

MINUTES**July 9, 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 Wednesday, July 9, 1997 at 10:12 p.m.

The meeting was called to order by Deputy Director Dickey and upon roll call the following members were in attendance: Freeholder Susan Dickey and Freeholder Stephen Lance. Freeholder Stone was absent due to illness.

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

Deputy 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. Lance, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held June 11, 1997 were approved as presented.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, the executive session minutes of the regular meeting of the Board of Chosen Freeholders held June 11, 1997 were approved as presented.

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

Due to the fact that Freeholder Lance was absent at the June 18, 1997 freeholder meeting, the regular minutes and executive session minutes of June 18, 1997 will be held for action until the July 23, 1997 freeholder meeting.

On motion by Mr. Lance, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held June 25, 1997 were approved as presented.

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

There were no public comments on agenda items.

RESOLUTION 443-97

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 July 9, 1997.

RESOLUTION TO PAY BILLS

BE AND IT IS HEREBY RESOLVED that Master Voucher Certificate for Certification for Payment No. 97-18,19 dated July 9, 1997 in the amount of \$2,487,916.42 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

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97-18	1,493,903.61
Election 97-19	32,807.00
Payroll 7/3	961,205.81
TOTAL	2,487,916.42

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: absent

RESOLUTION 444-97

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 July 9, 1997.

**RESOLUTION APPROVING THE AUDIT REPORT OF THE
COUNTY OF WARREN FOR THE YEAR 1996**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the Year 1996 has been filed by a Registered Municipal Accountant with the Clerk of the Board of Chosen Freeholders as per the requirements of N.J.S.A.40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local government body to the penalty

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provisions of R.S. 52:27BB-51 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said board to show evidence of said compliance.

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/Naorfi J. Stout, Deputy Clerk

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

RESOLUTION 445-97

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 July 9, 1997.

**INSERTION INTO THE 1997 BUDGET OF THE COUNTY OF WARREN
IN THE AMOUNT OF \$12,679.00 FROM THE STATE OF NEW JERSEY,
DEPT. OF LAW & PUBLIC SAFETY, LOCAL LAW ENFORCEMENT BLOCK
GRANT, MEGAN'S LAW ENFORCEMENT #LLE-21-96**

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 \$12,679.00, which item is now available from the State of New Jersey, Dept. of Law & Public Safety, Local Law Enforcement Block Grant, Megan's Law Enforcement #LLE-21-96.

BE IT FURTHER RESOLVED that a like sum of \$12,679.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Law & Public Safety, Local Law Enforcement Block Grant, Megan's Law Enforcement #LLE-21-96

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Department of Law & Public Safety and that two (2) certified copies of this

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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: absent

RESOLUTION 446-97

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 July 9, 1997.

**INSERTION INTO THE 1997 BUDGET OF THE COUNTY OF WARREN
IN THE AMOUNT OF \$20,000.00 FROM THE GERALDINE R. DODGE
FOUNDATION TO PRESERVE FOLK CULTURE IN THE NORTHWESTERN
REGION OF NEW JERSEY**

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 \$20,000.00, which item is now available from the Geraldine R. Dodge Foundation to Preserve Folk Culture in the Northwestern Region of New Jersey.

BE IT FURTHER RESOLVED that a like sum of \$20,000.00 be and the same is hereby appropriated under caption:

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

BE IT FURTHER RESOLVED that the above is the result of the approval by the Geraldine R. Dodge Foundation 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: absent

RESOLUTION 447-97

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 July 9, 1997.

**RESOLUTION AMENDING RESOLUTION DATED MAY 14, 1997 FOR
MASTER VOUCHER CERTIFICATE FOR CERTIFICATION FOR
PAYMENT NO. 97-12 IN THE AMOUNT OF \$846,000.00**

BE IT RESOLVED that Master Voucher #97-12 is hereby amended in the amount of

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\$846,000.00 adjusting the total amount from \$3,063,219.87 to \$3,909,219.87 and adjusting the break-down as follows:

1. Payroll 5/8 - adjust from \$94,755.34 to \$940,755.34
2. This adjustment corrects a typographical error in the original resolution dated May 14, 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: absent

RESOLUTION 448-97

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 July 9, 1997.

**RESOLUTION AUTHORIZING DIRECTOR OF THE BOARD TO ENTER
INTO INTERLOCAL SERVICE AGREEMENTS WITH LIBERTY AND
INDEPENDENCE TOWNSHIPS FOR THE PROVISION OF ON-SITE
PLUMBING INSPECTION SERVICES TO BE PERFORMED BY WARREN COUNTY**

WHEREAS, the National Standard Plumbing Code has been promulgated as a subcode of the Uniform Construction Code as adopted by the Commissioner of Community Affairs, pursuant to the Uniform Construction Code Act, N.J.S.A. 52:27D-119 et seq., and N.J.A.C. 5:23 et seq.; and

WHEREAS, in order to insure that the provisions of said National Standard Plumbing Code are enforced in the Township of Liberty and the Township of Independence ; and

WHEREAS, these municipalities desire to enter into inspection agreements with the County in order that the County act as each municipalities's on-site inspection agency and to perform those inspections as provided for in said agreements;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the freeholder director and the deputy clerk of the board are hereby authorized to enter into these interlocal service agreements, attached hereto and made a part hereof, pursuant to N.J.S.A. 40:8A-1 et seq., with the municipalities of Liberty and Independence for the provision of on-site plumbing inspection services by Warren County as provided in said agreements.

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: absent

RESOLUTION 449-97

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 July 9, 1997.

**RESOLUTION TO NOT APPLY FEDERAL ANNUAL
COMPENSATION LIMITS TO ELIGIBLE EMPLOYEES**

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WHEREAS, the Internal Revenue Code establishes an annual compensation limit for each employee under a qualified plan; and

WHEREAS, the plan may not base contributions or benefits on compensation in excess of the annual limit; and

WHEREAS, the federal Internal Revenue Code allows employers to not apply these annual compensation limits to employees, providing they were employed by them and enrolled in their pension fund prior to July 1, 1996; and

WHEREAS, Chapter 113, P.L. 1997 establishes provisions for employers participating in State administered pension funds not to apply these annual compensation limits to their employees by paying all the employer liabilities for pension and benefits above the limits;

BE IT RESOLVED that, in accordance with Chapter 11, P.L. 1997, the governing body of the County of Warren will pay the additional employer costs for pension and benefits above the annual compensation limits imposed by the federal Internal Revenue Code for all of its employees, working at its location and enrolled in a State-administered retirement system prior to July 1, 1996, now and in the future should the compensation of these employees exceed the annual limit while in their employ.

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: absent

RESOLUTION 450-97

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 July 9, 1997.

**RESOLUTION REVISING THROUGH STREET DESIGNATION FOR
COUNTY ROUTE #613 (ALPHANO ROAD), ALLAMUCHY AND
INDEPENDENCE TOWNSHIPS, WARREN COUNTY**

WHEREAS, based on an investigation by the Warren County Engineer's Office, the following Through Streets are recommended for approval by the Commissioner of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the following described streets or parts of streets are hereby designated as Through Streets. Stop signs shall be installed on the near side of each street intersecting the Through Streets, except where Yield signs are provided for in the designation.

BE IT FURTHER RESOLVED that this resolution shall become effective upon approval of the Commissioner.

Amendment to the above resolution approved on June 5, 1985 and revised on August 28, 1985; January 25, 1989; June 14, 1989; August 22, 1990; March 25, 1992; and May 27, 1992.

WARREN COUNTY THROUGH STREETS**County Route #613 (Alphano Road)**

- A. Between County Route #612 (Johnsonburg Road) and U.S. Route 46. The intersection of County Route #613 and Young's Island Road shall be designated as a multi-way stop intersection. A Stop sign shall be installed on Young's Island

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Road and on the northerly approach of County Route #613 facing southbound traffic.

- B. Between U.S. Route 46 and the southerly terminus of County Route #613 at Cemetary Road (end County jurisdiction).

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: absent

RESOLUTION 451-97

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 July 9, 1997.

RESOLUTION APPROVING THE LEASE-PURCHASE OF COUNTY PROPERTY DESIGNATED AS BLOCK 2704, LOT 9, MANSFIELD TOWNSHIP, AND AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR SUCH PURPOSE

WHEREAS, Warren County purchased Block, 2704, Lot 9, Mansfield Township, at a sheriff's sale on September 30, 1996; and

WHEREAS, the property had previously been improved with a loan from the rehabilitation fund administered by the Warren County Housing Program for the purposes of assisting low- and moderate-income homeowners and improving the county's housing stock; and

WHEREAS, the county has undertaken further repairs and rehabilitation of the property, and has identified in a legally appropriate manner an eligible low- or moderate- income family who is willing to take occupancy of the premises pursuant to a lease- purchase agreement which will help defray the county's expenditures; and

WHEREAS, special counsel has advised the county that the provisions of N.J.S.A. 40A:12-13.1, et seq., do not apply to this transaction,

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

1. The lease-purchase of county property designated as Block 2704, Lot 9, Mansfield Township be and hereby is approved.

2. The freeholder director is authorized to execute the lease-purchase 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: absent

RESOLUTION 452-97

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 July 9, 1997.

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**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE
THE AMENDMENT TO THE SEPTEMBER 27, 1987 CONTRACT WITH THE
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION,
GREEN TRUST LOCAL ASSISTANCE PROGRAM FOR PROJECT
NUMBER 2100-87-002 FOR THE MORRIS CANAL PARK ACQUISITION**

WHEREAS, the County of Warren has entered into a contract on September 27, 1987 with the New Jersey Department of Environmental Protection, Green Trust Local Assistance Program for funding in connection with the Morris Canal Park Acquisition at locations throughout the County, total cost of the project being \$3,670,000.00; and

WHEREAS, the County seeks an amendment to the September 27, 1987 contract for decreased funding in the revised amount of \$1,000,000; and

WHEREAS, the County is willing to enter into an amendment to the agreement with the New Jersey Department of Environmental Protection covering Project Number 2100-87-002 and including the Morris Canal Park Acquisition located as shown on Revised Schedule F of the Amendment to the Project Agreement;

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

1. That the Freeholder Director is hereby authorized to execute the amendment to the September 27, 1987 contract with the New Jersey Department of Environmental Protection, Green Trust Local Assistance Program for Project Number 2100-87-002 for the Morris Canal Park Acquisition.
2. That the County agrees to comply with the September 27, 1987 contract, the amendments thereto, N.J.A.C. 7:36-1 et seq., and the applicable statutes.
3. That 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: absent

RESOLUTION 453-97

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 July 9, 1997.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC9768 AND AUTHORIZATION
TO ADVERTISE FOR BIDS FOR PHASE II NEW UNDERGROUND
FIRESERVICE MAIN FOR WARREN HAVEN**

BE IT RESOLVED, that specification WC9768 for Phase II new underground fireservice main for Warren Haven is 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 capital account A01-10-02500.06.778 - 97
Capital - Warren Haven Fire Protection Upgrade: Phase 2 & 3

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.

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s/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 454-97

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 July 9, 1997.

RESOLUTION APPROVING CONTRACT MODIFICATION #1 FOR CONTRACT #WC9599P WITH HAROLD E. PELLOW & ASSOCIATES, INC. FOR ENGINEERING/SURVEYING SERVICES FOR THE RECONSTRUCTION OF BRIDGES #05082, #22036 & #22037 COUNTY ROUTE #632, SHURTS ROAD, FRANKLIN & WASHINGTON TOWNSHIPS FOR A NET INCREASE OF \$1,980.12 AND A REVISED CONTRACT AMOUNT OF \$64,070.12

WHEREAS, Harold E. Pellow & Associates, Inc. was awarded a contract for engineering/surveying services for the reconstruction of County Bridge #05082, #22036 & #22037, County Route #632, Shurts Road, Franklin & Washington Townships in the contract amount of \$62,090.00; and

WHEREAS, grading plans, wingwall layout and parcel maps needed to be changed based on right-of-way negotiations with adjoining property owner; and

WHEREAS, said changes resulted in a net increase of \$1,980.12; and

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

WHEREAS, adequate funds are available in account 008-02500.1997.011 and certified by the County Chief Financial Officer.

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. Hereby approve Contract Modification #1 for the above project for a net increase \$1,980.12 and a revised contract amount of \$64,070.12.
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. 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: absent

RESOLUTION 455-97

On motion by Mr. Lance, seconded by Mrs. Dickey, the following resolution was

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adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held July 9, 1997.

RESOLUTION RE: APPROVAL OF CHANGE ORDER NO. 2, CONTRACT WC9615 WITH AERO PLUMBING & HEATING CO. INC., FOR A NET INCREASE OF \$2,792.52 AND A FINAL CONTRACT AMOUNT OF \$68,693.77

WHEREAS, Aero Plumbing & Heating Co. Inc., was awarded contract WC9615 for Warren Haven new air conditioning system, 1st floor offices and multipurpose room for the total cost of \$65,901.25.

WHEREAS, it is necessary to increase the total amount of installation due to the cost of larger gauge sheetmetal for change in duct size in Multipurpose Room for a net increase of \$2,792.52.

WHEREAS, said changes were ordered by the architect CSR Associates; and

WHEREAS, adequate funds are available in account 008-02500.1996.004 - 96 Cap AC Units Warren Haven

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. Hereby approve Change Order No. 2 for a net increase of \$2,792.52 and a final contract amount of \$68,693.77
2. The Director is hereby authorized to execute the necessary change order by signing same.

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: absent

RESOLUTION 456-97

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 July 9, 1997.

RESOLUTION RE: APPROVING THE AGREEMENT WC9772R FOR PROFESSIONAL DRUG AND ALCOHOL TESTING SERVICES FOR CDL REQUIREMENTS TO NATIONAL DRUG SCREEN, INC., FOR THE PERIOD OF AUGUST 1, 1997 THRU JULY 31, 1998 IN AN AMOUNT NOT TO EXCEED \$5,000.00

WHEREAS, there exists a need for the professional services of a drug and alcohol test screening service for CDL requirements; 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 budget account A01-04-01021.00.025 - Road Department Physicals

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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 National Drug Screen Inc., of Belvidere, New Jersey for professional services for the above project in an amount not to exceed \$5,000.00, per letter of agreement which is currently on file in the Office of 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 Contacts 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: absent

On motion by Mr. Lance, seconded by Mrs. Dickey, the resignation received from Sieglinde Anderson as a member to the Warren County Environmental Commission was accepted with regret and a letter of thanks is to be sent.

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

On motion by Mr. Lance, seconded by Mrs. Dickey, the recommendation from the WC Environmental Commission to appoint Audrey C. Gilmour as a member to the commission to fill the unexpired term of Sieglinde Anderson which expires 7/26/98 was approved and a resolution is to be prepared for the July 23, 1997 freeholder meeting.

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

RESOLUTION 457-97

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 July 9, 1997.

RESOLUTION CREATING THE PART-TIME POSITION OF SANITARY INSPECTOR, CLASSIFIED, AND ABOLISHING THE FULL-TIME POSITION OF SANITARY INSPECTOR, CLASSIFIED, WITHIN THE WARREN COUNTY HEALTH DEPARTMENT, DIVISION OF ENVIRONMENTAL HEALTH

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the part-time position of sanitary inspector, classified, is created in the Warren County Health Department, Division of Environmental Health for reasons of efficiency and economy; and

BE IT FURTHER RESOLVED that the full-time position of sanitary inspector, classified, be abolished; and

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BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that the part-time position of sanitary inspector be established on AFSCME Range 17 and take effect July 10, 1997.

Mrs. Dickey asked if they had explored the possibility of job share and Jerry said in this case they had not looked into job share.

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: absent

RESOLUTION 458-97

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 July 9, 1997.

**RESOLUTION CREATING THE PART-TIME POSITION OF
CLERK TYPIST, CLASSIFIED, AND ABOLISHING THE
FULL-TIME POSITION OF CLERK TYPIST, CLASSIFIED,
WITHIN THE WARREN COUNTY HEALTH DEPARTMENT,
DIVISION OF PUBLIC HEALTH NURSING SERVICES**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the part-time position of clerk typist, classified, is created in the Warren County Health Department, Division of Public Health Nursing Services for reasons of efficiency and economy; and

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

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that the part-time position of clerk typist be established on AFSCME Range 2 and take effect July 10, 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: absent

RESOLUTION 459-97

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 July 9, 1997.

**RESOLUTION CREATING THE POSITION OF SENIOR LIBRARY ASSISTANT,
CLASSIFIED, AND ABOLISHING THE POSITION OF LIBRARY PAGE,
CLASSIFIED, WITHIN THE WARREN COUNTY LIBRARY**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the position of senior library assistant, classified, is created in the Warren County Library pursuant to audit and reclassification by the New Jersey Department of Personnel; and

BE IT FURTHER RESOLVED that the position of library page, classified, be abolished;

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and

BE IT FURTHER RESOLVED that the created position of senior library assistant be established on a thirty-five hour workweek on AFSCME Range 5 and take effect retroactive to April 2, 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: absent

Mrs. Dickey had some questions about Resolutions #J4 and J5. Mr. Dinger explained that this will be a shared position with the freeholder office and will result in a savings. Susan asked if in effect it is a new position in the personnel division and Henry said yes. Susan also mentioned that the position in Economic Development was created as a floater and why aren't we using that position. It was decided to discuss this in executive session and take action later.

The resolution entitled "RESOLUTION ABOLISHING THE POSITION OF SENIOR CLERK TYPIST, CLASSIFIED, WITHIN THE WARREN COUNTY FREEHOLDERS' DEPARTMENT and the resolution entitled "RESOLUTION CREATING THE TITLE OF PERSONNEL CLERK, CLASSIFIED, WITHIN THE WARREN COUNTY PERSONNEL DIVISION" will be held until after executive session.

County Counsel David Wallace had items for executive session only.

County Engineer David Hicks had an item for executive session.

County Planner David Dech said that a discussion at the Planning Board meeting last month, Mansfield's request for the county take-over of Pequest Road was denied and Hope's request for county take-over of Foundry Road was approved.

On motion by Mr. Lance, seconded by Mrs. Dickey, the board authorized the county take-over of Foundry Road as recommended by the Warren County Planning Board.

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

Mr. Dech also reported that on July 2nd there will be a public meeting regarding the study that we are participating in regarding the Lackawanna Cut-off.

Dave reported that the NJ State Planning Commission has notified us that the cross-acceptance process will begin on September 2nd. \$40,000 will be made available to every county who participates in this program after notifying the state of its notice of participation and work program. Dave will prepare a resolution for the next meeting to enable the county to apply for the money.

Dave also reported that he received a letter from the Green Acres Trust soliciting for applications for FY 98 for properties for land acquisition.

A letter has been received from George Warne indicating that legislature has been changed on how the Open Space Trust Fund is governed. Dave Wallace is looking into this. We think this makes the trust fund open to historic preservation.

Dave said he attended a meeting on July 3rd regarding solid waste and flow control and he handed out a packet of material to the board that was distributed by DEP. DEP wants to retain the county's solid waste planning but they don't want to turn it over to the free market. The solid waste plan amendments will be in place by mid September. There is a meeting scheduled for tomorrow, July 10th. DEP is relinquishing flow control but they want

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to handle the solid waste.

CFO Pete Houck reminded the board that it is time to start thinking about the 1998 budget. He is looking for direction from the board and they should supply him with a list of areas to focus on. We have to either increase revenues or cut programs.

Freeholder Lance said we have to maintain the tax levy.

Mr. Dinger said that we have to maintain the rate or in order to maintain the tax levy, we have to either close some departments or make program cuts. If the board has any suggestions, they should contact Pete.

Under the county administrator's report, Mr. Dinger reminded everyone of the date of the annual county auction which is September 13, 1997 with a deadline of July 25th to submit a list of the items to be sold.

The two hiring requests for the correctional center were approved.

Mr. Dinger gave the board a summary report on the telephone-switchboard service in the courthouse. Mrs. Dickey asked if we can charge the state for this service and was told no because as of February 1st, we don't handle the state's mail.

Henry said he is not taking any further action on this matter until he is advised by the freeholder board. Mr. Lance said he has no problem with Henry's plan to close the board and phase out the one position next year.

Mrs. Dickey said she is not in favor of this. Perhaps we don't need the switchboard service but we do need the information service.

Mr. Dinger also submitted a request from the Blirstown Ambulance Corps to hold a coin toss fund raiser.

On motion by Mr. Lance, seconded by Mrs. Dickey, permission was given for the Blirstown Ambulance Corps to hold a coin toss fund raiser.

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

There were no freeholder comments.

There were no public comments.

There were no press comments or questions.

RESOLUTION 460-97

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 July 9, 1997.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON JULY 9, 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

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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: absent

Deputy Director Dickey called for a five minute recess at 11:50 a.m.

The board went into executive session at 12:05 p.m.

The board returned to open session at 2:00 p.m.

Nothing discussed in executive session has lost its confidentiality.

RESOLUTION 461-97

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 July 9, 1997.

RESOLUTION ABOLISHING THE POSITION OF SENIOR CLERK TYPIST, CLASSIFIED, WITHIN THE WARREN COUNTY FREEHOLDERS' DEPARTMENT

WHEREAS, the Warren County Board of Chosen Freeholders desires to eliminate the position of senior clerk typist, classified, within the Warren County Freeholders' Department;

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the position of senior clerk typist is hereby abolished; and

BE IT FURTHER RESOLVED that this resolution shall take effect July 10, 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: absent

MINUTES**July 9, 1997****RESOLUTION 462-97**

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 July 9, 1997.

**RESOLUTION CREATING THE TITLE OF PERSONNEL CLERK,
CLASSIFIED, WITHIN THE WARREN COUNTY PERSONNEL DIVISION**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the title of personnel clerk, classified, is created within the Warren County Personnel Division to maintain the efficiency and effectiveness of operations; and

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that the title of personnel clerk be established on a forty hour workweek on AFSCME Range 4 and take effect on July 10, 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: absent

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 2:00 p.m.

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

ATTESTED TO:

Naomi J. Stout, Deputy Clerk