

MINUTES**February 11, 1997**

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Administration Building, Belvidere, NJ on Tuesday, February 11, 1997 at 6:05 p.m.

The meeting was called to order by Director Ann Stone and upon roll call the following members were present: Freeholder Ann Stone and Freeholder Stephen Lance. Freeholder Susan Dickey arrived at 6:30 p.m.

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

Director Stone 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".

RESOLUTION 83-97

On motion by Mr. Lance, 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 11, 1997.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON FEBRUARY 11, 1997. THE GENERAL NATURE OF THE SUBJECT TO BE DISCUSSED INCLUDES VARIOUS PERSONNEL MATTERS; CONTRACTS; LITIGATION, LAND ACQUISITION; ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS AND IT IS ANTICIPATED THAT THE ABOVE STATED SUBJECT MATTER WILL BE MADE PUBLIC AT SUCH TIME AS THE PUBLIC INTEREST PERMITS DISCLOSURE AND/OR WHEN A REQUEST IS MADE CONSISTENT WITH THE OPEN PUBLIC MEETINGS ACT AND WITH STATUTORY AND COMMON LAW "RIGHT TO KNOW" PROVISIONS

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 231,P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist, **NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren in the State of New Jersey, pursuant to Section 8 of said act, as follows:

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

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

1. Various personnel matters.
2. Contracts.
3. Litigation.
4. Land acquisition.
5. Attorney/client privileged communications.

3. It is anticipated that the above stated subject matter will be made public at such time as the public interest permits disclosure and/or when a request for disclosure is made

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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. Lance: yes Mrs. Dickey: absent Mrs. Stone: yes

The board went into executive session at 6:05 p.m.

The board returned to open session at 7:25 p.m.

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

On motion by Mr. Lance seconded by Mrs. Dickey, the minutes of the reorganizational meeting of the Board of Chosen Freeholders held January 1, 1997 were approved as presented.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held January 15, 1997 were approved as presented.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held January 22, 1997 were approved as presented.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, the executive session minutes of the regular meeting of the Board of Chosen Freeholders held January 22, 1997 were approved as presented.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, the minutes of the Freeholder/Mayor Meeting of the Board of Chosen Freeholders held January 29, 1997 were approved as presented.

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

Director Stone opened the public hearing on the 1997 Warren County Budget at 7:27 p.m. There being no public comments, Director Stone closed the hearing at 7:28 p.m.

RESOLUTION 84-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**RESOLUTION RE: THE ANNUAL BUDGET OF THE
COUNTY OF WARREN FOR THE FISCAL YEAR 1997**

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of (item 2 below) \$39,756,261.24 dollars for county to be raised by taxation and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

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RESOLUTION 85-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following ordinance was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**AN ORDINANCE AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS
AND THE APPROPRIATION OF \$1,020,000.00 FROM THE WARREN
COUNTY CAPITAL IMPROVEMENT BUDGET FUND FOR SUCH PURPOSES**

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

Section 1. The improvements described in Section 2(A) of this Ordinance are hereby authorized as General Improvements to be made by the County of Warren, New Jersey. There is hereby appropriated the sum of \$1,020,000.00 from the Capital Improvement Budget Fund of the County of Warren for the said improvements or purposes stated in Section 2(A).

Section 2 (A). The improvements hereby authorized and the proposed appropriations are for the following purposes:

- | | | |
|-----|---|---------------|
| (1) | Road and Drainage Improvements | \$ 200,000.00 |
| | Design, construct or reconstruct and improve county roads number 612, 613, 614, 633 and 655 and intersections of routes 623 & 628 and 519 & 623. | |
| (2) | Bridge and Culvert Improvements | \$ 570,000.00 |
| | Design, construct or reconstruct and improve county bridges number 03001, 03002, 08011, 11043, 12027, 12036, 16057, 16060, 16086, 16086A, 20001, 20049, 22036, 22037 and 06058. | |
| (3) | Buildings & Grounds Improvements | \$ 250,000.00 |
| | Remove and replace underground fuel storage tanks. | |

Total \$ 1,020,000.00

Section 2 (B). The maximum amount of money to be appropriated for said purposes is \$1,020,000.00, no part of which is to be borrowed.

Section 3. The said purposes described in Section 2(A) of this Ordinance is not a Current Expense and are for the improvements or purposes as stated above, no part of the cost thereof has been or shall be specially assessed on the property benefitted thereby.

Section 4. These appropriations are made as a result of the need to improve existing county infrastructure and facilities.

Section 5. This Ordinance shall be published, together with a Notice of Introduction thereof and of the Date of Final Passage in the manner provided by law. Final Passage is scheduled for Wednesday, February 26, 1997 at 7 p.m., in the Freeholders Meeting Room, Wayne Dumont Jr. Administration Building, 165 County Road 519 South, Belvidere, New Jersey or at such other date and time to which it may be adjourned.

At least one (1) week prior to the date set for Final Passage of this Ordinance, there shall be posted on the bulletin board of the Board of Chosen Freeholders, a copy of this Ordinance and a notice that copies of same will be made available upon request during the ensuing week up to and including the date set for final passage and the notice shall set forth the place at which such copies may be made available; and

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BE IT FURTHER ORDAINED this Ordinance shall take effect upon final passage as provided herein.

I hereby certify the above to be a true copy of an ordinance adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.
s/Naomi J. Stout, Deputy Clerk

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

There were no public comments on agenda items.

RESOLUTION 86-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION TO PAY BILLS

BE AND IT IS HEREBY RESOLVED that the Master Voucher Certificate for Certification for Payment No. 97-3 dated February 11, 1997 in the amount of \$3,748,138.24 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

97-3	2,768,211.81
Payroll 1/31	<u>979,926.43</u>
TOTAL	3,748,138.25

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.
s/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 87-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION ADOPTING THE 1993 EARLY RETIREMENT INCENTIVE PROGRAM ALTERNATE PAYMENT PERIOD

BE IT HEREBY RESOLVED that the Board of Chosen Freeholders of the County of Warren elects to pay the liability for the 1993 PFRS Early Retirement Incentive Program, Chapter 99, P.L. 1993 in five installments in the amount of \$24,450.87 plus interest at six percent (6%) annually and actuarial fees payable April 1, 1998 through April 1, 2002; and

BE IT FURTHER RESOLVED that the CFO is required to file this resolution with the Director of the Division of Pensions and Benefits.

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 88-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

TRANSFER IN THE 1996 RESERVED APPROPRIATIONS:

TO:	COUNTY CLERK, S & W	\$ 1,000.00
	JUV. RET. & REHAB. CTR., OE	5,000.00

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	VOLUNTEER RESCUE & AMBULANCE SQ.	1,000.00
	CULTURAL & HERITAGE COMM., OE	1,500.00
	PROV. FOR SAL. ADJ. & NEW EMP.	47,000.00
	TOTAL: \$	55,500.00
FROM:	JUV. RET. & REHAB. CTR., S & W	\$ 5,000.00
	WARREN HAVEN, S & W	50,500.00
	TOTAL: \$	55,500.00

WHEREAS, NJSA 40A:4-59 states that transfers can be made to Reserved Appropriations through March 31, and

WHEREAS, by unforeseen demand there has arisen the necessity for expenditures to fulfill the purposes of the appropriations as stated in the 1996 Budget and Tax Levy in the following accounts:

County Clerk, S & W	\$ 1,000.00
Juv. Ret. & Rehab. Ctr., OE	5,000.00
Volunteer Rescue & Ambulance Sq.	1,000.00
Cultural & Heritage Comm., OE	1,500.00
Prov. for Sal. Adj. & New Emp.	<u>47,000.00</u>
	\$ 55,500.00

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

Juv. Ret. & Rehab. Ctr., S & W	\$ 5,000.00
Warren Haven, S & W	<u>50,500.00</u>
	\$ 55,500.00

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that by a Majority Vote of this Board that the following transfers in the 1996 Reserved Appropriations be made:

		<u>TO</u>	
R-A01-01-00300.00.000	County Clerk, S & W		\$ 1,000.00
R-A01-05-01141.00.098	Juv. Ret. & Rehab. Ctr., OE		5,000.00
R-A01-06-01690.00.200	Vol. Rescue & Ambulance Sq.		1,000.00
R-A01-07-01771.01.018	Cultural & Heritage Comm., OE		150.00
R-A01-07-01771.01.079	Cultural & Heritage Comm., OE		750.00
R-A01-07-01771.01.262	Cultural & Heritage Comm., OE		600.00
R-A01-09-01835.00.200	Prov. for Sal. Adj. & New Emp.		<u>47,000.00</u>
			\$ 55,500.00

		<u>FROM</u>	
R-A01-05-01140.00.000	Juv. Ret. & Rehab. Ctr., S & W		\$ 5,000.00
R-A01-06-01500.20.000	Warren Haven, S & W		<u>50,500.00</u>
			\$ 55,500.00

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 89-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

INSERTION INTO THE 1997 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT

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OF \$362,962.00 FROM THE NEW JERSEY TRANSIT CORPORATION, SENIOR CITIZEN & DISABLED RESIDENT, TRANSPORTATION ASSISTANCE PROGRAM GRANT

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 in the year 1997 in the sum of \$362,962.00 which item is now available from the New Jersey Transit Corporation, Senior Citizen & Disabled Resident, Transportation Assistance Program Grant.

BE IT FURTHER RESOLVED that a like sum of \$362,962.00 be and the same is hereby appropriated under caption:

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

New Jersey Transit Corporation, Senior Citizen & Disabled Resident, Transportation Assistance Program Grant

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 90-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

INSERTION INTO THE 1997 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$47,949.00 FROM THE STATE OF NEW JERSEY, DEPT. OF LAW & PUBLIC SAFETY, CRIME VICTIM ASSISTANCE GRANT #V-15-96

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 in the year 1997 in the sum of \$47,949.00 which item is now available from the State of New Jersey, Dept. of Law & Public Safety, Crime Victims Assistance Grant #V-15-96.

BE IT FURTHER RESOLVED that a like sum of \$47,949.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Dept. of Law & Public Safety, Crime Victims Assistance Grant #V-15-96

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BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Dept. of Law & Pub. Safety 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 91-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**INSERTION INTO THE 1997 BUDGET OF THE COUNTY OF WARREN IN THE
AMOUNT OF \$83,210.00 FROM THE STATE OF NEW JERSEY, DEPT. OF HEALTH,
PREVENTION ORIENTED SYSTEM FOR CHILD HEALTH GA. #97-335-LP-00**

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 in the year 1997 in the sum of \$83,210.00 which item is now available from the State of New Jersey, Dept. of Health, Prevention Oriented System for Child Health GA #97-335-LP-00.

BE IT FURTHER RESOLVED that a like sum of \$83,210.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Dept. of Health, Prevention Oriented System for Child Health GA #97-335-LP-00

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Dept. of Health 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 92-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**ENABLING RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A
RECYCLING PUBLIC EDUCATION AND PROGRAM PLANNING ENTITLEMENT
PURSUANT TO N.J.S.A. 13:1E-96 ET SEQ. HEREINAFTER, THE ACT**

WHEREAS, N.J.S.A. 13:1E-96 et seq. provides for the awarding of Recycling Fund

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Entitlements by the Commissioner of the Department of Environmental Protection to designated solid waste management districts for the purpose of implementing Recycling Public Education programs and to offset administrative planning and/or program expenses for recycling activities; and

WHEREAS, the Pollution Control Financing Authority of Warren County desires such financial assistance to fulfill its responsibilities under the State Recycling Act;

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

1. That the Spending Plan be submitted to the Division of Solid and Hazardous Waste for a 1996/1997 Recycling Public Education and Program Planning Entitlement in the amount of \$50,000.00.
2. That the Executive Director of the Pollution Control Financing Authority of Warren County is hereby authorized and directed to execute and file such spending plan with the Director of the Division of Solid and Hazardous Waste, to provide additional information and furnish such documents as may be required; to execute such documents as are required; and to act as the authorized correspondent of the Warren County Solid Waste Management District.
3. That the Pollution Control Financing Authority of Warren County is designated by the Warren County Board of Chosen Freeholders as the implementing agency to perform the Recycling Fund Entitlement.
4. That the Warren County Solid Waste Management District does hereby hold the State of New Jersey, and its departments and agencies harmless from any damages, losses and claims which may arise directly or indirectly from the execution of the entitlement.
5. That the Warren County Solid Waste Management District hereby accepts the terms and conditions set forth in the Act and the guidelines promulgated under it.

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 93-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**RESOLUTION IN SUPPORT OF THE CONTINUATION OF THE CHARTER
OF THE PHILLIPSBURG CHAPTER OF THE AMERICAN RED CROSS**

WHEREAS, the Phillipsburg Area Chapter of the American Red Cross serves 34,000 residents that are located in its jurisdiction; and

WHEREAS, the Phillipsburg Chapter of the American Red Cross plays a vital role in the emergency response capabilities of the region it serves; and

WHEREAS, the local Red Cross Chapter volunteers who work in concert with the police, fire, emergency and emergency management personnel have been invaluable in providing the necessary services to the residents of the Phillipsburg area,

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren is in full support of the Phillipsburg Area Chapter of the American Red Cross being re-chartered; and

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BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Mrs. Elizabeth Dole, President of the American Red Cross, Mr. Jay D. Jacobs, Regional Chairman and Mr. Richard A. Hay, Fire Chief/Emergency Management Coordinator of Phillipsburg, NJ.

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 94-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION AUTHORIZING THE DIRECTOR OF THE BOARD TO EXECUTE A LEASE AGREEMENT WITH THE NJ TRANSIT CORPORATION FOR THE OPERATION OF SECTION 5310 (FORMERLY SECTION 16) PARATRANSIT VEHICLES; AGREEMENT WILL BE IN EFFECT FOR THE PERIOD JANUARY 1, 1997 THROUGH DECEMBER 31, 1997

WHEREAS, on December 27, 1995, the Warren County Board of Chosen Freeholders approved an application with NJ Transit Corporation to be designated an official recipient of Section 5310 (formerly Section 16) paratransit vehicles; and

WHEREAS, NJ Transit requires that the county execute a Lease Agreement to operate these vehicles; agreement to be in effect for the period January 1, 1997 through December 31, 1997.

NOW, THEREFORE BE IT RESOLVED that the Director of the Warren County Board of Chosen Freeholders is authorized to execute a Lease Agreement between the county and NJ Transit Corporation for the operation of Section 5310 (formerly Section 16) paratransit vehicles for the period January 1, 1997 through December 31, 1997.

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 95-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE RECONSTRUCTION OF INTERCOUNTY BRIDGE #20032/H-80-W CYPHERS ROAD OVER THE MUSCONETCONG RIVER POHATCONG AND HOLLAND TOWNSHIPS WARREN AND HUNTERDON COUNTIES CONTRACT #WC9716

BE IT RESOLVED that the plans and specifications for the Reconstruction of Intercounty Bridge #20032/H-80-W, Cyphers Road over the Musconetcong River, Pohatcong and Holland Townships, are hereby approved.

BE IT FURTHER RESOLVED that the Hunterdon 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 Official Hunterdon County Newspaper papers printed in Hunterdon County.

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TENTATIVE SCHEDULE

**ADVERTISING DATE
BIDS TO BE RECEIVED
AWARD DATE**

**TO BE DETERMINED BY
BY HUNTERDON COUNTY**

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 96-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE WARREN COUNTY EDUCATIONAL PARK PHASE III SITE IMPROVEMENTS, WASHINGTON & FRANKLIN TOWNSHIPS - CONTRACT #WC9710

BE IT RESOLVED that the plans and specifications for Contract #WC9710 for the Warren County Educational Park Phase III Site Improvements, Washington & Franklin Townships, are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to advertise for proposals for the above project at least 10 days prior to the receipt of bids in THE STAR GAZETTE papers printed in the County.

TENTATIVE SCHEDULE

ADVERTISING DATE - Thursday, February 20, 1997

BIDS TO BE RECEIVED - Tuesday, March 18, 1997 at 1:30 P.M.

AWARD DATE - Wednesday, March 26, 1997

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 97-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC9713 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR TIRES AND TUBES

BE IT RESOLVED, that specification WC9713 for tires and tubes 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 budget account A01-04-01021.00.017 - Motor Pool Expenses

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

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RESOLUTION 98-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC9714 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR UNLEADED GAS AND DIESEL FUEL

BE IT RESOLVED, that specification WC9714 for unleaded gasoline and diesel fuel are hereby approved

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

Funds for this contract are provided in budget accounts A01-04-01021.10.160 - Motor Pool, and A01-06-01501.22.255 - Warren Haven Bulk Gas

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 99-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE 1997 MAINTENANCE, REPAIR AND CONSTRUCTION MATERIALS FOR ROAD, BRIDGE AND MAINTENANCE DEPARTMENTS, WARREN COUNTY - CONTRACT #WC9715

BE IT RESOLVED, that the plans and specifications for the following Maintenance, Repair and Construction Materials:

- | | |
|---------------------------|--|
| 1. 3/8" Broken Stone | 7. Bituminous Surface Course, Mix I-5 |
| 2. Abrasive Grits | 8. Bituminous Binder, Mix I-3 |
| 3. Transit Mix Concrete | 9. Bituminous Stabilized Base, Mix I-2 |
| 4. Dense Graded Aggregate | 10. UPM High Performance Bit. Cold Patch |
| 5. Curb Mix | 11. Corrugated Polyethylene Pipe |
| 6. Emulsified Asphalt | 12. Traffic Paint Waterborne |

for the Warren County Road, Bridge and Maintenance Departments for the 1997-1998 construction year are hereby approved.

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby directed to advertise for proposals for the above project at least ten (10) days prior to the receipt of bids in THE STAR GAZETTE papers printed in the County.

TENTATIVE SCHEDULE

ADVERTISING DATE - Thursday, February 20, 1997

BIDS TO BE RECEIVED - Thursday, March 20, 1997

AWARD DATE - Wednesday, April 9, 1997

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

MINUTES**February 11, 1997****RESOLUTION 100-97**

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE LOPATCONG BOARD OF EDUCATION AND THE WARREN COUNTY HEALTH DEPARTMENT TO PROVIDE NURSING SERVICES TO PHILLIPSBURG CHRISTIAN ACADEMY THROUGH THE DIVISION OF PERSONAL HEALTH SERVICES FOR THE SUM OF \$5,161.00 FOR THE PERIOD SEPTEMBER 1, 1996 THROUGH JUNE 30, 1997

WHEREAS, Chapter 226 laws of 1991 provided that medical examinations, hearing screenings and other services may be provided to non-public schools as a board of health activity; and

WHEREAS, the Warren County Health Department, Division of Personal health Services has trained personnel to provide nursing services to Phillipsburg Christian Academy; and

WHEREAS, the Lopatcong Board of Education is interested in continuing last year's agreement;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the attached contract agreement between the Lopatcong Board of Education and the Warren County Health Department to provide nursing services to Phillipsburg Christian Academy through the Division of Personal Health Services of the Health Department for the sum of \$5,161.00 for the period of September 1, 1996 to June 30, 1997, be and is hereby approved, and further, that the Freeholder Director is 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 101-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE AGREEMENTS FOR PROFESSIONAL SERVICES FOR VARIOUS HOME HEALTH SERVICES TO BE PROVIDED THROUGH THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY FOR THE PERIOD JANUARY 1, 1997 THROUGH DECEMBER 31, 1997

WHEREAS, there exists a need for the professional services of physical therapy, speech therapy, occupational therapy, medical social work, consultant nutritional services through the Warren County Public Health Nursing Agency for the period January 1, 1997 through December 31, 1997; and

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

NOW, THEREFORE BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Warren that the Freeholder Director be and hereby is authorized to execute the attached professional service agreements as follows:

1. Registered Physical Therapy at \$55.00 per visit for the following Physical

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Therapists: Eva Bellfy, Susan Bisio, Marianne Derk, Pamela Hutchison, Mary Kovacs, Deborah Markle, Susan Rusak, Cathleen Ryan, Diana Schott, and Nancy Smith.

2. Occupational Therapy at \$55.00 per visit for the following Occupational Therapists: Jean Charles, and Linda Mich.

3. Speech Therapy at \$55.00 per visit for the following Speech Therapists: Colleen Makarevich, Lynnette Muni-Thompson and Margaret Normile, Jacqueline Saunders.

4. Medical Social Work at \$65.00 per visit for the following Medical Social Workers: Michelle Hills and Marilyn Zwarych.

5. Registered Dietitian at \$50.00 per visit for Jeri-Lynn Flynn.

BE IT FURTHER RESOLVED that notice of this action shall be published in the Star Gazette/Forum as required by law within 10 (10) days of 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 102-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**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 reappointed him on December 13, 1995; 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 103-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
TO HIRE GUY R. WILSON, ESQUIRE, TO PROVIDE LEGAL SERVICES
TO THE WARREN COUNTY PLANNING BOARD FOR THE YEAR 1997**

WHEREAS, there exists a need for legal services to assist the Warren County Planning Board in the performance of its responsibilities; and

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

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

1. The Agreement with Guy R. Wilson, Esquire, to accept appointment as Warren County Planning Board Attorney for the year 1997 is approved and shall be entered into by the County of Warren. A copy of that agreement is on file in the office of the Board of Chosen Freeholders and the Planning Department, Wayne Dumont Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey, and is made a part hereof by reference.

2. The fees for these services shall be One Hundred Ninety-Five Dollars (\$195.00) for each meeting attended, commencing with the meeting of January 27, and One Hundred Ten Dollars (\$110.00) per hour for all work done over and above attendance at meetings.

3. The Freeholder Director is hereby authorized to execute the agreement with Guy R. Wilson, Esquire.

4. This contact 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.

5. Notice of this action shall be published in THE STAR-GAZETTE, 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 104-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION RE: AWARD OF CONTRACT WC96125A - LONG DISTANCE TELEPHONE SERVICE TO AT&T FOR THE PERIOD OF JANUARY 1, 1997 THROUGH DECEMBER 31, 1997 WITH THE RIGHT TO EXTEND FOR FOUR ADDITIONAL ONE YEAR PERIODS AS PROVIDED BY THE LOCAL

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PUBLIC CONTRACT LAW 40A:11-15(8) IN THE APPROXIMATE AMOUNT OF \$70,000.00

BE IT RESOLVED, that contract WC96126A for long distance telephone service is hereby awarded

to . . . AT&T - Woodbridge, New Jersey
in the approximate amount of . . . \$70,000.00

NOTE: no bids were received on the first and second attempt to bid, this contract was negotiated as permitted by the Local Public Contract Law 40A:11-5.(3) where after failure on two attempts to award through the public bidding process, negotiation is permitted

Funding for this contract will be provided in budget accounts A01-01-00151.00.018
- Information Systems Telephone and other department line accounts

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 105-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO 3M COMPANY UNDER NEW JERSEY STATE CONTRACT #A76762 COVERING TRAFFIC CONTROL SIGN MATERIALS FOR THE WARREN COUNTY ROAD DEPARTMENT IN THE AMOUNT OF \$17,556.95

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for traffic control materials, sign tape, etc.,

to . . . 3M Company, St. Paul, Minnesota
in the amount of . . . \$17,556.95

at the prices established under New Jersey State Contract #76762

Funding for this contract has been provided in budget account A01-04-01021.00.572
- Road Department Sign Materials

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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

RESOLUTION 106-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO ERICSSON GE MOBILE COMMUNICATIONS INC., UNDER NEW JERSEY STATE CONTRACT #A74267 COVERING RADIO COMMUNICATION EQUIPMENT, ACCESSORIES & OPTIONS FOR RADIO EQUIPMENT

MINUTES**February 11, 1997****MAINTENANCE FOR THE WARREN COUNTY COMMUNICATIONS CENTER IN THE AMOUNT OF \$74,000.00**

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for maintenance costs for various communication center radio equipment is hereby awarded

to . . . Ericsson GE Mobile Communications, Totowa, New Jersey
in the amount of . . . \$74,000.00

at the prices established under New Jersey State Contract #74267

Funding for this contract has been provided in budget account A01-03-00961.00.515
- Communications Center Equipment Maintenance/Repair Parts

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

RESOLUTION 107-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION RE: AWARD OF CONTRACT WC9717R FOR PRESCRIPTION DRUG SERVICE FOR THE WARREN COUNTY CORRECTIONAL CENTER TO BACH'S DRUG & SURGICAL FOR THE PERIOD OF MARCH 1, 1997 THROUGH FEBRUARY 28, 1998, AMOUNT OF CONTRACT TO BE DETERMINED BY ACTUAL USE

WHEREAS, there exists a need for the professional services of a Pharmacy, Prescription Drug Service at the Warren County Correctional Center; and

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

WHEREAS, adequate funds are available in account A01-05-01101.00.140 - Correctional Center Medical

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Bach's Drug & Surgical, Hackettstown, New Jersey for professional services for the above project in the amount to be determined by actual use per letter of agreement which is currently on file in the Office of the Director of Purchasing, be made part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director is hereby authorized to execute said letter of Agreement by signing same.
3. 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.
4. A 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

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RESOLUTION 108-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**RESOLUTION ABOLISHING THE POSITION OF CLERK TYPIST, CLASSIFIED,
AND CREATING THE POSITION OF SENIOR CLERK TYPIST, CLASSIFIED,
WITHIN THE WARREN COUNTY HEALTH DEPARTMENT**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the position of senior clerk typist, classified, is created within the Warren County Health Department pursuant to audit and reclassification by the New Jersey Department of Personnel; and

BE IT FURTHER RESOLVED that the position of clerk typist, classified, be abolished; and

BE IT FURTHER RESOLVED the created position of senior clerk typist take effect retroactive to October 24, 1996, and be established on AFSCME Range Group 5.

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 position was re-classified by the NJ Department of Personnel and our personnel division is just catching up with it.

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

A resolution and amended resolution was received from Atlantic County supporting a consortium of Atlantic County's 24 school districts to establish an educational technology training center (ETTC) for teachers.

County Counsel David Wallace had items for executive session only.

County Engineer David Hicks had nothing to report.

County Planner David Dech had nothing to report.

County CFO Pete Houck reminded the board to sign the budget resolution but nothing to report.

County Administrator Henry Dinger got board approval for three hiring requests.

Under freeholder comments, Mrs. Dickey said she would like to discuss a PCFA issue of third party waste in executive session.

Mr. Lance said he met with some residents at Stewart's Hunt and took a tour of their backyards. He also met with the Sheriff's Department and will discuss that in executive session.

Mrs. Stone had no comments at this time.

Under closing public comments, Ray Bohacz appeared before the board and said he will keep coming back until he gets some answers. He submitted some samples of broken-up asphalt and submitted it to the board. He said there is a problem on the south side.

Mrs. Stone said that George Ulmer said he would correct any problems if they arise.

Mr. Bohacz read a letter he received from Mr. Ulmer and asked the board what they intend to do.

Mrs. Stone responded again that nothing can be done until spring.

Mr. Bohacz asked if Mr. Ulmer is monitoring the situation.

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Mrs. Stone said she will ask him at the Public Works Meeting.

Mr. Bohacz asked if he can get the cost of the ditch and Mr. Houck asked him to put the request in writing.

Under press comments and questions, Art Charlton of the Star Ledger asked the status of the PCFA appointment and Mrs. Stone told him that the board is interviewing a candidate this evening and will make a decision later when they return to open session.

RESOLUTION 109-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON FEBRUARY 11, 1997. THE GENERAL NATURE OF THE SUBJECT TO BE DISCUSSED INCLUDES VARIOUS PERSONNEL MATTERS; CONTRACTS; LITIGATION, LAND ACQUISITION; ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS AND IT IS ANTICIPATED THAT THE ABOVE STATED SUBJECT MATTER WILL BE MADE PUBLIC AT SUCH TIME AS THE PUBLIC INTEREST PERMITS DISCLOSURE AND/OR WHEN A REQUEST IS MADE CONSISTENT WITH THE OPEN PUBLIC MEETINGS ACT AND WITH STATUTORY AND COMMON LAW "RIGHT TO KNOW" PROVISIONS

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 231,P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist, **NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren in the State of New Jersey, pursuant to Section 8 of said act, as follows:

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

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

1. Various personnel matters.
2. Contracts.
3. Litigation.
4. Land acquisition.
5. Attorney/client privileged communications.

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

4. This resolution shall take effect immediately.

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

s/Naomi J. Stout, Deputy Clerk

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

Director Stone called for a five minute recess at 8:10 p.m.

The board went into executive session at 8:30 p.m.

The board returned to open session at 9:40 p.m.

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

RESOLUTION 110-97

On motion by Mrs. Dickey, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held February 11, 1997.

**RESOLUTION APPOINTING ROBERT L. ZELLEY TO THE
POLLUTION CONTROL FINANCING AUTHORITY OF WARREN COUNTY**

WHEREAS, the resolution of the County of Warren, entitled "Resolution Creating the Pollution Control Financing Authority of Warren", adopted August 14, 1974, has become and is fully effective and the Clerk of the Board of Chosen Freeholders has filed a certified copy thereof in the Office of the Secretary of State of New Jersey as provided in Section 4 (e) of the New Jersey Industrial Pollution Control Financing Law, and there has been duly created and there is validly existing the Pollution Control Financing Authority of Warren County, a body corporate and politic of the State of New Jersey, pursuant to said New Jersey Industrial Pollution Financing Law, and

WHEREAS, the term of Frank Leary, duly appointed to the authority, will expire effective February, 1997, and

WHEREAS, the Warren County Board of Chosen Freeholders must file with the Secretary of State of the State of New Jersey a resolution reappointing or replacing members of the Authority;

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

Section 1. The following person is appointed as a member of the Pollution Control Financing Authority of Warren County to serve for a term expiring on the first day of February of the year set opposite his name:

Robert L. Zellely 2002

Section 2. A copy of this resolution, duly certified by the Clerk of the Board of Chosen Freeholders of the County of Warren shall forthwith be filed by said Clerk in the Office of the Secretary of State of the State of New Jersey.

Section 3. 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. Lance: yes Mrs. Dickey: yes Mrs. Stone: yes

On motion by Mr. Lance, seconded by Mrs. Stone, county counsel is authorized to negotiate the case as discussed in executive session with a view to settling without going to trial.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, and there being no further official business to come before the board at this time, the meeting was adjourned at 9:42 p.m.

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

ATTESTED TO:

Naomi J. Stout, Deputy Clerk