

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on October 30, 2002 at 5:32p.m.

The meeting was called to order by Director Doherty and upon roll call the following members were present: Freeholder Michael J. Doherty, Freeholder John DiMaio and Freeholder James DeBosh. Also attending were County Administrator Steve Marvin, County Engineer David Hicks, County Counsel Joseph J. Bell, Jr. and Deputy Clerk Tammy M. Lynn.

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

Director Doherty 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, THE EXPRESS-TIMES, STAR-LEDGER, BLAIRSTOWN PRESS, THE NEWS 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. DiMaio, seconded by Mr. DeBosh, the minutes of the regular meeting held on October 16, 2002 were approved as presented.

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the minutes of the executive session held on October 16, 2002 were approved as presented.

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, request to record in the permanent minutes acknowledgment of CERTIFICATE OF MERITS ISSUED TO – HOME HEALTH AIDES (69 Individuals from Various Agencies: Karen Ann Quinlan Hospice, Public Health Nurses Association, and Visiting Homemakers) – Recognition of their Dedicated Service to the Elderly & Disabled of Warren County.

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, request to record in the permanent minutes acknowledgment of a CERTIFICATE OF MERIT for the OUTSTANDING HOME HEALTH AIDE OF THE YEAR issued to NAOMI PHILLIPS of Visiting Homemaker Services, Inc.

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

Director Doherty presented it to Naomi Phillips and she thanked him. She told everyone present that she loves her job, because of the joy it brings taking care of the elderly. Ms. Phillips shared that she will have 20 years working with the Visiting Homemaker Services, Inc. in 2003.

### **RESOLUTION 657-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 8, 2003.

**PROCLAMATION naming NOVEMBER 2002 as WARREN COUNTY'S HOME HEALTH AIDE APPRECIATION MONTH.**

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.

Tammy M. Lynn Deputy Clerk

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

Director Doherty presented it to Susan Lennon, Director of the Warren County Division of Senior Services. She asked that the representatives of the Warren County Home Health Advocacy Network accept the proclamation.

Mr. Doherty told the representatives that the Board appreciates all the services that the Home Health Aides offer to the Senior citizens of Warren County. They introduced themselves, Jeannie Mohr of V.H.S. wanted to say that this proclamation is in recognition of what the aides do and far outweighs anything she does as their supervisor on a day to day basis. They appreciate the Warren County Freeholders for acknowledging what the aides do for our senior citizen community throughout the county. Joan Pollner of K.A.Q. commented the acknowledgment is so important, these individuals are the ones providing the direct care and are not compensated in fairness to services they provide. She concluded that these individuals could work somewhere else making more money and do less work. They are truly dedicated caring individuals so deserving of this acknowledgment. Judy Leone of PHNA thanked the Board for acknowledging the Home Health Aides for all the work that they do.

Director Doherty announced at 5:45 p.m. the meeting will begin for discussion regarding the Home Health Aide issue with Warren County Home Health Advocacy Network. Mr. DiMaio as the Liaison to the Division of Senior Services began the meeting recognizing the network has shown an immediate need for more Home Health Aides throughout the county. It is difficult to attract candidates as there are out of pocket fees prior to hiring for training, criminal background checks, hours of work, etc and the pay rate is very low compared to other jobs available in the county. He was pleased to announce that with the grant resources from the Division of Senior Services under their Area Plan Grant program there will be a \$500 Scholarship program to help cover those expenses effective immediately. To encourage more people to become involved in this program and there is a recognizable need for the services. It was important to not have the initial out of pocket expenses for training, certification and criminal background checks be a discouragement. He stated that our senior population is greater every year and to have more Home Health Aides is an immediate need. It is proven that this program if encouraged will eliminate the elderly from having to go to an assisted living facility or nursing home, when most do not need the total services.

Susan Lennon, Director of the Division of Senior Services for Warren County thanked Mr. DiMaio for the approval to have this scholarship. Ms. Lennon shared a few issues, relating the shortages of Home Health Aides to assist the Senior population of Warren County the opportunity to maintain a quality of life in the comfort of their homes instead of having to go to assisted living or even a nursing home. She explained that her department has received more JACC grant funding than any other county, and already it has increased to \$3,000,000 in the past three years. She saw the need and had the resources available in her department, however, she didn't have the staff to foster and promote the services, and that was how the Home Health Aide Advocacy Network was formed. She thanked the Board for encouraging the Scholarship program as it will allow them to get started tomorrow, training individuals. Ms. Lennon introduced Joan Pollner of Karen Ann Quinlan Hospice, Jeanne Mohr of Visiting Health Services, Inc. and Judy Leone of Warren County Public Health Nurses and asked them to share their experiences with the Board.

Joan Pollner explained that her agency is a non-profit organization and has many restrictions imposed for their services of the Home Health Aides. These individuals are not able to receive benefits overtime and are required to be paid per diem. Because our area is so rural, these aides spend endless time traveling from one home to the next to provide the services. That time is not compensated, only mileage is allowed for reimbursement. Ms. Pollner further explained that the aides are only paid for in home services, they have no guarantee of income on a week to week

basis. She thanked the Board for approving the scholarship program and knows this will help her agency to obtain more Home Health Aides. Mr. DeBosh commented that it is his understanding that it is less expensive to support senior services in the home, than in a nursing home. Ms. Pollner explained yes, however Medicare only reimburses her agency 4 hours of the ten hours an aide works.

Jeanne Mohr of Visiting Health Services, Inc. expressed appreciation on behalf of her Director Peggy Suydam, who was unable to attend. Ms. Mohr recognized Naomi Phillips in the audience again and mentioned that she looks to be a very young woman however, many of the other Home Health Aides recognized tonight are old themselves and her agency will have some retiring soon. She told the Board how appreciative her agency is with the new network that has been formed and the scholarship program they approved. Ms. Mohr described some of the personal care services the aides perform from assisted bathing, hair cuts, wash and set, laundry, meal preparation and general household cleaning. All these services allow the elderly maximum independence, safety, and health. She concluded telling the Board how appreciative she is that these Home Health Aides will be able to meet the Board on November 12th at the recognition dinner.

Judy Leone of Public Health Nurses told the Board she appreciates that they support the efforts of the network and that services may increase with the scholarship incentive that they authorized the Division of Senior Services to include in their Area Plan Grant. Mr. DiMaio also wanted to confirm one very important point that the scholarship requires that the recipient signs a contract for a minimum of six months service as a Warren County Home Health Aide. Mr. Doherty thanked everyone for the information and closed the meeting at 6:05 p.m.

There were no public comments on agenda items.

### **RESOLUTION 658-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

#### **RESOLUTION TO PAY BILLS FOR MASTER VOUCHER NUMBER 2002 - 42.**

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

Tammy M. Lynn Deputy Clerk

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

### **RESOLUTION 659-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

#### **INSERTION INTO THE 2002 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$385,669.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH & SENIOR SERVICES, BIOTERRORISM PREPAREDNESS & RESPONSE #03-1166-BT-L-1.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 660-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**INSERTION INTO THE 2002 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$15,000.00 FROM THE STATE OF NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF HIGHWAY TRAFFIC SAFETY, VEHICULAR CRIME INVESTIGATION PROJECT.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 661-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION OPPOSING SENATE BILL NUMBER S-1227, FIRE SERVICE RESOURCE DEPLOYMENT ACT.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 662-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION APPROVING SUBMITTAL OF A NJ COMMUNITY STEWARDSHIP INCENTIVE PROGRAM GRANT APPLICATION BY THE WARREN COUNTY SHADE TREE COMMISSION FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF PARKS AND FORESTRY, NEW JERSEY FOREST SERVICE AND COMMUNITY FORESTRY PROGRAM.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 663-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION APPROVING THE 2003 WARREN COUNTY COMPREHENSIVE ALCOHOL AND DRUG PLAN AS PREPARED BY THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES IN COOPERATION WITH THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 664-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION RECOGNIZING FLORENCE W. KUIPERS BY DEDICATING A PORTION OF THE MORRIS CANAL IN HACKETTSTOWN, KNOWN AS BLOCK 35, LOT 1.01, AND INDEPENDENCE TOWNSHIP, KNOWN AS BLOCK 1, LOTS 37, 39 AND 44, AS THE FLORENCE W. KUIPERS MEMORIAL PARK.**

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.

Tammy M. Lynn Deputy Clerk

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

Mr. Marvin informed the Board that H4 was being replaced and presented two resolutions for the Board to adopt. He explained the first resolution is to reject the bid submitted and the second resolution is to extend the 2002 bid for one year which will save approximately \$2,500 on the Food Service contract for the Nutrition Program sites in Warren County.

**RESOLUTION 665-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**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 \$53,620.00.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 666-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION RE: AWARD OF CONTRACT WC0263-1-COUNTYWIDE FOOD SERVICE FOR THE WARREN COUNTY CORRECTIONAL CENTER, WARREN ACRES AND CORRECTIONAL CENTER STAFF FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10) TO ARAMARK CORRECTIONAL SERVICES, INC., IN THE APPROXIMATE AMOUNT OF \$337,506.75.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 667-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted

by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION RE: AWARD OF CONTRACT WC0262A FOR NORTHEAST LIBRARY SEPTIC SYSTEM REPLACEMENT FOR THE WARREN COUNTY BUILDINGS & GROUNDS DEPARTMENT TO CHARLES M. PERNA, INC., IN THE TOTAL CONTRACT AMOUNT OF \$68,600.00.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 668-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**APPROVAL TO AMEND THE PROFESSIONAL SERVICE AGREEMENT WITH GEM ENGINEERING FOR AN ADDITIONAL MICROWAVE PATH STUDY RELATED TO THE ENGINEERING OF THE 9-1-1 COMMUNICATIONS TOWER FOR THE WARREN COUNTY COMMUNICATIONS CENTER WITH AN INCREASE OF \$2,300.00 AND A NEW TOTAL CONTRACT AMOUNT OF \$128,400.00.**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 669-02**

On motion by Mr. DiMaio, seconded by Mr. Doherty, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION RE: REJECTION OF ALL BIDS RECEIVED FOR WC0263-2- COUNTYWIDE FOOD SERVICE FOR THE WARREN COUNTY SENIOR NUTRITION PROGRAM**

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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 670-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0178 WITH FLYNN'S ON THE HILL FOR FOOD SERVICE FOR THE WARREN COUNTY SENIOR NUTRITION PROGRAM FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 FOR THE SECOND YEAR OF THIS CONTRACT WITH THE RIGHT TO EXTEND FOR A THIRD YEAR AND FINAL YEAR AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10) AT A MEAL COST OF \$3.974 - APPROXIMATE ANNUAL CONTRACT - \$460,949.20.**

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.

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

### **RESOLUTION 671-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY MOSQUITO EXTERMINATION COMMISSION *Reappoint: Eileen Greason, William Mannon and Dr. Anne Pierok, DVM all with Terms to expire October 18, 2005.***

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.

Tammy M. Lynn Deputy Clerk

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

### **RESOLUTION 672-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION APPOINTING MEMBERS TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE (LACA/DA) *Appoint: Rev. Dr. Joachin Bakey and Michael DeSiena, both with Terms to expire December 31, 2003.***

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.

Tammy M. Lynn Deputy Clerk

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

### **RESOLUTION 673-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE (LACA/DA) *Reappoint: Lou Naumann - Probation Department Rep., Donna Rue – PHNA Rep., Clara Citarelli – WC Correctional Center Rep., and Theresa Niederhaus – Citizen Rep. all with Terms to expire: December 31, 2004.***

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.

Tammy M. Lynn Deputy Clerk

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

### **RESOLUTION 674-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY TECHNICAL SCHOOL BOARD OF EDUCATION *Reappoint: Bradley Bartow and John LaPorta, both with Terms to expire: October 31, 2006.***

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.

Tammy M. Lynn Deputy Clerk

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

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen a resolution is to be prepared for the next regular meeting approving the recommendation for appointment of members to the Warren County Morris Canal Committee to Gina Bertoline and John Handlos, Jr. both as Municipality Representatives of Washington Boro. It was also confirmed this is a Sub-Committee of the Warren County Planning Board.

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

### **RESOLUTION 675-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

#### **RESOLUTION CREATING A TEMPORARY FULL-TIME POSITION OF DATA CONTROL CLERK, CLASSIFIED, WITHIN THE WARREN COUNTY HEALTH DEPARTMENT, DIVISION OF PUBLIC HEALTH NURSING 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.

Tammy M. Lynn Deputy Clerk

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

### **RESOLUTION 676-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

#### **RESOLUTION AUTHORIZING A REORGANIZATION OF THE ADMINISTRATIVE CLERICAL FUNCTION OF THE WARREN COUNTY CORRECTIONAL CENTER, Creation of one (1) full-time position of *administrative secretary*, classified, AFSCME Local 3287, Range 1240 and abolishing a full-time position of *secretarial assistant*, classified, AFSCME Local 3287, Range 1140 at the Warren County Correctional Center. Creation of one full-time position of *senior clerk typist*, classified, AFSCME Local 3287, Range 0540 and abolishing a part-time position of *clerk typist*, classified, AFSCME Local 3287, Range 02 at the Warren Acres facility.**

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.

Tammy M. Lynn Deputy Clerk

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

### **RESOLUTION 677-02**

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

#### **RESOLUTION CREATING A FULL-TIME POSITION OF CORRECTION OFFICER, CLASSIFIED, IN THE WARREN COUNTY CORRECTIONAL CENTER.**

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.

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

Under reports and comments, County Counsel Joseph J. Bell had no report.

County Engineer Dave Hicks said he may have some comments during County Planners report. Mr. Doherty asked if there are plans to put in a temporary light where the fatal accident occurred on County Route 519 in Greenwich Township. Mr. Hicks responded that they designed it to have a four-way intersection and had to modify it a bit to proceed with the signal design regardless of whether Greenwich Township realigns Strykers Road. The design modification will allow three of the four corners of installation to be permanent and will keep cost contained. Then after the Township realigns Strykers Road one corner foundation will have to be moved to its permanent position. Mr. Hicks explained that he didn't want to spend upwards of \$50,000 for a total temporary light and would not be able to reuse any of the material for the permanent design. Therefore, they have submitted the modifications to our Traffic Engineer, he will change his plans and then submit to the State DOT for final approval of the design. Mr. Doherty asked if this is the fastest they can proceed. Mr. Hicks responded yes and he has been notified that the Township is about to pass a second reading Ordinance restricting left turns at Strykers Road and Dumont Roads which will be sent to the DOT for final approval. He confirmed that the latest traffic study concluded that the majority of the accidents at this intersection were the result of left turns from Dumont Road. Although there may be some inconvenience with this Township Ordinance, it will minimize the number of accidents, until the County can get a signal installed and do improvements at that intersection on Route 519. Mr. Doherty thanked him for the update.

County Planner Dave Dech asked to suspend the administrative action to amend the Warren County Solid Waste Management Plan regarding S. Rotondi & Sons, Inc. to import soil onto their site for mixing with compost. He explained that after review with Mr. Hicks they will be performing a truck traffic study, also this afternoon he received a phone message from the Rotondi Engineer that is clouding some issues. He concluded that there are some concerns to be clarified and he would like to work it out with the County Engineer, the State DEP and S. Rotondi & Sons, Inc. Engineer to the extent that the preemption of local site plan control will kick in with the Solid Waste Management Act and that everything is in order before any amendment to the County Solid Waste Management Plan is presented. The Board agreed.

Mr. Dech reported that the second Strategic Plan meeting held at the Vo-Tech School had 35 attendees. They flushed out some basic issues regarding the State preferred growth alternatives as far as directing growth into existing areas throughout the county. The majority attending the meeting agreed that they are against creating development around urban areas and prefer to target areas to downtown sections of towns through infill development and not to expand the urban areas. Mr. Dech stated that this was a highlight of the discussion from that meeting and a formal written report will be presented to the Board. He concluded reminding the Board that the next County Strategic Plan meeting is on November 14, 2002 at 7:00 p.m. at the Pequest Fish Hatchery. They will be presenting the whole study process to date, steps to take and offer public feedback. Mr. DiMaio commented that it does make sense that we keep the areas that are centers the centers. Otherwise you end up with situations like the areas between Fairfield and Parsippany, which sort of grows, and everything is right down the road with everything looking like it is just a long group of strip malls. We certainly do not need that. Mr. Dech responded that we are trying to retain agriculture more as a business, not only for preservation of farmland but it is critical to keep farmers producing throughout the county. Mr. Doherty thanked him.

County CFO Charles Houck was absent.

County Administrator Steve Marvin had no report.

Under Freeholder comments, Mr. DeBosh stated that he has two items to discuss. First, he noticed on the last meeting agenda he received the Open Space Bond Ordinance had been pulled from the agenda which is your prerogative as the Director. He asked as a Board are we in favor of Open Space bonding or not and if not he wants to know why. Mr. DeBosh stated he favors continuing what we requested the County CFO to start. Discussion with Bond Counsel and our Financial Advisors to put together a Bond Ordinance. The idea was to use the existing Open Space Tax for Open Space funding to pay back the Bond over time. Mr. DeBosh added we would be able to buy the land now, which is recognized to be less costly than years later, and better preserved than to have it developed commercially or residentially. He was hoping the Board would consider voting for the Open Space Bond funding.

Mr. Doherty responded that there has been a couple of concerns he has been keeping an eye on in the news. The first one is relating to the Steve Loneran lawsuit regarding Bond Debt and the State of New Jersey. It was heard in October at the Supreme Court and related to the ability of the State of New Jersey to be able to bond for various projects without the voters approval. Mr. Doherty stated he was interested to see where that goes as he feels it will have a trickle down effect to the county. In addition, Mr. Doherty said he has been closely monitoring reports that

have been arriving from the State Treasurers Department regarding the amount of revenue that is coming into the State to try and get a heads up as to where the county reimbursement for 2003 will be. He described how Governor McGreevey was forced to raise some onetime added tax issues in 2002 to cover various gaps in his budget like the tobacco tax settlement. Mr. Doherty stated that he is 100 percent committed to Open Space and Farmland Preservation however, he wants to take it a little slow right now for a month or two because of his concerns about the States ability to reimburse the county in 2003. He feels that there is a possibility with the revenues down and if it continues in 2003 then this Board will see a very different environment when we consider our budget in 2003 if the State revenues continue to go down.

Mr. DeBosh responded that his understanding of the Loneran suit is that the State is suppose to seek voter approval before they issue debt and that somewhere along the line or several administrations ago they came up with that contract debt theory where, the EDA can issue debt. He understands those arguments, but it has no effect on the county. The county borrowing is set forth in the statutes, we do not need voter approval, nor does a municipality. Mr. DeBosh continued that in terms of the State financial picture, he has no doubt that it is going to more difficult to a certain extent. He feels we do not have to worry about reimbursement from the State for our Bond funding that is dedicated by our Open Space tax revenues. He disagrees with Mr. Doherty's conclusions to wait.

Mr. Doherty asked if he had anything else to discuss. Mr. DeBosh stated yes, that he had looked at the legal bills that we get a couple of weeks ago to see what we were paying for Open Space hourly attorney fees. He saw that we were being billed in some cases on an hourly rate by our County Counsel. He stated to his recollection that is not the way we are suppose to be doing business so he got a copy of Mr. Bell's retainer agreement which is a public document. Mr. DeBosh stated in the agreement the Board has its option that we can hire any other lawyer we want to pay by the hour or we can assign a matter to Mr. Bell's firm at an hourly rate if we want to. Mr. DeBosh stated that he looked through some of the cases that the Board has been billed on and although Mr. Bell has kept us up to date on the status of the cases as he always has, he didn't recall ever voting on a resolution for a matter that is outside his retainer and then we are going to pay him the \$130 an hour that was for these particular cases. Mr. DeBosh stated that he thinks the Board should do one of two things, if you want to do that, then you should abandon what was traditionally a cost containment strategy to have a \$150,000 retainer for all the county counsel work. He stated that public contract law says that when you hire

someone for professional services, you should have a resolution, pass it and advertise it in our official newspaper like we do in the beginning of the year with the Sirkis and Lavery firm on the Open Space legal work and Courter & Kobert for Labor Counsel services throughout the year. Mr. DeBosh stated that he saw somewhere between \$20,000 to \$26,000 in bills were submitted. He feels we are not following policy, we should be following public contracts law, approve by resolution and advertise for these services provided.

Mr. DiMaio asked to reserve some of that for executive session. He stated that it seems we had already discussed these services in executive session and we all agreed that the services were above and beyond the original agreement.

Mr. DeBosh concurred that these matters did come up in executive session when Mr. Bell asked if we wanted him to do something and we all agreed but nothing was mentioned that it was out of his flat rate agreement.

Mr. Bell responded that he advised the Board that these matters were above and beyond, his staff is doing the Supreme Court case tonight, we are processing about 240 bail applications a month, tort claim notices are arriving on a daily basis, that the extra work did exceed the original retainer agreement and every Freeholder agreed in the executive session that this was above the scope of his duties. Mr. DiMaio commented yes, that is what he recalls discussing in executive session and not to mention that Mr. Bell cleaned up claims that should have been resolved last year.

Mr. DeBosh responded that doesn't matter, it was a financial strategy to hire someone with cost containment. Mr. DeBosh read the public contract law and procedures to be followed by statute. He concluded stating that the Board never said Mr. Bell couldn't be paid more than his retainer, but he feels that there needs to be a resolution issued if certain cases serviced are beyond the original agreement. Mr. Doherty responded that he appreciated Mr. DeBosh's comments, this Board certainly has nothing to hide, and we will look into your concerns.

Under closing public comments Barry Smith, Warren County Information Systems Director reported that the County Web site is off line due to a virus that came through our county email. He explained that the county email virus protector quarantined it. It will take sometime for the website to be back on line.

Roberta Dodd, President of the Hardwick Township Historical Society asked the Board for the status of the lease agreement of the Vass Farm Homestead property. She described a long list of volunteer and restoration work that has been completed over the past four years. She further explained that one year has passed since the negotiations began and still no response. Mrs. Dodd stated they have \$233,000 in approved grants and cannot begin with additional renovations until the Board of Chosen Freeholders authorize and sign the lease. She expressed concern that this farm is part of the county heritage along with the White Lake preservation project. She told the Board she knows it is important for the Open Space, Recreation areas and Farmland to be preserved. Our heritage also matters, this farm homestead is an important part of Warren County and the White Lake preservation and there is no cost for this lease. Mr. Marvin advised that the lease agreement has

been forwarded to Special Counsel Lavery who is speaking with the Hardwick Township Committee to get the Township to enter into the lease agreement with the State for the historical society. He did confirm that no cost for this lease should be encouraging for her township to complete the lease arrangements. Mrs. Dodd thanked the Board for listening to her concerns and Mr. Marvin for the status of the lease agreement.

There were no press comments or questions.

On motion by Mr. DiMaio, seconded by Mr. DeBosh, at 6:37 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION AUTHORIZING EXECUTIVE SESSION OF THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.**

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.

Tammy M. Lynn Deputy Clerk

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

The Board returned to open session at 7:10 p.m.

**RESOLUTION 679-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES *Appoint: Harry Brown, with Term to expire: October 31, 2006.***

Mr. DeBosh stated that he was disappointed to see Mr. Miers request not to be reappointed to this Board. The percentage of students enrolled at the college is mostly representation from the southern portion of county. He felt there should be someone providing representation for these students from the southern areas. For that reason only, he will be voting no.

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

**RESOLUTION 680-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 30, 2002.

**RESOLUTION REAPPOINTING MEMBER TO THE WARREN COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES *Reappoint: Cindy Dorio, with Term to expire: October 31, 2006.***

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.

Tammy M. Lynn Deputy Clerk

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, and there being no further official business to come before the Board at this time, the meeting was adjourned at 7:12 p.m.

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

**ATTESTED TO:**

***Tammy M. Lynn, Deputy Clerk***