded to Hummer Asphalt, Inc., of Phillipsburg, New Jersey, for the Reconstruction of County Route #638, Greenwich Township, in the amount of \$463,067.40; and

WHEREAS, final as-built quantities resulted in a net increase of \$10,119.23; and

WHEREAS, said changes were ordered by the County Engineer; and

WHEREAS, adequate funds are available in accounts 008-02500.073 (Co. Rt. 638) and A01-10-02500.03.528 (Repairs to Bridge 638) and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve Change Order #1 for the above project for a net increase of \$10,119.23 and a final contract amount of \$473,186.63.

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

MINUTES**December 13, 1995****RESOLUTION 732-95**

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 December 13, 1995.

RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC9554 WITH SKY PAINTING CORP. FOR THE 1995 BRIDGE PAINTING PROGRAM FOR A NET INCREASE OF \$1,000.00 AND A FINAL CONTRACT AMOUNT OF \$19,000.00

WHEREAS, Contract #WC9554 was awarded to Sky Painting Corp. for the 1995 Bridge Painting Program in the amount of \$18,000.00; and

WHEREAS, additional sandblasting and painting of 1,200 L.F. of P.V.C. pipe was necessary; and

WHEREAS, said changes were ordered by the County Engineer; and

WHEREAS, adequate funds are available in account 008-02500.078 (Reconstruction of County Bridge #20015) and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve Change Order #1 for the above project for a net increase of \$1,000.00 and a final contract amount of \$19,000.00.

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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 733-95

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 December 13, 1995.

RESOLUTION AUTHORIZING WARREN COUNTY TO ENTER INTO AN AGREEMENT WITH THE SOMERSET HOME FOR TEMPORARILY DISPLACED CHILDREN FOR THE PROVISION OF YOUTH SHELTER HOUSING AND SERVICES FOR WARREN COUNTY YOUTH FOR THE PERIOD JANUARY 1, 1996 THROUGH DECEMBER 31, 1996; RATE NOT TO EXCEED \$125 PER DAY

WHEREAS, Warren County is desirous of housing appropriate youth on an as needed basis at the facility operated by the Somerset Home for Temporarily Displaced Children; and

WHEREAS, Somerset Home for Temporarily Displaced Children has agreed to provide youth shelter services to Warren County youth at a rate not to exceed \$125 per day.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the freeholder director and the deputy clerk of the board are hereby authorized to enter into an agreement, attached hereto and made a part hereof with the Somerset Home for Temporarily Displaced Children for the provision of youth shelter services to Warren County youth as outlined in said agreement for the period January 1, 1996 through December 31, 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/Naomi J. Stout, Deputy Clerk

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

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RESOLUTION 734-95

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 December 13, 1995.

**RESOLUTION AUTHORIZING WARREN COUNTY HEALTH
DEPARTMENT TO APPLY FOR PUBLIC HEALTH PRIORITY FUNDING
IN THE AMOUNT OF \$42,500 FOR THE YEAR 1996**

WHEREAS, the New Jersey Department of Health, pursuant to N.J.A.C. 8:52 mandates the provision of comprehensive public health services by local health departments in programs for Health Education, Public Health Nursing, Environmental Health, Communicable Disease, Maternal & Child Health & Adult Health; and

WHEREAS, said mandated services emphasize early intervention for preventable disease, particularly in vulnerable groups such as children, the elderly, the poor and minorities; and

WHEREAS, the Warren County Health Department is the authorized agent for the 23 municipalities in Warren County to provide mandated public health services to the citizenry; and

WHEREAS, Public Health Priority Funding (PHPF), has been a continuous, stable source of funding for mandated public health services in Warren County since 1970; and

WHEREAS, the Warren County Health Department is eligible for PHPF in the amount of \$42,500 for the year 1996, to be applied toward mandated Health Education services; and

WHEREAS, the county in-kind share of providing said services in 1996 will be \$11,000;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Warren County Health Department is authorized to apply for Public Health Priority Funding in the amount of \$42,500 for the year 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 735-95

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 December 13, 1995.

**RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A DEDICATED
ACCOUNT AND PROCESS TO ADMINISTER STATE FUNDING FOR
THE REMEDIATION OF RADON IN CHILD CARE CENTERS**

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) has determined that Warren County has the highest percentage of buildings with elevated levels of indoor radon in the State, and

WHEREAS, there is a particular concern for radon exposure in child care centers, since such facilities are often located in the lowest level of structures where radon concentrations are highest, and

WHEREAS, a cooperative project by the Warren County Health Department (WCHD) and NJDEP has identified a number of child care centers in Warren County with radon levels that exceed the recommended limit, and

WHEREAS, NJDEP funding of approximately \$6,000 - \$7,000 is available to remediate

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December 13, 1995

radon in Warren County Child Care Centers, and

WHEREAS, the NJDEP has requested that the WCHD administer said funding, and

WHEREAS, the County Public Health Coordinator, Purchasing Agent and FISCA Officer have developed a process to review and approve remediation work applications from eligible child care centers, and to disburse funding for completed remediation projects,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to establish a dedicated radon remediation account to reimburse eligible child care centers for remediation costs, and

BE IT FURTHER RESOLVED, that the Public Health Coordinator is authorized to administer the process.

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

The resolution entitled: "RESOLUTION REJECTING THE "ASH PAVING DEMONSTRATION PROJECT" AND PROHIBITING THE USE OF ANY ASH/AGGREGATE PAVING MATERIAL IN WARREN COUNTY ON PROPERTY OWNED BY OR UNDER THE JURISDICTION OF WARREN COUNTY" was tabled until after discussion in executive session.

RESOLUTION 736-95

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 December 13, 1995.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE WARREN HAVEN STORAGE BUILDING AND SITE IMPROVEMENTS, MANSFIELD TOWNSHIP, WARREN COUNTY, NEW JERSEY - CONTRACT #WC95124

BE IT RESOLVED that the plans and specifications for the Warren Haven Storage Building and Site Improvements, Mansfield Township, 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 STAR GAZETTE papers printed in this County.

TENTATIVE SCHEDULE

ADVERTISING DATE - Thursday, December 21, 1995

BIDS TO BE RECEIVED - Tuesday, February 6, 1996 at 1:30 P.M.

AWARD DATE - Wednesday, February 14, 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 737-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION RE: APPOINTMENT OF WARREN COUNTY MEDICAL EXAMINER

WHEREAS, N.J.S.A. 52:17B-83 requires that the County shall maintain the Office of County Medical Examiner; and

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WHEREAS, the County Medical Examiner shall be appointed by the Board of Chosen Freeholders for a term of office of five years; and

WHEREAS, Dr. Isidore Mihalakis has served in the capacity of County Medical Examiner and possesses the requirements to fulfill the duties of this office;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby appoint Dr. Isidore Mihalakis as the Warren County Medical Examiner for a five-year term commencing January 1, 1996 and ending December 31, 2000; and

BE IT FURTHER RESOLVED that compensation for the County Medical Examiner shall be as appropriated in the annual budget of the Board of Chosen Freeholders.

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

RESOLUTION 738-95

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 December 13, 1995.

RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH ISIDORE MIHALAKIS, M.D., AS WARREN COUNTY MEDICAL EXAMINER AND DEFINING THE OPERATIONS OF THE MEDICAL EXAMINER'S OFFICE AS PROVIDED BY LAW

WHEREAS, the Warren County Board of Chosen Freeholders appointed Isidore Mihalakis, M.D., as the Warren County Medical Examiner by Resolution #39-91 dated January 9, 1991; and

WHEREAS, it is in the public interest and in the interest of both parties to more clearly describe the duties, functions and compensation of the Medical Examiner, the Medical Examiner's Office and the County;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that a professional services agreement be entered into with Isidore Mihalakis, M.D.; and

BE IT FURTHER RESOLVED that the terms of said Agreement shall be incorporated herein by reference; and

BE IT FURTHER RESOLVED that the Agreement 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 professional services agreement approved and entered into by this Resolution; and

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

1. The Director is hereby authorized to execute said agreement by signing same.
2. This contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.

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3. Notice of this action shall be published in the Star Gazette/Forum, as required by law, within ten (10) 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 739-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

**RESOLUTION AUTHORIZING THE DIRECTOR OF THE BOARD TO EXECUTE
A PROFESSIONAL SERVICES AGREEMENT WITH NISIVOCIA AND COMPANY
FOR AUDITING AND FINANCIAL COUNSELING SERVICES FOR THE 1994
CASINO REVENUE GRANT FOR AN AMOUNT NOT TO EXCEED \$2,900**

WHEREAS, there exists a need for professional services of a Registered Public Accountant to provide auditing and financial counseling services for the 1994 Casino Revenue Grant:

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 #0019280015.384 and certified by the County Financial Officer:

NOW, THEREFORE BE IT RESOLVED the Director of the Board of Chosen Freeholders is authorized to sign the Professional Services Agreement with Nisivoccia and Company, Randolph, NJ for auditing and financial counseling services as related to the 1994 Casino Revenue Grant: agreement not to exceed \$2,900.

BE IT FURTHER RESOLVED, 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.

Notice of this action shall be published in the Star Gazette, 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 740-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

**RESOLUTION AWARDED CONTRACT #WC9518P-3 FOR ENGINEERING SERVICES FOR
INSPECTION OF THE REPLACEMENT OF WARREN COUNTY BRIDGE #10033, REEDER
ROAD OVER BUCKHORN CREEK, HARMONY TOWNSHIP, TO BIGGS ENGINEERING
ASSOCIATES OF WASHINGTON, N.J., IN THE AMOUNT OF \$9,600.00**

WHEREAS, the County received Proposals on Tuesday, March 7, 1995, for Engineering Services for Inspection of Various Warren County Construction Projects for 1995; and

WHEREAS, Biggs Engineering Associates of Washington, New Jersey, submitted the lowest responsible and responsive Proposal for Inspection of the Replacement of Warren

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County Bridge # 10033, Reeder Road over Buckhorn Creek, Harmony Township, in the amount of \$9,600.00; and

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

WHEREAS, adequate funds are available in account 008-02500.1995.002 (Bridge #10033) and certified by the County Chief Financial Officer.

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 Biggs Engineering Associates of Washington, New Jersey, in the amount of \$9,600.00.

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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 741-95

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 December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC95113-1 GROCERY CATEGORIES I, II, III, AND IV, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 15, 1996 THROUGH JULY 14, 1996 TO FEESER'S INC., IN THE APPROXIMATE AMOUNT OF \$63,000.00

BE IT RESOLVED, that contract WC95113-1 for grocery categories I, II, III, and IV is hereby awarded

to . . . Feeser's Inc., Harrisburg, Pennsylvania
in the approximate amount of . . . \$63,000.00
as per their bid submitted . . . November 13, 1995
and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid submitted.

Funding for this contract will be provided in budget account A01-06-01501.06.028 - Warren Haven Dietary 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 742-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC95113-2 GROCERY CATEGORY V, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 15, 1996 THROUGH JULY 14, 1996 TO BERNARD FOOD INDUSTRIES, INC., IN THE APPROXIMATE AMOUNT OF \$13,500.00

BE IT RESOLVED, that contract WC95113-2 for grocery category V is hereby awarded to . . . Bernard Food Industries, Inc., Evanston, Illinois
in the approximate amount of . . . \$13,500.00
as per their bid submitted . . . November 13, 1995

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

Funding for this contract will be provided in budget account A01-06-01501.06.028 - Warren Haven Dietary 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 743-95

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 December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC95113-3 GROCERY CATEGORY VI, FOR WARREN HAVEN FOR THE PERIOD OF JANUARY 15, 1996 THROUGH JULY 14, 1996 TO IRELAND COFFEE-TEA, INC., IN THE APPROXIMATE AMOUNT OF \$13,000.00

BE IT RESOLVED, that contract WC95113-3 for grocery category V is hereby awarded to . . . Ireland Coffee-Tea, Inc., Pleasantville, New Jersey in the approximate amount of . . . \$13,000.00

as per their bid submitted ... November 13, 1995

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

Funding for this contract will be provided in budget account A01-06-01501.06.028 - Warren Haven Dietary 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 744-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC9577-3 WITH HIRIAM UNITY MASONIC TEMPLE - MANSFIELD LODGE #36 F. & A.M. IN WASHINGTON, NEW JERSEY FOR A NUTRITION SITE ON A MONTH TO MONTH BASIS FOR THE PERIOD OF JANUARY 1, 1996 THROUGH DECEMBER 31, 1996 IN THE AMOUNT OF \$575.00 PER MONTH

BE IT RESOLVED, that this contract is awarded to the Hiriam Unity Masonic Temple - Mansfield Lodge #36 F. & A.M. to provide a nutrition site at Route 31 North, Washington, New Jersey

The contract is to be on a month to month basis at a monthly rental of \$575.00 Funding for this contract is subject to the receipt of 1996 grants.

BE IT FURTHER RESOLVED, that the Director of the Board of Chosen Freeholders be

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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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 745-95

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 December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC9577-4 WITH THE TOWN OF HACKETTSTOWN FOR A NUTRITION SITE ON A MONTH TO MONTH BASIS FOR THE PERIOD OF JANUARY 1, 1996 THROUGH DECEMBER 31, 1996 IN THE AMOUNT OF \$500.00 PER MONTH)

BE IT RESOLVED, that this contract is awarded to the Town of Hackettstown to provide a nutrition site in Hackettstown, New Jersey.

The contract is to be on a month to month basis at a monthly rental of \$500.00.

Funding for this contract is subject to the receipt of 1996 grants.

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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 746-95

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 December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC9580 FOR TEMPORARY EMPLOYMENT SERVICES TO MANPOWER INTERNATIONAL INC. FOR THE PERIOD OF JANUARY 1, 1996 THROUGH DECEMBER 31, 1996 AT THE RATES AS PER THEIR ATTACHED PROPOSAL

BE IT RESOLVED, that Contract WC9580 for temporary employment services and training is hereby awarded

to . . . Manpower International Inc., Milwaukee, Wisconsin

at the rates stated in their proposal for the period of January 1, 1996 through December 31, 1996 as per their bid submitted December 5, 1995

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

Funding for this contract will be provided from individual department salary accounts if and when temporary employees are required or from the county training account if training is implemented.

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/Naomi J. Stout, Deputy Clerk

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

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RESOLUTION 747-95

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 December 13, 1995.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO WARNOCK DODGE INC., UNDER NEW JERSEY STATE CONTRACT #73797 FOR ONE (1) 1996 DODGE BR2500 4 x 2 PICKUP TRUCK FOR THE WARREN COUNTY BRIDGE DEPARTMENT IN THE AMOUNT OF \$15,009.00

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for one (1) 1996 Dodge BR2500 4 x 2 Pickup Truck in the total amount of ... \$15,009.00 to . . . Warnock Dodge Inc., East Hanover, New Jersey at the prices established under New Jersey State Contract #73797 Funding for this contract has been provided in account A01-10-02500.04.532 - Capital Roads 4WD Pickup w/plow

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

RESOLUTION 748-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION RE: EXTENSION OF CONTRACT WITH TCT TRANSIT TO PROVIDE PARATRANSIT SERVICES FOR THE PERIOD OF JANUARY 1, 1996 THROUGH MARCH 31, 1996; FUNDS TO BE PROVIDED THROUGH THE 1996 COUNTY TEMPORARY BUDGET AND FY'96 STATE GRANT FUND

WHEREAS, the existing contract with TCT Transit to provide paratransit services expires December 31, 1995, and

WHEREAS, the County of Warren desires to continue to provide these services to the citizens of the County, and

WHEREAS, the 1996 Paratransit contract will not be effective until April 1, 1996

NOW, THEREFORE BE IT RESOLVED, that the Board of Chosen Freeholders agrees to extend the existing contract with TCT Transit through the period of March 31, 1996 at a rate of \$76,320.77 per month or \$228,962.31 total, and

BE IT FURTHER RESOLVED, that the necessary funding to continue these services be provided for in the initial 1996 temporary budget and FY'96 State Grant funds for Paratransit 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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 749-95

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 December 13, 1995.

RESOLUTION RE: AWARD OF CONTRACT WC95111P FOR A LOCAL CORRIDOR STUDY FOR US ROUTE 22, NEW JERSEY ROUTES 57 AND 122, AND COUNTY

MINUTES**December 13, 1995****ROUTE 519 FOR THE WARREN COUNTY PLANNING DEPARTMENT TO
KELLER & KIRKPATRICK, INC., IN THE TOTAL AMOUNT OF \$60,000.00**

BE IT RESOLVED, that Contract WC95111P for a local corridor study for US Route 22, New Jersey Routes 57 and 122 and County Route 519 is hereby awarded to . . . Keller & Kirkpatrick, Inc., Parsippany, New Jersey in the total amount of . . . \$60,000.00 as per their proposal submitted November 20, 1995 and reviewed and recommended by the Planning Director as the lowest responsible and responsive proposal submitted. Funding for this contract has been provided in budget account 0019280037.200 - Rt 22 Local Corridor Study

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/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 750-95

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 December 13, 1995.

**RESOLUTION ESTABLISHING THE DIVISIONS OF EMERGENCY MANAGEMENT, 911
AND FIRE MARSHAL UNDER THE DEPARTMENT OF PUBLIC SAFETY**

WHEREAS, pursuant to NJSA 40:21-1, the Warren County Board of Chosen Freeholders has the authority to manage, control and govern the property, finances and affairs of the county, and to organize the structure of county government; and

WHEREAS, the board exercised this authority by creating a Department of Public Safety on November 23, 1993; and

WHEREAS, a need now exists to create the divisions of Emergency Management, 911 and Fire Marshal within the Department of Public Safety for purposes of complying with New Jersey Department of Personnel organizational regulations;

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that there is hereby established the divisions of Emergency Management, 911 and Fire Marshal under the county Department of Public Safety; and

BE IT FURTHER RESOLVED that the Department of Public Safety and its newly created divisions continue to be a part and under the direction of the county administrator and board of chosen freeholders.

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

Resolutions were received from Monmouth County and Hunterdon County requesting that all flags be flown at half staff on December 7th, 1995 and on December 7th of each year in remembrance of Pearl Harbor Day.

A resolution was received from Sussex County requesting the NJ State Legislature to amend Title 19 of the State Statutes regarding election law to allow individuals registered as

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independent and non-party voters to qualify and serve as district election board members.

A resolution was received from Mercer County endorsing U.S. HR 4 which changes federal guidelines to permit welfare authorities to cooperate with police investigations.

A resolution was received from Mercer County supporting the passage of Assy. Bill A-1114 and Senate Bill S-1019 amending the Senior Citizen and Disabled Resident Transportation Assistance Act.

County Counsel David Wallace reported that he has reviewed the statutes governing the funding of the fire school and the funding limit is \$10,000 per year with the responsibility for training purposes. There is no max on capital expenses.

All other items under his report are for executive session.

County Engineer David Hicks had nothing to report.

County Planner David Dech reported that he met with NJDOT to talk about the traffic problem in Hackettstown. DOT indicated that they did not have the funding to do a full corridor study in Hackettstown. They want a show of public support.

Mr. Dech said that in an effort to acquire open space, he would like to apply for Green Acres funds for a property in Hardwick Township. This funding is 75% loan and 25% grant with the loan payable at 2% over 20 years. A public hearing is needed and he is requesting that it be set for January 17th. The board agreed to this date.

CFO Pete Houck reported that he has looked into the law that allows us to collect co-pay for medical costs from inmates and he said that the law lets us recover these costs. Gloucester County said they have realized a \$60,000 decrease in medical costs since they have started this co-pay program. The law actually goes into effect March 2, 1996.

Mr. Dinger said that we have also received a proposal from CHS to do this and we have sent it to counsel for review. This has been done in several other counties but has the potential for challenging the constitutionality of this.

Acting County Administrator Henry Dinger presented two hiring requests and the board approved the Asst. Public Health Nurse Supervisor but held the Groundskeeper position until budget time.

The board approved the request from Easter Seals for a third and final extension of the closing until April 1996.

The discussion of the proposed declaratory judgment action by Sussex County under the Judicial Unification Act will be held in executive session.

Regarding the health care costs, Fiscal 1996, we need to go back and ask for alternatives.

The date of January 1st, 1996 at 1:00 p.m. was tentatively set for the Annual Reorganization Meeting. Mrs. Dickey will firm this date up by Friday.

The board authorized the director to sign the WC Emergency Operating Plan.

Mr. Dinger reminded the board to consider the PRMUA appointments, the college search committee appointments, a reappointment to the welfare board, the reappointment of the fire marshal, the reappointment of the road supervisor, the reappointment of the CFO and they should also be thinking about the proposal regarding workers comp self-insurance for the

MINUTES**December 13, 1995**

December 27th meeting.

Under freeholder comments, Mr. Miller had no comments and Mrs. Stone had no comments.

Mrs. Dickey mentioned that there was a very good turn out at the Business Awards Dinner.

Mr. Miller then mentioned that he had attended the year-end NJAC conference last Friday and the state treasurer said that funds will be made available to the counties for the new accounting system.

Pete Houck said that there are three options available to us and he has been talking to Lou Mai about this.

Under closing comments, Jim Cooper asked where the county stands on the administrator position and Mrs. Dickey said it is still under discussion.

There were no press comments or questions.

RESOLUTION 751-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION TO PAY BILLS

BE AND IT IS HEREBY RESOLVED that the Master Voucher Certificate for Certification for Payment No. 95-31, 32 dated December 13, 1995 in the amount of \$4,251,154.50 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

95-31 Election	35,393.00
95-32	2,394,478.76
Payroll 11/22	914,064.56
Payroll 12/7	<u>907,218.18</u>
TOTAL	\$4,251,154.50

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

RESOLUTION 752-95

On motion by Mr. Miller, seconded by Mrs. Stone, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held December 13, 1995.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON SEPTEMBER 13, 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

MINUTES**December 13, 1995**

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
Mrs. Dickey called for a five minute break at 10:35 p.m.
The board went into executive session at 11:00 p.m.
The board returned to open session at 12:40 a.m.

County counsel advised that nothing discussed in executive session has lost its confidentiality.

On motion by Mr. Miller, seconded by Mrs. Stone, county counsel was authorized to represent the prosecutor in certain matters with regard to the Department of Personnel as discussed in executive session.

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

On motion by Mr. Miller, seconded by Mrs. Dickey, authorization was given to prepare a resolution for the next meeting for positions in the Sheriff's Department as per a discussion held in executive session.

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

Regarding the settlement agreement that has already been signed, this stands as drawn, we can't get out of this agreement, it can not be abandoned.

On motion by Mrs. Stone, seconded by Mr. Miller, the resolution entitled: **"RESOLUTION REJECTING THE "ASH PAVING DEMONSTRATION PROJECT" AND PROHIBITING THE USE OF ANY ASH/AGGREGATE PAVING MATERIAL IN WARREN COUNTY ON PROPERTY OWNED BY OR UNDER THE JURISDICTION OF WARREN COUNTY"** was read for discussion purposes.

Mrs. Stone said that she feels that the body of this resolution goes into too much detail and feels that it should involve Warren County only.

Mr. Miller had some concerns about the third paragraph in that we don't have enough information to back up that particular statement.

MINUTES**December 13, 1995****RESOLUTION 753-95**

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 December 13, 1995.

RESOLUTION REJECTING THE "ASH PAVING DEMONSTRATION PROJECT" AND PROHIBITING THE USE OF ANY ASH/AGGREGATE PAVING MATERIAL IN WARREN COUNTY ON PROPERTY OWNED BY OR UNDER THE JURISDICTION OF WARREN COUNTY

WHEREAS, the "Project Management Team" (PMT) and its member agencies have made a determination to use waste-to-energy combustion residue as a substitute aggregate in paving applications; and

WHEREAS, the PMT proposes to demonstrate the use of this material through a test paving project on a portion of road in Elizabeth, New Jersey; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of Warren County hereby goes on record as rejecting the Ash Paving Demonstration Project and petitions the PMT and, more specifically, those State agencies having membership on the PMT to abandon said project; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to the PMT and each member organization thereof, to each of the 23rd Legislative District representatives, to the PCFA and to the governing bodies of all municipalities in Warren County; and

BE IT FURTHER RESOLVED that the freeholder board requests that the Pollution Control Financing Authority of Warren County comply with the county's solid waste management plan and immediately landfill the ash; and

BE IT FURTHER RESOLVED that the Board of Chosen Freeholders of Warren County hereby prohibits the use of waste-to-energy combustion residue as a substitute aggregate in paving applications for any purpose on any property owned by or under the jurisdiction of the County of Warren; and

BE IT FURTHER RESOLVED that the September 22, 1993 and October 27, 1993 resolutions remain in full force and effect.

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

This resolution was adopted in the amended form as discussed previously.

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

Margo Rhinehart asked Dave Wallace what he bases his decision on regarding the settlement agreement. Mr. Wallace said that the agreement was reached over the last few days and all the signature sheets were received yesterday.

Mrs. Stone said that she is concerned whether similar resolutions are being passed by other boards.

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 1:00 a.m.

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

ATTESTED TO:

Naomi J. Stout, Deputy Clerk