

MINUTES**September 23, 1998**

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Administration Building, Belvidere, New Jersey on Wednesday, September 23, 1998 at 7:14 p.m.

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

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

Director Dickey read the following statement: **"ADEQUATE NOTICE OF THIS MEETING WAS GIVEN IN ACCORDANCE WITH THE OPEN PUBLIC MEETINGS ACT BY FORWARDING A SCHEDULE OF REGULAR MEETINGS OF THE BOARD OF CHOSEN FREEHOLDERS TO THE WARREN COUNTY CLERK, THE STAR/GAZETTE, BLAIRSTOWN PRESS, THE NEWS, STAR-LEDGER AND THE EXPRESS-TIMES AND BY POSTING A COPY THEREOF ON THE BULLETIN BOARD IN THE OFFICE OF THE BOARD OF CHOSEN FREEHOLDERS. FORMAL ACTION MAY BE TAKEN BY THE BOARD OF CHOSEN FREEHOLDERS AT THIS MEETING. PUBLIC PARTICIPATION IS ENCOURAGED. IN ORDER TO ASSURE FULL PUBLIC PARTICIPATION, THOSE INDIVIDUALS WITH DISABILITIES WHO WISH TO ATTEND THE MEETING SHOULD SUBMIT ANY REQUESTS FOR SPECIAL ACCOMMODATION ONE WEEK IN ADVANCE"**.

On motion by Mr. Lance, seconded by Mrs. Stone, the minutes of the special meeting of the Board of Chosen Freeholders held August 20, 1998 were approved as presented.
ROLL CALL: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

On motion by Mrs. Stone, seconded by Mr. Lance, the minutes of the regular meeting of the Board of Chosen Freeholders held August 26, 1998 were approved as presented.
ROLL CALL: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

On motion by Mr. Lance, seconded by Mrs. Stone, the executive session minutes of the regular meeting of the Board of Chosen Freeholders held August 26, 1998 were approved as presented.
ROLL CALL: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

Upon motion by Mrs. Stone, seconded by Mrs. Dickey, the minutes of the regular meeting of the Board of Chosen Freeholders held September 2, 1998 were approved as presented.
ROLL CALL: Mrs. Stone: yes Mr. Lance: abstain Mrs. Dickey: yes

PROCLAMATION 607-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following proclamation was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

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**PROCLAMATION
DOMESTIC VIOLENCE AWARENESS MONTH
OCTOBER 1998**

WHEREAS, in Warren County, over 648 women were victims of domestic violence in 1997; and

WHEREAS, we in Warren County are committed to restoring our first civil right---the right to freedom from fear in our own homes; and

WHEREAS, the problems of domestic violence are not confined to any group or groups of people but cross all economic, racial and social barriers; and

WHEREAS, in our quest to impose sanctions on those who break the law by perpetrating violence, we must also meet the needs of battered women and their children who often suffer grave financial, physical and psychological losses; and

WHEREAS, impact of domestic violence is wide ranging, affecting society as a whole;

NOW, THEREFORE, BE IT RESOLVED that in recognition of the important work done by domestic violence programs, the Board of Chosen Freeholders of the County of Warren does hereby proclaim the month of October 1998 as **DOMESTIC VIOLENCE AWARENESS MONTH** and urges all citizens to actively participate in the scheduled activities and programs sponsored by the Domestic Abuse and Rape Crisis Center (D.A.R.C.C.) to work toward the elimination of personal and institutional violence against women.

Susan A Dickey, Director
Board of Chosen Freeholders

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

On motion by Mrs. Stone, seconded by Mr. Lance, the board granted permission for the Domestic Abuse and Crisis Center to hold their annual candlelight vigil on the steps of the Court House on October 7, 1998 at 7:00 p.m.

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

Director Dickey asked if there were any public comments on agenda items.

Ed Church complimented Jay Miers on his retirement. He supported Miers' appointment. He may not be able to stay in Warren County due to high taxes. That is why the freeholders must look for ways to reduce taxes, and perhaps in the future the position can be recreated when the burden is less.

Steve Matinski, Hackettstown Chamber of Commerce President, said 4 chambers support maintenance of a separate economic development department. This is a sales job. Taxes of business won't increase school taxes as much as residential. Hunterdon County developed a private/public partnership and they provide \$45,000. In Warren, the Chambers are not large enough to take over these functions. It would be located in the Planning Department, but we need a person to concentrate on development.

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Bernie Wyscoff, OJT employee, Workforce Development Office, said Miers has helped get him contracts with businesses.

Tom Fey, Alpha Mayor, thought it would get lost in Planning. The department helped get business into Alpha. His tax base is over \$3 per \$100, which is high, and he needs growth.

Nancy Brown, Hackettstown, mentioned preservation of life styles. We need an advocate for planned business development. Should use present industrial space.

Alpha Planning Board Chairman said the department helped Alpha, as did the commission. If it goes to planning, it will get lost.

Jay Yarnell, Phillipsburg Council, asked the freeholders to defer resolution E13, which involved amendments to the federation agreement. He stated he thought there were misunderstandings on the changes, and there is a need to discuss the amendments before the resolution is passed. He believes there is advantages if both boards meet together.

Mrs. Dickey said a sub-committee worked on the agreement in December, 1996, and thought the issues were agreed to in April, 1997 meeting.

Mr. Yarnell said the agreement says changes must be in writing.

Mrs. Stone stated that the two boards are not that far apart on an agreement. We need to negotiate the issues, and she ask the freeholders to meet in public session.

Mrs. Dickey asked if these negotiations constitutes a contract discussion for executive session.

Mr. Yarnell stated no objection to working out the details in open session.

Mrs. Dickey said when we get the deed straightened out, we'll schedule a meeting.

Mr. Lance stated he wanted to get this issue settled. Both sides want to get it done.

Mr. Yarnell said the proposed changes to the membership on the library board would not meet state statute. They also require a change in the charter. The board must have as members the mayor, chief school administrator, and if a 9 member board, 4 of the remaining appointed members from the municipality. That would leave 3 members from county selections.

Mrs. Dickey said we need to see the deed waiver.

Mr. Yarnell said the property is owned by Phillipsburg with a deed restriction. Need a work session to iron out the details.

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Mrs. Dickey restated that once we get the information we can set a meeting.

Mr. Yarnell asked if the freeholders would postpone the resolution.

Mr. Lance said we should move on this issue, he is tired of discussing it without resolution.

Debbie Russo, Executive director, Phillipsburg Area Chamber of Commerce, spoke in support of maintaining the economic development department.

Robert Shandor, Chair of the Board of Recreation Commissioners, spoke in favor of maintaining the economic development department.

A resident from Stewartsville read a letter he had written to the freeholders, and said he was opposed to abolishing the department.

Mrs. Dickey stated that too many people think the county intends to eliminate economic development entirely. The issues are where the work will be located and if there should be a public/private partnership. She said that some towns have sent complaints that business leads were sent their way that the towns did not want in their localities. There are areas where there are vacant buildings, unused sewer capacity, etc. She believes we need to change our approach.

Sal Casare, Phillipsburg, stated he was gratified that the library was finally going to be built. Are the old plans for the library going to be updated?

Mrs. Stone responded that the public works department reviewed the plans in 1997. They can be updated to modernize, and we can use the plan as a base to bring the project up to present standards.

Mr. Lance agreed we need to look at the new technology and how that fits into the library construction.

Pat McCormack, past chair of EDAC, said that Mr. Lance had supported economic development during his campaign, to which Mr. Lance responded he did, but on a limited basis. Mr. McCormack said a chart doesn't bring anyone in, you need a person to go out and sell economic development.

Pat Rivoli connected taxes and services, and thought that if the freeholders retained the economic development position, they could perhaps use the person to be a grant coordinator to bring in finances.

PRESENTATION BY MEMBERS OF THE ECONOMIC DEVELOPMENT ADVISORY COUNCIL.

Robert Shoremont, EDAC Chair and Robert McCabe made the presentation.

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Mr. McCabe opened with a statement that much of what he intended to say had been said during the public comments portion. There was a question of what had become of a resolution to abolish the economic development department and create a division under planning. It was believed that the resolution had been pulled without being acted upon.

EDAC serves at the pleasure of the freeholders. With their representation, there is over 450 years of experience in business. When a majority denounces a proposal, it gives good reason to stay with the present process. There are 52,000 employed citizens in the county, 30,000 with jobs within the county. If planning needs to hire another planner, where is the savings? A salesman is a different type of job from a planner.

Money brought in by economic development is more than the budgeted amount. Tourism accounted for \$140 million in 1997, up from \$80 million 7 years ago. Ratables over the past 10 years were industrial up 117%, commercial up 73% and residential up 60%. The solution is to replace a salesman in economic development. In the last 7 years, 155 new businesses were opened in the county.

Mr. Shoremont recommended 3 actions. First, maintain economic development director as a separate department. Second, authorize the personnel department to advertise for the position so there is no gap in coverage. Third, expand the economic development budget. Poor development will lead to higher taxes.

Mrs. Dickey asked if there were any interest in a public/private partnership.

Mr. McCabe responded there was not time for that right now. Mr. Shoremont said years ago had such a partnership need seed money, and had requested \$185,000. Mr. McCabe said Miers leaves in 5 weeks, we need a replacement now.

Mrs. Dickey said she looked at the statistics from 1996-1998. 15 towns had no increase in industrial properties, and 8 had no increase in commercial properties. There was an increase of \$3 million per year in economic development. She is not sure this amount is worth continuing in this format. Hunterdon seems to do well with a partnership.

Mr. McCabe responded by saying that you can't make a wrong decision by hiring another salesman, but you can do a lot of harm by not maintaining the effort.

Jay Miers said the ratables in many industrial areas went down due to tax appeals.

Mrs. Dickey said the Cultural and Heritage Commission was concerned that they were slighted on their efforts on tourism.

Mr. Shoremont said the failure to hire would be a decision against economic development. Postponement is opposition.

That concluded the presentation by the EDAC.

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A break was called by the Director at 8:37 p.m.

The meeting resumed at 8:50 p.m.

RESOLUTION 608-98

On motion by Mr. Lance, seconded by Mrs. Stone the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

BE AND IT IS HEREBY RESOLVED that Master Voucher Certificate for Certification/Ratification for Payment No. 98-27, 28 dated September 16, 23, 1998 in the amount of \$3,282,470.36 including bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

98-27	435,590.88
98-28	1,905,826.08
Payroll 9/10	<u>941,053.40</u>
Total	3,282,470.36

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

RESOLUTION 609-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

**INSERTION INTO THE 1998 BUDGET OF THE
COUNTY OF WARREN IN THE AMOUNT OF
\$131,985.00 FROM THE NEW JERSEY TRANSIT
CORPORATION, SECTION 5311 GRANT PROGRAM**

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 1998 in the sum of \$131,985.00, which item is now available from the New Jersey Transit Corporation, Section 5311 Grant Program. Matching County funds in the

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amount of \$43,995.00 has been appropriated in the County Budget.

BE IT FURTHER RESOLVED that a like sum of \$131,985.00 be and the same is hereby appropriated under caption:

"UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES"
New Jersey Transit Corporation, Section 5311 Grant Program

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of N.J. 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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

RESOLUTION 610-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

**INSERTION INTO THE 1998 BUDGET OF THE
COUNTY OF WARREN IN THE AMOUNT OF
\$1,530.04 FROM THE STATE OF NEW JERSEY,
DEPT. OF LAW & PUBLIC SAFETY,
DIV. OF CRIMINAL JUSTICE, BODY ARMOR REPLACEMENT.**

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 1998 in the sum of \$1,530.04, which item is now available from the State of New Jersey, Dept. of Law & Public Safety, Div. of Criminal Justice, Body Armor Replacement.

BE IT FURTHER RESOLVED that a like sum of \$1,530.04 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, Div. of Criminal Justice, Body Armor Replacement

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of N.J., Dept. of Law & Public 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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

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RESOLUTION 611-98

On motion by Mr. Lance, seconded by Mrs. Stone the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE OFFICE ON AGING AND THE DEPARTMENT HEAD OF THE NUTRITION PROJECT FOR THE ELDERLY TO EXECUTE A LETTER OF AMENDMENT TO THE NUTRITION AGREEMENT TO ADD AN ADDITIONAL \$2,819 OF TITLE III-C FUNDS TO THE NUTRITION PROJECT BUDGET. THE REVISED BUDGET WILL BE \$736,200 AND THE REVISED TITLE III FUNDING WILL BE \$203,742.

BE IT RESOLVED BY THE Board of Chosen Freeholders of the County of Warren, that the Executive Director of the Office on Aging and the Department Head of the Nutrition Project for the Elderly are authorized to execute a Letter of Amendment to the Nutrition Agreement to add an additional \$2,819 of Title III-C funds to the Nutrition Project budget. The revised total budget will be \$736,200 and the revised Title III funding will be \$203,742.

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

RESOLUTION 612-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION APPROVING THE APPLICATION FOR THE RECONSTRUCTION OF INTERCOUNTY BRIDGE #16003/1401-196, WARREN/MORRIS COUNTIES, NEWBURGH ROAD OVER THE MUSCONETCONG RIVER, THROUGH THE FEDERAL AID LOCAL SCOPING PROGRAM FOR FISCAL YEAR 1999.

WHEREAS, there is a need to replace Warren County Bridge #16003/Morris County Bridge #1401-196 on Newburgh Road over the Musconetcong River in the Townships of Mansfield and Washington respectively; and

WHEREAS, the North Jersey Transportation Planning Authority (NJTPA) has invited counties to submit applications for funding under the Local Scoping Program for fiscal year 1999; and

WHEREAS, Morris County has agreed to be the lead County for this project; and

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 County Engineer is hereby authorized to submit in conjunction with Morris County an application with all necessary supporting data to the NJTPA to seek Local Scoping Funds for the replacement of Intercounty Bridge #16003/1401-196, Newburgh Road over the Musconetcong River; and

2. Warren and Morris Counties intend to seek federal funds for the replacement of Intercounty Bridge #16003/1401-196 through inclusion in the Transportation Improvement Program.

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

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Chosen Freeholders of the County of Warren on the date above mentioned.

s/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 613-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION FOR A RECOMMENDATION BY THE WARREN COUNTY HEALTH DEPARTMENT TO CAP THE 1998 SOLID WASTE ENFORCEMENT FEE RECEIPTS AT \$32,591.00.

WHEREAS, the county has collected solid waste enforcement fees from the county landfill owner (PCFA) since 1992; and

WHEREAS, these fees are dedicated to funding the Health Department's solid waste enforcement program and these receipts should not exceed the programs cost; and

WHEREAS, the 1998 waste deliveries to the landfill are greater than anticipated and the 1998 fee receipts are approaching the annual program cost of \$32,591; and

WHEREAS, the Warren County Health Department has recommended capping the 1998 fee receipts at \$32,591;

NOW, THEREFORE, BE IT RESOLVED that the Warren County Health Department is hereby authorized to notify PCFA to cap the 1998 fee receipts at \$32,591.00.

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

RESOLUTION 614-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION TO APPLY FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR \$25,000.00 TOWARDS THE COST OF CONSTRUCTION OF A WAR MEMORIAL IN BELVIDERE, NJ AND AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE THE GRANT WHEN RECEIVED.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for \$25,000.00 to carry out a project to construct a War Memorial adjacent to the County Court House in Belvidere, NJ, dedicated to veterans, KIA, MIA and those who survived in all wars;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby authorize the application for such a grant and upon receipt of the grant agreement from the NJ Department of Community Affairs, does further authorize the Director of the Board to execute the agreement; and

BE IT FURTHER RESOLVED that on receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Board of Chosen Freeholders of the County of Warren and the NJ

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Department of Community Affairs.

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

RESOLUTION 615-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION ADOPTING THE AMENDED DEFERRED COMPENSATION PLAN FOR THE COUNTY OF WARREN AS OUTLINED IN THE RESTATED PLAN DOCUMENT, NEW JERSEY VERSION, ON FILE IN THE OFFICE OF THE BOARD OF CHOSEN FREEHOLDERS AND AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE THE AMENDED PLAN.

WHEREAS, the County has established a Deferred Compensation Plan; and

WHEREAS, the National Association of Counties has established a Master Deferred Compensation Program for its member counties; and

WHEREAS, by adopting the NACo Program, all regulatory, operational, administrative and fiduciary responsibilities were assumed by NACo on behalf of the County; and

WHEREAS, the County has previously adopted and is currently employing the NACo Program; and

WHEREAS, NACo has amended the deferred compensation Plan Document to incorporate the requirements of the Small Business Job Protection Act of 1996 and such Plan Document has been filed with and approved by the State of New Jersey, Department of Community Affairs; and

WHEREAS, the County wishes to adopt this amended Plan Document;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby adopts Plan Document 08-PD-NACO/PEBSCO-041895 and hereby reestablishes the Board of Chosen Freeholders of the County of Warren Deferred Compensation Plan; and

BE IT FURTHER RESOLVED that the Director of the Board is authorized to execute the restated Plan Document.

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

The following resolution was removed from consideration and placed on hold at the request of Mr. Lance and Mrs. Dickey, waiting for the complete appraisal report:

RESOLUTION AUTHORIZING THE ACQUISITION OF THE GOODWIN PROPERTY, KNOWN AS BLOCK 21, LOT 14, IN WHITE TOWNSHIP.

RESOLUTION 616-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

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**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE THE
SUBCONTRACT AGREEMENT FOR TASK ORDER NO. 3 FOR WARREN COUNTY'S FISCAL
YEAR 1999 SUBREGIONAL TRANSPORTATION PLANNING WORK PROGRAM BETWEEN
THE NEW JERSEY INSTITUTE OF TECHNOLOGY, THE NORTH JERSEY
TRANSPORTATION PLANNING AUTHORITY AND THE COUNTY OF WARREN IN THE
AMOUNT NOT TO EXCEED \$29,294.**

WHEREAS, in order to improve subregional or County transportation planning, the New Jersey Department of Transportation has initiated a program to pass Federal Highway Administration and Federal Transit Administration funds through to individual counties rather than use these funds to supplement existing state and regional efforts; and

WHEREAS, this subregional transportation planning effort is aimed at developing staff capability and improving institutional systems in the Warren County Planning Department; and

WHEREAS, this Subregional Transportation Planning Program is jointly administered by the New Jersey Institute of Technology and the North Jersey Transportation Planning Authority, Inc. (NJIT/NJTPA), and has been undertaken in Warren County by the Warren County Planning Department; and

WHEREAS, this marks the twenty-second year the Warren County Planning Department will be participating in the program; and

WHEREAS, Warren County's proposed Small Urban Area Subregional Transportation Planning Work Program for Fiscal Year 1999 follows a specific program designed jointly by the Warren County Planning Department, New Jersey Institute of Technology and the North Jersey Transportation Planning Authority; and

WHEREAS, Warren County's proposed Subregional Transportation Planning Work Program for Fiscal Year 1999 has been approved by the NJIT/NJTPA; and

WHEREAS, the NJIT/NJTPA allocated \$47,000 for the Subregional Transportation Planning Program as outlined in Volume II of the fy 1999 Unified Work Program; and

WHEREAS, the NJIT/NJTPA did not receive the funding allocation as outlined in Volume II of the Unified Work Program from the Federal Highway Administration; and

WHEREAS, Task Order No. 7 reflects the current total available allocated to Warren County; and

WHEREAS, the North Jersey Transportation Planning Authority, Inc., has modified the County's operating budget to reflect the current available funding; and

WHEREAS, upon notification from the New Jersey Department of Transportation that the remaining Federal Highway Administration and Federal Transit Administration funds are available, the North Jersey Transportation Planning Authority, Inc., will issue an addendum to Task Order No. 3 and operating budget for the remaining program balance; and

WHEREAS, under Task Order No. 7, Warren County is hereby authorized to incur costs, starting July 1, 1998, and ending June 30, 1999, to a maximum of \$29,294; and

WHEREAS, this amount consists of Federal Highway Administration and Federal Transit Administration planning funds of \$24,412 (80%) and \$4,882 (20%) Warren County in-kind match; and

WHEREAS, the funding level and the contract agreement are subject to adjustment based on review and audit of our FY 98 program performance and the availability of federal funds;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The agreements for subregional transportation planning for FY 99 between the

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Board of Chosen Freeholders of the County of Warren and the State of New Jersey is approved subject to adjustment based on review and audit of the FY 98 program performance and availability of federal funds.

2. The Freeholder Director is hereby directed to execute said agreements.

3. Costs incurred under this contract shall not exceed \$29,294.

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

RESOLUTION 617-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE THE SUBCONTRACT AGREEMENT FOR TASK ORDER NO. 4 FOR WARREN COUNTY'S TECHNICAL STUDY PROJECT ENTITLED: "ROUTE 31/46 CORRIDOR STUDY," FOR THE PERIOD BETWEEN JULY 1, 1998 THROUGH JUNE 30, 1999, BETWEEN THE NEW JERSEY INSTITUTE OF TECHNOLOGY/NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY, INC., AND THE COUNTY OF WARREN IN THE AMOUNT NOT TO EXCEED \$80,000.

WHEREAS, in order to enable selected subregions to conduct technical studies as part of the FY 1998 Unified Planning Work Program, the North Jersey Transportation Planning Authority, Inc., developed a Technical Studies Program to pass funds through to individual counties rather than use these funds to supplement existing state and regional planning efforts; and

WHEREAS, this technical study effort is aimed at identifying methods to maximize the delivery of transportation services to meet regional needs; and

WHEREAS, this Technical Studies Program is jointly administered by the New Jersey Institute of Technology and the North Jersey Transportation Planning Authority, Inc., (NJIT/NJTPS) and has been undertaken in Warren County by the Warren County Planning Department; and

WHEREAS, Warren county's proposed Technical Studies Program for fiscal year 1998/1999 follows a specific program designed jointly by the Warren County Planning Department, the NJIT/NJTPA; and

WHEREAS, Warren County's proposed technical study project has been approved by the NJIT/NJTPA; and

WHEREAS, under Task Order No. 4, Warren County is hereby authorized to incur costs, starting July 1, 1998, through June 30, 1999, to a maximum of \$80,000; and

WHEREAS, this amount consists of Federal Highway Administration and Federal Transit Administration planning funds of \$64,000 (80%) and \$16,000 (20%) Warren County in-kind match; and

WHEREAS, the funding level and the contract agreement are subject to adjustment based on review and audit of our FY 98 program performance and the availability of Federal Funds

NOW, THEREFORE, BE IT RESOLVED as follows:

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1. The Agreements for the Technical Study for the period July 1, 1998 through June 30, 1999, between the County of Warren, the North Jersey Transportation Planning Authority, Inc., and the New Jersey Institute of Technology, is based on review and audit of the FY 98 program performance and availability of federal funds.

2. The Freeholder Director is hereby directed to execute said agreements.

3. Costs incurred under this contract shall not exceed \$80,000.

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

RESOLUTION 618-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE A GRANT APPLICATION WITH THE NJ DEPARTMENT OF HEALTH AND SENIOR SERVICES (DIVISION OF ALCOHOLISM, DRUG ABUSE AND ADDICTION SERVICES) THROUGH THE 1999 CHAPTER 51 GRANT FOR \$164,558 STATE FUNDS, \$60,634 COUNTY IN-KIND MATCH; SUBJECT TO THE AVAILABILITY OF FUNDS.

WHEREAS, the NJ Department of Health and Senior Services, Division of Alcoholism, Drug Abuse and Addiction Services has notified the Warren County Board of Chosen Freeholders of the anticipated availability of \$164,558 from the Alcohol Beverage Tax (Chapter 51) Grant funds for calendar year 1999 to include a county in-kind match of \$60,634; and

WHEREAS, the Warren County Department of Human Services has prepared an application for use of these funds which has been approved by the Local Advisory Committee on Alcoholism and Drug Abuse (LACA/DA);

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board is authorized to execute a grant application, as prepared by the Warren County Department of Human Services, for funds in the anticipated amount of \$164,558 from the NJ State Department of Health and Senior Services, Division of Alcoholism and Drug Abuse through the 1999 Chapter 51 Grant. A local match of \$60,634 is provided through in-kind county contributions.

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

RESOLUTION 619-98

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

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unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION RE: OPPOSITION BY THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO THE PROPOSED AMENDMENTS TO N.J.A.C.10:63-3.5, 3.6 AND 3.16 AND REQUESTING WITHDRAWAL OF PROPOSED AMENDMENTS AND/OR LEGISLATIVE REVIEW AND OVERRIDE.

WHEREAS, the State of New Jersey, Department of Health and Senior Services, has proposed amendments to the New Jersey Administrative Code at N.J.A.C.10:63-3.5, 3.5 AND 3.16; and

WHEREAS, said amendments would make substantial changes in the methodology of reimbursement of expenses to nursing homes participating in the New Jersey Medicaid Program; and

WHEREAS, said amendments, if officially adopted and implemented, will effectively reduce the reimbursement rates for Medicaid nursing homes by an amount in excess of \$20 million annually, impacting the ability of said homes to provide proper care for residents; and

WHEREAS, Medicaid facilities are striving to meet New Jersey and Federal regulations mandating quality care with already reduced reimbursement rates based on the preceding year; and

WHEREAS, all nursing homes are facing drastic reimbursement changes in the Medicare program at this time; and

WHEREAS, Warren Haven is the Warren County Nursing Home, providing quality services to 180 frail and/or chronically ill residents of Warren County, with a Medicaid occupancy rate of 98%; and

WHEREAS, Warren Haven, the Warren County Welfare Board and the Warren County Board of Chosen Freeholders have always work diligently to provide quality care at the most reasonable cost in furtherance of the home's mission; and

WHEREAS, the loss of funding which would result from adoption and implementation of the proposed changes in the administrative code in N.J.A.C.10:63 will create a hardship for Warren Haven in the maintenance of the provision of quality care and/or increase the need for county funding to maintain the level of care;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does support the position of the Warren County Welfare Board in its opposition to the proposed changes to N.J.A.C.10:63-3.5, 3.6 and 3.16 as presently proposed, and requests that the Commissioner of Health and Senior Services withdraw said proposed changes immediately; and

BE IT FURTHER RESOLVED that in the absence of the requested withdrawal, that the New Jersey Assembly, Senate and Governor take any and all appropriate actions to ameliorate the unwarranted negative impact of this proposal; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Commissioner of the Department of Health and Senior Services, the Governor, Assembly and Senate representatives of Warren County, New Jersey Association of Non-Profit Homes for the Aging, and New Jersey Association of Health Care Facilities, all other County Boards of Freeholders and all other county nursing homes in New Jersey.

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

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

RESOLUTION 620-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION AUTHORIZING THE PREPARATION, EXECUTION, AND TRANSMITTAL OF AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR PARTICIPATION IN THEIR VOLUNTARY CLEANUP PROGRAM RE: THE WARREN COUNTY ROADS DEPARTMENT MAIN GARAGE NJDEP CASE NUMBER 98-07-31-1155-40.

WHEREAS, on July 31, 1998 a suspected release of hazardous substances was identified and duly reported to the NJDEP resulting in the assignment of Case No. 98-07-31-1155-40, and

WHEREAS, an application has been forwarded to the NJDEP for participation via a Memorandum of Agreement in their Voluntary Cleanup Program, and

WHEREAS, the Warren County Board of Chosen Freeholders believe that enrollment in this referenced program will prove beneficial in obtaining NJDEP guidance, technical advice and approval of cleanup activities at the Warren County Roads Department Garage.

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 NJDEP Voluntary Cleanup Program application, currently on file in the office of the Superintendent of Buildings & Grounds, be prepared and transmitted with the intent that a Memorandum of Agreement be obtained for NJDEP services re. Case No. 98-07-31-1155-40.
2. The Director is hereby authorized to execute the certification accompanying the referenced application 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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

RESOLUTION 621-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION APPROVING THE 1999 CAPITAL TRANSPORTATION PROGRAM FOR THE NEW JERSEY TRANSPORTATION TRUST FUND PROGRAM AND THE APPLICATION FOR FUNDING IN THE AMOUNT OF \$1,035,000.00.

WHEREAS, the New Jersey Transportation Trust Fund includes the County Aid Program which designates \$1,035,000.00 per year in the State Aid Funding to Warren County; and

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WHEREAS, the above program requires that a Capital Transportation Program (CTP) be developed by Warren County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the 1999 Capital Transportation Program (CTP) for the New Jersey Transportation Trust Fund program, on file in the Office of the County Engineer, is hereby approved.

BE IT FURTHER RESOLVED that the Board does hereby approve the filing of the application for County Aid Funding for projects #WA SA-31, #WA SA-34, #WA SA-35, and #WA SA-36, and that the Deputy Clerk of the Board and the Director are hereby authorized and directed to execute said application.

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

The following resolution was removed from consideration and placed on hold:
RESOLUTION AMENDING THE TERMS OF THE 1990 FEDERATION AGREEMENT BETWEEN WARREN COUNTY AND THE TOWN OF PHILLIPSBURG.

RESOLUTION 622-98

On a motion by Mrs. Stone, 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 September 23, 1998.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC9872 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR #2 FUEL OIL.

BE IT RESOLVED that specification WC9872 for #2 fuel oil 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 budget accounts A01-01-00381.00.078 - Bldg/Grds fuel oil, A01-01-00381.83.078 - Bldgs.Grds Annex fuel oil, A01-05-01141.00.078 - Warren Acres fuel oil, A01-06-01501.20.078 - Warren Haven Utilities fuel oil.

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

RESOLUTION 623-98

On a motion by Mrs. Stone, seconded by Mr. Lance, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a

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meeting held September 23, 1998.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC9871 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR FRESH BAKED GOODS FOR WARREN HAVEN.**BE IT RESOLVED** that specification WC9871 for fresh baked goods 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 budget account A01-06-01501.06.029 - Warren Haven Dietary Baked Goods.

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

RESOLUTION 624-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION RE: AWARD OF CONTRACT WC9850P TO SPEAK EASY ASSOCIATES OF PHILLIPSBURG, NJ FOR THE ONE EASE E-LINK PROJECT MANAGER POSITION; FOR THE PERIOD SEPTEMBER 15, 1998 THROUGH SEPTEMBER 14, 1999; FUNDS AVAILABLE THROUGH THE NJ DEPARTMENT OF HUMAN SERVICES; CONTRACT CEILING NOT TO EXCEED \$39,900.**BE IT RESOLVED** that Contract WC9850P for the One Ease E-Link Project Manager position is hereby awarded to:**Speak Easy Associates, Phillipsburg, NJ**

for the period September 15, 1998 through September 14, 1999 as per the Request for Proposal submitted August 31, 1998 and reviewed and recommended by the Warren County Department of Human Services; contract ceiling not to exceed \$39,900.

BE IT FURTHER RESOLVED that the Director of the Board of Chosen Freeholders be authorized 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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

RESOLUTION 625-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

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**RESOLUTION AMENDING THE PROFESSIONAL SERVICES
AGREEMENT CONTRACT NUMBER WC9862R FOR ENGINEERING
SERVICES FOR THE CLEAN UP OF FLOOR DRAINS AND ASSOCIATED
BASINS AT THE ROADS DEPARTMENT MAIN GARAGE,
ROUTE 519, WHITE TOWNSHIP, WITH
RK OCCUPATIONAL & ENVIRONMENTAL ANALYSIS, INC. OF PHILLIPSBURG,
NEW JERSEY PER THEIR PROPOSAL OF ESTIMATED COSTS OF AUGUST 11, 1998
INCREASING THE CONTRACT AWARD BY \$20,000.00 FOR A TOTAL OF \$52,000.00.**

WHEREAS, there exists a continuing need for professional engineering services relative to the clean up of floor drains and associated basins at the Roads Department Main Garage, such services to include engineering, geology, coordination with NJDEP, oversight and inspection of environmental clean up activities, monitoring well installations, soil borings, laboratory analysis and related activities in response to the assignment of New Jersey Department of Environmental Protection Case Number 98-07-31-1155-40; and

WHEREAS, RK Occupational & Environmental Analysis, Inc. has provided a proposal of August 11, 1998 to perform the above referenced services detailing total estimated costs of \$95,000.00; and

WHEREAS, by resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on August 12, 1998 an initial contract amount of \$32,000.00 was approved; and

WHEREAS, additional funding in the amount of \$20,000.00 is necessary in order to continue efforts involving site investigation, analysis, and potential remediation activities, and

WHEREAS, adequate funds are available in account 008-02500.1997.021, UST Removal/Replacement, to encumber \$20,000.00 for project continuation and amendment of the contract award and certified by the 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 contract number WC9862R between the Board of Chosen Freeholders of the County of Warren and RK Occupational & Environmental Analysis, Inc. of Phillipsburg, New Jersey for engineering services in the amended amount of \$52,000.00, currently on file in the office of the Superintendent of Buildings & Grounds, be made part of this resolution by reference and be 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. 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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

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RESOLUTION 626-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION AWARDED CONTRACT #WC9860 TO FONDACARO FENCING, INC. FOR THE REPLACEMENT OF BEAM GUIDE RAIL ON COUNTY ROUTE #613, INDEPENDENCE TOWNSHIP IN THE AMOUNT OF \$78,889.45.

WHEREAS, the County advertised for bids to be received on Tuesday, September 15, 1998 at 1:30 P.M. for contract #WC9860 for the Replacement of Beam Guide Rail on County Route #613, Independence Township; and

WHEREAS, Fondacaro Fencing, Inc. of Hammonton, New Jersey submitted the lowest responsible and responsive base bid plus alternates for a total of \$78,889.45; and

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

WHEREAS, adequate funds have been established in accounts A01-04-01021.00.093 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Fondacaro Fencing, Inc. in the amount of \$78,889.45.

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

RESOLUTION 627-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION RE: AWARD OF CONTRACT WC9857-2 WITH AMERICAN LEGION BERNARDINE - MAY POST FOR A NUTRITION SITE ON A MONTH TO MONTH BASIS FOR THE PERIOD OF OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999 IN THE AMOUNT OF \$550.00 PER MONTH.

BE IT RESOLVED that this contract is awarded to American Legion Bernardine-May Post 457 to provide a nutrition site in Phillipsburg, New Jersey

The contract is to be on a month to month basis at a monthly rental of \$550.00 per month October 1, 1998 through September 30, 1999.

Funding for the 1998 portion of this contract is provided in account 0010280034.679 - Area Plan Grant - Nutrition Program

Funding for the 1999 portion of this contract is subject to the receipt of 1999 grants

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

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

RESOLUTION 628-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION RE: AWARD OF CONTRACT WC9863 FOR FIFTEEN (15) CTX MODEL EZBOOK 760 LAPTOP COMPUTERS FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY TO INTEGRATED SYSTEMS GROUP INC., IN THE AMOUNT OF \$1,074.00 EACH AND A TOTAL CONTRACT AMOUNT OF \$16,110.00.

BE IT RESOLVED that contract WC9863 for fifteen (15) CTX Model EZBOOK 760 Laptop Computers for the Warren County Public Health Nursing Agency is hereby awarded

to Integrated Systems Group Inc., Vienna, Virginia

in the total amount of \$16,110.00
as per their bid submitted September 14, 1998

and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this project has been provided in capital account A01-10-02500.04.848 - 98 Capital - Personal Health Computerized Clinical Documentation

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

RESOLUTION 629-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION RE: AWARD OF CONTRACT FOR COPY EDITING SERVICES FOR THE ORGANIZATION OF THE ENVIRONMENTAL RESOURCE INVENTORY FOR THE WARREN COUNTY ENVIRONMENTAL COMMISSION TO MARGARET MCGARRITY OF ANDOVER, NEW JERSEY IN AN AMOUNT NOT TO EXCEED \$3,750.00.

WHEREAS, there exists a need for the professional services of a copy editor to provide copy editing of the Environmental Resource Inventory for the Warren County environmental Commission; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that

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the resolution authorizing the award of contracts for "professional services" without competitive bidding must be publicly advertised; and

WHEREAS, the Director of Purchasing has certified that this contract meets the statute and regulations governing the award of such contracts; and

WHEREAS, adequate funds are available in accounts 0019280048.200 - 97 Environmental Resource Inventory and R-A01-03-00981.00.212 - Planning - Environmental Resource Inventory

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Margaret McGarrity of Andover, NJ, for professional services for the above project in an amount not to exceed \$3,750.00, per the agreement 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. Notice of this action shall be published in The Star Gazette, as required by law, within 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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

RESOLUTION 630-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION RE: APPROVING CHANGE ORDER #1 FOR THE CONTRACT #WC9809-5 FOR TRAFFIC PAINT WITH LINEAR DYNAMICS, INC., FOR AN INCREASE OF 550 GALLONS AND A NET INCREASE OF \$2,922.50 AND A REVISED CONTRACT AMOUNT OF \$26,502.50.

WHEREAS, Contract #WC9809 was awarded to Linear Dynamics, Inc., of Parsippany, New Jersey for 5,500 gallons of Traffic Paint in the contract amount of \$23,580.00; and

WHEREAS, additional Traffic Paint is needed for line painting on County Routes; and

WHEREAS, adequate funds have been established in Account A01-04-01021.00.568 - Road Dept. Traffic Paint Yellow, and certified by the County Treasurer

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren does hereby approve Change Order #1 for the above usage for a net increase of \$2,922.50 and a revised Contract in the amount of \$26,502.50

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

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Chosen Freeholders of the County of Warren on the date above mentioned.

s/Naomi J. Stout, Deputy Clerk

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

RESOLUTION 631-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC9811 WITH MT. HOPE ROCK PRODUCTS, INC. FOR THE RESURFACING & REHABILITATION OF COUNTY ROUTES #519, #620, #646 & COUNTY FACILITIES PARKING LOTS & ENTRANCE ROADS IN TOWNSHIPS OF WHITE, HARMONY, LOPATCONG & TOWNS OF BELVIDERE & PHILLIPSBURG FOR A NET INCREASE OF \$81,850.00 AND A REVISED CONTRACT AMOUNT OF \$1,574,589.69.

WHEREAS, Contract #WC9811 was awarded to Mt. Hope Rock Products, Inc. for the Resurfacing and Rehabilitation of County Routes #519, #620, #646 & County Facilities Parking Lots & Entrance Roads in Townships of White, Harmony, Lopatcong & towns of Belvidere & Phillipsburg in the contract amount of \$1,492,739.69; and

WHEREAS, in order to improve finish ride quality it is necessary to increase the amount of road leveling prior to final resurfacing. Additional milling and bituminous concrete replacement and sealing of concrete joints is also required to prolong pavement life; and

WHEREAS, said changes resulted in a net increase of \$81,850.00; and

WHEREAS, said changes are recommended by the County Engineer; and

WHEREAS, adequate funds have been established in Acct.#A01-10-02500.01.800 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve Change Order #1 for the above project with Mt. Hope Rock Products, Inc. for a net increase of \$81,850.00 and a revised contract amount of \$1,574,589.69.

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

RESOLUTION 632-98

On a motion by Mrs. Stone, 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 September 23, 1998.

RESOLUTION REAPPOINTING MARY TRUBEK AND CHARLES MAILLET TO THE WARREN COUNTY CONSTRUCTION BOARD OF APPEALS.

WHEREAS, every County of the State of New Jersey is required to have an appeals board under the Uniform Construction Code of the State of New Jersey; and

WHEREAS, members are appointed to the board for three (3) year terms; and

WHEREAS, regular member Mary Trubek and alternate member Charles Maillet have

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been serving as hold-over members of the board since their terms expired on March 14, 1998; and

WHEREAS, both individuals are desirous of continuing to serve on the board, with the stipulation that Mary Trubek become an alternate member, and Charles Maillet become a regular member; and

WHEREAS, the Board of Chosen Freeholders at their regular meeting on September 9, 1998, approved such reappointment under the terms and conditions aforesaid;

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

1. Mary Trubek is reappointed to the Warren County UCC Board of Appeals as an alternate member, for a term of three years, said term to commence September 9, 1998 and expire September 8, 2001.
2. Charles Maillet is reappointed to the Warren County UCC Board of Appeals as a regular member, for a term to commence September 9, 1998 and expire September 8, 2001.
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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

RESOLUTION 633-98

On a motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held September 23, 1998.

RESOLUTION APPOINTING A MEMBER TO THE WARREN COUNTY ECONOMIC DEVELOPMENT ADVISORY COUNCIL.

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoints the following member to the WC EDAC, effective September 24, 1998:

William A. Duffy
386 Bates Street
Phillipsburg, NJ 08865

Term to expire: 9/23/00)

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

RESOLUTION 634-98

On a motion by Mrs. Stone, 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 September 23, 1998.

MINUTES**September 23, 1998****RESOLUTION TO APPOINT MEMBERS TO THE WARREN COUNTY PLANNING BOARD.**

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the following member is appointed as a regular member to the Warren County Planning Board, pursuant to N.J.S.A.40:27-1 et seq.

Regular Member

Gary Pohorely
115 Wayne Street
Washington, NJ 07882

Term: 9/20/98 - 9/19/01

Alternate Member 1 (to fill the unexpired term of Gary Pohorely)

Desiree Dunn
5 Walnut Street
Blairstown, NJ 07825

Term: 9/23/98 - 9/19/99

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

The following resolution was removed from consideration and placed on hold.

RESOLUTION TO REAPPOINT MEMBERS OF THE WARREN COUNTY PLANNING BOARD.
(Cheryl Burket, Washington, NJ and Robert Shandor, Phillipsburg, NJ; terms to expire 9/19/01 and Ann Rhinesmith, Hope, NJ (Alternate 2); term to expire 9/19/01)

Upon motion by Mrs. Stone, seconded by Mr. Lance, a resolution is to be prepared for the next meeting for the appointment of Walter VanKirk from Stillwater to serve as an alternate on the Construction Board of Appeals.

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

RESOLUTION 635-98

On a motion by Mrs. Stone, 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 September 23, 1998.

RESOLUTION AUTHORIZING AN AGREEMENT TO INCREASE THE WEEKLY HOURS OF OFFICE ON AGING PERSONNEL FOR THE PURPOSE OF ADMINISTERING GRANT FUNDING UNDER THE STATE OF NEW JERSEY, DEPARTMENT OF HUMAN SERVICES' PERSONAL ASSISTANCE SERVICES PROGRAM GRANT.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to adjust the weekly work hours for the positions of *senior accountant* and *supervisor, senior citizen outreach* in the Warren County Office on Aging for the purpose of administering the State of New Jersey, Department of Human Services' Personal Assistance Services Program grant; and

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WHEREAS, the Warren County Board of Chosen Freeholders has determined that the weekly hours of both employees shall be increased from thirty-five to forty hours weekly as stipulated in the attached Warren County Employment Agreements;

NOW, THEREFORE, BE IT RESOLVED that the employee agreements annexed hereto be approved in their entirety and commence retroactively to September 17, 1998; further, that these agreements terminate on September 16, 1999, or upon cessation of grant funding, whichever occurs first.

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

Mr. Dech reviewed his position with regard to what his department could do involving economic development without additional staff. His position is that he won't fight the unit being moved to his department, but is not advocating for it either.

He also asked the freeholders for a representative for the state planning review group. Mrs. Dickey volunteered to be the freeholder representative, and there was no opposition from the other members of the board.

Mr. Houck discussed the state-mandated accounts. It appears that the state is leaving little flexibility in how these matters are handled. For example, utility costs presently may be done by department or as a line item in the budget. With the new system, the state is deciding how this will be treated. Also, individual items within the main budget such as for oil, gas, propane, etc. He suggested a lobbying effort to change the law that restricts transfers in the budget to the last two months of the year and the first three months of the new years in reserve accounts. We should also try to get a change on the certification procedures on bills. We can make use of the county finance group and NJAC. Mr. Houck also pointed out his update on the money remaining in the general capital fund.

Hiring requests were presented. Mr. Dinger ask if there were any objections to any of the requests. All are replacement staff with the exception of the Clerk Typist PT in Weights & Measures.

Mrs. Stone and Mrs. Dickey indicated that they opposed the Weights and Measures position as the department head had originally indicated he would not require clerical support. The full time clerical position had been eliminated and the employee reassigned. The other requests met with no objections.

Mr. Dinger asked if the members had changed their minds about the Health Department request for participation in the "Tobacco Age of Sale Enforcement" program. Mrs. Stone stated she believed the county should participate. Mrs. Dickey and Mr. Lance felt the county should not participate. This will be communicated to Mr. Hawk.

Mr. Dinger indicated to the Board that the estimate for the Road Department review had come in at about \$65,000, and it was his feeling that the members had not intended to invest that kind of money in the review. There was a consensus that any reorganization

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planning would be considered by in-house staff.

Mrs. Stone reported she had a letter from the office manager of Workforce New Jersey, Mr. Ecchavaria, supporting the continuation of the Department of Economic Development. She then made a motion to advertise for an Economic Development Director to replace Mr. Miers, and retain the clerical support staff in the office. There was no second to the motion. She also indicated she had a personnel matter to discuss in executive session.

Mr. Lance ask about the fire tower status. Mr. Houck said there was n alternative being explored that could serve the purposes and whose price was within the budget.. It is being pursued by the Fire Academy Coordinator and Public Safety Director. Purchasing Agent Pessolano reminded that at about \$35,000, this could be an item requiring a bid process. Mr. Lance also ask about the problem of announcements at nutrition sites, and was assured that the issued had been dealt with by administration.

Mrs. Dickey said she had a letter from NY City and they have agreed to the designated truck routes in the county.

Mr. Pessolano reported that the County Auction was successful, and it was the first year where the county had more goods than the prosecutor. A full report will be provided soon.

A Hackettstown Councilwoman asked about the issue of snow plowing in town and signage on the poles. Mr. Hicks responded that the county has addressed the street issues several times. The Road Supervisor put together the response, and gave copies of a former report. Many signs are placed in the county right-of-way, and if the county wants to enforce the policy, will need to do it everywhere.

Mrs. Dickey ask about bike paths on county roads.

Mr. Hicks responded that while that would be beneficial, there is not much room for such paths without the county purchasing more land.

Kathy Enz said most of the attendees had come about economic development, and they did not hear an answer as to what is going to happen with the department.

Mrs. Dickey responded that she heard there was an interest in a salesman, but it is not important where that person sits. She suggested searching for a marketer, located in planning. Mr. Lance thought it would be a staffer in planning.

Ms. Enz asked what was the difference if you are still going to have to hire an employee.

Mr. Dech said most counties moved EC out of planning and made it separate or a public/private partnership.

Mrs. Dickey said the clerical support person could be moved to another department,

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thereby reducing staff by one.

Mr. McCormick said when the salesman is out, they need a back up staff.

Mr. Lance stated the public wants their taxes cut and this is one of the places we need to cut. One hundred here to support, and 95,000 want their taxes controlled.

There were continuing comments pro and con on economic development. There were questions about the limited time before Mr. Miers retires, the need to bring in more business taxes to avoid future layoffs, etc.

Robert McCabe asked about the PCFA, incinerator and landfill, and what the freeholders were doing about those costs. Mr. Lance indicated that right now that was not a tax problem. Mr. McCabe said that while we are arguing over \$15,000, there is a potential \$77 million problem. Mr. Dinger attempted to provide clarification on the nature of the PCFA funding, the county's position, etc.

Ms. Brown from Hackettstown suggested the county leave the support person in the position for six months.

Mr. Shandor stated he supported the freeholders' purchase of the land adjacent to the administrative complex.

Mrs. Stone again made a motion to instruct the personnel department to advertise for the position in economic development and retain the clerical support position. There was no second.

Robert Shoremont stated it was not about saving dollars, but about obstructing economic development. You are powerless to stop residential development, but are not supporting business development.

Mrs. Stone said she ran on economic development and thanked all those who helped put that department back on track. It was her opinion that the department should not be disbanded.

There were no questions or comments from the press.

RESOLUTION 636-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held August 26, 1998.

RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON AUGUST 26, 1998. 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

MINUTES**September 23, 1998****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: Mrs. Stone: yes Mr. Lance: yes Mrs. Dickey: yes

A recess was called at 10:50p.m.

Session resumed at 11:07p.m. in executive session.

The meeting returned to open session at 11:28p.m.

Upon a motion by Mr. Lance, seconded by Mrs. Stone, the memorandum of agreement between the AFSCME Supervisors Union and Warren County Board of Chosen Freeholders was approved.

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

RESOLUTION 637-98

On motion by Mr. Lance, seconded by Mrs. Stone, the following resolution was unanimously adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held August 26, 1998.

**RESOLUTION APPROVING ANNUAL SALARY ADJUSTMENTS
FOR THE CONSTITUTIONAL OFFICERS, UNCLASSIFIED
MANAGERIAL, AND CONFIDENTIAL EMPLOYEES OF
THE COUNTY OF WARREN FOR FISCAL 1998**

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WHEREAS, Board of Chosen Freeholders of the County of Warren desires to adjust the annual salaries of its constitutional officers, unclassified, managerial, and confidential employees as remuneration for services rendered; and

WHEREAS, the Board of Chosen Freeholders of the County of Warren has determined that a 3% adjustment to the annual salaries of said Warren County employees is deemed equitable and in line with the prevailing annual salary adjustments; and

NOW, THEREFORE, BE IT RESOLVED that a salary adjustment of 3% be approved for the constitutional officers, unclassified, managerial, and confidential employees listed on the attached sheets and made retroactive to January 1, 1998.

BE IT FURTHER RESOLVED that the hourly rate for the *secretary to the county adjuster*, part-time, is fixed at \$12.37/hour and the hourly rate for the *chaplain* at Warren Haven, part-time, is fixed at \$18.29/hour. These hourly rates will be made retroactive to January 1, 1998.

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

There being no further business to be discussed, the Director declared the meeting adjourned at 11:32p.m.

ATTESTED TO:

NAOMI J. STOUT, DEPUTY CLERK