

MINUTES**February 28, 1996**

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Administration Building, Belvidere, NJ on Wednesday, February 28, 1996 at 7:18 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 Mr. Miller, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held February 14, 1996 were approved as presented.
ROLL CALL: Mr. Miller: yes Mrs. Stone: abstain Mrs. Dickey: yes

On motion by Mr. Miller, seconded by Mrs. Dickey, the executive session minutes of the regular meeting of the Board of Chosen Freeholders held February 14, 1996 were approved as presented.
ROLL CALL: Mr. Miller: yes Mrs. Stone: abstain Mrs. Dickey: yes

PROCLAMATION 101-96

On motion by Mrs. Stone, seconded by Mr. Miller, the following proclamation was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 28, 1996.

NATIONAL COUNTY GOVERNMENT WEEK - APRIL 21 - 27, 1996

WHEREAS, America faces many changes now and in the future and meeting those challenges successfully lies with county government -- the governments of the future; and

WHEREAS, county governments are committed to stopping unfunded mandates which are depleting local revenues and causing local services to be cut back; and

WHEREAS, county governments are the nation's health safety net providing hospital and health services to the poor and those without insurance; and

WHEREAS, county governments are leading the fight to end violence and reduce crime through programs and policies in pursuit of solutions to help our nation's troubled youth; and

WHEREAS, governments are using technology and innovation to tackle the nation's problems; and

WHEREAS, county governments are flexible and adaptable in providing services directly to the people and are able to provide county-wide and regional solutions to problems; and

WHEREAS, America's counties are America's future and in recognition of the contributions made and the leadership offered by our nation's counties;

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen

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Freeholders joins with the New Jersey Association of Counties in recognizing April 21 - 27, 1996 as National County Government Week.

Susan A. Dickey, Director
Board of Chosen Freeholders

I hereby certify the above to be a true copy of a proclamation 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

This proclamation will be mailed to NJAC.

PROCLAMATION 102-96

On motion by Mrs. Stone, seconded by Mr. Miller, the following proclamation was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 28, 1996.

WOMEN'S HISTORY MONTH - MARCH 1996

WHEREAS, American women of every race, class and ethnic background helped found the Nation in countless recorded and unrecorded ways as servants, slaves, nurses, nuns, homemakers, industrial workers, teachers, reformers, soldiers and pioneers; and

WHEREAS, American women have played and continue to play a critical economic, cultural and social role in every sphere of our Nation's life by constituting a significant portion of the labor force working in and outside of the home; and

WHEREAS, American women have played a unique role throughout our history by providing the majority of the Nation's volunteer labor force and have been particularly important in the establishment of early charitable, philanthropic and cultural institutions in the country; and

WHEREAS, American women of every race, class and ethnic background served as early leaders in the forefront of every major progressive and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor union movement and the modern civil rights movement; and

WHEREAS, despite these contributions, the role of American women in history has been consistently overlooked and undervalued in the body of American history.

NOW, THEREFORE, BE IT RESOLVED that the month of March is designated as "Women's History Month", and the Women's Commission is calling upon the people of Warren County and the Board of Chosen Freeholders to observe the month of March 1996 with appropriate ceremonies and activities.

Susan A. Dickey, Director
Board of Chosen Freeholders

I hereby certify the above to be a true copy of a proclamation 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 accepted this proclamation on behalf of the Commission for Women.

Mrs. Dickey also mentioned that Mrs. Stone has been recognized by this commission as "Woman of the Year" and will be honored at a luncheon to be held on March 29th at 12:30 p.m. at Centenary College in Hackettstown.

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At approximately 7:25 p.m., Michael Hession, Transportation Coordinator, gave a brief report on the reports prepared by Urbitran Associates regarding consultant services for the Paratransit Program.

In the first report, Urbitran looked at several aspects of the system; operations, administration, maintenance, capital maintenance and ADA compliance.

In the area of group trips, they are looking for natural grouping and also looking at the underserved areas; under administration, they are looking at the contract terms, they should be more long term; regarding ADA compliance, they are looking at hiring policies and a facility that is wheelchair accessible. Under marketing, there is a need to establish a coordinated system as part of the community, one recommendation is to have a Mental Health representative and one other person visit different groups and give presentations. The previous maintenance plan needs to be addressed also. Also, 50% of the fleet should be accessible.

Mrs. Dickey asked if there is a timetable for the agencies to work through the county. Michael said that three; ARC, Family Guidance and Abilities are on line and Kresfield Adult Day Care will come on line by April 1st.

Under the Phillipsburg study, it speaks of the fixed route links with Lopatcong and Easton by Delaware River Coach Lines. They have three 40 foot buses that have a capacity of 45 passengers each. These buses are too large and their service is too costly. The cost is \$350,000 annually but they only generate \$37,000 annually in revenue.

They have proposed four alternates: 1. revise the existing system with a 11% recovery rate 2. single bus fixed route with a 14% recovery rate 3. flex route (single route); route deviation with a 13.8% recovery rate or 4. demand response system (two routes) with a 10.8% recovery rate. (The recovery rate is 7% of the farebox monies)

Urbitran recommends a change to smaller buses, two buses on a fixed route, rebid the Phillipsburg service or transfer to the county. NJ Transit has reviewed this plan and accepted Alternate #3, this is a viable option for the future.

Freeholder Stone asked if NJ Transit will fully fund this plan and Mike said that this is not known yet. Mrs. Stone said that she agrees about the size of the buses.

Mike said that Hackettstown has the Wheels Program which is a two year pilot program and seems to work very well.

Mrs. Dickey invited Michael to attend the freeholder travelling meeting in Hackettstown on March 6th to talk about this issue.

At approximately 8:00 p.m., David Dech, WC Planning Director, spoke to the board regarding the Open Space Trust Fund. Mr. Dech went through the plan and made minor revisions with the board's approval.

As far as determining funding for farmland development, Duane Copley said that the Ag Board knows around August 1st what they will be pursuing and so they can come to the board in the fourth quarter of the year with their recommendations.

Dave Dech said that they can get their projects ready for freeholder review in the fourth quarter for the following year. Mr. Wallace will hold off in preparing the resolution until everything is considered, dates, etc. and submit it in November.

Dave Dech asked if there would be any problem in holding the extra monies in each category and the board had no problem with that. Bill Hanley said that it is not essential to use all the funds each year, they can be held over.

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Under public comments, Fred Klausser of Koh-I-Noor said that there will be a letter presented tonight to be submitted to DEP for a continuation of a thirty day public comment period regarding the Greenwich Township Sewage Treatment Plant.

Dave Dech said that the thirty day extension period has been requested for an additional public review period to give people more time to review and make comments.

Ann Stone said that this issue should be presented by the township, not the county. This matter has been under consideration for nine years and much time and effort has been put into it.

Mrs. Stone said that when the environmental commission was formed, if a municipality asked for help we would help them but this has not happened in this case. The request has come from the Mayor of Greenwich Township, not the township council, she believes in home rule. This is a local issue and we should let the township proceed.

Mr. Klausser asked about the makeup of the environmental commission, what can they ask that the township can't ask.

Mrs. Dickey said that there are questions that need to be answered. Mr. Klausser said that over the last nine years, every conceivable question has been asked. Another thirty day delay will make many changes, bad changes. He again pointed out that they have been working on this for a total of nine years.

Mrs. Stone said that we have to let the townships run their own show.

Mr. Klausser asked if there are qualified people on the environmental commission.

Jay Miers, Director of Economic Development and Tourism, said that Greenwich Township is very opposed to this delay.

Donald Kemmerer of Dowell Associates said that they are the lead party to this project. There is \$500,000 involved in this project and the DAC application allows them to go to the next step. This application would not be approved if everything was not be in order.

Jay Martino, Greenwich Township resident, said that he is very opposed to the sewage treatment plant for a variety of reasons.

Glen Pinaro of Sussex County said he has been working with DEP for twenty three years and the discharge allocation certificate is the most difficult thing to get. New Jersey probably has the strictest environmental laws in the United States.

Doris Rayna, Chairman of the Greenwich Township Planning Board, said that they need this plant or they will have no industry in the township. She asked that they please take no action tonight.

Anna Maria Caldara, said that 7-1/2 years ago the incinerator was approved based on laws and now look where we are.

Don Kemmerer said that if a special meeting is set up, make sure all the proper people are there. He also said that all of the waste coming into this plant is domestic waste, not industrial.

Lois Markle of Harmony Township thanked the board for their concern during the recent flooding. She also commended the county for the good job they did on snow removal.

Anna Maria Caldara mentioned that Elizabeth, NJ has passed a resolution and ordinance against the ash paving road project.

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Ben Ritter and Neal Conover, Councilmen for the Town of Belvidere spoke to the board as representatives of the Belvidere Town Council requesting help from the board to pass a resolution or make a motion for support to the Town of Belvidere regarding Green Acres land acquisition. They are talking about purchasing approximately 74 acres of property from two landowners in Belvidere which would put a further tax burden on the Belvidere taxpayers. It would be around 10% more of our property off the tax roles. They are asking for this acquisition to be put on hold.

Mr. Miller requested that before the freeholders take action, a formal request be submitted by the Town of Belvidere Mayor and Town Council. Then the board can take action.

Mr. Ritter said they can probably have this by Tuesday, March 5th. Perhaps the board can act on this at the freeholder meeting to be held in Hackettstown on March 6th.

Dave Dech suggested to the board that perhaps the environmental commission can hold an emergency meeting within the next few days and ask any questions that they may have. There would be no advantage in delaying the permit approval.

Doris Rayna asked if there were all these concerns, why did they wait until now to ask these questions.

Mr. Miller said that he attended the environmental commission meeting last week and he thinks they are on a witch hunt; #1 being the PCFA, #2 the development in Pohatcong and #3 the sewage plant in Greenwich Township. Nothing positive has come out of this commission since it has been formed.

On the issue of supporting the request for a thirty day extension, Mr. Miller said no, Mrs. Stone said no and Mrs. Dickey said yes.

Michael Regrut spoke to the board regarding a request that he made in October 1995 to receive eight different pieces of information. He submitted copies of his correspondence to the board, Mr. Dinger and county counsel. He said he wrote to Mr. Dinger on October 11th but received no response. He also called Mr. Dinger but Mr. Dinger did not respond. Mr. Wallace responded on behalf of Mr. Dinger. Michael Regrut specifically asked the board if the items in question are a matter of public record. Mr. Wallace responded to Michael Regrut on behalf of the board citing that he, Mr. Wallace had responded to Michael Regrut in October and November 1995. Michael Regrut directed the same question to Mr. Dinger who responded that he would not answer this question but deferred to county counsel. Mr. Wallace again mentioned that he had responded to Michael Regrut on November 9, 1995 with an answer to his question. Mr. Wallace mentioned for the record that this portion of the public comments were recorded by Mr. Michael Regrut. Michael Regrut was asked to provide another request in writing for the information previously requested and he responded that he would make this request in writing.

RESOLUTION 103-96

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 February 28, 1996.

**INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE
AMOUNT OF \$66,619.00 FROM THE STATE OF N.J. DEPT. OF COMM. AFFAIRS,
DIV. ON AGING, OLDER AMERICANS ACT, INITIAL TITLE III**

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any

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source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$66,619.00 as Revenue from the State of New Jersey, Dept. of Comm. Affairs, Div. on Aging, Older Americans Act, Initial Title III.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the insertion of an item of Revenue in the budget of the year 1996 in the sum of \$66,619.00 which item is now available as a Revenue from the State of N.J., Dept. of Comm. Aff., Div. on Aging, Older Americans Act, Initial Title III.

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 104-96

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 February 28, 1996.

**INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE
AMOUNT OF \$6,000.00 FROM THE STATE OF N.J., DEPT. OF HUMAN SERVICES,
DIV. OF YOUTH & FAMILY SERV., PARATRANSIT SERVICES**

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$6,000.00 as Revenue from the State of N.J., Dept. of Human Services, Div. of Youth & Family Services, Paratransit Services.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the insertion of an item of Revenue in the budget of the year 1996 in the sum of \$6,000.00 which item is now available as a Revenue from the State of N.J., Dept. of Human Serv., Div. of Youth & Family Serv., 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

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RESOLUTION 105-96

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 February 28, 1996.

**INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE
AMOUNT OF \$10,266.00 FROM THE STATE OF N.J., DEPT. OF LAW & PUB.
SAFE., DIV. OF CRIM. JUST., VICTIM WITNESS ADVOCACY**

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$10,266.00 as Revenue from the State of N.J., Dept. of Pub. Safe., Div. of Crim. Just., Victim Witness Advocacy.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the insertion of an item of Revenue in the budget of the year 1996 in the sum of \$10,266.00 which item is now available as a Revenue from the State of N.J., Dept. of Pub. Safe., Div. of Crim. Just., Victim Witness Advocacy.

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 106-96

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 February 28, 1996.

**INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE
AMOUNT OF \$51,025.00 FROM THE STATE OF N.J., DEPT. OF HUMAN SERVICES,
DIV. OF FAM. DEVEL., SOCIAL SERVICE FOR THE HOMELESS #H1WZ6N.**

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$51,025.00 as Revenue from the State of N.J., Dept. of Human Serv., Div. of Family Development, Social Service for the Homeless #H1WZ6N.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the

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insertion of an item of Revenue in the budget of the year 1996 in the sum of \$51,025.00 which item is now available as a Revenue from the State of N.J., Dept. of Human Serv., Div. of Family Development, Social Service for the Homeless #H1WZ6N.

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 107-96

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 February 28, 1996.

INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$309,900. FROM THE NEW JERSEY TRANSIT CORP., SENIOR CITIZEN & DISABLED RESIDENT TRANSPORTATION ASSISTANCE AGREEMENT

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$309,900.00 as Revenue from the NJ Transit Corp., Senior Citizen & Disabled Resident Transportation Assistance Agreement.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the insertion of an item of Revenue in the budget of the year 1996 in the sum of \$309,900.00 which item is now available as a Revenue from the NJ Transit Corp., Senior Citizen & Disabled Resident Transportation Assistance 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 108-96

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 February 28, 1996:

INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$86,532.00 FROM THE STATE OF N.J., DEPT. OF HUMAN SERVICES, DIV. OF YOUTH & FAMILY SERV., FAMILY COURT #AKW26N

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

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WHEREAS, the County of Warren has been allocated in the amount of \$86,532.00 as Revenue from the State of N.J., Dept. of Human Serv., Div. of Youth & Family Serv., Family Court #AKW26N.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the insertion of an item of Revenue in the budget of the year 1996 in the sum of \$86,532.00 which item is now available as a Revenue from the State of N.J., Dept. of Human Serv., Div. of Youth & Family Serv., Family Court #AKW26N.

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 109-96

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 February 28, 1996.

INSERTION INTO THE 1996 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$12,000.00 FROM THE STATE OF N.J., DIV. OF FAMILY DEVELOPMENT, REALIZING ECONOMIC ACHIEVEMENT PROGRAM #F1WZ5N

WHEREAS, N.J.S.A 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the Budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$12,000.00 as Revenue from the State of New Jersey, Div. of Family Deve., Realizing Economic Achievement Program #F1WZ5N.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of the Division of Local Finance to approve the insertion of an item of Revenue in the budget of the year 1996 in the sum of \$12,000.00 which item is now available as a Revenue from the State of N.J., Div. of Family Deve., Realizing Economic Achievement Program #F1WZ5N.

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 110-96

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 February 28, 1996.

RESOLUTION RE: THE ANNUAL BUDGET OF THE

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communities efficiently and effectively; and

WHEREAS, the North Jersey Transportation Planning Authority (hereinafter the "NJTPA"), the federally mandated and state designated metropolitan planning organization for the northern New Jersey region and the Federal Transit Administration has approved a Section 8 studies grant in the amount \$300,000.00 to the counties of Morris, Sussex, and Warren for a study entitled the "Northwest New Jersey-Northeast Pennsylvania Passenger Rail Study"; and

WHEREAS, the counties of Morris, Sussex, and Warren have determined it to be in the best interests of their residents and jurisdictions to proceed without delay to enter into a contract with the NJTPA for the "Northwest New Jersey-Northeast Pennsylvania Passenger Rail Study" and to jointly select and hire a transportation consultant to perform the study with active participation by the sponsoring counties; and

WHEREAS, prior to the contracting with the NJTPA for the Section 8 funds an interlocal agreement must be executed between Morris, Sussex, and Warren Counties,

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

1. The Interlocal Service Agreement by and between the County of Warren, the County of Morris and the County of Sussex, a copy of which is attached hereto and made a part hereof by reference, providing for the participation of the counties in a North Jersey Transportation Planning Authority Section 8 studies grant entitled "Northwest New Jersey-Northeast Pennsylvania Passenger Rail Study", as set forth in said Agreement, is hereby approved.

2. The Freeholder Director is hereby authorized and directed to execute said Agreement on behalf of the County of Warren.

BE IT FURTHER RESOLVED that a copy of this resolution shall be published, together with a notice of the date, time and place fixed for consideration of its final adoption, and notification of the place at which copies of the proposed contract are available for public inspection and the times at which such inspection is permitted, in The Star Gazette as provided by law.

First reading and introduction	February 28, 1996
Publish, <u>The Star Gazette</u>	March 7, 1996
Second Reading, public hearing and final adoption	March 20, 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: abstain

RESOLUTION 112-96

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 February 28, 1996.

RESOLUTION REQUESTING THE WARREN COUNTY LEGISLATIVE DELEGATION STUDY AND INTRODUCE LEGISLATION THAT WOULD REQUIRE THAT FISCAL RESPONSIBILITY FOR THE OPERATION OF THE LOCAL OFFICE OF THE PROSECUTOR BE CLEARLY ESTABLISHED WITH THE STATE OF NEW JERSEY

WHEREAS, the Office of the Prosecutor within each New Jersey County, as established by N.J.S.A. 2A:158-1, et seq., is funded by local County governments, but is

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subject to the primary jurisdiction and control of the office of the Attorney General of the State of New Jersey; and

WHEREAS, the local County Prosecutor is appointed by the Governor of the State of New Jersey as the appointed Chief Law Enforcement Officer within that particular county, and is supervised and reports to the Office of the New Jersey Attorney General; and

WHEREAS, the local County Government lacks effective management control over the administrative practices of the local county Prosecutor,

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

1. The Warren County Legislative Delegation is hereby urged to study, introduce and/or support legislation which would:
 - a. Require that the State of New Jersey directly fund the full operational and capital costs of each Local County Prosecutor's Office; and
 - b. Assume liability for all inchoate, pending, and future claims relating to the Local County Prosecutor and staff; and
2. The Deputy Clerk of this Board shall transmit copies of this resolution to the Clerks of all New Jersey County Boards of Chosen Freeholders, to the New Jersey Association of Counties, to all members of the Warren County State Delegation, the Attorney General of the State of New Jersey and to the Office of the Governor.

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 113-96

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 February 28, 1996.

RESOLUTION APPROVING CHANGE ORDER #1 FOR THE CONTRACT #WC9510 FOR THE 1995-1996 MAINTENANCE REPAIR AND CONSTRUCTION MATERIALS WITH WIMPEY MATERIALS, USA FOR ITEM #7 - UPM HIGH PERFORMANCE COLD MIX - (DELIVERED) FOR A NET INCREASE OF \$2,430.00 AND A REVISED CONTRACT AMOUNT OF \$26,930.00

WHEREAS, Contract #WC9510 was awarded to Wimpey Materials, USA of Lake Hopatcong, New Jersey for the 1995 - 1996 Maintenance Repair and Construction Materials - Item #7 UPM High Performance Cold Mix (Delivered) in the Contract amount of \$24,500.00; and

WHEREAS, additional UPM High Performance Cold Mix is needed for all County Routes to be used for patching of pot holes etc; and

WHEREAS, adequate funds have been established in Account R-A01-04-01021.00.093 and certified by the County Treasurer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren does hereby approve Change Order #7 for the above usage for a net increase of \$2,430.00 and a revised Contract in the amount of \$26,930.00.

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

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February 28, 1996

RESOLUTION 114-96

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 February 28, 1996.

**RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC9586 WITH
MT. HOPE ROCK PRODUCTS, INC., FOR THE 1995 RESURFACING PROJECTS -
PHASE III, COUNTY ROUTES #646 & #676, LOPATCONG TOWNSHIP
& TOWN OF PHILLIPSBURG, FOR A NET INCREASE OF \$25,989.46
AND A FINAL CONTRACT AMOUNT OF \$273,919.46**

WHEREAS, Contract #WC9586 was awarded to Mt. Hope Rock Products, Inc., of Wharton, New Jersey, for the 1995 Resurfacing Projects - Phase III, County Routes #646 & #676, Lopatcong Township and Town of Phillipsburg, in the amount of \$247,930.00; and

WHEREAS, final as-built quantities and supplementals needed to remove an abandoned box culvert and pavement membrane resulted in a net increase of \$25,989.46; and

WHEREAS, said changes were ordered by the County Engineer.

WHEREAS, adequate funds are available in account R-A01-10-02500.01.500 (1995 Resurfacing of Various County Routes) 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 \$25,989.46 and a final contract amount of \$273,919.46.

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 115-96

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 February 28, 1996.

**RESOLUTION AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE AN APPLICATION
TO THE NJ DIV. OF CRIMINAL JUSTICE TO RENEW THE MULTI-JURISDICTIONAL
NARCOTICS TASK FORCE GRANT FOR THE WARREN COUNTY PROSECUTOR'S
OFFICE IN THE AMOUNT OF \$63,634.00. FEDERAL MONEY AND
\$21,212.00 COUNTY MATCH FOR A TOTAL AMOUNT OF \$84,846.00.
FOR THE PERIOD OF FEBRUARY 6, 1996 THROUGH MAY 31, 1996**

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board is authorized to execute an application to the NJ Division of Criminal Justice to renew the Multi-Jurisdictional Narcotics Task Force Grant for the Warren County Prosecutor's Office in the amount of \$66,634.00 in federal money with county matching funds of \$21,212.00 for a total amount of \$84,846.00 for the period of February 6, 1996 through May 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

MINUTES

February 28, 1996

RESOLUTION 116-96

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 February 28, 1996.

RESOLUTION AUTHORIZING THE DIRECTOR OF THE BOARD TO EXECUTE MASTER SERVICE AGREEMENTS NO. W001, W002, W004, W005 AND W006 AND ADDENDUMS NO.2 BETWEEN THE STATE OF NEW JERSEY, JUDICIARY, ADMINISTRATIVE OFFICE OF THE COURTS, AND THE COUNTY OF WARREN EFFECTIVE JULY 1, 1995 UNTIL JUNE 30, 1996 AND MASTER SERVICE AGREEMENT W003 AND ADDENDUM NO. 2 FROM JANUARY 1, 1995 UNTIL JUNE 30, 1995 AND JULY 1, 1995 UNTIL JUNE 30, 1996

WHEREAS, the State of New Jersey, Judiciary, Administrative Office of the Courts ("AOC") has converted the costs of the court offices; and

WHEREAS, the county has agreed to the terms in Master Service Agreement No.W001 Mailroom Services, W002 Telephone Equipment and Services, W003 Vehicular Services, W004 Copy and Computer Paper Supplies, W005 Computer Services and W006 Facilities Services; and

WHEREAS, both parties have agreed to the terms and conditions as outlined in the abovementioned Master Service Agreements and Addendum No.2 attached to each agreement;

NOW, THEREFORE, BE IT RESOLVED that the Director of the Board of Chosen Freeholders of the County of Warren is hereby authorized to execute Master Service Agreements W001, W002, W003, W004, W005 and W006.

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 117-96

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 February 28, 1996.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC9615 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR WARREN HAVEN - NEW AIR CONDITIONING SYSTEM, 1ST FLOOR OFFICES, MULTIPURPOSE ROOM

BE IT RESOLVED, that the specifications for Warren Haven - new air conditioning system, 1st floor offices, multipurpose room are hereby approved

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

Funds for this contract are provided in accounts R-A01-10- 02500.04.533 - 95 Reserve Capital Account Warren Haven AC/Multipurpose Room, R-A01-10-02500.04.536 - 95 Reserve Capital Account Warren Haven AC/Unit 1st Floor

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 118-96

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 February 28, 1996.

**RESOLUTION APPROVING THE REQUEST FOR PROPOSALS FOR
ENGINEERING SERVICES FOR THE INSPECTION OF VARIOUS WARREN
COUNTY CONSTRUCTION PROJECTS FOR 1996, CONTRACT #WC9604P**

BE IT RESOLVED that the request for proposals for Engineering Services for Inspection of various Warren County Construction Projects for 1996, Contract #WC9604P, are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to solicit proposals from qualified firms for the above project.

TENTATIVE SCHEDULE

PROPOSALS TO BE RECEIVED - TUESDAY, APRIL 2, 1996 AT 1:30 P.M.

AWARD DATE - TO BE DETERMINED BY PROJECT NEEDS

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 119-96

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 February 28, 1996.

**RESOLUTION APPROVING THE REQUEST FOR PROPOSALS FOR ENGINEERING
TESTING SERVICES FOR CORING AND BITUMINOUS TESTING ON VARIOUS
WARREN COUNTY CONSTRUCTION PROJECTS FOR 1996 CONTRACT #WC9605P**

BE IT RESOLVED that the request for proposals for Engineering Testing Services for coring and bituminous testing on various Warren County Construction Projects for 1996, Contract #WC9605P, are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to solicit proposals from qualified firms for the above project.

TENTATIVE SCHEDULE

PROPOSALS TO BE RECEIVED - TUESDAY, APRIL 2, 1996 AT 1:30 P.M.

AWARD DATE - TO BE DETERMINED BY PROJECT NEEDS

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 120-96

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 February 28, 1996.

**RESOLUTION APPROVING THE REQUEST FOR PROPOSALS FOR ENGINEERING
SERVICES FOR SURVEYING AND ENVIRONMENTAL PERMITS FOR VARIOUS WARREN
COUNTY CULVERT AND BRIDGE PROJECTS FOR 1996 CONTRACT #WC9606P**

BE IT RESOLVED that the request for proposals for Engineering Services for Surveying and Environmental Permits for various Warren County Culvert and Bridge Projects for 1996,

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Contract #WC9606P, are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to solicit proposals from qualified firms for the above project.

TENTATIVE SCHEDULE

PROPOSALS TO BE RECEIVED - TUESDAY, APRIL 2, 1996 AT 1:30 P.M.

AWARD DATE - TO BE DETERMINED BY PROJECT NEEDS

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 121-96

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 February 28, 1996.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE SUPPLY AND DELIVERY OF WOOD SUPERSTRUCTURE FOR BRIDGE #23035, HOPE CROSSING ROAD OVER BEAVER BROOK, WHITE TOWNSHIP, WARREN COUNTY, NEW JERSEY - CONTRACT #WC9618

BE IT RESOLVED that the plans and specifications for the Supply and Delivery of Wood Superstructure for Bridge #23035, Hope Crossing Road over Beaver Brook, White 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, March 14, 1996

BIDS TO BE RECEIVED - Tuesday, April 16, 1996 at 1:30 P.M.

AWARD DATE - Wednesday, April 24, 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 122-96

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 February 28, 1996.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE REHABILITATION OF BRIDGE #22016, PLANE HILL ROAD OVER THE POHATCONG CREEK, WASHINGTON TOWNSHIP, WARREN COUNTY, NEW JERSEY - CONTRACT #WC9617

BE IT RESOLVED that the plans and specifications for the Rehabilitation of Bridge #22016, Plane Hill Road over the Pohatcong Creek, Washington 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.

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TENTATIVE SCHEDULE**ADVERTISING DATE - Thursday, March 14, 1996****BIDS TO BE RECEIVED - Thursday, April 25, 1996 at 1:30 P.M.****AWARD DATE - Wednesday, May 8, 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 123-96

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 February 28, 1996.

RESOLUTION RE: DECLARING AN EMERGENCY AS PROVIDED FOR BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-6 AND AUTHORIZATION TO ISSUE A PURCHASE ORDER TO HARMONY SAND AND GRAVEL TO FURNISH ROAD GRITS TO THE WARREN COUNTY ROAD DEPARTMENT IN THE AMOUNT OF \$18,000.00

WHEREAS, the Supervisor of Roads, George Ulmer has reported that due to the severe winter the Road Department has used the full amount of de-icing grits, and

WHEREAS, it is necessary due to the anticipation of more severe weather, to purchase more de-icing grits in excess of the present Contract to relieve the traffic hazards and for the safety of the traveling public, and

WHEREAS, without ordering the grits we could enter into a situation where we would lose the ability to treat the roads due to inclement weather, which would affect the health, safety, and welfare of the residents of Warren County and request that the normal County normal bid procedures be by-passed; and

NOW THEREFORE BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby declares an emergency situation as provided by the Local Public Contract Law 40A:11-6 and authorizes a purchase order for de-icing grits be issued to Harmony Sand & Gravel, Route 519, Belvidere, N.J. 07823, for 2000 tons at a price of \$9.00 per ton, for a total amount of \$18,000.00

Funding for this contract is provided in account A01-04-01021.00.561 - Road Department Grits

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

Mr. Miller asked why this was declared an emergency and Mr. Pessolano explained that it is an emergency purchase only. Mr. Wallace stated that this was done correctly.

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

RESOLUTION 124-96

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 February 28, 1996.

RESOLUTION AWARING CONTRACT #WC95124 FOR THE WARREN HAVEN STORAGE BUILDING AND SITE IMPROVEMENTS, MANSFIELD TOWNSHIP,

MINUTES**February 28, 1996****TO COOPERSMITH BROS., INC., OF PHILLIPSBURG, N.J., FOR THE BASE
BID PLUS ALTERNATES #1 & #2 IN THE AMOUNT OF \$293,513.37**

WHEREAS, the County advertised for bids to be received on Tuesday, February 13, 1996, for the Warren Haven Storage Building and Site Improvements, Mansfield Township; and

WHEREAS, Coopersmith Bros., Inc., of Phillipsburg, New Jersey, submitted the lowest responsible and responsive base bid plus Alternates #1 & #2 in the amount of \$293,513.37; and

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

WHEREAS, adequate funds are available in accounts 008-02500.060 (Warren Haven Storage Building), 008-02500.105 (Warren Haven Parking Lot), 008-02500.117 (Warren Acres/Warren Haven Wells) and A01-10-02500.06.661 (Warren Haven Site Improvements) 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 Coopersmith Bros., Inc., of Phillipsburg, New Jersey, for the low base bid plus Alternates #1 & #2 in the amount of \$293,513.37.

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

A resolution was received from the Town of Phillipsburg Planning Board concerning their opposition to the Land Use Regulatory Reform Act and any legislative effort to dilute local authority over land use and development.

A resolution was received from Sussex County requesting legislation that would require that fiscal responsibility for the operation of the local office of the prosecutor.

County Counsel David Wallace had nothing for open session.

County Engineer David Hicks reported that the request for posting of Public Service signs on county roads would be no problem but he was told to coordinate this with the Public Safety Department.

County Planner David Dech thanked the board for passing the first reading of the Interlocal Service Agreement.

County CFO Pete Houck had nothing to report.

Acting County Administrator Henry Dinger asked for approval on two hiring requests and the board concurred.

Under freeholder comments, Freeholder Miller had no comments at this time.

Freeholder Stone had no comments at this time.

Freeholder Dickey asked what should be done with the letter from Hunterdon County and Mr. Dinger advised that it be turned over to PCFA.

Mrs. Dickey said that she is writing a letter requesting FEMA representatives to come and meet to explain about FEMA aid.

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Mrs. Dickey also asked the board if they would be agreeable to write a letter to the legislators in our district about the funding for the college. She is suggesting that the legislation (Title 18A) be changed regarding the Board of School Estimate and the manner in which funding is decided.

Mrs. Stone mentioned that she would like a Certificate of Merit prepared to honor Charles Kwartler for his service as a member to the WC Community College Board of Trustees. Mr. Kwartler served for twenty one years but must resign for reasons of health and is moving to New York to be near his daughter.

There were no closing comments from the public.

Under press comments and questions, Art Charlton of the Star Ledger, asked for clarification on a comment made by Mr. Miller.

RESOLUTION 125-96

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 February 28, 1996.

RESOLUTION TO PAY BILLS

BE AND IT IS HEREBY RESOLVED that the Master Voucher Certificate for Certification for Payment No. 96-5A,B dated February 28, 1996 in the amount of \$2,729,691.59 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

96-5A	290,151.83
96-5B	1,495,625.51
Payroll 2/15	<u>943,914.25</u>
TOTAL	\$4,729,691.59

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 126-96

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 February 28, 1996.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON FEBRUARY 28, 1996. 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

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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 recess at 10:55 p.m.
The board went into executive session at 11:30 p.m.
The board returned to open session at 12:29 a.m.

On motion by Mr. Miller, seconded by Mrs. Dickey, authorization to increase the Sheriff's salary by 3% for 1996 as discussed in executive session.

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

On motion by Mr. Miller, seconded by Mrs. Stone, authorization to waive all attorney/client privileges regarding the two documents as discussed in executive session.

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

RESOLUTION 127-96

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 February 28, 1996.

RESOLUTION AUTHORIZING REVISED EMPLOYMENT AGREEMENT WITH WARREN COUNTY COUNSEL DAVID A. WALLACE, ESQ.

WHEREAS, by resolution adopted on December 14, 1994 David A. Wallace, Esq. was appointed as Warren County Counsel for a three (3) year term of office from December 24, 1994 until December 23, 1997, and on December 15, 1994 an employment agreement between the Board and Mr. Wallace was entered into by the parties; and

WHEREAS, the Board and Mr. Wallace are desirous of entering into a Revised Employment Agreement in order to simultaneously effectuate cost savings for the Board and convert Mr. Wallace's compensation into an annualized salary of \$193,700.00 for all legal services performed for the county by Mr. Wallace and his staff;

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NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Revised Employment Agreement between the Board and Mr. Wallace setting forth the terms and conditions of Mr. Wallace's appointment and employment as Warren County Counsel in regard to duties, responsibilities and compensation, effective March 1, 1996 and remaining in effect until December 23, 1997, which Revised Employment Agreement supersedes the parties' December 15, 1994 Agreement and 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 and directed to execute said Revised Employment Agreement on behalf of the Board.

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: no

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

Mr. Dinger agreed to notify the Payroll Department concerning the Sheriff's salary.

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 12:32 a.m.
ROLL CALL: Mr. Miller: yes Mrs. Stone: yes Mrs. Dickey: yes

ATTESTED TO:

Naomi J. Stout, Deputy Clerk