

**MINUTES****August 27, 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, August 27, 1997 at 7:08 p.m.

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

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".

On motion by Mr. Lance, seconded by Mrs. Dickey, the minutes of the Freeholder/Mayor Meeting of the Board of Chosen Freeholders of the County of Warren held July 30, 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 July 23, 1997 will be held until they are discussed in executive session tonight in order that Mrs. Dickey can clarify a portion of the minutes.

Director Stone presented Certificates of Merit to Steven Alpaugh, WC Fire Coordinator and Thomas Janecko, WC Deputy Fire Coordinator in appreciation of their invaluable assistance during the storm of July 18, 1997.

Mr. Alpaugh and Mr. Janecko accepted the certificates with thanks and Pat Rivoli, WC Public Safety Director said that both these gentlemen, both past fire chiefs, gave of their time on a volunteer basis at the communication center, manning different positions, answering phones, etc. Mr. Rivoli pointed out that volunteerism in Warren County is very high.

Freeholders Dickey and Lance also thanked Mr. Alpaugh and Mr. Janecko for everything they had done.

Dr. Vincent DeSanctis, President, WC Community College, introduced Jan Walters, Chairwoman, of the Board of Trustees, Dr. Arnold Hyndman, Chair of the Policy and Planning Committee and Steve Van Campen, Chair of the Operations Committee.

Ms. Walters thanked the board for the time to discuss issues and community needs.

Dr. Arnold Hyndman spoke to the board about the accomplishments of the college: (1) it now occupies a permanent campus and provides a permanent facility for service to the community (2) some of the new programs are the internet, E-mail, digital media, liberal arts with options in biology, a legal nurse program and a distance learning lab, the first of its kind in New Jersey. The college has the ability to move very quickly to supply new programs. (3) partnerships with school districts (4) conducting middle states self-study (needs assessment

study county-wide, preparation of a facilities master plan and a team visit scheduled for April 1998). (5) service to the community - available to community groups. (6) service to business and industry (job training, etc.). A graph was done to show the steady growth of accredited hours covering 1993 - 1997. There has been a steady upward trend since the new facility has become available and a decrease in off-campus accredited hours. There is a definite projected population growth in Warren County.

Steve Van Campen explained the chart of the percentage of the purpose tax, funding by source and type for capital projects and the current values of capital funding per capita. The cost per capita in Warren County is \$89.36 vs. \$163.22 at Morris County College. The site chart of the Educational Park shows a total of 129 acres; 76 acres for the college, 38 acres are wetlands and inaccessible and 19 acres are undeveloped.

Mr. Lance asked for overlays and Dr. DeSanctis said he would provide them.

Dr. DeSanctis said they will be conducting needs assessments and will be asking for the appropriate support as needed. There is Chapter 12 money available, expect to be asked as it will be forthcoming. A minimal amount of land is available, approximately 19 acres.

The college presentation ended at 7:40 p.m.

Harry Pool, Chairman of PCFA, opened the PCFA meeting and upon roll call, the following members were present: Harry Pool, Jack Joyce, Jim Broschious and Bob Zelle. Dotty Blakeslee and the new director, John Carlton, were also present.

Mr. Carlton outlined the county's concerns: #1 - the county does not want to absorb any debt #2 - the agreement with WERC should be modified #3 - the county will not be responsible for any up-grades to the facility #4 - the service agreement should be reopened #5 - if ash is accepted from any other landfills, it must be compatible to ours. The authority's plan will meet these objectives.

Bob Zelle said that the landfill has a life of 40 years and a vertical expansion will further increase its' life. By taking additional ash, the authority will decrease the cost of landfill operations and also decrease the tip fee at the resource recovery facility.

The authority has contracted with a Dr. Richard Goodwin, an independent expert on ash to analyze the compatibility of ash from other sources to the ash generated by WERC.

The authority is proposing \$600,000 to \$900,000 in budget cuts due to program reductions.

The authority will be sending out RFP's in September for an engineer to assist in the expansion of the landfill. The expansion will increase the longevity of the landfill. The authority has performed a financial analysis to test the long term viability of the landfill.

Mrs. Stone asked what the life of the landfill is without taking additional ash and was told 2042 to 2048.

Mr. Lance is concerned about the testing of the ash. Can Dr. Goodwin do this. Mr. Zelle said that he will be looking at the compatibility of the ash. He will do the study in early September. Dr. Goodwin is a chemist and an expert in this area.

Regarding the service agreement, the facility can process an additional 100 tons of waste a day. The authority would have a put or pay contract for 170,000 tons per year. The service fee cost paid by the authority to WERC decreases by \$11.13 per ton. If the authority is unable to deliver 170,000 tons, WERC will pursue other solid waste and share revenues with the authority. WERC has the right to market 20,000 tons. No capital improvements are necessary.

Mr. Carlton spoke about the bond repayment and marketing plan. PCFA is working on a plan to repay all or part of the 1987A Resource Recovery Bonds. This will decrease the tipping fees by approximately \$15.40 per ton. The authority intends to obtain contracts for solid waste which will afford several advantages.

The status of litigation is as follows: 1. there is a service agreement between the PCFA

and WERC 2. in the BRI suit, PCFA has received a settlement agreement of \$2.3 million and the funds should be received by September 15th. 3. they have a continuing agreement with Somerset and Hunterdon counties. 4. under the State of New Jersey's Stranded Investment Program, the authority is next in line for an audit and action.

The PCFA has tried to address the concerns of the county as follows: 1. if the authority issues bonds, it will pursue bond insurance. 2. the service agreement will be modified and a county guaranty of tonnage is not contemplated. 3. upgrades to the equipment is not currently contemplated. 4. negotiations concerning increased throughput were made in conjunction with other changes in the service agreement. 5. an independent consultant has been engaged to analyze the ash quality from other facilities and how it will combine with the current ash from WERC.

In conclusion, Mr. Carlton said that the plan is comprehensive but all components have to be adopted. PCFA believes that a competitive tip fee is \$50 - \$60 per ton and they have developed a plan to accomplish a competitive tip fee.

Mr. Joyce said that PCFA is asking for the board's consideration and blessing to move on this, they feel it is very imperative that we move to a speedy fruition of this plan.

The PCFA closed their meeting at 8:53 p.m.

Under public comments, Anna Marie Caldara said that four words come to mind: "Beating a head horse". She said that the only clear option is to close the incinerator. This is just a scheme to save Ogden Martin from losing profits from Warren County. Ash is being mixed with garbage which is the most dangerous thing you can do. PCFA is trying to bully the county into making a quick decision.

Bob Shandor said that he is impressed with PCFA's speedy action on this

A gentleman from Frelinghuysen said he applauds PCFA and Warren County for their efforts.

Bob Carson, Union County Co-chair of The Concerned Citizens of Union County and a chemist by profession, has been in opposition to this since 1985. The county should not accept any waste from Union County. The county should call for a task force to do a study of solid waste in New Jersey. The tests used on the ash are not accurate. The citizens have been ill served by this process. Incinerators are obsolete and dangerous.

Jean Smallhart from Frelinghuysen said that the freeholders should go to Washington, DC and force the manufacturers to change their packaging. Everything discussed tonight has been short-term solutions.

Greg Merritt from Stewartville said we should "Reduce, reuse and recycle"! He asked if we can sue Ogden Martin.

Mrs. Dickey said that the freeholders have done no studies.

A resident from Union County said that Warren County's cancer rates are astronomical.

Mayor Rydell said that the freeholders should pass a resolution and send to the state that points out that the state mandated the incinerator and they should get us out of this. The state should pay.

Jim Banta of Frelinghuysen said that there has been no mention of recycling. The landfill is our most expensive asset. We should utilize it for as long as we can.

Mrs. Stone said that she meets regularly with the recycling group. PCFA is in charge until January 1998 and then Warren County will take over. We need to address recycling in Warren County.

The public comments ended at 9:30 p.m. and Mrs. Stone called for a five minute break at that time.

The meeting resumed at 9:35 p.m. with Mrs. Dickey absent.

**RESOLUTION 530-97**

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 August 27, 1997.

**RESOLUTION TO PAY BILLS**

**BE AND IT IS HEREBY RESOLVED** that Master Voucher Certificate for Certification for Payment No. 97-22 dated August 27, 1997 in the amount of \$3,565,633.40 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

97-22	2,423,303.47
Payroll 8/14	1,019,079.87
Retro Sheriff	123,250.06
<b>TOTAL</b>	<b>3,565,633.40</b>

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

**RESOLUTION 531-97**

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 August 27, 1997.

**INSERTION INTO THE 1997 BUDGET OF THE COUNTY OF  
WARREN IN THE AMOUNT OF \$11,500.00 FROM STATE UNIVERSITY  
OF NEW JERSEY, RUTGERS COOPERATIVE EXTENSION FOR  
THE POSITIVE FUTURES FOR NEW JERSEY FAMILIES PROJECT #R65305**

**WHEREAS**, N.J.S.A.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertions 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; and

**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 \$11,500.00, which item is now available from the State University of New Jersey, Rutgers Cooperative Extension for the Positive Futures for New Jersey Families Project #R865305.

**BE IT FURTHER RESOLVED** that a like sum of \$11,500.00 be an the same is hereby appropriated under caption:

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

from State University of New Jersey, Rutgers Cooperative Extension for the Positive Futures for New Jersey Families Project #R865305

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State

University of New Jersey, Rutgers Cooperative Extension 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: absent Mrs. Stone: yes

## RESOLUTION 532-97

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 August 27, 1997.

### RESOLUTION APPROVING AN AMENDMENT TO THE WARREN COUNTY 9-1-1 PSAP PLAN

**WHEREAS**, the increase in the number of area codes and use of wireless (cellular and PCS) telephones, it is now necessary to modify the Public Safety Answering Points ("PSAPs") to accept and display 10-digit Automatic Number Information. The modifications to the existing PSAPs require the installation of additional equipment, as set forth on Exhibit A attached hereto and made a part hereof ("the Additional PSAP Equipment"); and

**WHEREAS**, the State of New Jersey has offered to loan the Additional PSAP Equipment to Warren County and by execution of this Amendment (the "Plan Amendment") to its 9-1-1 Emergency Number Plan of March 14, 1994, the County hereby agrees to borrow the Additional PSAP Equipment on the terms and conditions set forth below; and

**WHEREAS**, the State shall loan the Additional PSAP Equipment listed on Exhibit A to the County commencing from the date of execution of this Plan Amendment except that such loan may be terminated pursuant to the provisions of paragraph 8 hereof; and

**WHEREAS**, the County agrees to permit the State to install the Additional PSAP Equipment pursuant to an installation schedule to be provided by the State to the County; and

**WHEREAS**, the County agrees to bear all risk of loss to the Additional PSAP Equipment; and

**WHEREAS**, the Additional PSAP Equipment shall be used solely for the purpose and by the parties set forth in the County Plan and ownership of the Additional PSAP Equipment shall reside with the State of New Jersey at all times; and

**WHEREAS**, the County shall, at its own expense, maintain, preserve and keep the additional PSAP Equipment in the same good repair, working order and condition as the County's own PSAP equipment and will from time to time make or cause to be made all necessary and proper repairs, replacements, refurbishment and renewals in accordance with the same service standards and other requirements applicable to the County's own PSAP equipment so that the County can continue to fulfill its performance obligations required under the County Plan and the County shall promptly notify the State upon the occurrence of the failure of the Additional PSAP Equipment to perform; and

**WHEREAS**, the State may, in its sole discretion, upon such notification by the County, but shall not be obligated to:

1. Make or cause to be made repairs to the additional PSAP Equipment and/or
2. Assert any rights or claims with respect to the Additional PSAP Equipment which the State may have against the vendor supplying the Additional PSAP Equipment; and

**WHEREAS**, the Additional PSAP Equipment shall at all times be and remain personal property notwithstanding that any item or unit of the Additional PSAP Equipment may be or

may become in any manner affixed to or attached to any real property,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby approves the 9-1-1 PSAP plan amendment for Warren County and directs the County 9-1-1 Coordinator to notify OETS of the Board's approval and to schedule the installation of the Additional PSAP equipment.

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

**RESOLUTION 533-97**

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was adopted by the Board of Chosen Freeholder of the County of Warren at a meeting held August 27, 1997.

**RESOLUTION TO ESTABLISH AND MAINTAIN  
NO PASSING ZONES ALONG COUNTY ROUTE #517,  
INDEPENDENCE AND ALLAMUCHY TOWNSHIPS**

**BE IT RESOLVED** that No Passing Zones be established and maintained along County Route #517 from the Town of Hackettstown-Independence Township Line to the Warren County-Sussex County Line, Independence and Allamuchy Townships, Warren County, New Jersey, as authorized by the New Jersey Department of Transportation in accordance with the sketch date July 30, 1997, bearing drawing number NPZ-588-D.

**BE IT FURTHER RESOLVED** that this resolution shall take effect upon approval by the Commissioner of the Department of Transportation.

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

**RESOLUTION 534-97**

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 August 27, 1997.

**RESOLUTION APPROVING CHANGE ORDER #2 FOR CONTRACT  
#WC96132 WITH WASHINGTON MECHANICAL, INC., OF  
WASHINGTON, NEW JERSEY FOR HVAC RENOVATIONS TO  
THE WARREN ACRES JUVENILE DETENTION FACILITY, FOR  
A NET INCREASE OF \$4,767.00 AND A REVISED CONTRACT  
AMOUNT OF \$197,588.00**

**WHEREAS**, Contract #WC96132 was awarded to Washington Mechanical, Inc., of Washington, New Jersey for the HVAC Renovations to the Warren Acres Juvenile Detention Facility, in the original amount of \$188,475.00; and

**WHEREAS**, revisions to materials specifications were ordered by the State of New Jersey, Juvenile Justice Commission and site conditions required other changes in construction resulting in a net increase of \$4,346.00 and a revised contract amount of \$192,821.00 as approved July 23, 1997 in Change Order #1; and

**WHEREAS**, repairs to damaged soffits, transfer grille and addition of sheet metal soffit corner guards have resulted in additional costs for a net increase of \$4,767.00; and

**WHEREAS**, adequate funds are available in Account A01-10-02500.06.770, Warren Acres HVAC, and certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren does hereby approve Change Order #2 for the above project for a net increase of \$4,767.00 and a revised contract amount of \$197,588.00.

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: absent Mrs. Stone: yes

### **RESOLUTION 535-97**

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 August 27, 1997.

#### **RESOLUTION APPROVING THE NJ TRANSIT AGREEMENT FOR RETURN OF LEASED EQUIPMENT FOR ONE SECTION 5310 STATE OWNED VEHICLE (1989 FORD MINIBUS; #16-575)**

**WHEREAS**, on February 11, 1997, the County of Warren approved the 1997 Lease Agreement with NJ Transit Corporation for use of state owned Section 5310 vehicles; and

**WHEREAS**, the county is required to return said leased vehicles to NJ Transit and has identified one such vehicles (1989 Ford Minibus; Vehicle #16-575).

**NOW, THEREFORE BE IT RESOLVED** that the Director of the Board of Chosen Freeholders is authorized to execute the NJ Transit Agreement for Return of Leased Equipment for 1989 Ford Minibus paratransit vehicle (#16-575).

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

### **RESOLUTION 536-97**

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 August 27, 1997.

#### **RESOLUTION AMENDING THE BUDGET MODIFICATION TO THE CY'1997 CASINO REVENUE GRANT AGREEMENT BETWEEN NJ TRANSIT CORPORATION AND THE COUNTY OF WARREN FOR THE INCLUSION OF \$49,523.69 IN PRIOR YEAR CARRYOVER FUNDS; CONTRACT CEILING TO INCREASE FROM \$362,962 TO \$412,485.69**

**WHEREAS**, on November 26, 1996 the Board of Chosen Freeholders approved the CY'1997 Casino Revenue grant agreement with NJ Transit Corporation in the amount of \$362,962; and

**WHEREAS**, NJ Transit Corporation has subsequently made available to Warren County an additional \$49,523.69 from prior year carryover funding as follows:

1993                                   \$ 1,553.46  
   43,483.45  
   4,486.78

and; **WHEREAS** a Budget Modification for the Calendar Year 1997 Casino Revenue Grant Agreement has been developed between the county and NJ Transit for these carryover funds; thereby increasing the original grant from \$362,962 to \$412,485.69.

**NOW, THEREFORE BE IT RESOLVED** that the Director of the Warren County Board of Chosen Freeholders is authorized to execute the budget modification to the 1997 Casino Revenue Grant between the county and NJ Transit for inclusion of an additional \$49,523.69; contract ceiling to increase from \$362,962 to \$412,485.69.

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

### **RESOLUTION 537-97**

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 August 27, 1997.

**RESOLUTION AMENDING 1997 COUNTY CONTRACT WITH  
 NORWESCAP INC.  
 FOR PROVISION OF SUPPLEMENTAL HUMAN SERVICES  
 FOR THE PERIOD AUGUST 1, 1997 THROUGH DECEMBER 31, 1997;  
 THEREBY RAISING CONTRACT CEILING FROM \$137,229 TO \$148,567**

**BE IT RESOLVED** that the 1997 county contract with NORWESCAP, Inc. is amended for provision of supplemental human services in the amount of \$11,338 for the following programs:

Food Bank	\$3,000
Child Care Resource Service	\$8,338

for the period August 1, 1997 through December 31, 1997; thereby increasing the 1997 county contract ceiling from \$137,229 to \$148,567; funds are available in county account #A01-06-01683.00.200;

as per the agency's 1997 Supplemental Human Services Request for Proposals(WC9762P) and submitted on or before July 11, 1997 to the Warren County Department of Human Services and reviewed in cooperation with the Warren County Human Services Advisory Council.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholder 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

### **RESOLUTION 538-97**

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 August 27, 1997.

**RESOLUTION RE: AWARD OF CONTRACT WC9768 FOR PHASE II NEW UNDERGROUND FIRESERVICE MAIN FOR WARREN HAVEN TO**

**C. WADE INC., FOR THE TOTAL CONTRACT AMOUNT OF  
\$29,750.00**

**BE IT RESOLVED**, that contract WC9768 for Phase II new underground fire service main for Warren Haven is hereby awarded to . . . C. Wade, Inc., Linden, New Jersey in the amount of . . . \$29,750.00 as per their bid submitted . . . August 4, 1997 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid submitted

Funding for this contract has been provided in account A01-10-02500.06.778 - 97 Capital - Warren Haven Fire Protection Upgrade: Phase 2 & 3

**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: absent Mrs. Stone: yes

**RESOLUTION 539-97**

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 August 27, 1997.

**RESOLUTION APPROVING THE AGREEMENT FOR ENGINEERING  
SERVICES FOR THE INSPECTION OF THE CONSTRUCTION OF  
TELEPHONE CONDUITS WITHIN THE RIGHT-OF-WAY OF COUNTY  
ROUTE #519, POHATCONG TOWNSHIP, WITH CHERRY WEBER  
& ASSOCIATES (TOWNSHIP ENGINEER), OF PHILLIPSBURG,  
N.J., FOR AN AMOUNT NOT TO EXCEED \$2,300.00**

**WHEREAS**, there exists a need for the professional services of an Engineer for the inspection of the construction of telephone conduits with the right-of-way of County Route #519, Pohatcong Township; and

**WHEREAS**, the Local Public Contract 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 escrow account #801-02850.155 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. The Agreement between the Board of Chosen Freeholders of the County of Warren and Cherry Weber & Associates, (Township Engineer) of Phillipsburg, New Jersey, for professional services for the inspection of the above project for an amount not to exceed \$2,300.00, currently on file in the Office of the County Engineer, be made a part of this resolution by reference and approved and entered into by the Board of 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. 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: absent Mrs. Stone: yes

### **RESOLUTION 540-97**

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 August 27, 1997.

**RESOLUTION APPROVING THE AGREEMENT FOR ENGINEERING  
SERVICES FOR THE INSPECTION OF ROADWAY IMPROVEMENTS  
WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #638, GREENWICH  
TOWNSHIP, WITH FRENCH & PARRELLO ASSOCIATES (TOWNSHIP ENGINEER),  
OF HACKETTSTOWN, N.J., FOR AN AMOUNT NOT TO EXCEED \$2,000.00**

**WHEREAS**, there exists a need for the professional services of an Engineer for the Inspection of Roadway Improvements within the Right-of-Way of County Route #638, Greenwich Township; 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 escrow account #801-02850.154 and certified by the County Chief Financial Officer.

1. The Agreement between the Board of Chosen Freeholders of the County of Warren and French & Parrello Associates, (Township Engineer) of Hackettstown, New Jersey, for professional services for the inspection of the above project for an amount not to exceed \$2,000.00, currently on file in the Office of the County Engineer, be made a part of this resolution by reference and approved and entered into by the Board of behalf 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. 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: absent Mrs. Stone: yes

### **RESOLUTION 541-97**

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 August 27, 1997.

**RESOLUTION APPOINTING SPECIAL MEMBERS TO  
THE WARREN COUNTY CONSTRUCTION BOARD OF APPEALS**

**WHEREAS**, pursuant to N.J.A.C. 5:23A-1.1 et seq., known as the "Rules Governing Construction Board of Appeals," promulgated under authority of N.J.S.A. 52:27D-124, 52:27D-198 and 40:55D-53.2a, the Board of Chosen Freeholders of the County of Warren is required to appoint five regular members, at least five alternate members, and two special members to the Warren County Construction Board of Appeals, and to designate the term for which each member shall serve; and

**WHEREAS**, application has been made by qualified individuals for special membership on the Warren County Construction Board of Appeals,

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

1. The following individuals are hereby appointed to serve as special members on the Warren County Construction Board of Appeals for four year terms effective August 28, 1997:

William Epstein  
5 Towpath Trail  
Washington, NJ 07882

Term to expire: August 27, 2001

Michael S. Finelli  
c/o French & Parrello Assoc.  
488 Schooleys Mtn. Rd  
Hackettstown, NJ 07840

Term to expire: August 27, 2001

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

**RESOLUTION 542-97**

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 August 27, 1997.

**RESOLUTION APPOINTING A MEMBER TO THE WARREN  
COUNTY COMMUNITY COLLEGE TRUSTEE SEARCH COMMITTEE**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby appoints the following member to the Warren County Community College Trustee Search Committee to fill an unexpired one year term, effective August 28, 1997:

Steve E. Marvin  
12 Millbrook-Stillwater Rd.  
Blairstown, NJ 07825

Term to expire: December 28, 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: absent Mrs. Stone: yes

**RESOLUTION 543-97**

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 August 27, 1997.

**RESOLUTION CREATING THE TITLE OF SENIOR CLERK STENOGRAPHER, CLASSIFIED, AND ABOLISHING THE TITLE OF SECRETARIAL ASSISTANT, CLASSIFIED, WITHIN THE WARREN COUNTY HEALTH DEPARTMENT, DIVISION OF PERSONAL HEALTH NURSING SERVICES**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the title of senior clerk stenographer, classified, is created in the Warren County Health Department, Division of Personal Health Nursing Services, to enhance and maintain the efficiency and effectiveness of operations; and

**BE IT FURTHER RESOLVED** that the title of secretarial assistant, classified, be abolished; and

**BE IT FURTHER RESOLVED** by the Warren County Board of Chosen Freeholders that the title of senior clerk stenographer be established on AFSCME Range 5 and take effect on September 4, 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: absent Mrs. Stone: yes

**RESOLUTION 544-97**

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 August 27, 1997.

**RESOLUTION ABOLISHING THE POSITION OF DEPUTY WARDEN, CLASSIFIED, WITHIN THE WARREN COUNTY CORRECTIONAL CENTER**

**WHEREAS**, the Warren County Board of Chosen Freeholders desires to reorganize the Warren County Correctional Center's security hierarchy for the purpose of enhancing the efficiency and effectiveness of facility operations; and

**WHEREAS**, the Warren County Board of Chosen Freeholders has determined that to effectuate

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

Mrs. Dickey returned to the meeting at 9:45 p.m.

A resolution was received from Camden County encouraging the re-authorization of federal funds to support the "Intermodal Surface Transportation Efficiency Act" (ISTEA). Dave Hicks will prepare a similar resolution for the next meeting.

County Counsel David Wallace had items for executive session only.

County Engineer David Hicks reported that he attended a meeting at DOT regarding the Rt.521 orphan railroad bridge in Blirstown. They agreed to initiate a short program with state money for scoping and preliminary design. This is being rebuilt as a federal aid project.

County Planner David Dech submitted the adopted bylaws of the WC Open Space and Farmland Preservation Trust Fund Committee for freeholder review. Three subcommittees have been set-up.

County CFO Pete Houck submitted the draft budget call letter for freeholder review.

Tomorrow Pete is meeting with DCA to go over the GAAP Financing reporting. Phase II has hit a snag regarding the Welfare reporting in 1994. No one wants to pay for it.

Under the County Administrator's Report, all hiring requests were approved.

Regarding the annual county auction, it is the AG's opinion that we are not a dealer and therefore we are exempt from the Lemon Law.

## RESOLUTION 545-97

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 August 27, 1997.

### RESOLUTION APPROVING THE REVISED REVOLVING LOAN TO S.C.M. ASSOCIATES, MODIFYING RESOLUTION ADOPTED ON AUGUST 13, 1997

**WHEREAS**, on August 13, 1997, the Board of Chosen Freeholders of the County of Warren adopted a resolution approving a revolving loan to S.C.M. Associates for the amount of \$150,000 at an interest rate of 4%, among other terms; and

**WHEREAS**, further negotiations have ensued based upon additional information having become available, as a result of which S.C.M. Associates has agreed to revise its loan application to reflect the amount of \$100,000.00 at an interest rate of 6%, which revised terms are deemed more appropriate by the county,

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

1. That the revised loan application of S.C.M. Associates reflecting the amount of \$100,000.00 at an interest rate of 6%, is hereby approved.
2. That the resolution adopted on August 13, 1997 is modified only to the extent set forth above, and in all other respects remains in full force and effect as originally enacted.

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: no Mrs. Dickey: yes Mrs. Stone: yes

Mr. Lance said he has a serious problem with this resolution.

Under freeholder comments, Freeholder Lance said that Mr. DeBlock has called several times to report that he has still not received any correspondence from the Ag Development Board. He needs to be told what is going on. As of last Thursday, he has had no letter from Duane.

Mrs. Dickey had no comments at this time.

Mrs. Stone asked that a letter be sent to GPU regarding the delay in response time to emergencies in Warren County. The firemen are very upset and have asked her to send a letter to GPU expressing our concerns and let them know we are not satisfied with our

coverage.

Mrs. Stone has received a request from Hope Township regarding Family Day on September 13th and whether or not the freeholders will participate in a game table. Ann and Susan will be there and will do something.

Under closing public comments, Bob Shandor said he read an article in the paper that Alpha Borough is going to propose an open space tax. Many townships are considering this.

Mr. Shandor expressed his concerns regarding the loss of grant money. They will need matching funds next year. They need \$750,000 but will get half of it back.

Regarding the planning board staff, Greg Sipple has limited time to work on this due to the fact that he received a cut in pay.

They may have to request that the board provide staff for the Board of Recreation Commissioners. They will probably ask for an appointment of a Secretary/Director for next year, which would be a created position.

There were no press comments or questions.

### **RESOLUTION 546-97**

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 August 27, 1997.

**RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF  
CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION  
ON AUGUST 27, 1997. THE GENERAL NATURE OF THE  
SUBJECT TO BE DISCUSSED INCLUDES VARIOUS PERSONNEL  
MATTERS; CONTRACTS; LITIGATION; LAND ACQUISITION;  
ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS.  
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. Litigations.

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

The board went into executive session at 10:27 p.m.

The board returned to open session at 11:07 p.m.

Nothing discussed in executive session has lost its confidentiality.

On motion by Mrs. Dickey, seconded by Mrs. Stone, Henry D. Dinger is appointed as a member to the PCFA of Warren County, to fill the unexpired term of Carol Hollingsworth, effective immediately.

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

On motion by Mrs. Dickey, seconded by Mrs. Stone, and there being no further official business to come before the board at this time, the meeting was adjourned at 11:10 p.m.

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

ATTESTED TO:

Naomi J. Stout, Deputy Clerk