

MINUTES**April 17, 1996**

The Board of Chosen Freeholders of the County of Warren met in regular session on Wednesday, April 17, 1996 at the White Township Municipal Building, 555 County Route 519, Belvidere, N.J.

The meeting was called to order by Director Dickey at 7:12 PM. 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".

Mrs. Dickey thanked White Township for hosting this traveling meeting. Mayor Hensler welcomed the Freeholders and expressed appreciation for the visit.

Mike Hession, County Transportation Coordinator made a brief presentation on the coordinated transportation system operated by the county. Mr. Hession is appearing at the traveling meetings to get the information out to local officials and the public regarding the current status of the program, and future plans for improvement.

Mr. Hensler asked how the program was funded. Mr. Hession responded that funds are made available from Casino revenues, agencies that use the system, county dollars, donations, etc.

Councilman Hausmann asked what was the reason to change vendors, to save money? Mr. Hession said that TCT took over in July, 1995 with the purpose of trying to improve the services, not with the objective to save money. Any savings would be used to expand services. The vehicles are owned by the county and N.J Transit. TCT provides all maintenance on the vehicles under contract with a provider.

Mrs. Stone indicated that another improvement was the hiring of a full time transportation coordinator to handle review and management of the system.

Mr. Hensler asked why the county tax rate seems to go up every year.

Mrs. Dickey responded that the rate increased in 1995 and 1996 by 2.5 cents and 1/5 cents respectively. However, these two years saw no additional debt service, changing to a pay as you go system for capital improvements. The county is trying to get a regular improvement fund and stabilize the rate for next year.

Mr. Hausmann asked if the debt is up or down.

Mr. Dinger stated that the cost of debt service is still rising, but over the next several years, should start to show a decline.

The open space tax of 2 cents per hundred has generated about 1.2 million dollars thus far. Mrs. Dickey said we can use this money to draw state matching funds, and the municipalities can get some of these funds also.

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Mr. Miller said this money can be used for Green Acres funding for the Morris Canal on a 50/50 match between the state and county.

Mr. Hausamann warned the Board that many people will be approaching them with a request for the county to buy their land.

Mr. Hensler asked the direction of the rate. Mrs. Dickey stated that the Board is trying to reduce it, but the federal and state governments seem to be ready to reduce funding, making the county tax burden more serious. There was a discussion of the cost shifting by the federal and state governments.

A citizen stated support for the county to purchase White Lake. Mr. Hausamann said for 19 years he was against government purchasing property, but now has made a complete turnaround and believes there is a need to preserve open spaces and control development.

A citizen asked how long the open space program has been in operation in the county.

The response was that the plan was approved by the voters in 1994, and collections began in 1995.

Mr. Hensler stated that the township has been getting more and more complaints about Nature's Choice, a composting facility near Foul Rift. He said he received a letter from Mike King of the County Health Department, indicating the state and county have found the company to be out of compliance. The township has been told to stay out, as they have no control. He thinks something must be done about this facility. There was no public hearing before DEP issued a permit. They received a permit that supersedes the local ordinance.

Mr. Hausamann said that Nature's Choice deceived the planning board and the township committee. There are obnoxious smells, grass clippings, stumps, etc. on the property, all in violation of what was sold to the township. Mr. Hensler indicated the ordinance was specific, that the company was allowed to take leaves, 8% grass, they had limited hours of operation, etc. Now, there are hundreds of trucks every day on Rte 519.

Mr. Hausamann reported that the company now wants to extend the windrows and other areas. Now there is BFI coming in, they are mixing their product with sand, and what we have is a landfill. There are no federal regulations and the state is not doing a good job of monitoring. The county cannot regulate and they won't let the township on site. The Township is working with Senator Schluter in trying to talk with the Attorney General to see if they can get this problem resolved.

Mrs. Dickey asked if the committee wanted the Board to arrange a meeting. Mr. Hensler said they would welcome any help from the Board that might bring about a resolution.

Mrs. Dickey said she will get to the DEP and try to arrange a meeting.

Norm Pierce of the county health department said the DEP permit allows the county to go on-site but they can only take action with DEP approval. He talked to the state inspector, and Mike King made site visits. The only thing the county can do is complain that something is wrong.

Mrs. Cooper and Mrs. Hays, co-owners of property near Nature's Choice presented information and complaints regarding the operation. They own property along 519 and Foul Rift Road. They urged the Board to get control of the situation. They said trucks line

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up at 3:30 AM on the road to the site. At one point, in a two and one-half hour period, they counted 72 trucks going into the site.

Mr. Hensler said it should be mandatory that the State have a public hearing before issuing a permit. The Committee never got a written or verbal notice.

Mr. Miller stated there was a need to have DEP declare the proposed expansion a major, rather than a minor, modification. Then, there would need to be a hearing.

Mr. Pierce said the law states leaves are solid waste, but they can get a mulching exemption. He said Mr. Postma has a mulching exemption, Mr. Reeder has an exemption, and on the property also is a composting permit. The question is where does one exemption or permit end and the other begins.

Mr. Hensler said he was against the incinerator when it was being planned. Now, White gets money for being a host community for the landfill. What is the situation with the county? Might White lose its \$456,000 revenue from the landfill?

Mrs. Dickey reported the incinerator has been the big subject, with an outstanding debt of about \$50 million. It is financed with revenue based bonds. The PCFA contract with the incinerator operators calls for delivery of 144,000 tons per year from the three participating counties. If the tonnage is not met, Ogden Martin can go to the spot market to make up the difference. Inspection allows for 1 in 20 loads to be inspected. Income belongs to Ogden Martin, even if the bonds are paid off. Ogden Martin can continue to operate.

Mr. Miller stated that the financial arrangements were extremely complicated. The county has some responsibility to provide solid waste.

Mrs. Dickey indicated getting more deeply involved in the issue. She talked with the PCFA Counsel and others several weeks ago. She said she had a call this date from Hunterdon County to set a meeting with the PCFA and Board of Freeholders. However, that may not be possible under the threat of possible litigation.

Mr. Dinger commented that in the 1980s, Hunterdon County sued Warren for the right to send garbage to the facility. In the 1990s, Hunterdon appears to want to sue to get out of their contract. Warren County did exactly what it was told by the State to do, find a way to solve its solid waste problem in-house. If the incinerator bonds go to default, there is likely to be serious implications for all governmental bonds, county, local, schools, etc.

A citizen said that people all over the United States are the same. They are being held hostage due to bonds. There is mercury in the fish, etc. Many incinerators are being closed.

Mrs. Dickey said the Environmental Commission is meeting next week. DEP Air Quality Control Chief will speak on air borne contaminants from incinerator.

Mrs. Stone said recycling in the county has improved, and Mrs. Rush was present at the meeting and could provide information on those efforts.

Mrs. Rush reported on battery recycling, paint recycling, composting, etc. Landfills are being closed as well as incinerators. The effort is to re-use and to not buy excess packaging in the first place.

There was expressed appreciation for the creation of the Environmental Committee. Another citizen questioned the reported profits in recycling.

Mr. Hensler reported severe shortage of ambulance availability particularly during the day time. There was some discussion as to why fewer people seem to be available for

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service. Mr. Dinger stated that the increase in training time and inconvenience of training classes play a part, as well as the various issues such as AIDS, litigation, etc.

RESOLUTION 230-96

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 April 17, 1996.

RESOLUTION EXTENDING AN AGREEMENT BETWEEN THE WARREN COUNTY WELFARE BOARD AND THE COUNTY OF WARREN FOR THE DIRECTOR OF WELFARE TO SERVE AS INTERIM COUNTY ADMINISTRATOR ON A TIME SHARE BASIS

WHEREAS, the Warren County Welfare Board adopted a resolution on January 9, 1995 approving an agreement between the Warren County Board of Chosen Freeholders and the Warren County Welfare Board for the loan of services of the Director of Welfare of the Warren County Welfare Board to act as the interim county administrator on a time share basis; and

WHEREAS, that agreement dated January 17, 1995 was for a period not to exceed four (4) months commencing 1/17/95 and terminating 5/17/95 unless an extension of such assignment is agreed upon by both parties prior to said date; and

WHEREAS, the Warren County Board of Chosen Freeholders asked to extend the agreement for a period of three (3) months, until August 17, 1995; an additional extension through December 31, 1995, and an additional extension through April 30, 1996 under the same terms and conditions expressed in the original agreement of 1/17/95; and

WHEREAS, the Board of Chosen Freeholders has requested an additional extension of the Agreement for a period of time which is intended to expire no later than December 31, 1996;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Agreement between the Warren County Welfare Board and the Board of Chosen Freeholders for the services of the Director of Welfare to serve as interim county administrator on a time share basis is extended for a period of time intended to expire no later than December 31, 1996, under the same terms and conditions originally agreed upon, subject to the approval of this extension by the Warren County Board of Chosen Freeholders and the approval of the Director of Welfare.

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 231-96

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 April 17, 1996.

RESOLUTION AWARDDING CONTRACTS FOR THE 1996 MAINTENANCE, REPAIR AND CONSTRUCTION MATERIALS FOR THE ROAD, BRIDGE AND MAINTENANCE DEPARTMENTS

WHEREAS, Maintenance, Repair and Construction Materials are needed by the County for the 1996 work schedule; and

WHEREAS, bids were received on Thursday, March 21, 1996 at 1:30 P. M. and reviewed by County Counsel, Director of Purchasing and County Engineer; and

WHEREAS, it is recommended that the following awards be made to the various

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companies at the lowest responsible and responsive bids:

CONTRACT WC9601-5 - A.B.E. Materials - Total Contract \$51,112.50

Item #3 - Bituminous Concrete FABC, Mix I-5, FOB - 1,800 Tons @ \$21.90/Ton = \$39,420.00

Item #6 - Bituminous Stabilized Base, Mix I-2, FOB - 400 Tons @ \$20.20/Ton = \$8,080.00

Item #11 - Dense Graded Aggregate, FOB - 365 Tons @ \$3.90/Ton = \$1,423.50

Road Department Subtotal - \$48,923.50

Item #3 - Bituminous Concrete FABC, Mix I-5, FOB - 40 Tons @ \$21.90/Ton = \$876.00

Item #6 - Bituminous Stabilized Base, Mix I-2, FOB - 65 Tons @ \$20.20/Ton = \$1,313.00

Bridge Department Subtotal \$2,189.00

Contract WC9601-6 - Harmony Sand & Gravel - Total Contract \$65,062.50

Item #10 - Abrasive Grits - 6,000 Tons @ \$8.95/Ton = \$53,700.00

Item #11 - Dense Aggregate, FOB - 765 Tons @ \$5.50/Ton = 4,207.50

Road Department Subtotal - \$57,907.50

Item #2 - CRS-2P Polymer Modified Emulsified Asphalt - 1,500 Gal. @ \$1.25/Gal. - \$1,875.00

Item #11 - Dense Graded Aggregate, FOB - 960 Tons @ \$5.50/Ton = \$5,280.00

Bridge Department Subtotal - \$7,155.00

Contract WC9601-7 - Intercounty Paving, Inc. - Total Contract \$65,250.00 (Roads)

Item #3 - Bituminous Concrete FABC, Mix I-5, FOB - 1,200 Tons @ \$23.50/Ton = \$28,200.00

Item #4 - Bituminous Concrete Curb Mix, FOB - 125 Tons @ \$30.00/Ton = \$3,750.00

Item #5 - Bituminous Binder, Mix I-3, FOB - 1,200 Tons @ \$22.50/Ton = \$27,000.00

Item #6 - Bituminous Stabilized Base, Mix I-2, FOB - 280 Tons @ \$22.50/Ton = \$6,300.00

Contract WC9601-8 - Lime Crest Corporation - Total Contract \$1,689.80 (Roads)

Item #11 - Dense Graded Aggregate, FOB - 355 Tons @ \$4.76/Ton = \$1,689.80

Contract WC9601-9 - Oxford Quarry, Inc. - Total Contract \$216,597.25

Item #3 - Bituminous Concrete FABC, Mix I-5, FOB - 2,000 Tons @ \$24.00/Ton = \$48,000.00

Item #4 - Bituminous Concrete Curb Mix, FOB - 125 Tons @ \$35.00/Ton = \$4,375.00

Item #5 - Bituminous Binder, Mix I-3, FOB - 3,400 Tons @ \$24.00/Ton = \$81,600.00

Item #6 - Bituminous Stabilized Base, Mix I-2, FOB - 440 Tons @ \$24.00/Ton = \$10,560.00

Item #9 - 3/8" Broken Stone (Furnished & Delivered):

9.1 - 1,030 Tons @ \$9.25/Ton = \$9,527.50

9.2 - 935 Tons @ \$9.90/Ton = \$9,256.50

9.3 - 780 Tons @ \$9.90/Ton = \$7,722.00

9.4 - 235 Tons @ \$9.25/Ton = \$2,173.75

9.5 - 470 Tons @ \$10.25/Ton = \$4,817.50

9.6 - 1,055 Tons @ \$9.00/Ton = \$9,495.00 - Item #9 Total - \$42,992.25

Item #11 - Dense Graded Aggregate, FOB - 165 Tons @ \$6.00/Ton = \$990.00

Road Department Subtotal - \$188,517.25

Item #3 - Bituminous Concrete FABC, Mix I-5, FOB - 340 Tons @ \$24.00/Ton = \$8,160.00

Item #6 - Bituminous Stabilized Base, Mix I-2, FOB - 690 Tons @ \$24.00/Ton = \$16,560.00

Item #11 - Dense Graded Aggregate, FOB - 560 Tons @ \$6.00/Ton = \$3,360.00

Bridge Department Subtotal - \$28,080.00

WHEREAS, adequate funds have been established in various accounts 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 above contracts to the companies as recommended above and the Director of the Board is hereby directed to execute the necessary contract forms.

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 232-96

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 April 17, 1996.

**RESOLUTION CREATING THE TITLE OF PUBLIC SAFETY TELECOMMUNICATOR
TRAINEE, CLASSIFIED, WITHIN THE 911 COMMUNICATIONS CENTER
DIVISION, WARREN COUNTY DEPARTMENT OF PUBLIC SAFETY**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the title of public safety telecommunicator trainee, classified, is created within the 911 Communications Center Division, Warren County Department of Public Safety, pursuant to a directive from the New Jersey Department of Personnel in response to a need to update public safety dispatching and 911 emergency call-taking operations in compliance with the statutory provisions of NJSA 52:17C-3 et seq and NJAC 13:81-2, where applicable; and

BE IT FURTHER RESOLVED that the newly created title of public safety telecommunicator trainee take effect April 18 1996, and be established on a forty (40) hour work week on Range Group 6.

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

Mr. Dinger explained that the Trainee title would be used as necessary so that operators could be hired pending completion of the state required training. There would be no additional authorized positions in the department.

RESOLUTION 233-96

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 April 17, 1996.

RESOLUTION TO PAY BILLS

BE AND IT IS HEREBY RESOLVED that the Master Voucher Certificate for Certification for Payment No. 96-10 dated April 17, 1996 in the amount of \$1,090,199.54 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

96-10	168,750.49
Payroll 4/11	<u>921,449.05</u>
TOTAL	\$1,090,199.54

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

Mr. Hensler thanked the Board for the meeting, and Mrs. Dickey thanked the Committee for hosting it.

On motion by Mr. Miller, seconded by Mrs. Stone, the meeting was adjourned at 8:58 PM.

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

ATTESTED TO:

Naomi J. Stout, Deputy Clerk