

**MINUTES****NOVEMBER 26, 2002**

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 November 26, 2002 at 7:32p.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, Freeholder-Elect Richard Gardner. Also attending were County Engineer David Hicks, CFO Charles Houck, County Counsel Joseph J. Bell, County Administrator Steve Marvin, 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. DeBosh, seconded by Mr. DiMaio, approval of the minutes of the regular meeting held on November 13, 2002 as presented.

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

On motion by Mr. DiMaio, seconded by Mr. DeBosh, approval of the minutes of the executive session held on November 13, 2002 as presented.

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

Director Doherty read the proclamation declaring December 2002 as Drunk and Drugged Driving Prevention Month.

**PROCLAMATION 712-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, the following proclamation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on November 26, 2002

**PROCLAMATION – DECEMBER 2002 as NATIONAL DRUNK & DRUGGED DRIVING (3D) PREVENTION MONTH.**

**WHEREAS**, motor vehicle crashes kill over 40,000 people and injure 3,000,000 every year at a cost to society of some \$150 billion annually; and

**WHEREAS**, alcohol related crashes account for approximately 40 percent of those deaths and injuries; and

**WHEREAS**, for thousands of families across the nation, the December holidays bring a somber reminder of the loved ones they lost to an impaired driver during a previous holiday season or at any time during the year; and

**WHEREAS**, The Warren County Intoxicated Driver Resource Center Program serves approximately 300 convicted drunk drivers a year to reduce DWI's in the county; and

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**WHEREAS**, Warren County is a partner in the effort to make our roads and streets safer; and

**WHEREAS**, community-based programs involving consumer education, effective laws, and strong police enforcement have proven to be successful in reducing impaired driving; and

**WHEREAS**, organizations from every state are joining together to "Take a Stand Against Impaired Driving" this December by supporting anti-impaired driving programs and policies.

**NOW, THEREFORE, BE IT RESOLVED** that the Warren County Board of Chosen Freeholders does hereby proclaim December 2002 as National Drunk and Drugged Driving (3D) Prevention Month in Warren County and hereby calls upon all citizens, agencies, business leaders, hospitals, schools, and public and private institutions in Warren County to promote awareness of the impaired driving problems, to support programs and policies that reduce the incidence of impaired driving, to promote safer and healthier behaviors regarding the use of alcohol and other drugs, and to provide opportunities for all to participate in "Take a Stand Against Impaired Driving" this December holiday season and throughout the year.

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*Michael J. Doherty*, Director  
Board of Chosen Freeholders

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*John DiMaio*, Deputy Director  
Board of Chosen Freeholders

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*James DeBosh*, Freeholder  
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.

Tammy M. Lynn Deputy Clerk

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

Director Doherty presented the proclamation to the Warren County Human

Services Director Karen Kubert and thanked her department for all the good work that they do throughout the year. Mrs. Kubert accepted the proclamation on behalf of the Warren County Municipal Alliances and she thanked the Board for the support they provide every year. She wanted to let the Board know that the Municipal Alliances work has attracted the United Way non-profit organization as a business partner. The United Way has been so impressed with the work of the Municipal Alliances that they have given additional funding to support enhancements of their program throughout the county. She thanked the Board again for all the support.

Director Doherty began the public meeting for discussion of the Shurts Road Bridge at 7:36 p.m. and asked County Engineer Dave Hicks to provide a status report. Mr. Hicks explained that he sent a review packet to the Board relating to all the previous discussions, public meetings with local residents and suggested designs of the Shurts Road Bridge. He gave the Board a brief history of the previous report from two years ago showing that 21 bridges in the county have deficiencies that needed repair, replacement or total redesign and replacement and the State Bridge Bond funding would cover the costs. Mr. Hicks explained that the Shurts Road Bridge was number 7 on the county inspection priority list for redesign and replacement. Since that report, this bridge has a potential to be registered as a historic bridge in the county. Some of the data required to meet a one-lane bridge recommends certain widths, and requires low traffic volume of no more than 100 vehicles in a day.

Mr. Hicks explained that they had a public meeting with local residents on September 12<sup>th</sup> this year and the concerns shared were increased truck traffic, increased speed and increased use if the bridge design was changed to a two-lane bridge. The local residents do not want to lose the rural aesthetics the current bridge brings to the area. They also feel that a one-lane bridge will

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control their concerns for increased truck traffic, speeders and increased use.

Mr. Hicks stated that after the meeting all the options were discussed, they came up with two viable options; install a new welded truss 2-lane bridge or keep the current bridge and trusses but add supports to expand the bridge to the required width of 26 feet which would maintain a two-lane bridge. They performed two traffic counts at different times this year and the result was on average 800 vehicles. This study confirmed that there is a need for a two-lane bridge and it currently has a 10-ton weight limit. However, the deficiency is that the trusses cannot handle the increased volume, which proves the need to go to a two-lane bridge.

Mr. Hicks explained that the inspection of current conditions and the tests performed allow the bridge design options presented for approval to qualify for funding through the State Bridge Bond the county was awarded. There would be no cost to the local taxpayers for this bridge replacement.

Director Doherty opened meeting to the public for comments at 7:45 p.m. and asked the public to please be recognized by the chair and to introduce themselves, and state their address for the permanent record.

Bob Leyburn, 115 Maple Avenue, Asbury, NJ told the Board that he resides approximately a quarter of a mile away from the Shurts Road Bridge and he feels the traffic study records presented were inaccurate and volunteered to sit there with a clicker for 24-hours to count the traffic one more time. He explained that if the bridge is changed to a 2-lane bridge it would promote speeders, destroy the rural character of the area and increase traffic. Mr. Leyburn said he has traveled across the bridge for thirty-three years and only had to wait two times to allow oncoming traffic to pass. If you change this to a two-lane bridge, you are bending to the will of people coming into the county and creating increased traffic in a rural area of the county.

Mr. Doherty replied that he hears his concerns and that it sounds more like there is a safety concern and asked if it is known to have a lot of accidents. Mr. Leyburn responded no, it was rebuilt within the last fifteen years. Mr. DeBosh responded that the report from the County Engineer indicated that there were repairs completed in 1988. Mr. Hicks confirmed that in 1988, they did some repairs to some of the trusses and the deck was replaced entirely which would lead the average person to think it was totally replaced. There were many repairs completed on this bridge but that doesn't mean the bridge is safe. It is the trusses that are structurally deficient and that's what governs the weight limit for safety measures.

Mr. Leyburn stated he feels this is a waste of the taxpayers money, this is silly to draw traffic to a rural portion of the county rather than repel it and he thanked the Board for hearing his concerns.

Bob Seckaryan, Shurts Road, has lived there for 21 years told the Board that his largest concern is the traffic. The roads are two narrow lanes leading onto a one lane bridge and they are proposing to expand the width of the new 2-lane bridge an additional 200 feet on both sides. He described a situation last week when a NJ State Police cruiser almost hit him because the sight view is restricted by the trees on both sides of the road by his house and there is a 90° curve immediately after the bridge as you enter into Hunterdon County. Mr. Seckaryan said that he feels the roads cannot handle a 2-lane bridge and it will be overkill to the rural character of the area. He said the Route 31 bridge has a 4-ton allowance and the truck traffic will use that if the Shurts Road Bridge remains a 1-lane. He said realistically that this bridge needs to be brought up to code and have some work completed but feels a repair would be better and keep it as a 1-lane bridge. He invited the Freeholders to his house to see first hand how dangerous the roads are and thanked them for listening to him.

Ed Smith, Maple Avenue, Asbury and lives 1/2 mile from the bridge. He acknowledged and appreciated that the rural character of the area has been considered and discussed by County Engineer Mr. Hicks. He stated that we have to be careful here to think that this is viewed as a

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bunch of residents that just don't want to have more traffic. There have been tremendous amounts of tax dollars already invested in preserving the valley for its rural character. Mr. Smith stated that one of the major arguments is that we need to have bridge systems that will be able to maintain weights etc. for all uses especially fire protection. He explained that there are significant roads already in place that can support that need in either Hampton, Hunterdon County and Asbury, Warren County which are both within a mile of each community without ever having to cross the bridge. He asked the Board to consider keeping the rural character of the area, maintain the 1-lane bridge to provide local traffic that is necessary for the area and to help keep the bridge as a historic structure to preserve the rural character. He thanked the Board.

John Brunner, 360 Kitner Hill Road, Bucks County. He explained to the Board that he was here as representative of the Musconetcong Watershed Association and they would like to interject into the aesthetic and historic aspects of the bridge. He stated that the County Engineer presented a good aesthetic design to complement the rural character of the area. However, the Associations' position is that the historic structures in the county are just as important for both counties in the river valley.

Mr. Brunner continued that they don't want to see this lost. The scenic qualities that have developed could enhance economic growth with the natural character maintained. The Association spent many years of hard work collecting data from surveys, endless meetings, and workshops to identify what is important to the people that live in the valley. He said they found what was important was the rural character, also the historic structures and the combination of both surrounding the river itself that make up the area. He said this was done under the auspice of the Wild and Scenic Water studies, which the Freeholders endorsed recently. He further explained that one of the management plan elements was to protect the historic bridges, structures, and landscapes in the valley. The Association plans to file the necessary nomination application with the Federal National historic registrars to have the bridge as a historic structure, and are working on finding the funding for the nominations.

Mr. Brunner concluded that they just obtained the Asbury Graphite Mill and are planning on using this as their headquarters office and hopefully soon will be able to have it available for an educational environment with possibilities of a recreation area too. He requested that the Board maintain the current form of the bridge as it will be an asset to the historic character the bridge provides to the valley and asked to do whatever necessary repairs to bring it up to the required codes. He thanked the Board for listening.

Nick Greendyk, Bethlehem Township, and only direct neighbor in Hunterdon County told the Board that there are many Green Acre properties that adjoin the bridge. He agreed with Mr. Smiths' statement that many funds have been spent to preserve the valley and he feels the bridge is also a part of the rural character of the neighborhood. As far as the volume of traffic and overweight trucks recorded during both traffic studies were a result of the harvesting by the farmers that have land in both counties. Mr. Greendyk told the Board that he has three main concerns, the aesthetic of the bridge and he gives the County Engineer credit for the design, as he feels that it would fit into the rural character. The second is the historical aspects of it. He thinks that one of the wonderful things about the area is the historical structures and these bridges are one of them and there is a whole series on them going up the Musconetcong river valley which are a huge contribution to the scenic qualities of the area. He said the third and most important concern is safety. He described that on the Hunterdon County side there is a 90° turn as you exit the bridge from Warren County. Mr. Greendyk explained he never saw accidents on the bridge but has been witness to many serious accidents on that 90° turn and accidents will increase if traffic increases. He doesn't want to use the bridge as a speed inhibitor, but realistically something has to be enforced and he doesn't see the four municipalities able to organize proper enforcement of the area if a new 2-lane bridge is installed. He thanked the Board for allowing him to share his concerns.

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Joyce Muzychko, Shurts Road resident told the Board she agreed with what everyone has described. She told the Board that she wants to see it repaired not only for its' historic value but to minimize the increased traffic. Also for the fact that there has been so much money spent already to preserve the area and since the State of New Jersey is so much in the red already as it is, why spend more money for something that is not necessary. The valley needs to be preserved and she has safety concerns that increased traffic will be created because of the adjoining new developments, she sees the development commuters using Shurts Road as a thoroughfare and it needs to be maintained as the country road it is. She said that there would be a safety issue if there is a 2-lane bridge with the added traffic exposures. Mrs. Muzychko explained that her husband has a business with trucks that would meet the weight of the bridge, but uses the Route 31 bridge to travel across the river and if he is conscious to do that then she would like the Boards help to keep other truckers to think that way too. She thanked the Board for the time and listening to her concerns.

Henry Melcher, Asbury resident and Franklin Township Planning Board Chairman thanked the County Engineer for offering the public meeting to the local residents. He admired all the work that the Engineering Department spent to come up with the design presentation however, he advised the Board that his planning board unanimously decided that a 1-lane bridge would better serve the needs of the community in that area. The traffic counts were substantiated at the prior meeting and most of this traffic occurs around the am and pm rush hour periods by local residents going back and forth. Mr. Melcher explained that both primary Townships meaning Franklin and Bethlehem Township do not want to see increased traffic and stated that both sent letters respectively to their County Engineering Departments requesting not to change the bridge to a 2-lane design.

Susan Dickey, Washington Township thanked Mr. Hicks and his department for the historic effort that has been put into this project. She stated that the historic aspects of the bridge is her priority and she feels that a one-lane bridge as it is will be a perfect traffic calming device to keep speeds controlled. Mrs. Dickey explained that she was part of the group that initiated the creation of the Musconetcong Watershed Association, which is for aggressive preservation of the valleys scenic and historic values along the Musconetcong river. She asked the Board to maintain whatever they have to keep the bridge safe and to keep it a historic structure along the river corridor. Mrs. Dickey concluded, do not change it to a 2-lane bridge for this area. She thanked the Board for listening.

Bob Leyburn of Maple Ave was recognized again by Director Doherty and he shared concerns for heavy truck traffic that a 2-lane bridge will generate. He suggested if the Board would be willing to communicate with the NJ State Police to enforce the area with tickets that would send a message to discourage regular use of the bridge by these truckers.

Mr. Doherty closed the public statement portion of the meeting for Freeholder comments.

Mr. DeBosh stated that after the residents raised their concerns he went to the bridge area for a first hand view. He noticed the Warren County side has narrow roads leading to the bridge and a 90 ° curve on the road exiting, located in Hunterdon County. Mr. DeBosh stated that it would be difficult to control speeders with the limited police force. The increased traffic cannot be controlled considering the current developments in the area and a possibility of more in the future. He does know that the County Engineer has informed them of the deficiencies of this Bridge and the justification of the designs presented. If the county constructs a bridge that doesn't meet the required bridge construction standards he felt there would be more liability exposures to all the taxpayers, instead he would be more willing to support the recommendation from the County Engineer, because it will allow minimum maintenance, the design is aesthetic for the area and it will

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reduce potential liabilities against the county.

Mr. DiMaio asked Mr. Hicks if anything could be done with the current structure. Mr. Hicks responded there may little or nothing allowed if the bridge is approved as a historic structure. He explained that there are many restrictions relating to historic structures for maintenance purposes.

Mr. DiMaio commented that he feels it is not practical for local and state police departments to post an officer at the area to issue tickets to violators. He suggested that it would be nice to see some ways to deter some of the traffic and since there is a weight limit, maybe something could be installed on the bridge to restrict the height of a truck from passing through as an alternative, or questioned even if the bridge is necessary at all, maybe we should convert it to a pedestrian bridge.

Mr. Hicks responded that he is presenting what he recommends however, the Board makes the final decision.

Mr. Gardner stated that a pedestrian bridge would not be practical, some locals have farms in both Warren and Hunterdon Counties and they use this bridge to get back and forth. He also said that he is not totally aware of what goes into having it as a historic structure. Mr. Gardner stated he lives near by the bridge and has never heard of any accidents occurring on the bridge. Mr. Gardner suggested the only way to keep the area safe would be to acquire the property from the state and to redesign the exiting portion into Hunterdon County by eliminating the 90° curve. He feels the arguments presented by the public are well founded and he would like to see it left as it is but recognizes the importance for safety and asked to install new trusses to maintain it as is. He also agreed with the height restriction option or even post signs that would inform violators of the penalties for crossing the bridge. He feels this is a historic asset of the area.

Mr. Doherty mentioned that the two designs presented are for 2-lane bridges, and asked why can't we put in a 1-lane bridge. Mr. Hicks responded after review of the roads adjoining the bridge, traffic studies confirming the volume of use, professionally the only recommendation he can present for approval would be a 2-lane bridge. Mr. Doherty said what the residents describe as a concern for the area not only as a safety issue but to preserve the rural character, carries a lot of weight regarding his decision as to what really is needed. If the Board agrees to put in a 1-lane bridge what would happen. Mr. Hicks responded it would be completed upon the Boards instructions, not his professional recommendation and there would be potential for additional maintenance, possibility of more accidents or even liability claims against the county. He continued that the designs were presented in conjunction with public highway construction safety standards, there are two lane roads on both sides with a 1-lane bridge, and we should put in a 2-lane bridge.

Mr. Doherty noted the packet he was provided included standards from the American Association of State Highway and Transportation Officials, which states that where an existing bridge needs replacement for structural reasons and there is no evidence of a site specific safety problem, it can be rebuilt with the same design.

He feels that according to these guidelines you can replace a bridge with the same exact measurements of the current bridge in use. Mr. Hicks said yes, but you also have to look at the traffic volume, be prepared for future increase of use and have a bridge that will last 100 years.

Mr. DiMaio commented that after hearing all the discussions tonight he would consider the current bridge be repaired as needed so that it may be considered for historic nominations and have a pedestrian deck installed on each side.

Mr. DeBosh asked if the past repairs made on this bridge followed the standards required for historic register. Mr. Hicks responded probably not.

Mr. DiMaio said it makes no sense to change the bridge after hearing that a 1-lane bridge could be constructed since there is no safety concern currently and we need to encourage people to stay on the county and state highway systems for commuting purposes. He continued that this area has so much preservation investment already. Mr. DiMaio said he would consider maintaining

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the 17 foot wide 1-lane bridge replacement but, also would like to see if there could be a sidewalk deck added to the bridge for pedestrian use.

Mr. Marvin asked Mr. Hicks if this was a joint project with Hunterdon and if a 1-lane bridge replacement was acceptable with them and the State Bridge Bonding funds. Mr. Hicks confirmed that Hunterdon will only support a replacement 2-lane bridge and he doesn't believe the State Bridge Bond funding will accept a replacement 1-lane bridge. Mr. Marvin responded then the cost of replacement would have to come from county tax appropriations and asked what the total costs for designs thus far of this bridge have been. Mr. Hicks confirmed the county would have to use local appropriations for a new 1-lane bridge and the total costs to date has been \$26,000 for design costs from State Bridge Bond funds.

Mr. Doherty thanked Mr. Hicks and his staff for all their efforts but after listening to all the comments, he is hearing to keep this as a 1-lane bridge. He feels as elected officials we need to provide some leadership and set the pace. We have a state DOT policy that conflicts with spending billions of dollars for the Open Space Preservation efforts to preserve the rural character. He hasn't seen in writing that the state will not pay for this project and he wants to know before a final decision can be made. He recognizes that the funding will control the final decision for this bridge. After further discussion between the Board, Mr. Hicks and Mr. Marvin.

Mr. Doherty stated there is a consensus for a 1-lane bridge replacement, and asked Mr. Hicks to get a clarification in writing from the State and Hunterdon County as to what they would accept to have the Bridge Bond Fund cover the costs.

County Counsel Joseph Bell asked Mr. Doherty to also submit a request to the County Insurance Risk Manager to make sure we are protecting the safety and welfare of the public, just in case there is an accident resulting in a calamity that we would be protected despite the County Engineers advice to construct a 2-lane bridge. Mr. Doherty responded we duly note that.

Director Doherty closed the public hearing at 8:45p.m.

Under public comments on agenda items only, Robert Shandor, Fox Farm Road, Lopatcong Township asked what area adjoins the property described on E4. Mr. Marvin responded that the location should be the Warren Trails area not the Morris Canal.

Mr. Shandor complimented the Ridge and Valley Conservancy's effort relating to items E10, E11, and E12, as they were able to preserve 13,000 acres. He noticed that item H15 relates to the White Lake resources inventory and management plan and recommended that the Board should consider contacting Ridge and Valley Conservancy in the future for any White Lake management plans. He felt their expertise to lead off a proper management plan of the White Lake area would be an advantage and they would be able to schedule the necessary maintenance too.

Mr. Shandor then asked the Board to consider creating a program like "Adopt a Road Program" only call it "Adopt a Property in Warren County" that volunteer organizations would be able to take responsibility for maintenance of that property like the White Lake Resource Area, Morris Canal Tracks, Warren Trail properties. It would allow for community involvement and help to keep the maintenance costs at a minimum. He thanked the Board for allowing him to share some options to be considered in the future.

**RESOLUTION 713-02**

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 November 26, 2002

**RESOLUTION TO PAY BILLS FOR MASTER VOUCHER NUMBER 2002 - 46.**

**Be and it is hereby resolved** that Master Voucher Certificate

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For Certification/Ratification for Payment No. **2002-45, 46** dated **November 26 2002**

In the amount of \$ 2,887,850.67 including bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

Payroll 11/14/02	1,145,864.80
2002-45	1,107,023.32
2002-46	569,124.80
Election	<u>65,837.75</u>

Total	2,887,850.67
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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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 714-02**

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 November 26, 2002

**RESOLUTION CANCELLING OUTSTANDING CHECKS OVER SIX MONTHS OLD – TOTAL \$334.00.**

**WHEREAS**, I, Charles L. Houck, Chief Financial Officer for the County of Warren, recommend to the Board of Chosen Freeholders of the County of Warren that all outstanding checks over six months old be cancelled, and

**WHEREAS**, the following checks have been outstanding for over a period of six months:

VOUCHER PROGRAM ACCT. #625 481 1

Number	Payee	Date Issued	Amount
2096	George Chamberlain	08/1/01	\$15.00
2593	Yolanda Bethea	09/1/01	\$11.00
2606	Randall Radzi	09/1/01	\$48.00
2993	Rosita Vega	10/1/01	\$ 3.00
3376	Bevacqua	12/1/01	\$209.00
3612	Steven Snook	12/1/01	\$33.00
3965	Rosita Vega	01/1/02	\$ 3.00
4293	Rosita Vega	02/1/02	\$ 3.00
4612	Rosita Vega	03/1/02	\$ 3.00
4923	Rosita Vega	04/1/02	\$ 3.00
5230	Rosita Vega	05/1/02	\$ 3.00
			<u>\$334.00 Total</u>

**NOW, THEREFORE, BE IT RESOLVED** that the foregoing checks be cancelled in the amount totaling THREE HUNDRED THIRTY-FOUR DOLLARS 00/100 from the above noted checking account.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the United Trust Bank, Belvidere, New Jersey to order and verify stoppage of payment on the above listed checks.

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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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 715-02**

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 November 26, 2002

**INSERTION INTO THE 2002 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$202,500.00 FROM THE NEW JERSEY TRANSIT CORPORATION FOR 2002 JOB ACCESS AND REVERSE COMMUTE PROGRAM (ROUTE 57 SHUTTLE).**

**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 2002 in the sum of \$ 202,500.00, which item is now available from the New Jersey Transit Corporation for 2002 Job Access and Reverse Commute Program (Route 57 Shuttle).

**BE IT FURTHER RESOLVED** that a like sum of \$202,500.00 be and the same is hereby appropriated under caption:

“UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES”

New Jersey Transit Corporation for 2002 Job Access and Reverse Commute Program (Route 57 Shuttle) (administered by the Human Services Dept.)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the New Jersey 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 716-02**

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 November 26, 2002

**INSERTION INTO THE 2002 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$2,424.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, ENVIRONMENTAL HEALTH ACT, FOR A TOTAL APPROPRIATION OF \$137,364.00.**

**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

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**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 2002 in the sum of \$ 2,424.00, which item is now available from the State of New Jersey, Department of Environmental Protection, Environmental Health Act.

**BE IT FURTHER RESOLVED** that a like sum of \$ 2,424.00 be and the same is hereby appropriated under caption:

“UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES”

State of New Jersey, Department of Environmental Protection, Environmental Health Act (administered by the Health Dept.)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Environmental Protection 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 717-02**

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 November 26, 2002

**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE A THREE YEAR LEASE AGREEMENT WITH RAFETTO & KAPLAN FOR OFFICE SPACE LOCATED AT 481 MEMORIAL PARKWAY, PHILLIPSBURG, NJ OCCUPIED BY THE WARREN COUNTY HEALTH DEPARTMENT – PLUMBING SUBCODE OFFICE, FOR THE PERIOD DECEMBER 1, 2002 TO NOVEMBER 20, 2005.**

**WHEREAS**, the Warren County Health Department continues to need office space in the Phillipsburg, NJ area to adequately serve the public; and

**WHEREAS**, a three year lease has been negotiated pursuant to a proposed lease agreement from Rafetto & Kaplan specifying rental of 949.92 per month for the period December 1, 2002 to November 30, 2005 with a 3% increase per year; and

**WHEREAS**, funds for this purpose are available in Account 013350-5080.

**NOW, THEREFORE, BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the freeholder director is authorized to sign the attached lease agreement with Rafetto & Kaplan for office space at 481 Memorial Parkway, Phillipsburg, NJ.

**BE IT FURTHER RESOLVED** that a true copy of this resolution be forwarded to the Superintendent of Buildings and Grounds, the Warren County Health Department and the County Treasurer.

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 718-02**

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



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accepted, to execute a CEHA grant agreement with the NJDEP in an amount up to \$175,000, and

**BE IT FURTHER RESOLVED** that the Board of Chosen Freeholders agrees to provide in-kind matching funds up to \$175,000, pursuant to the matching fund requirements of the grant, and

**BE IT FURTHER RESOLVED** that the Board of Chosen Freeholders authorizes the Freeholder Director to execute form DEP-069G – Governing Body Resolution, as required to validate the 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 720-02**

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 November 26, 2002

**RESOLUTION TO AUTHORIZE THE FREEHOLDER DIRECTOR TO EXECUTE AN AGREEMENT FOR THE SALE OF REAL PROPERTY BETWEEN THE SADC AND WARREN COUNTY.**

**WHEREAS**, Warren County is interested in purchasing property along the Warren Trail; and  
**WHEREAS**, an agreement has been executed by the State Agriculture Development Board, owner of Block 38, Lots 15 and 16, Washington Township, Warren County, New Jersey.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Chosen Freeholders of the County of Warren that the Freeholder Director is hereby authorized to execute the attached 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 721-02**

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 November 26, 2002

**RESOLUTION ESTABLISHING A MID-BLOCK CROSSWALK ON COUNTY ROUTE #623, WHITE TOWNSHIP, WARREN COUNTY, NEW JERSEY.**

**WHEREAS**, based on an investigation by the Warren County Engineer's Office, the following mid-block crosswalk is recommended for approval by the Commissioner of Transportation.

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

Section 1. A Mid-Block Crosswalk shall be established and maintained at the following location:

**Name of Street**  
County Route #623

**Location**  
Beginning at a point 520 feet south of the southerly curblineline of County Route #519 and extending 10 feet southerly therefrom

Section 2. Warning signs shall be erected and maintained to effect the above

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designated crosswalk in accordance with the Manual on Uniform Traffic Control Devices.

Section 3. This resolution shall take effect upon approval by the Commissioner of Transportation.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 722-02**

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 November 26, 2002

**RESOLUTION APPROVING THE APPLICATION FOR A HIGHWAY SAFETY PROJECT  
GRANT TO HIRE SUMMER INTERNS IN THE YEAR 2003 FOR THE AMOUNT OF \$16,744.00.**

**WHEREAS**, there are monies available under the Highway Safety Project Grant with the New Jersey Office of Highway Safety for Safety Construction and Operational Improvements; and

**WHEREAS**, it would be in the best interest of the County of Warren to apply for said monies.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the Director of the Board and the Clerk are hereby authorized to sign any and all documents in order to effectuate Highway Safety Project Grant with the New Jersey Office of Highway Safety for Safety Construction and Operational Improvements in the amount of \$16,744.00 for the period of May 1, 2003 to September 30, 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 723-02**

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 November 26, 2002

**RESOLUTION APPROVING AMENDMENTS TO GRANT AGREEMENTS #02SCP-PS-21, 02SCP-PM-21 AND 02SCP-FC-21 WITH THE NJ JUVENILE JUSTICE COMMISSION FOR AN ADDITIONAL \$9,643 FOR THE IMPLEMENTATION OF STATE/COMMUNITY PARTNERSHIP AND FAMILY COURT PROGRAMS; THEREBY RAISING THE GRANT CEILING TO \$280,014.**

**WHEREAS**, on June 27, 2001, the Warren County Board of Chosen Freeholders approved grant application with the NJ Juvenile Justice Commission for \$179,212 in State/Community Partnership funding (#02SCP-PS-1 and #02SCP-PM-1) and \$91,013 in Family Court funding (#02SCP-FC-1) for a total award of \$270,225; and

**WHEREAS**, the NJ Juvenile Justice Commission subsequently awarded Warren County \$176,176 in State/Community Partnership funding (#02SCP-PS-1 and #02SCP-PM-1) and \$94,195 in Family Court funding (#02SCP-FC-1) for a total award of \$270,371; and

**WHEREAS**, the NJ Juvenile Justice Commission has subsequently awarded Warren County an additional \$9,643 for these agreements as follows:

State/Community Partnership - Program Services	\$ 1,251
State/Community Partnership - Program Management	\$ 7,500
Family Court	\$ 892

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and; **WHEREAS**, the grant agreement ceilings will increase to \$280,014 with inclusion of these anticipated funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Director of the Warren County Board of Chosen Freeholders is authorized to sign the grant amendments for an additional \$9,643 in NJ Juvenile Justice Commission State/Community Partnership and Family Court funding; grant ceilings to increase to \$280,014.

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 724-02**

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 November 26, 2002

**RESOLUTION APPROVING THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES APPLICATION FOR 2003 MICA TRAINING FUNDS WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF MENTAL HEALTH SERVICES, TOTALING \$5,000 FOR THE PERIOD JANUARY 1, 2003 – DECEMBER 31, 2003; SUBJECT TO THE AVAILABILITY OF FUNDING.**

**WHEREAS**, the NJ Department of Human Services, Division of Mental Health Services, has made funding available to Warren County for training efforts related to the Mentally Ill Chemical Abuser (MICA) population; and

**WHEREAS**, the Warren County Department of Human Services Department, Division of Contract Administration, has prepared a grant application to the state for use of these funds in the amount of \$5,000 for Calendar Year 2003.

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the application for Calendar Year 2003 Mentally Ill Chemical Abuser (MICA) funding to the NJ Department of Human Services for \$5,000 is approved subject to the availability of funds.

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 725-02**

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 November 26, 2002

**RESOLUTION APPROVING THE APPLICATION FOR JUVENILE JUSTICE AND DELINQUENCY PREVENTION (JJDP) TRAINING FUNDS TOTALING \$2,625: FUNDS SUBJECT TO AVAILABILITY FOR THE PERIOD JANUARY 1, 2003 THROUGH SEPTEMBER 30, 2003.**

**WHEREAS**, the New Jersey Department of Law and Public Safety, Juvenile Justice Commission, has announced the availability of Juvenile Justice and Delinquency Prevention (JJDP) training funds for the period January 1, 2003 through September 30, 2003; and

**WHEREAS**, the Warren County Department of Human Services, Division of Contract Administration, has prepared a grant application in the amount of \$2,625 to develop a Family Therapy Training Series, through the Family Guidance Center of Warren County; and

**WHEREAS**, the Juvenile Justice Commission will contract directly with the Family Guidance Center for the JJDP grant funds upon approval of the application.

**NOW, THEREFORE BE IT RESOLVED** the Warren County Board of Chosen Freeholders

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hereby approves the application for JJDP funds in the amount of \$2,625 for the period January 1, 2003 through September 30, 2003; funds to be contracted to the Family Guidance Center subject to availability.

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 726-02**

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 November 26, 2002

**RESOLUTION TO EXECUTE GRANT AGREEMENT WITH THE RIDGE AND VALLEY CONSERVANCY IN THE AMOUNT OF \$113,000 FOR THE PURCHASE OF AN EASEMENT ON THE MAPLE HILL FARM WITH FUNDING FROM THE WARREN COUNTY OPEN SPACE, RECREATION, AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

**WHEREAS**, the Ridge and Valley Conservancy, having its offices at P.O. Box 146, Blairstown, NJ, hereinafter referred to as the "Conservancy", and the Warren County Board of Chosen Freeholders, 165 County Road 519 S, Belvidere, NJ 07823-1949, hereinafter referred to as the "County", and

**WHEREAS**, the Warren County Board of Chosen Freeholders created the Warren County Open Space, Recreation, and Farmland and Historic Preservation Trust Fund, hereinafter referred to as "Trust Fund", in accordance with P.L. 1997 C. 24 (C.40:12-15.1 et seq.) and,

**WHEREAS**, the Conservancy has made the application to the County for financial assistance in fiscal year 2003 under the Trust Fund; and,

**WHEREAS**, the Conservancy has submitted an application in accordance with the rules and regulations of the Trust Fund and the Trust Fund Committee has reviewed said application and found it to be in conformance with the scope and the mission of the Trust fund, and recommended to the Warren County Board of Chosen Freeholders that the project be awarded funding; and,

**WHEREAS**, the Warren County Board of Chosen Freeholders confirmed the findings of the Trust Fund Committee and approved the project titled Maple Hill Farm hereinafter referred to as "Approved Project" for funding; and,

**WHEREAS**, the Conservancy has agreed to hold and use the premises of the Approved Project in compliance with the rules and regulations of the Trust Fund; and

**WHEREAS**, adequate funds are available in account #03894 5065 894216 5065 (Open Space Tax Recreation and Conservation Land Acquisition) and certified by the Chief Financial Officer;

**NOW, THEREFORE, BE IT RESOLVED** that, in consideration of the award for funding, and in accordance with the application heretofore filed, and hereby incorporated this Agreement, the Conservancy and the County agree to perform in accordance with the terms and conditions set forth in this Grant Agreement, hereinafter referred to as the

**BE IT FURTHER RESOLVED** that the Freeholder Director is hereby authorized 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 727-02**

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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 November 26, 2002

**RESOLUTION TO EXECUTE GRANT AGREEMENT WITH THE RIDGE AND VALLEY CONSERVANCY IN THE AMOUNT OF \$60,000 FOR THE PURCHASE OF AN EASEMENT ON THE MOUNTAINWOOD SPRING PROPERTY WITH FUNDING FROM THE WARREN COUNTY OPEN SPACE, RECREATION, AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

**WHEREAS**, the Ridge and Valley Conservancy, having its offices at P.O. Box 146, Blairstown, NJ, hereinafter referred to as the "Conservancy", and the Warren County Board of Chosen Freeholders, 165 County Road 519 S, Belvidere, NJ 07823-1949, hereinafter referred to as the "County", and

**WHEREAS**, the Warren County Board of Chosen Freeholders created the Warren County Open Space, Recreation, and Farmland and Historic Preservation Trust Fund, hereinafter referred to as "Trust Fund", in accordance with P.L. 1997 C. 24 (C.40:12-15.1 et seq.) and,

**WHEREAS**, the Conservancy has made the application to the County for financial assistance in fiscal year 2003 under the Trust Fund; and,

**WHEREAS**, the Conservancy has submitted an application in accordance with the rules and regulations of the Trust Fund and the Trust Fund Committee has reviewed said application and found it to be in conformance with the scope and the mission of the Trust fund, and recommended to the Warren County Board of Chosen Freeholders that the project be awarded funding; and,

**WHEREAS**, the Warren County Board of Chosen Freeholders confirmed the findings of the Trust Fund Committee and approved the project titled Mountainwood Spring hereinafter referred to as "Approved Project" for funding; and,

**WHEREAS**, the Conservancy has agreed to hold and use the premises of the Approved Project in compliance with the rules and regulations of the Trust Fund; and

**WHEREAS**, adequate funds are available in account #03894 5065 894215 5065 (Open Space Tax Recreation and Conservation Land Acquisition) and certified by the Chief Financial Officer;

**NOW, THEREFORE, BE IT RESOLVED** that, in consideration of the award for funding, and in accordance with the application heretofore filed, and hereby incorporated this Agreement, the Conservancy and the County agree to perform in accordance with the terms and conditions set forth in this Grant Agreement, hereinafter referred to as the "Agreement".

**BE IT FURTHER RESOLVED** that the Freeholder Director is hereby authorized 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 728-02**

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 November 26, 2002

**RESOLUTION TO EXECUTE GRANT AGREEMENT WITH THE RIDGE AND VALLEY CONSERVANCY IN THE AMOUNT OF \$94,000 FOR THE PURCHASE OF A FARMLAND PRESERVATION EASEMENT ON THE ROUND HILL FARM WITH FUNDING FROM THE WARREN COUNTY OPEN SPACE, RECREATION, AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

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**WHEREAS**, the Ridge and Valley Conservancy, having its offices at P.O. Box 146, Blairstown, NJ, hereinafter referred to as the "Conservancy", and the Warren County Board of Chosen Freeholders, 165 County Road 519 S, Belvidere, NJ 07823-1949, hereinafter referred to as the "County", and

**WHEREAS**, the Warren County Board of Chosen Freeholders created the Warren County Open Space, Recreation, and Farmland and Historic Preservation Trust Fund, hereinafter referred to as "Trust Fund", in accordance with P.L. 1997 C. 24 (C.40:12-15.1 et seq.) and,

**WHEREAS**, the Conservancy has made the application to the County for financial assistance in fiscal year 2003 under the Trust Fund; and,

**WHEREAS**, the Conservancy has submitted an application in accordance with the rules and regulations of the Trust Fund and the Trust Fund Committee has reviewed said application and found it to be in conformance with the scope and the mission of the Trust fund, and recommended to the Warren County Board of Chosen Freeholders that the project be awarded funding; and,

**WHEREAS**, the Warren County Board of Chosen Freeholders confirmed the findings of the Trust Fund Committee and approved the project titled Round Hill Farm hereinafter referred to as "Approved Project" for funding; and,

**WHEREAS**, the Conservancy has agreed to hold and use the premises of the Approved Project in compliance with the rules and regulations of the Trust Fund; and

**WHEREAS**, adequate funds are available in account #03894 5065 894217 5065 (Open Space Tax Recreation and Conservation Land Acquisition) and certified by the Chief Financial Officer;

**NOW, THEREFORE, BE IT RESOLVED** that, in consideration of the award for funding, and in accordance with the application heretofore filed, and hereby incorporated this Agreement, the Conservancy and the County agree to perform in accordance with the terms and conditions set forth in this Grant Agreement, hereinafter referred to as the "Agreement".

**BE IT FURTHER RESOLVED** that the Freeholder Director is hereby authorized 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 729-02**

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 November 26, 2002

**RESOLUTION TO EXECUTE GRANT AGREEMENT WITH THE TOWNSHIP OF BLAIRSTOWN, IN THE AMOUNT OF \$120,000 FOR THE PURCHASE OF THE JONES FARM WITH FUNDING FROM THE WARREN COUNTY OPEN SPACE, RECREATION, AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

**WHEREAS**, the Township of Blairstown, having its offices at 12 Mohican Road, Blairstown, NJ, hereinafter referred to as the "Municipality", and the Warren County Board of Chosen Freeholders, 165 County Road 519 S, Belvidere, NJ 07823-1949, hereinafter referred to as the "County", and

**WHEREAS**, the Warren County Board of Chosen Freeholders created the Warren County Open Space, Recreation, and Farmland and Historic Preservation Trust Fund, hereinafter referred to as "Trust Fund", in accordance with P.L. 1997 C. 24 (C.40:12-15.1 et seq.) and,

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**WHEREAS**, the Municipality has made the application to the County for financial assistance in fiscal year 2003 under the Trust Fund; and,

**WHEREAS**, the Municipality has submitted an application in accordance with the rules and regulations of the Trust Fund and the Trust fund Committee has reviewed said application and found it to be in conformance with the scope and the mission of the Trust fund, and recommended to the Warren County Board of Chosen Freeholders that the project be awarded funding; and,

**WHEREAS**, the Warren County Board of Chosen Freeholders confirmed the findings of the Trust Fund Committee and approved the project titled Jones Farm Recreation Area hereinafter referred to as "Approved Project" for funding; and,

**WHEREAS**, the Municipality has agreed to hold and use the premises of the Approved Project in compliance with the rules and regulations of the Trust Fund; and

**WHEREAS**, adequate funds are available in account #03894 5065 894219 5065 (Open Space Tax Recreation and Conservation Land Acquisition) and certified by the Chief Financial Officer;

**NOW, THEREFORE, BE IT RESOLVED** that, in consideration of the award for funding, and in accordance with the application heretofore filed, and hereby incorporated this Agreement, the Municipality and the County agree to perform in accordance with the terms and conditions set forth in this Grant Agreement, hereinafter referred to as the "Agreement".

**BE IT FURTHER RESOLVED** that the Freeholder Director is hereby authorized 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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 730-02**

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 November 26, 2002

**RESOLUTION TO EXECUTE GRANT AGREEMENT WITH THE TOWNSHIP OF HARDWICK, IN THE AMOUNT OF \$210,000 FOR THE PURCHASE OF A CONSERVATION EASEMENT ON THE BUTLER ESTATE WITH FUNDING FROM THE WARREN COUNTY OPEN SPACE, RECREATION, AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.**

**WHEREAS**, the Township of Hardwick, having its offices at 40 Spring Valley Road, Hardwick, NJ, hereinafter referred to as the "Municipality", and the Warren County Board of Chosen Freeholders, 165 County Road 519 S, Belvidere, NJ 07823-1949, hereinafter referred to as the "County", and

**WHEREAS**, the Warren County Board of Chosen Freeholders created the Warren County Open Space, Recreation, and Farmland and Historic Preservation Trust Fund, hereinafter referred to as "Trust Fund", in accordance with P.L. 1997 C. 24 (C.40:12-15.1 et seq.) and,

**WHEREAS**, the Municipality has made the application to the County for financial assistance in fiscal year 2003 under the Trust Fund; and,

**WHEREAS**, the Municipality has submitted an application in accordance with the rules and regulations of the Trust Fund and the Trust Fund Committee has reviewed said application and found it to be in conformance with the scope and the mission of the Trust fund, and recommended to the Warren County Board of Chosen Freeholders that the project be awarded funding; and,

**WHEREAS**, the Warren County Board of Chosen Freeholders confirmed the findings of the Trust Fund Committee and approved the project titled Butler Estate Ridge and Valley Trail



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and conditions set forth in this Grant Agreement, hereinafter referred to as the "Agreement".

**BE IT FURTHER RESOLVED** that the Freeholder Director is hereby authorized 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.

Tammy M. Lynn Deputy Clerk

Mr. Doherty stated that he remembers prior County Counsel John Coyle recommending not to include this project into the open space tax reimbursement program. Mr. Marvin explained that was when this group had asked for assistance with a guarantee to contribute to a mortgage application in 2001. This resolution is to approve a construction stabilization of the historic structure only, which is allowed within the open space tax regulations.

Mr. DeBosh commented that the village of Hope is a true gem in the county, with its historic buildings incorporated into a community center for businesses to operate and their variety of antique shops. He understands that this resolution is only to help preserve the Long House construction stabilization and he plans to support it.

Mr. Doherty responded that his understanding with historic preservation was for preservation of land like the Morris Canal. He continued, we need to maximize the acreage and not divert the funds to historic properties without any land value. Mr. Doherty agreed the project is commendable, but is this the right time?

Mr. DeBosh responded that this request is for \$58,000 out of the \$2,500,000 open space tax. It also went through the Municipal and Charitable Conservancy Trust Board review and was approved before it came to the Board of Freeholders. He concluded that this Board is represented by municipalities and they presented it as a worthy project to preserve.

Mr. Doherty allowed Bob Shandor to comment. Mr. Shandor stated that he agrees with Mr. Doherty's concerns that the Long House has no land, so he went to the board meeting to discuss this application. Mr. Shandor confirmed that the application is only to stabilize the building, which has a 10-inch shift in the foundation. He concluded that this request is nothing like the prior approvals to renovate the Shippen Manor.

Mr. Gardner stated that in this case, he agrees with Mr. DeBosh and it is meritable to extend the open space tax funds to H.O.P.E. Long House before it shifts and falls down. Mr. DiMaio also stated that the allocation of funds is that 25 percent goes to the Municipal and Charitable Conservancy Trust out of the total \$2.5 million of open space tax revenues and he recalls a prior submission from Hackettstown regarding the Wade House which this Board approved with Municipal and Charitable Conservancy Trust allocations.

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 732-02**

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 November 26, 2002

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0280 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR LIGHTING & TRAFFIC SIGNAL MAINTENANCE FOR THE WARREN COUNTY ROAD DEPARTMENT.**

**BE IT RESOLVED**, that specification WC0280 for lighting & traffic signal maintenance for the Warren County Road Department 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.

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Funding for this contract will be provided in budget account 012900/5029 – Roads – Contracted 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.

Mr. Doherty asked about H3, why are we selling the water distribution system. Mr. Marvin responded so that the Administration facility, County jail and Road Department facility can obtain street water. It has been determined that the current well has become more costly to maintain with contamination concerns than using the public water system. Mr. Doherty thanked him and said it will make financial sense to switch.

Mr. Doherty asked if H6 through H10 and H11 were advertised for bid or are we being asked to renew contracts. Mr. Marvin explained that some were Warren Haven contracts that were awarded by the previous Welfare Board which are now being memorialized under the Board of Chosen Freeholders as a county operation.

Maryanne Lyons, Administrator of Warren Haven, commented that H6 is an agreement with Warren Hospital relating to nursing services as they have had in the past. The other items are contracts approved by the former Welfare Board that had extensions.

Mr. Marvin explained that H11 is for administrative fees not related to claims. However, he wanted the Board to know that health insurance overall is on a double digit rise in costs. He concluded that some of the other resolutions regarding health insurance renewal contracts have a 90 day termination clause agreement which will allow the Board to change providers if one can be found at a reduced cost, and he pointed out that the H12 contract is only until March 31, 2003 because the Chiropractic service provider will be going out of business.

**RESOLUTION 733-02**

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 November 26, 2002

**RESOLUTION RE: AUTHORIZATION TO RESCIND THE AWARD OF CONTRACT WC0219 TO JERSEY JANITORIAL, AND AWARD CONTRACT WC0219-1 FOR JANITORIAL SERVICES AT WARREN COUNTY LIBRARY LOCATIONS FOR THE PERIOD OF DECEMBER 1, 2002 THROUGH APRIL 30, 2003 TO ANDREWS AND COMPANY, IN THE AMOUNT OF \$11,800.00.**

**WHEREAS**, Janitorial Service Bids for the County of Warren Library Locations were received on March 25, 2002 at 1:30 p.m.; and

**WHEREAS**, Jersey Janitorial, was the low bidder for Janitorial Services at County Library Locations and was awarded the contract by resolution, April 10, 2002; and

**WHEREAS**, the library staff of the County Libraries has documented and declared that Jersey Janitorial has not performed the janitorial duties as outlined and documented in the bid specification and the contract and should be removed as the provider of the janitorial services, and award should be made to the next lowest bidder, Andrews and Company, of Newton, New Jersey, in the amount of \$11,880.00; and

**WHEREAS**, funding for this contract has been provided in budget account 153908/5024 – Library Facility Maintenance, Repair, and Cleaning

**NOW, THEREFORE, BE IT RESOLVED**, that the members of the Board of Chosen Freeholders of the County of Warren do hereby rescind the award for Janitorial Services at County Library Locations from Jersey Janitorial, and award the contract to Andrews and Company, in the total amount of \$11,880.00.

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

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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 734-02**

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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT WC0264-2 WITH SAINT MARY’S EPISCOPAL CHURCH FOR A NUTRITION SITE ON A MONTH TO MONTH BASIS FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 IN THE AMOUNT OF \$930.00 PER MONTH.**

**BE IT RESOLVED**, that this contract is awarded to Saint Mary’s Episcopal Church to provide a nutrition site in Belvidere, New Jersey

The contract is to be on a month to month basis at a monthly rental of \$930.00 per month January 1, 2003 through December 31, 2003

Funding for the 2003 portion of this contract is provided in account F3352 5303 035303-M 5080 – Area Plan Grant Nutrition Space Rental

**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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 735-02**

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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT FOR SALE OF COUNTY PROPERTY – SPECIFICALLY KNOWN AS THE WATER DISTRIBUTION SYSTEM ASSETS NO LONGER NEEDED FOR PUBLIC USE AND LOCATED ON COUNTY LANDS KNOWN AS BLOCK 21, LOTS 15, AND 15.A1, 15.A2 IN THE TOWNSHIP OF WHITE, COUNTY OF WARREN, STATE OF NEW JERSEY TO NEW JERSEY–AMERICAN WATER COMPANY, INC., IN THE AMOUNT OF \$1.00.**

**BE IT RESOLVED**, that contract for sale of county property – specifically known as the water distribution system assets, located on block 21, lots 15, 15.A1, 15.A2 in the Township of White, County of warren, State of New Jersey is hereby awarded

To.....New Jersey-American Water Company Inc., Haddon Heights, New Jersey

in the amount of.....\$1.00

as per their bid submitted through auction .....November 6, 2002

and reviewed and recommended by the Director of Purchasing as the highest responsible and responsive bid submitted.

**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

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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 736-02**

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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT WC0281R FOR THE PROFESSIONAL SERVICES OF A REHABILITATION THERAPY SERVICE AT WARREN HAVEN TO THE WESTON GROUP, INC., REHABILITATION SERVICES D/B/A/ R.A.W., CORP., COST IS BASED UPON THE ATTACHED FEE SCHEDULE AND MEDICARE B SERVICES WILL BE BILLED AT THE FEDERALLY ESTABLISHED CPT4 FEE SCHEDULE, TOTAL COST OF CONTRACT APPROXIMATELY \$288,000.00.**

**WHEREAS**, there exists a need for the professional services of a licensed and federally qualified rehabilitation therapy provider at Warren Haven to provide rehabilitation therapy as needs dictate; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 013514/5093 – Warren Haven – Part A Medicare - Medical Expenses and 013515/5028 – Warren Haven – Part B Medicare – Specialized Services

**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 The Weston Group, Inc. Rehabilitation Services d/b/a R.A.W., Corp of Easton, Pennsylvania, for professional services for the above project, in the approximate amount of \$288,000.00 per letter of 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 (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption .

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 737-02**

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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT WC0284R FOR THE PROFESSIONAL SERVICES OF A PHARMACY SERVICE AT WARREN HAVEN TO BACH'S PHARMACY SERVICES AT THE RATE OF AVERAGE WHOLESALE PRICE MINUS 15% EVEN, TOTAL CONTRACT**

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APPROXIMATELY \$8,000.00.**

**WHEREAS**, there exists a need for the professional services of a Pharmacy service at Warren Haven to provide drugs and medications as needs dictate; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 013507/5093 – Warren Haven – Nursing Medical Expenses and 013514/5093 – Warren Haven – Part A Medicare – Medical Expenses.

**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 Bach's Pharmacy Services of Hackettstown, New Jersey for professional services for the above project, in the approximate amount of \$8,000.00 per letter of 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 (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 738-02**

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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT WC0282R FOR THE PROFESSIONAL SERVICES OF AN AGENCY NURSING SERVICE AT WARREN HAVEN TO WARREN HOSPITAL, COST IS BASED UPON A NEGOTIATED RATE SCHEDULE TOTAL COST OF CONTRACT NOT TO EXCEED \$120,000.00.**

**WHEREAS**, there exists a need for the professional services of an agency nursing service at Warren Haven to provide nurses as needs dictate; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 013507/5029 – Warren Haven – Nursing Contracted Services

**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 Warren Hospital of Phillipsburg, New Jersey, for professional services for the above project,

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in an amount not to exceed \$120,000.00 per letter of 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 (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 739-02**

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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT WC0286R FOR THE PROFESSIONAL SERVICES OF A PHARMACEUTICAL CONSULTANT SERVICE AT WARREN HAVEN TO PHARMA-CARE, RATE IS BASED ON \$0.31 PER PATIENT DAY, RATE SET BY MEDICARE, 100% REIMBURSED.**

**WHEREAS**, there exists a need for the professional services of a pharmaceutical consultant to provide quality pharmaceutical consultant services to its in-patients at Warren Haven; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget account 013513/5028 – Warren Haven – Outside Services – Special Services.

**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 Pharma-Care, Inc., of Clark, New Jersey, for professional services for the above project, on a rate based \$0.31 per patient day, rate set by Medicare, 100% reimbursed per letter of 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 (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 740-02**

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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 November 26, 2002

**RESOLUTION RE: AWARD OF CONTRACT WC0283R FOR THE PROFESSIONAL SERVICES OF A MEDICAL DIRECTOR AT WARREN HAVEN TO FRANK GILLY, M.D. AT A COST NOT TO EXCEED \$18,000.00.**

**WHEREAS**, there exists a need for the professional services of a medical director at Warren Haven to provide medical services as needs dictate; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget account 013513/5028 – Warren Haven – Outside Services – Special Services.

**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 Frank Gilly, M.D. of Washington, New Jersey for professional services for the above project, in the amount of \$18,000.00 per letter of 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 (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 741-02**

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 November 26, 2002

**RESOLUTION RE: APPROVING THE AGREEMENT WC0287R FOR PROFESSIONAL INSURANCE SERVICES TO PROVIDE ADMINISTRATION AND EXPANDED NETWORK HEALTHCARE SERVICES FOR THE WARREN COUNTY SELF INSURED EMPLOYEE MEDICAL INSURANCE PROGRAM FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 TO LEHIGH VALLEY PHYSICIAN HOSPITAL ORGANIZATION, INC., AND EASTERN PENNSYLVANIA HEALTH NETWORK IN AN AMOUNT NOT TO EXCEED \$57,960.00.**

**WHEREAS**, there exists a need for the professional services of a Insurance Administrator to provide administration and expanded network healthcare services for the Warren County Employee Medical Insurance Program; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

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**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 budget accounts 33105/5721 – Medical Healthcare Administrative Costs 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 Lehigh Valley Physician Hospital Organization Inc., Allentown, PA and Eastern Pennsylvania HEALTH Network, Bethlehem, PA, for professional services for the above project, for the term of January 1, 2003 through December 31, 2003 in the amount not to exceed \$57,960.00 is hereby approved and the Director is hereby authorized and directed to execute the appropriate contract.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

## **RESOLUTION 742-02**

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 November 26, 2002

**RESOLUTION RE: APPROVING THE AGREEMENT WC0288R FOR PROFESSIONAL DENTAL BENEFIT NETWORK SERVICES TO PROVIDE ADMINISTRATION CASE MANAGEMENT, CLAIMS PROCESSING, QUALITY IMPROVEMENT, REPORTING AND OTHER SERVICES FOR THE WARREN COUNTY SELF INSURED EMPLOYEE MEDICAL INSURANCE PROGRAM FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 TO DELTA DENTAL PLAN OF NEW JERSEY, INC.**

**WHEREAS**, there exists a need for the professional services of a Dental Insurance Administrator to provide administration and expanded network healthcare services for the Warren County Employee Medical Insurance Program; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 33105/5721 – Medical Healthcare Administrative Costs 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 Delta Dental Plan of New Jersey, Inc., Parsippany, New Jersey, for professional services for the above project, for the term of January 1, 2003 through December 31, 2003 per the fee schedule based on usage as outlined per the agreement is hereby approved and the Director is hereby authorized and directed to execute the appropriate contract.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Gazette, as required by law, within ten

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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.

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 743-02**

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 November 26, 2002

**RESOLUTION RE: APPROVING THE AGREEMENT WC0289R FOR PROFESSIONAL INSURANCE SERVICES TO PROVIDE THIRD PARTY ADMINISTRATION FOR THE WARREN COUNTY SELF INSURED EMPLOYEE MEDICAL INSURANCE PROGRAM FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 TO UNITED HEALTHCARE OF FAIRFIELD, NEW JERSEY, IN THE AMOUNT NOT TO EXCEED \$42.61 PER EMPLOYEE PER MONTH.**

**WHEREAS**, there exists a need for the professional services of an Insurance Administrator to provide Third Party Administration for the Warren County Employee Medical Insurance Program; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 33105/5721 – Medical Healthcare Administrative Costs 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 United Healthcare, of Fairfield, New Jersey, for professional services for the above project, for the term of January 1, 2003 through December 31, 2003 in the amount not to exceed \$42.61 per employee per month is hereby approved and the Director is hereby authorized and directed to execute the appropriate contract.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 744-02**

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 November 26, 2002

**RESOLUTION RE: APPROVING THE AGREEMENT WC0290R FOR PROFESSIONAL CHIROPRACTIC NETWORK SERVICES TO PROVIDE ADMINISTRATION, CASE MANAGEMENT, CLAIMS PROCESSING, QUALITY IMPROVEMENT, REPORTING AND OTHER SERVICES FOR THE WARREN COUNTY SELF INSURED EMPLOYEE MEDICAL INSURANCE PROGRAM FOR THE PERIOD OF JANUARY 1, 2003 THROUGH MARCH 31, 2003 TO AMERICAN CHIROPRACTIC NETWORK, INC., IN AN AMOUNT OF \$3.00 PER**

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ELIGIBLE PER MONTH.**

**WHEREAS**, there exists a need for the professional services of a Chiropractic Insurance Administrator to provide administration and expanded network healthcare services for the Warren County Employee Medical Insurance Program; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 33105/5721 – Medical Healthcare Administrative Costs 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 American Chiropractic Network Inc., Minnetonka, Minnesota for professional services for the above project, for the term of January 1, 2003 through March 31, 2003 per the fee schedule based on usage as outlined per the agreement, is hereby approved and the Director is hereby authorized and directed to execute the appropriate contract.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 745-02**

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 November 26, 2002

**RESOLUTION RE: APPROVING THE AGREEMENT WC0291R FOR PROFESSIONAL INSURANCE SERVICES TO PROVIDE MEDICAL REINSURANCE FOR THE WARREN COUNTY SELF INSURED EMPLOYEE MEDICAL INSURANCE PROGRAM FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 TO ING EMPLOYEE BENEFITS / RELIASTAR LIFE INSURANCE COMPANY OF BLUE BELL, PENNSYLVANIA, IN THE ESTIMATED AMOUNT OF \$227,600.00.**

**WHEREAS**, there exists a need for the professional services of an Insurance Company to provide Medical Reinsurance for the Warren County Employee Medical Insurance Program; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-5 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

**WHEREAS**, adequate funds are available in budget accounts 33105/5721 – Medical Healthcare Administrative Costs 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 ING Employee Benefits/ReliaStar Life Insurance Company, Blue Bell, Pennsylvania, for

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professional services for the above project, for the term of January 1, 2003 through December 31, 2003 in the estimated amount of \$ 227,600.00, is hereby approved and the Director is hereby authorized and directed to execute the appropriate contract.

- 2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i)
- 3. A notice of this action shall be published in the Star Gazette, as required by law, within ten days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

**RESOLUTION 746-02**

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 November 26, 2002

**RESOLUTION RE: EXTENSION OF CONTRACT WC0187 WITH MANPOWER INTERNATIONAL INC., FOR TEMPORARY EMPLOYMENT SERVICES FOR THE PERIOD JANUARY 1, 2003 THROUGH DECEMBER 31, 2003 FOR THE SECOND AND FINAL YEAR OF THIS CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15 AT THE RATES AS PER THEIR ATTACHED PROPOSAL.**

**BE IT RESOLVED**, that Warren County Contract WC0187 for temporary employment services and training is hereby extended for the period of January 1, 2003 through December 31, 2003

To.....Manpower International Inc., Milwaukee, Wisconsin

at the rates stated in their proposal for the period of January 1, 2003 through December 31, 2003

as per their bid submitted.....November 27, 2001

Funding for this contract will be provided from individual department salary accounts if and when temporary employees are required or from the county training account if training is implemented.

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 747-02**

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 November 26, 2002

**RESOLUTION AWARDING A CONTRACT TO THE NORTH JERSEY RESOURCE, CONSERVATION AND DEVELOPMENT COUNCIL TO CONDUCT A NATURAL RESOURCE INVENTORY AND MANAGEMENT PLAN FOR THE WHITE LAKE NATURAL RESOURCE AREA.**

**WHEREAS**, the Warren County Board of Chosen Freeholders acquired the White Lake tract, consisting of 387 acres in Hardwick Township, in 1997; and

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**WHEREAS**, the Warren County Environmental Commission applied and received a matching grant from the New Jersey Department of Environmental Protection, Office of Environmental Services, in the amount of \$2,500, to prepare a natural resource inventory and plan for a county owned open space site; and

**WHEREAS**, the North Jersey Resource, Conservation and Development Council has agreed to provide the services required under the Scope of Work entitled, "Open Space and Natural Resource Inventory for the Area Identified as the White Lake Natural Resource Area"; and

**WHEREAS**, the North Jersey Resource, Conservation and Development Council is staffed with Federal employees of the United States Department of Agriculture Natural Resources Conservation Service; and

**WHEREAS**, entry into this contract is exempt from public bidding according to N.J.S.A. 40A:11-5(2).

**WHEREAS**, adequate funds are available in Account #011802-R5029 (Planning Board/ Environmental Commission) and S11805353-5100 (Federal & State Grants/Environmental Resource Inventory; and

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

1. The agreement between the County of Warren and the North Jersey Resource, Conservation and Development Council, in the amount of \$5,000, to prepare a natural resource inventory and plan for the White Lake Natural Resource Area, be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-GAZETTE, as required by law, within ten (10) days of 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.

Tammy M. Lynn Deputy Clerk

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, a resolution is to be prepared for the next regular meeting approving the reappointment of members to the Warren County Commission for Women: Maria Goldstein, Diane Margolin, Annette Murrucane, Dorothy Willis, and Caroline Willner, all with terms to expire on October 30, 2005.

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the Board accepted with regret the resignation effective immediately from Lynne Kranik, member of the Warren County Commission for Women.

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

On motion by Mr. DeBosh, seconded by Mr. DiMaio, the Board accepted with regret the resignation effective immediately from Lorraine Meister, member of the Warren County Advisory Council on Disabilities.

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

Under reports and comments, County Counsel Joseph J. Bell reported that he had one item to discuss for executive session relative to litigation.

County Engineer Dave Hicks had no additional items to report.

County Planner Dave Dech stated that he had a couple of issues to discuss and wanted to let the Board know that he received an application for a new Strategic Growth Plan funding from the State and had a preliminary discussion of its use at his Planning Board meeting the night before.

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He asked for approval from the Board to submit this pre-application to the State for review to see if the County would meet the guidelines of these additional grant funds. Mr. Doherty responded that he spoke with a Sussex County individual who described a growth plan approved that will cause additional taxes for schools because the plan was to build a residential community in the middle of open space. Mr. Dech explained that he could not comment on what Sussex growth plans involve. He did explain one of the main principals of the State Smart Growth incentives are generally directed to areas with sewer, utility access in place.

Mr. Dech mentioned that they plan to concentrate on existing centers and to rehabilitate areas in the county, which could be a mix of residential complexes, Mini-Malls, and industrial complexes. He also noted that there would be at sometime, a need to find a balance across the county and there may be development created to assist the tax base for some municipalities.

Mr. DiMaio responded that like the State a message for development and redevelopment is the plan within the county too. Mr. DeBosh mentioned that we have to be realistic when growth is discussed. He has concerns that the meetings conclude planned growth however, as soon as the ground is broken the locals say no growth in their neighborhood. He asked if this is all worth it.

Mr. Dech explained that is what the plan is all about. It is important to show what the county will look like 20-40 years from now, plan and properly maintain the rural character of the county when the growth happens. Mr. DiMaio agreed that Smart Growth is State and Countywide issues, concerns and it makes sense to communicate now for the services and quality of living in Warren County. He continued that Smart Growth is not just about here, its about better planning statewide and in the Hudson, Essex County communities, which will help reduce the number of residents wanting to move west.

Mr. Gardener stated that he attended two out of the three meetings held in the county and he was in agreement about looking at a regional approach to reach out for municipalities to have shared services and common goals that will work well with each other. He gave credit to Mr. Dech for bringing a lot of the municipalities to work together to meet the services of their communities.

Director Doherty asked Mr. Dech if he had any more items to discuss.

Mr. Dech advised the Board that he sent in their packets a copy of the data regarding the issues with the Natures Choice facility from the last meeting relating to Mr. Menegus of White Township. He asks that the Board advise White Township to refer all their concerns to S.W.A.C. relating to this facility for the purpose of developing a response to White Townships request to reject their operating permit. Mr. Marvin responded that he recommends that the Board motion to authorize Mr. Dech to take this concern back to S.W.A.C. for a recommendation to the Board to have it on record.

On motion by Mr. DeBosh, seconded by Mr. DiMaio, authorization is given to Planning Director Dave Dech to submit the request from White Township relating to the Natures Choice facility to the Warren County Solid Waste Advisory Council to review and forward a recommendation to the Board of Chosen Freeholders.

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

County CFO Pete Houck had no report

County Administrator Steve Marvin presented the hiring requests for approval. He explained they are both to fill vacancies of current positions. The Board approved One full-time position in the WC Human Services TASS for a Human Services Specialist II with Child Support Paternity Program (CSP) to fill a vacancy, and One full-time position in the WC Human Services for a Senior Clerk-Typist to fill a vacancy which is a fully grant funded position.

Mr. Marvin asked the Board to set a date and time for the Annual Reorganization Meeting. Mr. Doherty responded that he feels they should allow Mr. Gardner to pick the date

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and time. Mr. Gardner stated that he doesn't want to depart from tradition January 1, 2003 would be ok and he would like to allow the local municipalities to have their meetings first so he would like the county meeting time to be 4 p.m.

On motion by Mr. Doherty, seconded by Mr. DeBosh, the annual county reorganization meeting will be held January 1, 2003, at 4:00p.m, in the Warren County Courthouse, Courtroom #1, Belvidere, NJ.

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

Mr. Marvin also reminded the Board that there are some sample resolutions for their review and updating. He asked if they would decide and let him or Tammy know, so they can begin completing the resolutions for the annual meeting.

Mr. Marvin began his report relating to the pending legislation Senate Bill 1853 titled "The Prosecutorial Unification Act" which would require the state to provide assumption of the county prosecutors' offices over the period of ten years.

The bill sponsors are Senators Cody, Rice who introduced this September 19, 2002, and it is currently in the Senate Judiciary Committee. He is recommending the passage of this bill with amendments to include costs for building rents, leases and long term Capital Improvements be added. He asked the Board to approve sending a letter with the recommended amendments to the bill sponsors. The Board agreed.

Under Freeholder comments, Mr. Debosh had no comment.

Mr. DiMaio stated he received a call from the Mayor of Hope with concerns regarding a recent accident involving a pedestrian walking along the shoulder of County Route 521. County Engineer Dave Hicks responded that he spoke with the Mayor the following day after the accident and they will be considering changing the speed limit. He stated that after the police report is finalized and released to the Engineering Department they will begin the review process. Mr. DiMaio thanked him for the update and immediate response to the Mayor. He asked to keep them up to date with the decision made.

Mr. Gardner had no comment.

Mr. Doherty reported that last Thursday he visited Warren Haven and then the Brakely Care Nursing Home facility for comparison. He reported that the Warren Haven facility presented a far better environment and the staff was more visible than the private facility. He shared a personal conversation he had with one of the Warren Haven residents who told him that he would punch him if he tries to shut down the facility. Mr. Doherty reported that he informed the resident that he guaranteed that would not happen after making the two separate facility visits.

Under closing public comments, there were none.

Under press comments and questions, there were none.

**RESOLUTION 748-02**

On motion by Mr. DiMaio, seconded by Mr. DeBosh, at 9:35 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on November 26, 2002

**A 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.**

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**WHEREAS**, the Warren County Board of Chosen Freeholders is subject to certain requirements of the *Open Public Meetings Act, N.J.S.A. 10:4-6*, et seq., and

**WHEREAS**, the *Open Public Meetings Act, N.J.S.A. 10:4-12*, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

**WHEREAS**, it is necessary for the Warren County Board of Chosen Freeholders to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

(1) *Matters Required by Law to be Confidential*: Any matter which, by express provision of Federal law of State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

(2) *Matters Where the Release of Information Would Impair the Right to Receive Funds*: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

(3) *Matters Involving Individual Privacy*: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

(4) *Matters Relating to Collective Bargaining Agreements*: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

(5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds*: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

(6) *Matters Relating to Public Safety and Property*: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of possible violations of the law.

(7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

(8) *Matters Relating to the Employment Relationship*: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance or promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

(9) *Matters Relating to the Potential Imposition of a Penalty*: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bearing responsibility

**NOW, THEREFORE, BE IT RESOLVED** by the Warren County Board of Chosen Freeholders, assembled in public session on **November 26, 2002**, that an Executive Session

