

JANUARY 22, 2003**MINUTES**

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 January 22, 2003 at 7:32 p.m.

The meeting was called to order by Director Doherty and upon roll call, the following members were present: Freeholder Michael J. Doherty, Freeholder Richard Gardner, and Freeholder John DiMaio. Also attending were County Administrator Steve Marvin, County Counsel Joseph J. Bell, CFO Charles Houck, County Engineer Dave Hicks 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 OF JANUARY 22, 2003, 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. Gardner, seconded by Mr. DiMaio, the minutes of the annual reorganization meeting held January 1, 2003 were approved.
ROLL CALL: Mr. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

On motion by Mr. DiMaio, seconded by Mr. Gardner, the minutes of the regular meeting held January 8, 2003 were approved.
ROLL CALL: Mr. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

On motion by Mr. Gardner, seconded by Mr. DiMaio, the minutes of the executive session held January 8, 2003 were approved.
ROLL CALL: Mr. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

On motion by Mr. DiMaio, seconded by Mr. Gardner, request to record a CERTIFICATE OF MERIT presented to JOHN ROTOLA for organizing a Bicycle Collection drive for impoverished residents of Third World Countries was approved.
ROLL CALL: Mr. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

Mr. Doherty read a biography of accomplishments that John has achieved so far. He is a member of the Washington Township Boy Scout Troop 157 and this project is one that gets him closer to an Eagle Scout Award. He was accompanied at the meeting by his parents, sister, and Scout Master.

Mr. Gardner commented that it is fitting John receive this recognition; he has known this young man for a long time through his church activities. He believes we need more young people that have the same talents as John.

Mr. DiMaio said that usually we read only about the bad situations that our youth involve themselves in. It is nice to be able to recognize and promote that there are great young people like John.

MINUTES**JANUARY 22, 2003**

Mr. Doherty told John that he was proud of the project he performed and the result to acquire 78 bicycles was great. He agreed with everyone that it is great to promote and recognize that our young people do great things. He offered some additional projects to John so he could complete his Eagle Scout Award.

Director Doherty read the Proclamation recognizing the North Warren Regional School Districts' Boy Soccer Team for achieving the title NJ State Champions for the 2002 fall season.

PROCLAMATION 59-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, A PROCLAMATION recognizing the North Warren Regional School District Boys Soccer Team 2002 accomplishment as the NJ State Champions was approved.

**Honoring the North Warren Regional
High School Boys Soccer Team
January 22, 2003**

WHEREAS, The North Warren Regional High School Boys Soccer Team won the Group I, 2002 State Soccer Championship with a 4-3 victory over Arthur P. Schalick High School on November 23, 2002; and

WHEREAS, The North Warren Regional Patriots boys varsity soccer team achieved this victory under the guidance of Head Coach Daniel Snyder and Assistant Coach Bruce Leal; and

WHEREAS, The members of the Patriots Boys Soccer Team have earned the respect of their peers, their school community, and the Warren County community as a whole for their outstanding sportsmanship and skill;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren recognizes and honors the following individuals associated with the North Warren Regional Patriots Boys Soccer Team for bringing the State Championship home to Warren County: Captains Stefan Leal, Mark Skok and Chris Seidel; team members Chris Anderson, James Ashe, Kevin Baier, Robert Bridge, Will Camerlingo, Brian Carr, Devin Considine, Erik Krause, Ian Lockwood, Jeff McCole, Sean Meehan, James McKeever, Matt Nagel, Chris O'Donoghue, William Olivier, Lionel Ortiz, Rory Quinn, Greg Sassaman, Keith Schneider, Dirk Swaneveld, Robert Terhune, and Kevin Treharne; and Coaches Daniel Snyder and Bruce Leal.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

Mr. Doherty presented the proclamation to the Soccer team coaches Daniel Snyder and Bruce Leal and team Captains. They were accompanied by the whole team as well as the Principal Mr. Kenneth Greene and School Board Vice President Robert Brandt. He also acknowledged that it was a great accomplishment for the team and told the players to continue being champions even off the field.

JANUARY 22, 2003**MINUTES**

Mr. Gardner commended the team for going the distance and told them to keep up the good work.

Mr. DiMaio stated that this team is exceptional. He was able to watch their performance when they played against the Hackettstown Soccer team during the group sectionals. He told the players that they would have this accomplishment imprinted in their lives forever. He wished them continued success in all the future years.

Director Doherty opened the meeting with Highview Planning at 7:50 p.m. Personnel Director Jerry Coyle introduced Bob Bodor of Highview Planning and Warren County Benefits Coordinator Danielle Osborne. He explained that they have the most knowledge of the county health insurance and so will be giving the presentation.

Mr. Bodor stated that his project goal was to change plan administrators, because of the poor service from United Health Care, the outside network extensions and the Pennsylvania extension providers. He explained the list was small considering the need to have an administrator that would be able to service both NJ and PA employees. He described the list of elimination factors that were used and concluded that Horizon Blue would be the best administrator available to continue the same coverage, keep the same Doctors in the network for the employees and offers a prescription program at a lower cost. He concluded that this change would offer a net savings of \$750,000. for the 2003 budget because of the time needed to process changing administrators. He offered to answer any questions the Board would have.

Mr. Gardner asked to clarify the net savings. Mr. Marvin responded that there is a notice to cancel clause in the current administrator agreement.

Ms. Osborne confirmed that the clause requires 60-day notice and she felt that there would be enough time to prepare for the change of health insurance administrators by April 1, 2003. Mr. Bodor stated that the conversion process and time would be less cumbersome because the Horizon Blue has only one card that covers both the medical and prescription information for each covered person enrolled with the county plans.

Mr. Gardner asked if Horizon Blue would be precluding a covered person from using local pharmacies. Mr. Bodor reassured him that was not a prerequisite and if there were local pharmacies not on the list, they would work on getting these pharmacies enrolled in the program. Mr. DiMaio asked Ms. Osborne how difficult would the transition changing providers be. Ms. Osborne responded that she felt confident the 60-day period would be plenty of time to get all the covered person applications enrolled.

Mr. Coyle concluded the presentation summarizing that to change Health Insurance Administrators will not reduce the quality of benefits to the current covered persons. However, Horizon Blue Cross is known worldwide which allows the opportunity to negotiate discounts that will result in a savings to the county. He strongly recommends that the Board change to this Health Insurance program with Horizon Blue Cross as the Administrator. Mr. Marvin explained that if there were no other questions, the Board now needs to authorize a contract to be negotiated to allow for a resolution to be memorialized at the next regular meeting in February.

Mr. Gardner stated that he appreciated all the research and work performed to find a better program for less cost. He thanked Mr. Coyle, Mr. Bodor and Ms. Osborne for the detailed presentation.

Mr. DiMaio commented that it was prudent in his view to have Highview Planning research alternative Health Insurance programs. He was very pleased with their presentation because it maintained the quality health insurance needs for the employees, along with an opportunity for savings.

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following action was adopted by

MINUTES**JANUARY 22, 2003**

the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION AUTHORIZING HIGHVIEW PLANNING TO PROCEED WITH CONTRACT NEGOTIATIONS TO CHANGE HEALTH INSURANCE ADMINISTRATOR TO HORIZON BLUE CROSS.

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

Director Doherty closed the meeting with Highview Planning at 8:11 p.m.

Under public comments on agenda items only, Mark Bond, Washington Boro Mayor asked if the county was eligible to participate in the State Health Insurance Plan. Mr. Marvin responded yes the county is eligible to participate in the State Health Insurance Plan. However, it was researched already and found to be too expensive and poorly administered.

Director Doherty read the official statement of the introduction of the 2003 budget.

Mr. Gardner commented that the time spent during the budget process went well, there was good fortune relating to the tax revenues. He felt this budget represents a fair mix to the county departments, the Board worked together and he was happy that funds were created for future capital needs for the county facilities.

Mr. DiMaio stated there was balance in this budget for services to continue, an opportunity to keep our surplus strong for future needs, and to cut taxes again for the third consecutive year. He stated he was pleased to be able to present this budget and it was a pleasure working through the process this year.

Mr. Doherty stated the tax levy is moving in the right direction, we were able to cut taxes by 10% this year. He noted the overall reduction in three years totaled over 22% and our neighbors to the west in Pennsylvania just increased their county tax by 66%. He was very pleased with the budget process and overall outcome to maintain services and offer some relief for the taxpayers.

RESOLUTION 60-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: THE ANNUAL BUDGET OF THE COUNTY OF WARREN FOR THE FISCAL YEAR 2003.

RESOLUTION 60.01-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003.**

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$11,679.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF LAW & PUBLIC
SAFETY, DIV. OF CRIMINAL JUSTICE,
LOCAL LAW ENFORCEMENT BLOCK GRANT-
MEGAN'S LAW**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of

JANUARY 22, 2003

MINUTES

the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 11,679.00 as Local Law Enforcement Block Grant-Megan's Law.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$11,679.00 which item is now available as a Revenue from the State of New Jersey, Department of Law & Public Safety, Division of Criminal Justice, Local Law Enforcement Block Grant-Megan's Law.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 60.02-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$552,180.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF HEALTH &
SENIOR SERVICES, DIV. OF AGING &
COMMUNITY SERVICES, AREA PLAN GRANT**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 552,180.00 as Area Plan Grant.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$552,180.00 which item is now available as a

JANUARY 22, 2003**MINUTES**

Revenue from the State of New Jersey, Department of Health & Senior Services, Division of Aging & Community Services, Area Plan Grant.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 60.03-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$9,220.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF HEALTH &
SENIOR SERVICES, RIGHT-TO-KNOW PROGRAM**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 9,220.00 as Right-To-Know Program.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$9,220.00 which item is now available as a Revenue from the State of New Jersey, Department of Health & Senior Services, Right-To-Know Program.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 60.04-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$99,776.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF HUMAN
SERVICES, DIVISION OF YOUTH & FAMILY
SERVICES, PERSONAL ATTENDANT SERVICE**

MINUTES

PROGRAM

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 99,776.00 as Personal Attendant Service Program.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$99,776.00 which item is now available as a Revenue from the State of New Jersey, Department of Human Services, Division of Youth & Family Services, Personal Attendant Service Program.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 60.05-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$269,299.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF HUMAN
SERVICES, DIVISION OF YOUTH & FAMILY
SERVICES, TITLE XX COALITION**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 269,299.00 as Title XX Coalition.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

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

JANUARY 22, 2003

MINUTES

Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$269,299.00 which item is now available as a Revenue from the State of New Jersey, Department of Human Services, Division of Youth & Family Services, Title XX Coalition.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 60.06-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$12,500.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF COMMUNITY
AFFAIRS, RECREATION FOR INDIVIDUALS
WITH DISABILITIES**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 12,500.00 as Recreation for Individuals with Disabilities.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$12,500.00 which item is now available as a Revenue from the State of New Jersey, Department of Community Affairs, Recreation for Individuals with Disabilities.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 60.07-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$152,823.76 FROM THE GOVERNOR'S**

MINUTES

JANUARY 22, 2003

**COUNCIL ON ALCOHOLISM & DRUG ABUSE
FOR PARTICIPATION IN THE ALLIANCE
TO PREVENT ALCOHOLISM & DRUG ABUSE**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of \$ 152,823.76 as Governor's Council on Alcoholism & Drug Abuse for participation in the Alliance to Prevent Alcoholism & Drug Abuse.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$152,823.76 which item is now available as a Revenue from the Governor's Council on Alcoholism & Drug Abuse for participation in the Alliance to Prevent Alcoholism & Drug Abuse.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 60.08-03

On motion by **Mr. Gardner**, seconded by **Mr. DiMaio** the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held **January 22, 2003**.

**INSERTION INTO THE 2003 BUDGET OF
THE COUNTY OF WARREN IN THE AMOUNT
OF \$223,894.00 FROM THE STATE OF
NEW JERSEY, DEPARTMENT OF HEALTH &
SENIOR SERVICES, COUNTY COMPREHENSIVE
PROGRAM FOR PLANNING & PROVISION FOR
ALCOHOLISM & DRUG ABUSE**

WHEREAS, N.J.S.A. 40A:4-26 provides that "No Miscellaneous Revenue from any source shall be included as Anticipated Revenue in the budget in an amount in excess of the amount actually realized in cash from the same source during the next preceding fiscal year, unless the Director shall determine upon application by the governing body that the facts clearly warrant the expectation that such excess amount will actually be realized in cash during the fiscal year and shall certify such determination, in writing, to the Local Unit," and

WHEREAS, the County of Warren has been allocated in the amount of

JANUARY 22, 2003

MINUTES

\$ 223,894.00 as County Comprehensive Program for Planning & Provision of Alcoholism & Drug Abuse.

WHEREAS, the Board of Chosen Freeholders of the County of Warren desires to anticipate that amount in the 2003 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby requests the Director of Local Finance to approve the insertion of an item of Revenue in the budget of the year 2003 in the sum \$223,894.00 which item is now available as a Revenue from the State of New Jersey, Department of Health & Senior Services, County Comprehensive Program for Planning & Provision for Alcoholism & Drug Abuse.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 61-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION TO PAY BILLS FOR MASTER VOUCHER NUMBER 2003 - 03.

Be and it is hereby resolved that Master Voucher Certificate For Certification/Ratification for Payment No. 2003-3 dated January 22, 2003 in the amount of \$3,178,093.56 including bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

2003-2	\$ 479,416.22
2003-3	\$ 1,478,828.62
Sub Total	<u>\$ 1,958,244.84</u>
Payroll 1/9/03	\$ 1,219,848.72
GRAND TOTAL	<u>\$ 3,178,093.56</u>

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 62-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION AUTHORIZING WARREN COUNTY HEALTH DEPARTMENT TO APPLY FOR PUBLIC HEALTH PRIORITY FUNDING IN THE AMOUNT OF \$46,842 FOR THE YEAR 2003.

WHEREAS, the New Jersey Department of Health, pursuant to N.J.A.C. 8:52 mandates the provision of comprehensive public health services by local health departments in programs for Health Education, Public Health Nursing, Environmental Health, Communicable Disease,

MINUTES

Maternal & Child Health & Adult Health; and

WHEREAS, said mandated services emphasize early intervention for preventable disease, particularly in vulnerable groups such as children, the elderly, the poor and minorities; and

WHEREAS, the Warren County Health Department is the authorized agent for all the municipalities in Warren County to provide mandated public health services to the citizenry; and

WHEREAS, Public Health Priority Funding (PHPF), has been a continuous, stable source of funding for mandated public health services in Warren County since 1970; and

WHEREAS, the Warren County Health Department is eligible for PHPF in the amount of \$46,842 for the year 2003, to be applied toward mandated Health Education services; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Public Health Coordinator is authorized to apply for Public Health Priority Funding in the amount of \$46,842 for the year 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 63-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION IN OPPOSITION OF PENDING SENATE AND ASSEMBLY BILLS AMENDING VARIOUS PROVISIONS OF WORKERS COMPENSATION STATUTES.

WHEREAS, Senate and Assembly Bills A-554, A-573, A-1062, A-1835, A-1927, A-2820, S-1075, S-1522 and S-1779, have been introduced in the current state legislature; and

WHEREAS, the effect of passage of any or all of these bills would be to increase the expenditure for workers compensation to public employers; and

WHEREAS, this in turn will increase the property tax burden on the citizens of this county and state, and this is unacceptable under current economic conditions in the State of New Jersey.

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

1. This Board opposes the adoption of A-554, A-573, A-1062, A-1835, A-1927, A-2820, S-1075, S-1522 and S-1779, and urges the State Legislature and the Honorable Governor of the State of New Jersey to oppose enactment of the aforesaid bills.
2. That a copy of this resolution be distributed to the Honorable Governor of the State of New Jersey, James E. McGreevey, to all our local representatives, to the sponsors of

JANUARY 22, 2003**MINUTES**

the aforesaid bills, and to the Chairmen of the Assembly and Senate Labor Committees.

3. That a copy of this bill be distributed to all the Boards of Chosen Freeholders in all the other Counties in the State, urging them to adopt similar resolutions of opposition.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 64-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION ENDORSING ASSISTANCE TO CERTAIN MUNICIPALITIES PARTICIPATING IN FUNDING FOR THE FARMLAND PRESERVATION PLANNING INCENTIVE GRANT PROGRAM.

WHEREAS, N.J.A.C. 2:76-17 established a Farmland Preservation Planning Incentive Grant Program which provides for grants to eligible counties and municipalities to purchase development easements for the permanent preservation of farmland; and

WHEREAS, the Warren County Agriculture Development Board (CADB) has expressed a willingness to assist municipalities which have applied for program grants to purchase development easements; and

WHEREAS, the townships of Franklin, Greenwich, Harmony, Pohatcong, Knowlton, Washington and White have applied for these grants, and

WHEREAS, The Warren County Board of Chosen Freeholders endorses the involvement of municipalities in the creation of local farmland preservation programs and the municipal purchase of development easements which will further the goals of preserving and fostering sustainable agriculture in Warren County;

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

1. Funding, subject to approval on a case by case basis for each farm, may be provided in an amount equal to the county's portion of any application submitted in the Round 2000A, 2000B, 2001A, 2001B, 2002A or 2003A Planning Incentive Grant program, provided that:

- a. The grant application has been or will be approved by the State Agriculture Development Committee (SADC);

- b. Full funding of the state's share of the grant has been or will be made available by the Garden State Preservation Trust;

- c. The amount of funding provided by the county will not exceed an amount equal to that being provided by the municipality, exclusive of ancillary costs;

- d. Municipal applicants provide, in writing to the county, budgetary authority for the payment of appraisals, surveys and other ancillary costs in connection with the application for the planning incentive grant (s).

MINUTES

78
JANUARY 22, 2003

2. County funding authorized herein shall be appropriated from the Farmland Preservation portion of the Warren County Open Space and Farmland Preservation Trust Fund at such time as each parcel of land has been identified by tax block and lot and approved for easement purchase by the SADC and the CADB.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 65-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION TO AUTHORIZE THE FREEHOLDER DIRECTOR TO EXECUTE A CONTRACT FOR THE PURCHASE OF BLOCK 39, LOT 1, FRANKLIN TOWNSHIP AND BLOCK 15, LOT 4, GREENWICH TOWNSHIP, WARREN COUNTY, NEW JERSEY.

WHEREAS, Warren County is interested in purchasing property along the Route 57 View shed; and

WHEREAS, a contract has been executed by Country Square Associates, Rosemary Nabozny, owner of Block 39 Lot 1 Franklin Township and Block 15 Lot 4 Greenwich Township, Warren County, New Jersey; and

WHEREAS, adequate funds are available in account 03894 5065 894205 5065 - Open Space Trust Fund

NOW, THEREFORE BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren the Freeholder Director is hereby authorized to execute the attached 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 66-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION AMENDING RESOLUTION NO. 558-02 ANIMALS IN THE COUNTY PARK.

WHEREAS, on September 4, 2002, the Board of Chosen Freeholders adopted Resolution No. 558-02, which Resolution directed that signs be erected on the four corners of the County Park prohibiting animals in the County Park adjacent to the County Courthouse; and

WHEREAS, the Belvidere Town Council voted unanimously to request that the Board of Chosen Freeholders amend Resolution No. 558-02 on the basis that it is inconsistent with Belvidere Ordinance No. 90-7, which allows for domestic animals that are leashed in the park;

JANUARY 22, 2003**MINUTES**

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

- A. Signs posted in accordance with Resolution No. 558-02 shall be removed and Replaced by signs indicating "Only domestic animals on leashes are allowed in the park in accordance with Ordinance No. 90-7 of the Town of Belvidere."
- B. A certified copy of this resolution shall be forwarded to the Municipal Clerk of the Town of Belvidere; and This Resolution shall take effect immediately.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 67-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION RE: AUTHORIZING DIRECTOR OF THE BOARD TO SIGN THE FY 2003 APPLICATION FOR TWO PARATRANSIT VEHICLES THROUGH THE FEDERAL SECTION 5310 PROGRAM SPONSORED BY THE US DEPARTMENT OF TRANSPORTATION – FEDERAL TRANSIT ADMINISTRATION AND THE NEW JERSEY TRANSIT CORPORATION.

WHEREAS, the Warren County Board of Chosen Freeholders is eligible to receive vehicles through the FY 2003 Section 5310 Program sponsored by the US Department of Transportation - Federal Transit Administration and NJ Transit Corporation; and

WHEREAS, the Warren County Department of Human Services, Division of Contract Administration, has prepared an application for these funds to support the purchase of two minibuses with rear lift for use in the county's paratransit program; and

WHEREAS, Section 5310 funding will support the total purchase costs of these vehicles.

NOW, THEREFORE BE, IT RESOLVED the Director of the warren County Board of Chosen Freeholders is authorized to sign the FY 2003 Section 5310 application for two paratransit vehicles through the US Department of Transportation - Federal Transit Administration and NJ Transit Corporation.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 68-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE AN APPLICATION

MINUTES**JANUARY 22, 2003**

TO THE NJ DIV. OF CRIMINAL JUSTICE TO APPROVE THE STOP VIOLENCE AGAINST WOMEN GRANT FOR THE WARREN COUNTY PROSECUTOR'S OFFICE IN THE AMOUNT OF \$191,865. FEDERAL MONEY AND \$63,955. COUNTY MATCH FOR A TOTAL AMOUNT OF \$255,820. FOR THE PERIOD OF AUGUST 1, 2002 THROUGH JULY 31, 2003.

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board is authorized to execute an application to the NJ Division of Criminal Justice to the stop violence against women grant for the Warren County Prosecutor's Office in the amount of \$191,865. In Federal money with county matching funds of \$63,955. for a total of \$255,820. For the period of August 1, 2002 through July 31, 2003.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 69-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0306 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR MICROWAVE RADIO MAINTENANCE FOR THE WARREN COUNTY COMMUNICATION CENTER.

BE IT RESOLVED, that specification WC0306 for microwave radio maintenance for the Warren County Communications Center is hereby approved

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby directed to advertise for bids for the above in the Star Gazette.

Funds for this contract will be provided in budget account 012500/5031 – Communications Center Repair and Maintenance

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 70-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0305 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR TIRES AND TUBES FOR THE WARREN COUNTY ROAD 3 DEPARTMENT MOTOR POOL.

BE IT RESOLVED, that specification WC0305 for tires and tubes for the Warren County Road Department Motor pool is hereby approved

JANUARY 22, 2003**MINUTES**

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby directed to advertise for bids for the above in the Star Gazette.

Funds for this contract will be provided in budget account 013150/5034 – Motor Pool – Motor Vehicle Parts and Accessories

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 71-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0304 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR UNLEADED GASOLINE AND DIESEL FUEL.

BE IT RESOLVED, that specification WC0304 for unleaded gasoline and diesel fuel is hereby approved

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby directed to advertise for bids for the above in the Star Gazette.

Funds for this contract will be provided in budget account 013150/5100 – Motor Pool Program Operating Expenditures and 013511/5074 – Warren Haven Transportation Gasoline and Diesel Fuel

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 72-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0308 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ELEVATOR MAINTENANCE FOR THE WARREN COUNTY BUILDINGS AND GROUNDS DEPARTMENT.

BE IT RESOLVED, that specification WC0308 for elevator maintenance for the Warren County Buildings & Grounds 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.

Funds for this contract will be provided in budget accounts 013100/5029 – Buildings &

JANUARY 22, 2003**MINUTES**

Grounds Contracted Services, 013112/5029 – Buildings & Grounds Annex Contracted Services,
013504/5029 – Warren Haven Maintenance 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 73-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0303 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR HOME DELIVERED MEAL SERVICE IN PHILLIPSBURG AND THE SURROUNDING AREAS FOR THE WARREN COUNTY DIVISION OF SENIOR SERVICES.

BE IT RESOLVED, that specification WC0303 for home delivered meal service in Phillipsburg and the surrounding area is hereby approved

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby directed to advertise for bids for the above in the Star Gazette.

Funds for this contract are provided in grant F3352 5303 035303-H 5029 – Area Plan Grant Meals at Home and budget account 48352/5029 – Aging – Meals, 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 74-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0307 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR LAB WORK AND TESTS FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY.

BE IT RESOLVED, that specification WC0307 for lab work and tests for the Warren County Public Health Nursing Agency 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.

Funding for this contract will be provided in budget accounts 013302/5030 – Public Health Nursing Community Health Services, Operating Supplies and 013302/5046 – Public Health Nursing Community Health Service T.B. Program

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

Tammy M. Lynn Deputy Clerk

MINUTES

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

RESOLUTION 75-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE AGREEMENTS FOR PROFESSIONAL SERVICES FOR VARIOUS HOME HEALTH SERVICES TO BE PROVIDED THROUGH THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY FOR THE PERIOD JANUARY 1, 2003 THROUGH DECEMBER 31, 2003.

WHEREAS, there exists a need for the professional services of physical therapy, speech therapy, occupational therapy, medical social work, consultant nutritional services through the Warren County Public Health Nursing Agency for the period January 1, 2003 through December 31, 2003; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bidding must be publicly advertised.

WHEREAS, adequate funds are available in account #19330-5711, entitled Medical Social Work, Account #19330-5712 entitled Occupational, Account #19330-5713 entitled Physical Therapy, Account #19330-5714 entitled Speech Therapy and Account #19330-5715 entitled Registered Dietitian, certified by Warren County Treasurer.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Warren that the Freeholder Director be and hereby is authorized to execute the attached professional service agreements as follows.

1. Registered Physical Therapy at \$58.00 per visit, \$100.00 SOC Oasis Admission, \$70.00 for 60 day Recertification Oasis for the following Physical Therapists: Eva Bellfy, Susan Bisio, Marianne Derk, Pamela Hutchison, Mary Kovacs, John McCrae, Susan Rusak, Victoria Skirbst, Nancy Smith, Steven Tierney and Tonya Tipton.

2. Occupational therapy at \$58.00 per visit for the following Occupational Therapists: Jessica Coopersmith, Odette Hanni, Linda Mich, and Rosa Wovna.

3. Speech Therapy at \$58.00 per visit for the following Speech Therapists: Lynnette Muni-Thompson and Mary Rees.

4. Medical Social Work at \$100.00 per visit for the following Medical Social workers: Elena Dunn and Marilou Tshudy.

5. Registered Dietitian at \$55.00 per visit for Jeri-Lynn Flynn and Yvonne Syto.

BE IT FURTHER RESOLVED that notice of this action shall be published in the Star-Gazette as required by law within 10 days of adoption.

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

JANUARY 22, 2003

MINUTES

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 76-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO DICTAPHONE CORP., UNDER NEW JERSEY STATE CONTRACT #51004 COVERING 911 TELECOMMUNICATION EQUIPMENT, FOR ANNUAL RECORDING EQUIPMENT MAINTENANCE JANUARY 1, 2003 THRU DECEMBER 31, 2003 FOR THE WARREN COUNTY COMMUNICATIONS CENTER IN THE AMOUNT OF \$10,788.00.

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for maintenance costs for various communication center recording equipment and is hereby awarded

to . . . Dictaphone Corp., Melbourne, Florida in the amount of . . . \$10,788.00 at the prices established under New Jersey State Contract #51004

Funding for this contract has been provided in budget account 012500/5026 – Communication Center – Contracted Equipment Maintenance

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 77-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION RE: AWARD OF CONTRACT WC0264-4 WITH MANSFIELD LODGE #36 F&M IN WASHINGTON 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 \$700.00 PER MONTH.

BE IT RESOLVED, that this contract is awarded to Mansfield Lodge #36 F. & A.M. to provide a nutrition site at Route 31 North, Washington, New Jersey

The contract is to be on a month to month basis at a monthly rental of \$700.00 per month January 1, 2003 through December 31, 2003

Funding for this contract is subject to the receipt of 2003 grants

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 78-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO M/A-COM, INC., c/o PROCOMM SYSTEMS, INC., UNDER NEW JERSEY STATE CONTRACT #A42362 COVERING RADIO EQUIPMENT & ACCESSORIES FOR ANNUAL RADIO EQUIPMENT MAINTENANCE JANUARY 1, 2003 THRU DECEMBER 31, 2003 FOR THE WARREN COUNTY COMMUNICATIONS CENTER IN THE AMOUNT OF \$79,875.00.

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for maintenance costs for various communication center radio equipment and is hereby awarded to . . . M/A-Com, Inc., Lynchburg, VA in the amount of . . . \$79,875.00 at the prices established under New Jersey State Contract #A42362

Funding for this contract has been provided in budget account 012500/5026 – Communication Center – Contracted Equipment Maintenance

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 79-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION RE: AWARD OF CONTRACT WC0309R TO MARELL & ASSOCIATES, INC. FOR CLINICAL ASSESSMENT CONSULTANTS FOR THE WARREN COUNTY DIVISION OF SENIOR SERVICES FOR THE PERIOD OF JANUARY 1, 2003 THROUGH DECEMBER 31, 2003, TOTAL CONTRACT NOT TO EXCEED \$45,000.00.

WHEREAS, there exists a need for the professional services of a Nursing professional to provide clinical assessment consultations for the Warren County Division of Senior Services; 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 013520/5029 – Division of Senior Services – Contracted Services, and F2352 5303 025303-G 5029 – Area Plan Grant Care Management, Contracted Services 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 Marell & Associates, Inc., Phillipsburg, New Jersey for professional services for the above project, for the term of January 1, 2003 through December 31, 2003 per the agreement

JANUARY 22, 2003

MINUTES

- 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 80-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION AWARDING CONTRACT #WC0292 TO SPARWICK CONTRACTING, INC. FOR THE REPLACEMENT COUNTY BRIDGE #13006, COUNTY ROUTE #605 OVER THE DELAWANNA CREEK, KNOWLTON TOWNSHIP IN THE AMOUNT OF \$371,239.00.

WHEREAS, the County advertised for bids to be received on Tuesday, January 14, 2003 at 1:30 P.M. for Contract #WC0292 for the Replacement of County Bridge # 13006, County Route #605 over the Delawanna Creek, Knowlton Township; and

WHEREAS, Sparwick Contracting, Inc. of Lafayette, New Jersey submitted the lowest responsible and responsive bid of \$371,239.00; and

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

WHEREAS, adequate funds have been established in account S0165 5380 005380 5064 and certified by the county Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Sparwick Contracting, Inc. in the amount of \$371,239.00.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 81-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

RESOLUTION FOR AWARD OF CONTRACTS TO VARIOUS AGENCIES TO PROVIDE IN-HOME, ACCESS AND COMMUNITY SUPPORT SERVICES UNDER THE DIVISION OF SENIOR SERVICES 2003 AREA PLAN GRANT. (Agencies: WARREN RED CROSS \$4,000, NORWESCAP SAFE HOUSING \$11,644, VISITING HOMEMAKERS \$255,400, NORWESCAP

MINUTES**JANUARY 22, 2003**

RSVP \$67,795, THIRD STREET ALLIANCE \$111,237, HACKETTSTOWN HOSPITAL \$13,000, KAQ HOMECARE \$15,000, FAMILY GUIDANCE \$24,500, DAYBREAK ADULT DAY CARE \$2,500, LEGAL SERVICES \$29,500).

BE IT RESOLVED that contracts for the provision of in-home, access, and community services are hereby awarded to the following agencies:

WARREN RED CROSS	\$4,000	NORWESCAP SAFE HOUSING	\$11,644
VISITING HOMEMAKERS	\$255,400	NORWESCAP RSVP	\$67,795
THIRD STREET ALLIANCE	\$111,237	HACKETTSTOWN HOSPITAL	\$13,000
KAQ HOMECARE	\$15,000	FAMILY GUIDANCE	\$24,500
DAYBREAK ADULT DAY CARE	\$2,500	LEGAL SERVICES	\$29,500

for the contract period January 1, 2003 through December 31, 2003 as per the agency's 2003 Competitive Contract (WC0266C) submitted on or before September 25, 2002 to the Warren County Division of Senior Services and reviewed in cooperation with the department's advisory board; funding subject to final adoption of the 2003 Warren county budget and resolution of contract contingencies if applicable.

A notice of this action shall be published in the **Star Gazette**, and these contracts must be available for public inspection in the Office of the Clerk.

BE IT FURTHER RESOLVED that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contracts.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 82-03

On motion by Mr. Gardner, 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 January 22, 2003.

RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY (PEQUEST RIVER) MUNICIPAL UTILITIES AUTHORITY *Reappoint: Donald Niece – Oxford Twsp. Rep. and Thomas J. Planer – Hope Twsp. Rep., both with Terms to expire February 1, 2008.*

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby reappoints the following members to the Warren County (Pequest River) Municipal Utilities Authority:

Oxford Twsp. Representative

Donald Niece Term to expire: February 1, 2008
19 Scranton Parkway
Oxford, NJ 07863

Hope Twsp. Representative

Thomas J. Planer Term to expire: February 1, 2008

JANUARY 22, 2003

MINUTES

PO Box 278
 Hope, NJ 07844

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 83-03

On motion by Mr. Gardner, 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 January 22, 2003.

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY SHADE TREE
 COMMISSION *Appoint: Joe Bruschetta to fill vacancy, with Term to expire:
 December 31, 2007.***

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoints the following individual to fill a recent vacancy to the Warren County Shad Tree Commission:

APPOINT MEMBER:

Joe Bruschetta
 1178 Ridge Road
 Phillipsburg, NJ 08865

Term to Expire: December 31, 2007

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

RESOLUTION 84-03

On motion by Mr. Gardner, 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 January 22, 2003.

**RESOLUTION REAPPOINTING MEMBER TO THE POLLUTION CONTROL FINANCING
 AUTHORITY (P.C.F.A.) OF WARREN COUNTY *Reappoint: Harry R. Pool, Jr., with Term to
 expire: February 1, 2008.***

WHEREAS, the resolution of the County of Warren, entitled "Resolution Creating the Pollution Control Financing Authority of Warren", adopted August 14, 1974, has become and is fully effective and the Clerk of the Board of Chosen Freeholders has filed a certified copy thereof in the Office of the Secretary of State of New Jersey as provided in Section 4 (e) of the New Jersey Industrial Pollution Control Financing Law, and there has been duly created and there is validly existing the Pollution Control Financing Authority of Warren County, a body corporate and politic of

JANUARY 22, 2003

MINUTES

the State of New Jersey, pursuant to said New Jersey Industrial Pollution Financing Law; and

WHEREAS, the Warren County Board of Chosen Freeholders must file with the Secretary of State of the State of New Jersey a resolution reappointing or replacing members of the Authority;

WHEREAS, the term of Harry R. Pool, Jr., duly appointed to the authority, will expire effective February 1, 2003;

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

Section 1. The following person is reappointed as a member of the Pollution Control Financing Authority of Warren County to serve for a term expiring on the first day of February of the year set opposite his name:

Harry R. Pool, Jr.

Term to expire: February 1, 2008

Section 2. A copy of this resolution, duly certified by the Clerk of the Board of Chosen Freeholders of the County of Warren shall forthwith be filed by said Clerk in the Office of the Secretary of State of the State of New Jersey.

Section 3. This resolution shall take effect immediately.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 85-03

On motion by Mr. Gardner, 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 January 22, 2003.

**RESOLUTION AFFIRMING THE WARREN COUNTY BOARD OF TAXATIONS
ESTABLISHMENT OF THE ANNUAL SALARY OF THE TAX ADMINISTRATOR.**

WHEREAS, by resolution of the Warren County Board of Taxation of October 22, 2002, Melissa Pritchett was appointed Warren County Tax Administrator effective January 1, 2003 at an annual salary of \$58,000.00; and

WHEREAS, N.J.S.A. 54: 3-8. requires that the governing body of the county shall fix the annual salary to be paid to the County Tax Administrator.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby affirm the establishment of the annual salary of the Tax Administrator effective January 1, 2003 at \$58,000.00.

Mr. Doherty asked what was the outgoing position salary and how long had the position been held. Mr. Marvin responded the salary was \$65,000 and had been held by the same individual for 30 years. He also explained that this salary is a recommendation by the Tax Board, which uses a standard starting salary from the county guide. Mr. DiMaio commented that the

JANUARY 22, 2003**MINUTES**

individual has to have a C.T.A. and have passed the State Tax Administrator exam. Mr. Gardner asked if this was a full time position. Mr. Marvin confirmed yes it is.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

Under reports and comments, County Counsel Joseph Bell reported that the Supreme Court arguments regarding the Warren County Community College case were heard today, he has no predictions, only that it looks good.

Mr. Marvin noted that he felt strongly that Counsel Bell presented concrete arguments for the county relating to the constitutional language of who can authorize taxes.

Mr. DiMaio stated that he was able to attend the hearing and was amazed at the questioning to the Community College Attorney and he felt very comfortable that the Supreme Court will support our position.

Mr. Doherty thanked Counsel Bell for the excellent work. He stated that the county desires to provide additional education alternatives for it's citizens however, the cost of how much to burden the taxpayer should be decided by the elected officials not an appointed board. He felt confident the pendulum would be swinging back to elected officials making the decisions of how much to tax.

County Engineer Dave Hicks informed the Board that he received notice relating to Phase II of the Stormwater Management program, handed down by the Federal Clean Waters Act, and there is potential for compliance very shortly. He explained that this phase requires extensive changes in the permit with tiering, documentation and maps for all the storm sewers along municipal streets and county roads relating to winter application materials applied and new storage requirements of the materials. Also there are requirements to educate the public relating to this Act. He asked County Planner Dave Dech to explain more with his findings.

Mr. Dech explained that this phase is mostly a procedural requirement for local municipalities to prepare a Stormwater Management Plan and implement necessary ordinances relating to the plan. He said then all the municipal plans would have to be submitted to the county for review and approval at the county level. He explained there would be a need to have a county review agency created. Mr. Marvin asked if the county agency would be the enforcement agency. Mr. Dech responded that he believes the DEP would be the enforcement agency at this time.

Mr. DiMaio asked if there would be any help funding this mandate. Mr. Dech stated to his knowledge there are leftover funds from the Watershed program that may be available.

Mr. Gardner asked if there are time compliance requirements for Phase II. Mr. Hicks responded that they vary, some allow up to three years and others have five year deadlines. He suggested that the education portion be designed once and shared with all the municipalities to keep costs controlled. This may be the time to create a Public Works program for education purposes. He highlighted some areas relating to Clean Waters Act: we have to start looking at different ways to handle stormwater, field run offs as there are fertilizers applied; more households have fertilizer applications, etc.

Mr. Gardner noted that he knows there have been advances for farmers regarding the fertilizers vs. what were used 40 years ago. However, he also knows that we have to keep environmentally safe and creating detention basins in developments is not always the answer. Mr. Hicks agreed and confirmed that is why the Management Plans have to be designed and approved.

Mr. Doherty asked what would be the next step. Mr. Dech reported that there will be written comments available at the Proposed Stormwater Regulation public hearings to be held on February

MINUTES

13, 2003 at the Frelinghuysen Arboretum in Morris County, and on February 25, 2003 at the State DEP Headquarters in Trenton.

County Planner Dave Dech distributed a map he received recently that outlines the areas throughout the State that will allow Growth within the Smart Growth Initiatives. The only areas that look like growth will be allowed in Warren County will be near southern sections, parts of Washington Boro, Washington Township and Oxford. Mr. Marvin asked how they determined the areas. Mr. Dech responded that nothing was written in stone at this point and the Commission plans on visiting every county and he was informed they will be here sometime in February or March. He also explained that this new report would cause delays to the Route 22 project. The Board thanked him for the updated information.

Mr. Dech also reminded the Board of the future County Strategic Growth meetings to be held February 13th, 7:00 p.m., at the Fish Hatchery and March 5th, 7:00 p.m. at the Technical School.

County CFO Pete Houck had no report

County Administrator Steve Marvin presented Hiring Requests to the board for approval for WC Long Term Care Services Department for one F/T Bldg. Service Worker/Dietary position to fill a recent vacancy, for WC Long Term Care Services Department for one F/T Recreation Therapy Aide position to fill a recent vacancy, for WC Long Term Care Services Department for one P/T Bldg. Service Worker in Dietary Dept. to fill a recent vacancy, for WC Long Term Care Services for one P/T Recreation Therapy Aide to fill a recent vacancy, for WC Buildings & Grounds Dept. for one F/T (2nd Shift) Building Maintenance Worker to fill a recent vacancy, and for WC Long Term Care Services Department for one P/T Bldg. Service Worker/Laundry Dept. position to fill a recent vacancy. The Board approved.

Mr. Marvin stated that based on prior discussion with Director Doherty he felt it would be best to have the County Engineer give a presentation on the Professional Services Contracts, including Engineering, Surveys, Appraisals, etc and see if the Freeholders could have some additional involvement in the process of selection.

Mr. Doherty asked Mr. Hicks for an overview. Mr. Hicks explained that there are Federal funding projects from the DOT. The Brooks Bill funded projects have specific procedures that are required to be followed. He described in detail the steps required and the DOT makes the final decision as to who is qualified for the project and then the Professional Service award is submitted to the Board for final adoption. He noted that when they have county and state funded projects, first they check their list of contractors that would be most suited for that particular project. Then they work from referrals received from other municipalities or counties that have had specific work performed; and the experiences whether good or bad, which were performed by the contractor. In addition, they take into consideration that some professionals have heavy workloads that could delay the county project deadlines.

Mr. Hicks did explain the Board has a first glance at all the projects when the bid specification resolutions are presented for adoption. He invited the Board to participate in the process once that occurs.

Mr. Doherty explained that he had some questions concerning the overall process and asked that this be explained so he could have some input in the projects that occur. Mr. Bell commented that the Board may want to develop a Public Works committee with Freeholder representation that would review any new projects that would come up during the year.

Mr. DiMaio stated that from his past experience as Mayor and knowledge of municipal project requirements vs. county project requirements; he is comfortable with the performance, procedures, and services that the Engineering Department follows relating to county projects. He

JANUARY 22, 2003

MINUTES

did appreciate the time that was spent to prepare this report and the information that Mr. Hicks presented.

Mr. Gardner stated that he personally met with Mr. Hicks and Mr. Bernaski, and he agrees with Mr. DiMaio and also understands that there are times when the Freeholders would like to be involved from the beginning as Mr. Doherty inquired. He thought that if there was a review process, situations like the time and appraisal, design fees for the Shurts Road Bridge could have been avoided.

Mr. Marvin confirmed the Board has the first glance to approve projects as Mr. Hicks mentioned and noted that sometimes the resolution will request to approve proposals instead of bids. Mr. Hicks concluded that he will include the details of all proposals with the resolutions from now on, and he will inform the Board if the proposal relates to a project that is new or if it one that has been on-going. Mr. Doherty thanked Mr. Hicks for the report and information.

Under Freeholder comments, Mr. DiMaio had no report but wanted to recognize Counsel Bell for the great representation today at the Supreme Court hearing.

Mr. Gardner had no additional comments or a report at this time.

Mr. Doherty had no additional comments or a report at this time.

There were no closing public comments or questions.

There were no press comments or questions.

RESOLUTION 86-03

On motion by Mr. DiMaio, seconded by Mr. Gardner, at 9:50 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 22, 2003.

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.

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.

JANUARY 22, 2003

MINUTES

(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 **January 22, 2002**, that an Executive Session closed to the Public shall be held on January 22, 2002 at 9:50 p.m. in the Freeholders Conference Room located at the Wayne Dumont, Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey 07823 for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Warren County Board of Chosen Freeholders that the public interest will no longer be served by such confidentiality.

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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes

The Board returned to open session at 10:25 p.m.

On motion by Mr. DiMaio, seconded by Mr. Gardner, and there being no further official business to come before the Board at this time, the meeting was adjourned at 10:25 p.m.

MINUTES

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

ATTESTED TO:

Tammy M. Lynn, Deputy Clerk