

**MINUTES****NOVEMBER 7, 2001**

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, November 7, 2001 at 7:35 p.m.

The meeting was called to order by Director DiMaio and upon roll call the following members were present: Freeholder John DiMaio, Freeholder Michael Doherty and Freeholder James DeBosh.

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

Director DiMaio 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**".

There were no public comments on agenda items.

**RESOLUTION 744-01**

On motion by Mr. DeBosh, seconded by Mr. Doherty, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION TO PAY BILLS.**

**Be and it is hereby resolved** that Master Voucher Certificate **For Certification/Ratification for Payment No. 2001-40 dated November 7,2001** In the amount of **\$ 3,428,690.93** including bills and Investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

<b>2001-39</b>	<b>\$ 1,785,286.54</b>
<b>2001-40</b>	<b>\$ 522,612.89</b>
<b>Payroll 11/01/01</b>	<b>\$ 1,120,791.50</b>
<b>Grand Total</b>	<b>\$ 3,428,690.93</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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 745-01**

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On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION MODIFYING CONTRACT WITH CONTEXTUAL JUVENILE SERVICES FOR PROVISION OF YOUTH RELATED SERVICES; CONTRACT CEILING TO INCREASE TO \$65,679; FUNDING AVAILABLE THROUGH NJ JJC (GRANT #JAIBG-3-00) FOR THE PERIOD JULY 1, 2001 THROUGH DECEMBER 31, 2001.**

**WHEREAS**, on March 28, 2001 the Warren County Board of Chosen Freeholders approved a contract between the county and Contextual Juvenile Services in the amount of \$36,649 for CY'2001; and

**WHEREAS**, the NJ Juvenile Justice Commission (JJC) has made available to the county grant funding for youth related services (#JAIBG-3-00); and

**WHEREAS**, the Warren County Mental Health Board and the Youth Services Coordinating Council have recommended that Contextual Juvenile Services be awarded \$29,030 of these funds for the period July 1, 2001 through December 31, 2001; thereby raising the county contract ceiling to \$65,679.

**NOW, THEREFORE BE IT RESOLVED** that the Board of Chosen Freeholders approves the CY'2001 contract modification with Contextual Juvenile Services for an additional \$29,030 Juvenile Justice Commission funding (#JAIBG-3-00); contract ceiling to increase to \$65,679; funds available in July 1,2001 through December 31,2001.

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 746-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION MODIFYING CONTRACT WITH DOMESTIC ABUSE & RAPE CRISIS CENTER FOR PROVISION OF YOUTH RELATED SERVICES; CONTRACT CEILING TO INCREASE TO \$74,850; FUNDING AVAILABLE THROUGH NJ JJC (GRANT #JAIBG-3-00) FOR THE PERIOD JULY 1, 2001 THROUGH DECEMBER 31, 2001.**

**WHEREAS**, on December 13, 2000, the Warren County Board of Chosen Freeholders approved a contract between the county and the Domestic Abuse & Rape Crisis Center in the amount of \$73,003 for CY'2001; and

**WHEREAS**, the NJ Juvenile Justice Commission (JJC) has made available to the county grant funding for youth related services (#JAIBG-3-00); and

**WHEREAS**, the Warren County Mental Health Board and the Youth Services Coordinating Council have recommended that DARCC be awarded \$1,847 of these funds for the period July 1, 2001 through December 31, 2001; thereby raising the county contract ceiling to \$74,850.

**NOW, THEREFORE BE IT RESOLVED** that the Board of Chosen Freeholders approves the CY'2001 contract modification with the Domestic Abuse & Rape Crisis Center for an additional \$1,847 Juvenile Justice Commission funding (#JAIBG-3-00); contract ceiling to increase to \$74,850; funds available in July 1,2001 through December 31,2001.

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

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**RESOLUTION 747-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE GRANT AGREEMENT 02-1918-00 WITH THE NJ DEPARTMENT OF COMMUNITY AFFAIRS FOR \$12,500 STATE FUNDS AND \$2,500 ANTICIPATED COUNTY MATCHING FUNDS THROUGH THE CY'02 HANDICAPPED PERSON'S RECREATIONAL OPPORTUNITY ACT THEREBY REDUCING THE ORIGINAL GRANT APPLICATION TOTALING \$25,831 STATE FUNDS AND \$5,166 COUNTY MATCHING FUNDS.**

**WHEREAS**, on May 23, 2001, the Warren County Board of Chosen Freeholders approved a grant application for \$25,831 state funds and \$5,166 county matching funds to the NJ Department of Community Affairs for anticipated 2002 Handicapped Person's Recreational Opportunity Act funding; and

**WHEREAS**, the NJ Department of Community Affairs has subsequently awarded Warren County a total of \$12,500 through the 2002 Handicapped Person's Grant (02-1918-00) which requires a local match from the county of \$2,500; funds to be subcontracted as follows:

	<u>State</u>	<u>County</u>
The ARC	\$10,000	\$2,000
DAWN	\$ 2,500	\$ 500

**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 grant agreement 02-1918-00 with the NJ Department of Community Affairs for a total of \$12,500 state funds and \$2,500 anticipated county matching funds for CY'02; funds to be used by The ARC and DAWN.

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 748-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION APPROVING THE FY2002 CAPITAL TRANSPORTATION PROGRAM FOR THE NEW JERSEY TRANSPORTATION TRUST FUND PROGRAM AND THE APPLICATION FOR FUNDING IN THE AMOUNT OF \$1,276,000.00.**

**WHEREAS**, the New Jersey Transportation Trust Fund includes the County Aid Program which designates \$1,276,000.00 per year in the State Aid Funding; and

**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 FY2002 Capital Transportation Program (CTP) for the New Jersey Transportation Trust Fund Program, on file in the Office of the County Engineer, are 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-34, #WA SA-38, #WA SA-39 and #WA SA-47 and that the Deputy Clerk of the Board and the Director are hereby authorized and directed to execute said application.

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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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 749-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION APPROVING THE SERVICE AGREEMENT FOR THE PROVISION OF THE WARREN COUNTY FIRE ACADEMY AND THE ELIZABETHTOWN GAS COMPANY NATURAL GAS TRAINING CENTER.**

**WHEREAS**, there is a need to provide training facilities for the control and extinguishing of gas fires; and

**WHEREAS**, NUI Elizabethtown Gas Company has offered to construct a facility at the Warren County Fire Academy for use by the Fire Academy and the Gas Company; and

**WHEREAS**, the Director of Public Safety has reviewed the proposal and inspected similar training facilities in Linden, New Jersey and is satisfied that they will meet the needs of Warren County.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren, State of New Jersey that the "Service Agreement for the Provisions of the Warren County Fire Academy and the Elizabethtown Gas Company Natural Gas Training Center" is hereby approved.

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 750-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION TO SUBMIT PHA CERTIFICATIONS OF COMPLIANCE WITH ANNUAL PLAN AND RELATED REGULATIONS.**

**WHEREAS**, the County of Warren is the Public Housing Agency for the U.S. Department of Housing and Urban Development. Section 8 Housing Assistance Payments Program; and

**WHEREAS**, Section 511 of the Quality Housing and Work Responsibility Act of 1998 created the requirement for Public Housing Agency 5-year Plan and Annual Plan documents; and

**WHEREAS**, the Public Housing Agency is required to submit Certifications of Compliance with the Plans and Related Regulations;

**NOW, THEREFORE, BE IT RESOLVED** that the County of Warren (the Public Housing Agency) hereby approves the submission of the Annual Plan for the Fiscal year beginning January 1, 2002 and authorizes the execution of the required PHA Certification of Compliance by the Director of the 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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 751-01**

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On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION APPROVING TASK ORDER NO. LA01-01-14 BETWEEN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE COUNTY OF WARREN FOR THE COUNTY ROUTE #519 OVERLAY STP-327 (101) CON PROJECT IN ALPHA BOROUGH & POHATCONG TOWNSHIP.**

**WHEREAS**, the County Route #519 Overlay project in Alpha Borough and Pohatcong Township has received Federal Authorization for construction; and

**WHEREAS**, an agreement is necessary with NJDOT for the disbursement of federal funds to finance the local lead design phase of this project.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Chosen Freeholders of the County of Warren do hereby approve Task Order No. LA01-01-14.

**BE IT FURTHER RESOLVED** that the Deputy Clerk and Director of the Board are hereby authorized and directed to execute said agreement.

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

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 752-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION APPROVING CHANGE ORDER #2 FOR CONTRACT #WC2042 WITH COLONNELLI BROS., INC. FOR THE WIDENING OF COUNTY BRIDGE #23003, COUNTY ROUTE #519 OVER THE PEQUEST RIVER, WHITE TOWNSHIP FOR A NET INCREASE OF \$5,515.27 AND A FINAL CONTRACT AMOUNT OF \$666,596.27.**

**WHEREAS**, Contract #WC2042 was awarded to Colonnelli Bros., Inc. for the widening of County Bridge #23003, County Route #519 over the Pequest River, White Township in the revised contract amount of \$661,081.00; and

**WHEREAS**, final as built quantities resulted in a net of \$5,515.27; and

**WHEREAS**, said changes were recommended by the County Engineer; and

**WHEREAS**, adequate funds have been established in account S9165 5302 995302 5100 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 #2 for the above project for a net increase of \$49,903.00 and a revised contract amount of \$666,596.27.

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 753-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION RE: EXTENSION OF CONTRACT WC99102P WITH MARIGOLD COMPUTER SERVICES, INC., FOR LIBRARY COMPUTER SUPPORT SERVICES FOR THE PERIOD OF DECEMBER 1, 2001 THROUGH NOVEMBER 30, 2002 FOR THE THIRD AND FINAL YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:**

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**11-15(7) IN THE APPROXIMATE CONTRACT AMOUNT OF \$18,900.00.**

**WHEREAS**, Warren County Contract WC99102P for providing computer services for the Warren County Library is hereby extended for the period of December 1,2001 through November 30,2002 as provided by the Local Public Contract Law 40A: 11-15(7)

to .....Marigold Computer Services, Inc., Newton, New Jersey

in the approximate amount of. ....\$18,900.00

as per their proposal submitted. ....September 27,1999

Funding for this contract has been provided in budget accounts 153901/5026 Library Contracted Equipment Maint, 153901/5058 Library Other Equipment and 153901/5028 Library Professional Consulting 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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 754-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO TEMPO SYSTEMS UNDER NEW JERSEY STATE CONTRACT #A82980 COVERING MAILROOM EQUIPMENT & MAINTENANCE FOR TIME KEEPING SYSTEMS AND EQUIPMENT FOR THE WARREN COUNTY INFORMATION SYSTEMS DEPARTMENT IN THE AMOUNT OF \$54,225.00.**

**BE IT RESOLVED**, that the purchasing department is authorized to issue a purchase order for timekeeping systems and equipment for the Warren County Information Systems Department

to .....Tempo Systems, Mountainside, New Jersey

in the amount of. ....\$54,225.00

at the prices established under New Jersey State Contract #A82980

Funding for this contract has been provided in budget account) 1400/5059 -Information Systems -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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 755-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO DELL COMPUTER CORPORATION UNDER NEW JERSEY STATE CONTRACT #A44563 COVERING COMPUTERS AND ASSOCIATED PRODUCTS FOR SOFTWARE LICENSES, MEDIA AND DOCUMENTATION KITS FOR THE WARREN COUNTY INFORMATION SYSTEMS**

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**DEPARTMENT IN THE AMOUNT OF \$53,434.40.**

**BE IT RESOLVED**, that the purchasing department is authorized to issue a purchase order for software licenses, media and documentation kits for the Warren County Information Systems Department

to .....Dell Computer Corporation, Austin, Texas

in the amount of .....\$53,434.40

at the prices established under New Jersey State Contract #A44563

Funding for this contract has been provided in capital account 0499B401/5054[99B401/5054 -Capital Account- Communications Technology

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 756-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION RE: APPROVING THE PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING SERVICES FOR THE 911 COMMUNICATIONS TOWER, INCLUDING SITE ACQUISITION, DEVELOPMENT, DESIGN AND CONSTRUCTION MANAGEMENT FOR THE WARREN COUNTY COMMUNICATIONS DEPARTMENT TO GEM ENGINEERING COMPANY IN THE AMOUNT OF \$104,500.00.**

**WHEREAS**, it has been recommended that the county enter into a contract for professional engineering services for the design and construction management of a communications tower; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et. seq.) requires that a resolution authorizing the award of contracts for "professional services" without competitive bids and the contract itself must be available for public inspection; and

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

**NOW THEREFORE BE IT RESOLVED**, that a contract is hereby awarded to Gem Engineering Company of Houston, Texas for providing architectural and engineering services for the site acquisition, development, design and construction management of a communications tower in the amount of \$104,500.00

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

1. The Director is hereby authorized and directed to enter into a professional service agreement with Gem Engineering Company of Houston, Texas.
2. This Service is awarded without competitive bidding as a Professional Service in accordance with (40A: 11-5(1) (a) (i) of the Local Public Contracts Law.
3. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.
4. Funds for this contract are provided in capital account 0400B401/5054[OOB401/5054 -Capital Account -Communication Equipment

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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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

On motion by Mr. DeBosh, seconded by Mr. DiMaio, **RESOLUTION RE: AWARD OF CONTRACT WC0178 FLYNN'S ON THE HILL FOR FOOD SERVICE FOR THE WARREN COUNTY SENIOR NUTRITION PROGRAM FOR THE PERIOD OF JANUARY 1, 2002 THROUGH DECEMBER 31, 2002 WITH THE RIGHT TO EXTEND UP TO TWO ADDITIONAL YEARS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A: 11-15(10) COST PER MEAL \$3.876 - APPROXIMATE ANNUAL CONTRACT = \$460,275.00.**

Mr. Doherty requested that the BCF table this resolution until he has received more information. Mr. Doherty requested an overall cost of the program regarding center costs, staffing costs, etc. Ms. Lennon, Director of Office on Aging gave the BCF a brief summary of costs of the program and also pointed out that we do receive reimbursement through federal grants, USDA reimbursement and client contributions. She will put together a report for the BCF's review.

On motion by Mr. Doherty, seconded by Mr. DiMaio, Resolution #E6, is to be tabled for further information.

ROLL CALL: Mr. DeBosh: no Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 757-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION APPROVING THE PROFESSIONAL SERVICE AGREEMENT FOR OPERATIONS AND MAINTENANCE OF THE WARREN COUNTY EDUCATIONAL PARK WASTEWATER TREATMENT PLANT WITH U.S. WATER, L.L.C. OF SOMERVILLE, NEW JERSEY IN THE AMOUNT FOR BASELINE SERVICES OF \$52,060.00.**

**WHEREAS**, U.S. Water, L.L.C. had submitted a proposal (WC95100P) for operations and maintenance of the Warren County Educational Park Wastewater Treatment Plant, and

**WHEREAS**, U.S. Water, L.L.C. has adequately met all terms and conditions of the contract for their first, second, third, fourth, fifth and sixth years of service for operations and maintenance of the Educational Park Wastewater Treatment Plant, and

**WHEREAS**, this proposal has been updated with revised pricing schedules for an additional years service for the period November 20, 2001 through November 19, 2002, and

**WHEREAS**, adequate funds are available in account 013143 5029 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 between the Board of Chosen Freeholders of the County of Warren and U.S. Water L.L.C. of Somerville, New Jersey for operations and maintenance of the Warren County Educational Park Wastewater Treatment Plant in the amount for baseline services of \$52,060.00, 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.

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3. This contract is awarded without competitive bidding as a "professional service" under provision 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 (10) 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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 758-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION APPROVING THE AGREEMENT FOR ENGINEERING SERVICES FOR THE INSPECTION OF THE CONSTRUCTION OF ROAD WIDENING WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #604, TOWN OF HACKETTSTOWN, WITH MASER CONSULTING, P.A., TOWN ENGINEER, OF FLANDERS, NJ FOR AN AMOUNT NOT TO EXCEED \$2,800.00 CONTRACT #WC0190P.**

**WHEREAS**, there exists a need for the professional services of an Engineer for the inspection of the of the construction of road widening within the right-of-way of County Route #604, Town of Hackettstown; 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 #401655100 010784834 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 Maser Consulting, P .A. Town Engineer, of Flanders, New Jersey, for professional services for the inspection of the above project, in an amount not to exceed \$2,800.00 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 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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

On motion by Mr. Doherty, seconded by Mr. DeBosh, a resolution is to be prepared for the

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November 20th freeholder meeting for the reappointment of John Metroke and Jane Primerano as members to the WC Cultural and Heritage Commission.

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 759-01**

On motion by Mr. Doherty, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION REAPPOINTING A MEMBER TO THE  
WARREN COUNTY MENTAL HEALTH BOARD.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby reappoints the following member to the WC Mental Health Board to a three year term effective November 7, 2001:

Frances M. Filipkowski  
314 Market St.  
Belvidere, NJ 07823

Term to expire: 6/30/04

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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

On motion by Mr. Doherty, seconded by Mr. DeBosh, a letter of thanks is to be sent to Lewis Feder for his service as a member on the WC Mosquito Extermination Commission.

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**RESOLUTION 760-01**

On motion by Mr. DeBosh, seconded by Mr. Doherty, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION AMENDING THE RESOLUTION OF DECEMBER 14, 1994 REGARDING  
COUNTY EMPLOYEES CALLED TO ACTIVE MILITARY DUTY.**

**WHEREAS**, the President of the United States has authorized the Secretary of Defense to call up select members of the Reserve and the National Guard to active duty during domestic or international crises and has authorized the Secretary of Transportation to similarly call up members of the Coast Guard Reserve; and

**WHEREAS**, Reserve and National Guard members who are activated during such crises serve a vital National interest for which they deserve the full support, gratitude and admiration of all citizens; and

**WHEREAS**, the County of Warren recognizes that a strong, ready Reserve and National Guard are essential to the defense of this nation in time of national emergency, disaster, domestic violence or foreign aggression; and

**WHEREAS**, the County of Warren encourages its employees to serve in the Reserve and National Guard and recognizes the great personal and economic sacrifices of the patriotic men and women who are called to duty; and

**WHEREAS**, the Warren County Board of Chosen Freeholders is in receipt of amendments pertaining to military leave as promulgated under N.J.A.C. 4A: 6-1.11, Military Leave; and further is in receipt of the Acting Governors Executive Order No.133, and

**WHEREAS**, the Warren County Board of Chosen Freeholders desires to adopt said

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amendments regarding employee military leave.

**NOW THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the amendments to N.J.A.C. 4A: 6-11 are hereby adopted, and

**BE IT FURTHER RESOLVED** that the provisions of the Acting Governors Executive Order No.133 are hereby adopted for use by the County of Warren and that within said Executive Order the phrase "State Employees" be substituted with the phrase "Warren County Employees" throughout in order that identical benefits be extended to Warren County government employees as have been extended to employees of the State of 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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

County Counsel John Coyle had an item for executive session regarding the PP&L situation.

County Engineer David Hicks reported that the county has received a letter from John Kasharian requesting a hearing before the BCF regarding a problem on his property. This is an ongoing situation and Mr. Hicks asked for board permission for he and John Coyle to meet with Mr. Kasharian and try to resolve this situation. They will then report their findings to the board.

County Planner David Dech reported that the county will be receiving \$125,000 from the Smart Growth Grant and we have already received \$125,000 for a countywide strategy plan, also \$130,000 from NJTPA. This project will be over very early next year. He will be asking one freeholder to serve on the steering committee.

Mr. Dech said that regarding the Five County Meeting, the five planners need to discuss a planning program; listing of projects, roadways, etc. He will need to submit a "B" list also.

CFO Pete Houck had no report.

County Administrator Steve Marvin submitted one hiring request and it was approved.

Mr. Marvin reported that he has received most of the budget requests so we will need to start scheduling budget meetings.

Mr. Marvin reported to the board that about two years ago, complaints were made to the Health Department about Nature's Choice and they were fined with a right to appeal. Subpoena requests are now coming in; approximately 30 to 40 are in the works. The hearing will be in Newark and Walt Menegus, Mayor of White Township has requested that the county supply transportation for interested parties to attend. The hearing is scheduled for November 27th and the board authorized Mr. Marvin to make bus arrangements.

Under freeholder comments, Mr. DeBosh thanked Dave Dech and his planning staff for all the work they did on the Open Space forum held on November 3rd.

Mr. Doherty had a question for Mr. Hicks about a road repair job done on a section of Rt. 521 in Hope for which he has some safety concerns. Mr. Hicks will look into this matter.

Mr. DiMaio advised the BCF that a position needs to be filled on the VoTech Board and submitted the name of Mark Turker. Mr. DiMaio asked for a motion to make this appointment.

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On motion by Mr. Doherty, seconded by Mr. DiMaio, Mark Turker is hereby appointed as a member to the Warren County Technical School.

Mr. DeBosh said he understands that the BCF is replacing Frank VanHorn because he is a Democrat and he is sorry that the board is going in this direction. Mr. VanHorn has always done an excellent job for the county on this board. Mr. DeBosh said he also objects to this appointment being brought in at the last minute and the fact that it was not on the agenda. His major concern about this appointment is the fact that Mr. Turker took a trip to Atlantic City on the taxpayers money when he was about to go off the school board in Phillipsburg. Mr. DeBosh strongly objects to this action. He said it is a shame to replace Mr. VanHorn because of politics.

ROLL CALL: Mr. DeBosh: no Mr. Doherty: yes Mr. DiMaio: yes

Mr. DiMaio said that at the last freeholder meeting, an appointment of Scott Churchill as a member to the Warren County Community College Board of Trustees was tabled for further review. He asked for a motion to make this appointment at this time.

On motion by Mr. Doherty, seconded by Mr. DiMaio, Scott Churchill is hereby appointed as a member to the Warren County Community College Board of Trustees.

Mr. DeBosh said that this is absolutely an abomination. Mr. DiMaio advised Mr. DeBosh to be careful where he goes. Mr. DeBosh said that the board has no guts and this appointment should have been made before the election. They have no guts to be putting this on the agenda now. This is a horrible way to do business. This person is inappropriate to be on the Board of Trustees. Why wasn't this listed on the agenda?

Mr. DiMaio responded that this appointment was pulled from the agenda before the election because someone in the public had questions about it. Mr. DiMaio said he took another look at this person and decided that he is a person who will stand by his convictions and not go along with everything the President of the college says.

Mr. DeBosh said that in other words, this guy has his mind already made up.

Mr. Doherty said he called Mr. Churchill to talk about the allegations made against him and Mr. Churchill assured him there was no wrongdoing on his part. He claims that there was an effort to consolidate all the SPCAs and the people involved had an agenda to follow.

Mr. DeBosh told Mr. Doherty that Mr. Churchill took the 5th amendment. Mr. Doherty said that there was a lot more going on and everybody got tagged. Mr. DiMaio reminded Mr. DeBosh that these are only allegations, just allegations. He said we need to do what is best for the county.

Mr. DeBosh reminded the board that it is the State Commission of Investigations that is conducting this, it isn't just a witch-hunt. He again asked why this was not done before the election.  
ROLL CALL: Mr. DeBosh: no Mr. Doherty: yes Mr. DiMaio: yes

Under closing public comments, Walter Orcutt of Blairstown addressed Mr. DeBosh and reminded him that the election is over. He is here to defend Mark Turker and he cautioned Mr. DeBosh to be careful in what he says.

Mr. DeBosh said that Mark Turker and Scott Churchill are bad appointments and said that the board is playing political games.

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A heated discussion ensued at which time Mr. DeBosh invited Mr. Orcutt to meet him outside.

There were no press comments or questions.

**RESOLUTION 761-01**

On motion by Mr. DeBosh, seconded by Mr. Doherty, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held November 7, 2001.

**RESOLUTION AUTHORIZING THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS TO HOLD AN EXECUTIVE SESSION ON NOVEMBER 7, 2001. THE GENERAL NATURE OF THE SUBJECT TO BE DISCUSSED INCLUDES VARIOUS PERSONNEL MATTERS AND IT IS ANTICIPATED THAT THE ABOVE STATED SUBJECT MATTER WILL BE MADE PUBLIC AT SUCH TIME AS THE PUBLIC INTEREST PERMITS DISCLOSURE AND/OR WHEN A REQUEST IS MADE CONSISTENT WITH THE OPEN PUBLIC MEETINGS ACT AND WITH STATUTORY AND COMMON LAW "RIGHT TO KNOW" PROVISIONS.**

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

**WHEREAS**, this public body is of the opinion 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.
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.

Naomi J. Stout Deputy Clerk

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

The board met in executive session at 8:28 p.m.

The board returned to open session at 9:02 p.m.

Nothing discussed in executive session has lost its confidentiality.

On motion by Mr. Doherty, seconded by Mr. DeBosh, and there being no further official business to come before the board at this time, the meeting was adjourned at 9:03 p.m.

ROLL CALL: Mr. DeBosh: yes Mr. Doherty: yes Mr. DiMaio: yes

**ATTESTED TO:**

**MINUTES**

Naomi J. Stout, Deputy Clerk