

MINUTES**OCTOBER 8, 2003**

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on October 8, 2003 at 9:07 a.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 D. Gardner, and Freeholder John DiMaio.

Also attending were County Engineer Dave 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 OF OCTOBER 8, 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, 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 N ADVANCE.”**

Director Doherty requested a moment of Silence in Honor of Joseph Romesser who **PARTICIPATION, THOSE INDIVIDUALS WITH DISABILITIES WHO WISH TO ATTEND THE MEETING SHOULD SUBMIT ANY REQUESTS FOR SPECIAL ACCOMMODATION ONE WEEK** passed away last Friday from injuries sustained in an automobile accident on Route 80, and stated that Dr. Romesser was the Executive Director of the Family Guidance Center for the past 22 years. He is credited with the expansion of the small outpatient-counseling agency to a comprehensive behavioral health center that provides services in six locations throughout the county. Dr. Romesser was best remembered for his advocacy on behalf of those struggling with mental illness and substance abuse, regardless of the severity of their illness or ability to pay for services.

On motion by Mr. Gardner, seconded by Mr. DiMaio, the minutes of the work session held on September 17, 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 on September 24, 2003 were approved as amended.

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 on September 24, 2003 were approved.

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

Director Doherty read the Proclamation declaring Red Ribbon Week to be October 18th through October 26th, 2003.

PROCLAMATION 577-03

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

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**RED RIBBON WEEK
OCTOBER 18th THROUGH OCTOBER 26th 2003.**

WHEREAS, on behalf of the citizens of Warren County, New Jersey, the Warren County Board of Chosen Freeholders is pleased to celebrate the week of October 18 through October 26, 2003 as "Red Ribbon Week" in Warren County; and

WHEREAS, acknowledging October 18th through October 26th, 2003 offers an opportunity to raise awareness regarding the solutions related to abuse of alcohol, tobacco and other drugs by bringing together municipalities, organizations, businesses; houses-of-worship, groups and individuals; and

WHEREAS, a week is set aside in October to honor the memory of Drug Enforcement Agent, Enrique Camarena, who was assassinated in Mexico by a drug cartel in 1985. This week also honors the hundreds of Warren County prevention workers whose prevention efforts and support to those who have been affected by abuse of alcohol, tobacco and other drugs is invaluable; and

WHEREAS, it is the goal of the Warren County Red Ribbon Campaign to promote family and individual responsibility for living a healthy drug free lifestyle, without illegal drugs or the illegal use of legal drugs.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby proclaim the week of October 18 through October 26, 2003 as RED RIBBON WEEK.

Michael J. Doherty, Director

Richard D. Gardner, Deputy Director

John DiMaio, Freeholder

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 presented the Proclamation to Human Services Director Karen Kubert. Mrs. Kubert thanked the Board on behalf of Syria Geddis, who was unable to attend, for the support and recognizing the importance to provide the necessary services to the residents of the county that suffer with substance abuse.

Director Doherty read the Proclamation recognizing October 9, 2003 as 4H and Reach for After school, and he acknowledged Warren County 4-H Coordinator Alayne Toretta and Joanne Flynn of Phillipsburg as the coordinators of this worthy program.

PROCLAMATION 578-03

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

**PROCLAMATION:
4-H AND REACH FOR AFTERSCHOOL
OCTOBER 9, 2003.**

WHEREAS, the citizens of the town of Phillipsburg and Warren County, NJ stand firmly committed to quality Afterschool programs because Afterschool programs:

- Provide a safe, friendly learning environment for our kids that boost their academic achievement. Phillipsburg School Based Youth Service's REACH

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Afterschool Program has certified teachers to provide an hour of homework help and tutoring three days per week. Statistics have shown that most students who attend REACH regularly increase their grade point averages and exhibit a positive attitude toward school. Statistics have also shown that students who attend REACH regularly are less likely to get detentions and suspensions for aggressive behavior.

- Support working families by ensuring that their children are safe and productive after the regular school day ends. The REACH Program is able to expose students to experiences to which they may not otherwise have access. Through REACH, students can participate in nutrition and cooking classes, walking club, 4-H Club, theater, music, and dance workshops, community service projects, sports, team-building activities, arts and crafts, and family activities.
- Build stronger communities by involving our students, parents, business leaders and adult volunteers in the lives of our young people. The REACH program began in November 2001 with strong support from county agencies and community organizations, such as Rutgers Cooperative Extension's Departments of 4-H Youth Development and Family & Consumer Sciences, NORWESCAP, Young Audiences of New Jersey, Coventry Family Practice, Deer Meadow Ceramics, Firth Youth Center, and the Phillipsburg School District. Approximately one-third of the Phillipsburg Middle School population is currently enrolled in REACH.
- Encourage families to become more effective in their children's education and lives. REACH sponsors monthly family nights for students and their parent/guardians that encourage communication, trust, and mutually positive experiences.

WHEREAS, REACH has provided significant leadership in the area of community involvement in the education and well being of our youth, grounded in the principle that quality Afterschool programs are key to helping our children become successful adults; and

WHEREAS, *Lights On Afterschool!*, a national celebration of Afterschool programs on October 9, promotes the critical importance of quality after school programs in the lives of children, their families, and their communities; and

WHEREAS, many after school programs across the country are facing funding shortfalls so severe that they are being forced to close their doors and turn off their lights.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders calls on the citizens of the Town of Phillipsburg and Warren County on the day of October 9, 2003 to assure that every child has access to a safe, friendly place where the lights are on Afterschool; and be it further resolved that this Freeholder Board enthusiastically endorses *Lights On Afterschool!* throughout Warren County, and commits our community to engage in innovative Afterschool programs and activities that ensure that the lights stay on and doors stay open after school.

Michael J. Doherty, Director
Board of Chosen Freeholders

Richard D. Gardner, Deputy Director
Board of Chosen Freeholders

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

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The Board presented the proclamation to both Mrs. Toretta and Mrs. Flynn. Mrs. Flynn thanked Mrs. Toretta for her collaboration to include the Warren County 4-H members to help with this most successful event. She explained that with the social and economic changes of all families, they found that keeping students busy between 3 pm and 6 pm helps to keep them out of trouble.

Mrs. Toretta stated that the 4-H programs remain active all year round, countywide and were pleased to be able to participate with this program in Phillipsburg too.

Director Doherty read the Proclamation declaring October 2003 as Arts and Humanities Month. He announced that Deputy Clerk Tammy Lynn will confirm delivery to the Warren County Cultural and Heritage Commission.

PROCLAMATION 579-03

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

**PROCLAMATION:
ARTS AND HUMANITIES MONTH
OCTOBER 2003.**

WHEREAS, the arts and humanities affect every aspect of life in America today including the economy, social problem solving, job creation, education, creativity, and community enhancement, and

WHEREAS, a coalition of 42 national arts and humanities organizations representing over 23,000 cultural organizations have formed the National Cultural Alliance to develop a multi-year public awareness campaign on the availability and importance of the humanities and arts to all Americans; and

WHEREAS, these 23,000 cultural organizations and many thousands of other cultural organizations, as well as the National Endowment for the Arts, the National Endowment for the Humanities, the nation's 5,800 local arts agencies, the state humanities councils and the state arts agencies of the 50 states and U.S. jurisdictions, and the President of the United States, will be encouraged to participate in this celebration and in the public awareness campaign; and

WHEREAS, the month of October has been designated by President George W. Bush as National Arts and Humanities Month and all residents of Warren County are urged to participate in the fun and enrichment of the programs offered by their local museums, galleries, schools, and theaters.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren, State of New Jersey, that **National Arts and Humanities Month, October 2003** be and is hereby officially celebrated and commemorated in Warren County during the month of October 2003.

Michael J. Doherty, Director
Board of Chosen Freeholders

Richard D. Gardner, Deputy Director
Board of Chosen Freeholders

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

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Director Doherty read the Proclamation declaring October 19th through October 25th, 2003 as Public Health Week.

PROCLAMATION 580-03

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 October 8, 2003.

**PROCLAMATION
PUBLIC HEALTH WEEK
OCTOBER 19TH THROUGH OCTOBER 25TH 2003.**

WHEREAS, the health of all is of equal status and of utmost importance in all communities; and

WHEREAS, there are threats to health and safety for all ages, races, and genders due to reemerging and infectious diseases; and

WHEREAS, all states of the nation, acting through National Health Education Week, are pledged to the goal of creating healthier communities; and

WHEREAS, health educators and other health professional contribute enormously to the health of our nation and communities by preventing, managing and treating illness; and

WHEREAS, October 19 to October 25, 2003 has been established as National Health Education Week – an occasion to educate and inform, to encourage increased community involvement, and to focus on unity for better quality of life; and

WHEREAS, in celebration of Nation Health Education Week community, state, and national collaboration is essential to supporting the National Health Education theme: Physical Activity – Every Step Counts; and

WHEREAS, preventing infectious diseases can significantly reduce disability, death and injury within our community.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby declare October 19 through October 25, 2003 as National Health Education Week and urges all communities to take part in activities designed to enhance awareness of public health education by supporting and encouraging participation in National Health Education Week.

Michael J. Doherty, Director

Richard D. Gardner, Deputy Director

John DiMaio, Freeholder

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 presented the Proclamation to Acting Director of the Warren County Health Department Claude Mitchell. Mr. Mitchell stated that Health Education is very important to all American citizens. He explained Donna Rue of the Public Health Nurses, Terry Steinhardt of the Health Department and JeriLynn Flynn of the Rutgers Cooperative Extension are all working hard to educate and show the importance of a proper diet and exercise to everyone within the county. Mr. Mitchell also explained that the county qualified to participate in a National program called Every Step Counts, which issues a pedometer to participants, and they track the amount of exercise daily.

Mr. Marvin stated that at the last meeting Mr. Gardner requested to have something put together for Environmental Health Director John Hawk, since he was called to active duty. Mr.

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Marvin informed the Board that plans are under way to prepare a proclamation to recognize all the county employees that have been called to active duty since September 11, 2001. He delivered to the Board a package that was sent by John Hawk. He read the note included with the package, which was sent on September 21, 2003 in appreciation to the Freeholders, Co-workers and friends of Mr. Hawk.

Mr. Marvin presented to the Board a plaque from Mr. Hawk which read: "Company G 104th Aviation Regiment Operation Enduring Freedom, dedicated to the Warren County Board of Chosen Freeholders, and the Employees and Citizens of Warren County; On September 11, 2001 two hijacked planes hit the World Trade Center in New York City, one struck the Pentagon and a fourth was crashed in a field in Pennsylvania. That is why Company G 104th Aviation Regiment is mobilized in support of Operation Enduring Freedom III and IV. We have not forgotten why we are here, and likewise are emboldened by the support you have given to the members of this command. This United States Flag was flown on September 11, 2003 over Kandahar Airfield in Afghanistan by CW4 John A. Hawk to honor your support and pay tribute to those we lost. "This United States Flag was flown in the face of the Enemy." NEVER FORGET., signed by Dell L. Christine 1SG, USA and David E. Wood Major Aviation Commanding". Mr. Marvin presented the Flag that is described in the plaque.

Mr. Doherty asked if the County flags could be the same size as the one flown over Congress.

Purchasing Director Christopher Pessolano responded that he would check to see if there are any available.

Director Doherty reported that he requested a special Freeholder discussion be added to discuss the Solid Waste Management Plan proposed Amendments. He asked Planning Director Dave Dech to present a report.

Mr. Dech informed the Board that he attended both SWAC meetings when the proposed amendments were discussed. He delivered two recommendations that were made by the Warren County Solid Waste Advisory Council. Mr. Dech explained that the first option the Council desires to recommend to the Board, would be to reconsider the 2001 proposal amendments, or if the Board denied that request that a second option would be to accept the revised document relating to expanding the side slopes, which would allow the necessary revenue to cover the post closure cost and continue with the plan to close the landfill by 2007.

Mr. Dech also explained that he prepared a historical memo which shows the original purpose of the incinerator and the landfill was to only have the ash from the incinerator. It also explains what happened after the deregulation court ruling occurred making it impossible for the fees to cover operating costs of the facilities.

Mr. Dech concluded explaining that with all the necessary public hearings and comments required to amend the Solid Waste Management Plan any actions approved tonight would be effective sometime May 2004.

Mr. DiMaio responded that he appreciated the report; however, he would like to hear from the P.C.F.A. of W. C. Executive Director John Carlton regarding the financial stability and debt service plan of action.

John Carlton reported to the Board that in November 2002 the P.C.F.A. recognized that they were not going to be able to pay the debt service and plan for the post closure costs with the current fees. He explained that upon review of this estimated revenue with their attorney, there was potential for the P.C.F.A to be in default of the debt service by December 2003. It was determined that the Bond Trustees may call the debt or put a lien on the facility which would hold the P.C.F.A. hostage, reducing our ability to plan for post closure costs.

Mr. Doherty asked why the landfill was proposed in the beginning, and why did Warren County have to develop a Solid Waste Management Plan.

Mr. Carlton described what the voters approved back in the 1980's when the incinerator

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would be used and only the ash was to go into the landfill. The state required the S.W.M. Plan through the Solid Waste Act, also the state implemented flow control for financial stability. Mr. Carlton stated that in 1997 the flow control was deemed unconstitutional, allowing interstate hauling to begin.

Mr. Doherty responded that because of the deregulation, which allowed the haulers to cross-state lines and save 50% in fees, that changed the P.C.F.A.'s ability to get the necessary revenue from the garbage that was to be burned.

After a very long discussion between the Board, Mr. Dech, Mr. Carlton and Mr. Marvin the first proposal to reintroduce the 2001 proposed amendment had no action taken.

Mr. Gardner wanted to recognize the efforts that have been made by Mr. Carlton and the numerous members of the P.C.F.A. of W. C. who volunteer their time to see that the right decision were made in the best interest of the Warren County citizens. He wanted them to know they did a good job and he appreciated their efforts. He stated that he personally took a tour of the facility and is comfortable with the proposal to expand the side slope of the landfill.

Mr. Gardner concluded that he appreciated the vision the P.C.F.A. shared with him regarding the possibility of converting the landfill gases into electricity if they can develop the containment system and market.

Mr. Carlton explained that the P.C.F.A. members have been brainstorming on ways to make use of the landfill for the long term without environmental effects imposed on the citizens of Warren County.

Mr. DiMaio stated that no one wants to expand this facility unnecessarily however, he recalls back in the 70's and 80's the garbage that was piling up in every community. He commented that an action has to be decided and he agrees to amending the side slope and to begin planning for the 2007 closure timeframe.

Mr. Doherty commented that he respects his fellow Board members decision; however he will not accept either plan amendment proposal at this time. He explained that there is Legislation proposed by Assemblywoman Myers that hopefully will address the State taking care of the business at hand. Mr. Doherty did state that his decision is no reflection of the hard work and efforts to improve this facility made by Mr. Carlton and the members of the P.C.F.A.

County Counsel Joseph J. Bell stated that the purpose of this discussion is for direction setting not formal action.

Mr. Marvin responded that the Board needs to direct the staff and the Solid Waste Advisory Council as to which amendment to pursue for the purpose of the advertising for the necessary public hearings.

Mr. Doherty called for a motion to approve the first option proposed in 2001, to continue the facility with a closure effective 2014. Mr. Doherty stated there is no support for this motion at this time.

Mr. Doherty called for a motion to accept the second option presented by the Warren County Solid Waste Council.

On motion by Mr. Gardner, seconded by Mr. DiMaio, authorizing the Warren County Solid Waste Advisory Council and Planning Department Staff to continue with the second proposed amendment to the Warren County Solid Waste Management Plan, to expand the side slope of the landfill and set the closure date for 2007.

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

Mr. Marvin stated that a public hearing date will be needed. Mr. Dech suggested setting the public hearing for November 12, 2003. Mr. Marvin commented that is a scheduled regular Freeholder meeting and asked the Board if they would like to add the public hearing to the agenda or select a different time.

Mr. DiMaio responded that the public hearing should be scheduled separate from the regular Freeholder meeting.

On motion by Mr. DiMaio, seconded by Mr. Gardner, authorizing the County Administrator

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to advertise the regular Freeholder meeting time to be changed from 7:30 p.m. to 5:00 p.m. and to advertise the Public Hearing for the purpose of amending the Warren County Solid Waste Management Plan to begin at 7:30 p.m. on November 12, 2003.

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

Mr. Dech thanked the Board for reviewing all the important facts and information relating to the Solid Waste Management Plan amendments presented this evening.

Under public comments on agenda items, Jim Smith of Blairstown Township, and Corporate Officer of Sanico told the Board that he was one of the original Solid Waste Advisory Council members appointed back in 1978. He described to the Board his dedication along with other members to design the Solid Waste Management Plan as instructed by the State of New Jersey. He described the members of the Council did everything that they could to make this facility work.

Mr. Smith told the Board that they just reversed all the actions of every prior Freeholder Board to keep this facility operational for the last 20 years. He described the problems that were created with the flow control when the State and Federal laws were amended. He concluded asking the Board what will happen in Warren County after this facility is closed.

Mr. Gardner thanked Mr. Smith for the history of events that have occurred. He also stated that it was important for him to understand that the original purpose of this facility was to dump the ash in the landfill.

Mr. Doherty stated that Warren County will do what Hunterdon and Somerset Counties did, create a free market to address the situation, rather than government involvement. He told Mr. Smith that it has been concluded that there is no cost containment, and this facility imposes many environmental concerns on the citizens of Warren County and he will no longer allow that to continue.

Mr. DiMaio responded that if the facility could operate as originally conceived, these discussions wouldn't be necessary. He appreciated the vision of the current members of the P.C.F.A. to provide alternative suggestions that may benefit the whole county.

Freeholder Director Doherty called for a break at 10:35 a.m.

The meeting was called back to open session at 10:44 a.m.

RESOLUTION 581-03

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 October 8, 2003.

RESOLUTION TO PAY BILLS FOR MASTER VOUCHER NUMBER 2003 - 40.

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 **October 8, 2003**

Be and it is hereby resolved that Master Voucher Certificate **For Certification/Ratification for Payment No. 2003-40 dated October 8, 2003** in the amount of **\$ 2,776,627.79** including bills and investments, is approved subject to the review of the vouchers
By the Board of Chosen Freeholders.

2003-39	\$ 491,374.13
2003-40	<u>\$ 1,120,109.47</u>
Sub Total	\$ 1,611,483.60
Payroll 10/2/03	<u>\$ 1,165,144.19</u>

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

RESOLUTION 582-03

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 October 8, 2003.

INSERTION INTO THE 2003 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$24,000.00 FROM THE STATE OF NEW JERSEY, NEW JERSEY HISTORIC COMMISSION, GENERAL OPERATING SUPPORT GRANT.

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 2003 in the sum of \$ 24,000.00, which item is now available from the State of New Jersey, New Jersey Historic Commission, General Operating Support Grant.

BE IT FURTHER RESOLVED that a like sum of \$ 24,000.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, New Jersey Historic Commission,
General Operating Support Grant

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, New Jersey Historic Commission 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes.

RESOLUTION 583-03

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 October 8, 2003.

RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$17,184.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, SPECIAL EARLY INTERVENTION PROGRAM.

WHEREAS, a receivable balance of \$ 17,184.00 entitled Special Early Intervention Program remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

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NOW, THEREFORE, BE IT RESOLVED that the following grant receivable and appropriation balances be cancelled in the amount of \$ 17,184.00:

Account Title	Account Number	Amount
	(Appropriation)	
Special Early Intervention	S23305323 5011	\$ 17,184.00
	(Revenue)	
Special Early Intervention	S2330 4323	\$ 17,184.00

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 584-03

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 October 8, 2003.
RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$6,180.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH & SENIOR SERVICES, COMPREHENSIVE PROGRAM FOR PLANNING & PROVISION OF ALCOHOLISM & ABUSE SERVICES.

WHEREAS, a receivable balance of \$ 6,180.00 entitled Comprehensive Program for Planning & Provision of Alcoholism & Abuse Services remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that the following grant receivable and appropriation balances be cancelled in the amount of \$ 6,180.00:

Account Title	Account Number	Amount
	(Appropriation)	
Comprehensive Program for Plan. & Prov. Of Alcoholism & Abuse Services	S23555314 5029	\$ 5,285.46
	S23555314 5045	893.76
	MRNA4738	<u>.78</u>
		\$ 6,180.00
	(Revenue)	
Comprehensive Program for Plan. & Prov. Of Alcoholism & Abuse Services	S2355 4314	\$ 6,180.00

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 585-03

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 October 8, 2003.

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**RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED
APPROPRIATION BALANCES IN THE AMOUNT OF \$55,719.00
FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HUMAN SERVICES,
WORK FIRST NEW JERSEY PROGRAM FOR GA & FS RECIPIENTS #GA0221.**

WHEREAS, an unexpended balance of \$ 55,179.00 entitled Work First New Jersey Program remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that following grant appropriation and receivable balances be cancelled in the amount of \$ 55,719.00:

Account Title	Account Number (Appropriation)	Amount
Work First New Jersey Program For GA & FS Recipients	S23455395 5100	\$ 55,719.00
	(Revenue)	
Work First New Jersey Program For GA & FS Recipients	S2345 4395	\$ 55,719.00

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 586-03

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 October 8, 2003.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED
APPROPRIATION BALANCES IN THE AMOUNT OF \$2,395.76
FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH &
SENIOR SERVICES, GOVERNOR'S COUNCIL ON ALCOHOLISM & DRUG ABUSE.**

WHEREAS, an unexpended balance of \$ 2,395.76 entitled Governor's Council on Alcoholism & Drug Abuse remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that following grant appropriation and receivable balances be cancelled in the amount of \$ 2,395.76:

Account Title	Account Number (Appropriation)	Amount
Governor's Council on Alcoholism & Drug Abuse	S13555306 5029	\$ 2,395.76
	(Revenue)	
Governor's Council on Alcoholism & Drug Abuse	S1355 4306	\$ 2,395.76

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

RESOLUTION 587-03

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 October 8, 2003.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED
APPROPRIATION BALANCES IN THE AMOUNT OF \$252,751.69
FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HUMAN SERVICES,
WORK FIRST NEW JERSEY PROGRAM #F1WZ2N.**

WHEREAS, an unexpended balance of \$ 252,751.69 entitled Work First New Jersey Program remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that following grant appropriation and receivable balances be cancelled in the amount of \$ 252,751.69:

Account Title	Account Number (Appropriation)	Amount
Work First New Jersey Program	S23455332 5100	\$ 252,751.69
	(Revenue)	
Work First New Jersey Program	S2345 4332 MRNA4738	\$ 252,751.42
		<u>.27</u>
		\$ 252,751.69

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 588-03

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 October 8, 2003.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED APPROPRIATION
BALANCES IN THE AMOUNT OF \$420.27 FROM NEW JERSEY TRANSIT CORPORATION,
SENIOR CITIZEN & DISABLED TRANSPORTATION PROGRAM.**

WHEREAS, an unexpended balance of \$ 420.27 entitled New Jersey Transit Corporation remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that following grant appropriation and receivable balances be cancelled in the amount of \$ 420.27:

Account Title	Account Number (Appropriation)	Amount
New Jersey Transit Corporation	S23555304 5045	\$ 420.27

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	(Revenue)	
New Jersey Transit Corporation	S2355 4304	\$ 420.27

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 589-03

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 October 8, 2003.

RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED APPROPRIATION BALANCES IN THE AMOUNT OF \$56.63 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, INSURANCE FRAUD PROGRAM.

WHEREAS, an unexpended balance of \$ 56.63 entitled Insurance Fraud Program remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that following grant appropriation and receivable balances be cancelled in the amount of \$ 56.63:

Account Title	Account Number (Appropriation)	Amount
Insurance Fraud Program	S22755364 5100	\$ 56.63
	(Revenue)	
Insurance Fraud Program	S2275 4364	\$ 56.00
	MRNA4738	<u>.63</u>
		\$ 56.63

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 590-03

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 October 8, 2003.

RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED APPROPRIATION BALANCES IN THE AMOUNT OF \$421.00 FROM THE STATE OF NEW JERSEY, GOVERNOR'S COUNCIL ON ALCOHOLISM & DRUG ABUSE-MUNICIPAL ALLIANCE COORDINATION.

WHEREAS, an unexpended balance of \$ 421.00 entitled Governor's Council on Alcoholism & Drug Abuse-Municipal Alliance Coordination remains on the Current Fund Balance Sheet dedicated to a State Grant which has been completed.

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WHEREAS, it is necessary to formally cancel the appropriation and its offsetting receivable from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED that following grant appropriation and receivable balances be cancelled in the amount of \$ 421.00:

Account Title	Account Number (Appropriation)	Amount
Governor's Council on Alcoholism & Drug Abuse-Municipal Alliance Coordination	S23555306 5029	\$ 421.00
	(Revenue)	
Governor's Council on Alcoholism & Drug Abuse-Municipal Alliance Coordination	S2355 4306	\$ 421.00

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 591-03

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 October 8, 2003.

RESOLUTION AUTHORIZING BONDS AGGREGATING THE PRINCIPAL SUM OF NOT TO EXCEED \$25,000,000 AUTHORIZED BY ONE BOND ORDINANCE HERETOFORE ADOPTED TO REFINANCE OUTSTANDING GENERAL OBLIGATION BONDS OF THE COUNTY OF WARREN, NEW JERSEY PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID ISSUE.

WHEREAS, the Board of Chosen Freeholders of the County of Warren, New Jersey (the "County"), has heretofore adopted one bond ordinance authorizing bonds to refinance outstanding pension obligations of said County; and

WHEREAS, it is necessary to issue bonds pursuant to said ordinance in an aggregate principal amount not to exceed \$25,000,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey;

NOW, THEREFORE, BE IT RESOLVED BY BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF WARREN, NEW JERSEY that:

Section 1. There shall be issued bonds of the County in an amount not to exceed \$25,000,000 pursuant to the following bond ordinance (Ord. #2003-C):

"REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$25,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$25,000,000 BONDS OR NOTES OF THE COUNTY FOR FINANCING THE COST THEREOF."

heretofore finally adopted.

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Section 2. The bonds referred to in Section 1 hereof are sometimes hereinafter collectively referred to as the "Bonds." A portion of the Bonds in the amount of \$2,805,000 referred to in Section 1 shall each be designated "Open Space Refunding Bonds, Series 2003B and shall be numbered with the prefix RO from one consecutively upward. A portion of the Bonds in the amount of \$15,045,000 referred to in Section 1 shall each be designated "General Improvement/College Refunding Bonds, Series 2003C" and shall be numbered with the prefix RIC from one consecutively upward. A portion of the Bonds in the amount of \$3,085,000 referred to in Section 1 shall each be designated "Vocational School Refunding Bonds, Series 2003D and shall be numbered with the prefix RV from one consecutively upward. A portion of the Bonds in the amount of \$1,205,000 referred to in Section 1 shall each be designated "County College Refunding Bonds, Series 2003E and shall be numbered with the prefix RC from one consecutively upward. The County College Refunding Bonds, Series 2003E are entitled to the benefits of the County College Bond Act (constituting N.J.S.A. 18A: 64A-22-1 et. Seq.). The Bonds of said issue shall be dated as set forth in the proposal for purchase of the Bonds acceptance of which is authorized pursuant to Section 10 hereof, and will be issued in fully registered form. When issued, the Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York ("DTC"), an automated depository for securities and clearinghouse for securities transactions.

Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the Bonds. Individual purchases of beneficial interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 each or any integral multiple thereof (with a minimum purchase price of \$5,000).

The Bonds shall mature at the times and in the amounts and bear interest as shall be set forth in the proposal for purchase of the Bonds acceptance of which is authorized pursuant to Section 10 hereof. The estimated maturity schedule, which is subject to change as set forth in the preceding sentence, is set forth below:

Series 2003B Bonds**Series 2003C Bonds**

<u>Maturing</u> <u>November 15</u>	<u>Annual Amount</u> <u>Maturing[±]</u>	<u>Maturing</u> <u>November 15</u>	<u>Annual Amount</u> <u>Maturing[±]</u>
2003	\$ 40,000	2003	\$ 125,000
2004	205,000	2004	1,920,000
2005	210,000	2005	1,900,000
2006	215,000	2006	1,875,000
2007	215,000	2007	1,860,000
2008	220,000	2008	1,845,000
2009	225,000	2009	1,845,000
2010	230,000	2010	1,175,000

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2011	235,000	2011	460,000
2012	240,000	2012	490,000
2013	245,000	2013	500,000
2014	255,000	2014	515,000
2015	270,000	2015	535,000

Series 2003D Bonds**Series 2003E Bonds**

<u>Maturing November 15</u>	<u>Annual Amount Maturing*</u>	<u>Maturing November 15</u>	<u>Annual Amount Maturing*</u>
2003	\$ 40,000	2004	195,000
2004	230,000	2005	190,000
2005	235,000	2006	185,000
2006	235,000	2007	185,000
2007	240,000	2008	185,000
2008	240,000	2009	180,000
2009	245,000	2010	85,000
2010	250,000		
2011	255,000		
2012	265,000		
2013	270,000		
2014	285,000		
2015	295,000		

The combined maturity schedule for the Series 2003B Bonds, Series 2003C Bonds and Series 2003D Bonds is as follows:

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<u>Maturing</u> <u>November 15</u>	<u>Annual Amount Maturing*</u>
2003	\$ 205,000
2004	2,355,000
2005	2,345,000
2006	2,325,000
2007	2,315,000
2008	2,305,000
2009	2,315,000
2010	1,655,000
2011	950,000
2012	995,000
2013	1,015,000
2014	1,055,000
2015	1,100,000

Preliminary, subject to adjustment.

The Bonds maturing on or prior to November 15, 2012 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after November 15, 2012 shall be subject to redemption prior to their respective maturity dates, on or after November 15, 2012 at the option of the County, either in whole or in part at any time in any order of maturity at a redemption price equal to 100% of the principal amount to be redeemed, plus accrued interest thereon to the date of redemption.

Notice of Redemption shall be given by publishing such notice once a week for two (2) successive weeks in a newspaper of general circulation that carries financial news, is printed in the English language and is customarily published on each business day in the State of New York, the first of such publications to be at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. A Notice of Redemption shall also be mailed by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the County. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, nor shall the notice be published as provided herein. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the County determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by the County by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

Section 3. The Bonds shall bear interest from their date based on their outstanding principal amount at a rate to be set forth in Section 2 of this resolution, and shall be payable as to principal in lawful money of the United States of America at the administration office of the County of Warren, New Jersey, payable annually on the fifteenth day of November and May in each year until maturity, commencing on November 15, 2003, by check or draft mailed on such

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interest payment date to the owners thereof registered as such as of each next preceding November 1 and May 1. Interest on the Bonds shall be calculated on the basis of a 360-day year of twelve 30-day calendar months.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations to be executed by the County and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

Section 4. The Bonds shall be signed by the Director or Deputy Director of the Board of Chosen Freeholders and the County's Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the County shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Board of Chosen Freeholders.

Section 5. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

CUSIP:

No. 2003 R

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

COUNTY OF WARREN
GENERAL OBLIGATION
REFUNDING BOND, SERIES 2003B

Date of Bond: October 15, 2003

Principal Amount: \$_____

Date of Maturity: November 15,

Interest Rate: ___%

The COUNTY OF WARREN, a municipal corporation of the State of New Jersey, (the "County") hereby acknowledges itself indebted and for value received promises to pay to Cede & Co., or registered assigns, the sum specified above as the Principal Amount on the date specified above as the Date of Maturity, upon presentation and surrender of this bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of _____ per centum (___%) per annum payable on November 15, 2003 and thereafter semi-annually on the fifteenth day of May and November in each year. Principal of this bond will be paid in lawful money of the United States of America, at the administration office of the County of Warren in Belvidere, New Jersey. Interest on this bond will be payable in lawful money of the United States of America by check or draft mailed on such interest payment date to the registered owner hereof as shown on the books of the County kept for such purpose by the Chief Financial Officer of the County (the "Bond Registrar") as of the first day of the month preceding the payment of interest.

All of the Bonds, of which this Bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company ("DTC"). Notwithstanding any other provision herein to the contrary,

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so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations executed by the County and DTC relating to the Bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

The Bonds maturing on or prior to November 15, 2012 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after November 15, 2013 shall be subject to redemption prior to their respective maturity dates, on or after November 15, 2012 at the option of the County, either in whole or in part at any time in any order of maturity at a redemption price equal to 100% of the principal amount to be redeemed, plus accrued interest thereon to the date of redemption.

Notice of Redemption shall be given by publishing such notice once a week for two (2) successive weeks in a newspaper of general circulation that carries financial news, is printed in the English language and is customarily published on each business day in the State of New York, the first of such publications to be at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. A Notice of Redemption shall also be mailed by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the County. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, nor shall the notice be published as provided herein. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the County determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by the County by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

This bond is transferable only upon the books of the Bond Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar duly executed by the registered owner or such duly authorized attorney, and thereupon the County shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered bond. The County and any paying agent of the County may treat and consider the person in whose name this bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond is one of an authorized issue of bonds of the County and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the County adopted October 8, 2003 and by virtue of certain bond ordinances referred to therein. If this bond is designated on the first page hereof as a "County College Refunding Bond, Series 2003E" then it is also issued pursuant to Title 18A, Education of the New Jersey statutes. County College Bond, Series 2003E is entitled to the benefits of the County College Bond Act (constituting N.J.S.A. 18A:64A-22-1 et seq.). If this bond is designated on the first page hereof as a County College Bond, Series 2003E then it

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is initially dependent for repayment upon State of New Jersey appropriations provided by law from time to time.

The full faith and credit of the County are hereby irrevocably pledged for the punctual payment of the principal of and interest on this bond according to its terms. This bond shall not be or be deemed to be a debt or liability of the State of New Jersey or a pledge of the faith and credit of the State of New Jersey.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of bonds of which this is one, together with all other indebtedness of the County, does not exceed any limitation imposed thereon by said Constitution or statutes.

In the event the County determines that the beneficial owners of the Bonds (the actual purchasers of the Bonds) shall be able to obtain certificated bonds, the County shall notify DTC of the availability of bond certificates. In such event, the County will appoint a paying agent and the County will issue, transfer and exchange bond certificates in appropriate amounts as required by DTC and others. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the County. In the event of such determination, if the County fails to identify another qualified securities depository as successor to DTC, the County will appoint a paying agent and the County will issue and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the County to do so, the County will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any DTC participant (participants of DTC) having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

IN WITNESS WHEREOF, THE COUNTY OF WARREN has caused this bond to be executed in its name by the manual or facsimile signatures of its Director of its Board of Chosen Freeholders and its County Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this bond and said seal to be attested by the manual or facsimile signature of the Clerk of the Board of Chosen Freeholders, and this bond to be dated the fifteenth day of October, 2003.

ATTEST:

THE COUNTY OF WARREN

Clerk of the Board of Chosen
Freeholders

Director of the Board of Chosen
Freeholders

Chief Financial Officer

The following abbreviations, when used in the inscription on this bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

TEN COM - as tenants in common	UNIF GIFT MIN ACT
TEN ENT - as tenants by the	____Custodian____
Entireties	(Cust) (Minor)
JT TEN - as joint tenants with	under Uniform Gifts
right of survivorship	to Minors Act
and not as tenants	
in common	(State)

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE (FOR COMPUTER RECORD ONLY)

(Please Print or Typewrite Name and Address of Transferee)

the within bond, and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney, to transfer the within bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the first page of the within bond in every particular, without alteration or enlargement or any change whatever.

CERTIFICATE AS TO LEGAL OPINION

The undersigned Clerk of the Board of Chosen Freeholders of the County of Warren, New Jersey HEREBY CERTIFIES that a true and correct copy of the original legal opinion of the Law Firm of Gibbons, Del Deo, Dolan, Griffinger & Vecchione, Newark, New Jersey as to the validity of the issue of bonds of which the within bond is one is available for inspection at the Office of the Clerk of the Board of Chosen Freeholders of the County of Warren, New Jersey and a copy thereof may be obtained by the registered or beneficial owner hereof upon request.

Clerk of the Board of Chosen Freeholders

Section 6. The County Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons, Del Deo, Dolan, Griffinger & Vecchione (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the Clerk of the Board of Chosen Freeholders to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk's office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Service Bureau of Standard & Poor's Ratings Service of New York, New York, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 7. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to DTC on behalf of the successful bidder and the payment of the purchase price thereof in accordance with the Notice of Sale, the County Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said successful bidder (a) an arbitrage certificate with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and (b) an accompanying opinion of Gibbons, Del Deo, Dolan, Griffinger & Vecchione as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 8. The proceeds of the Bonds shall be applied in the amounts and for the purpose provided in Section 1 hereof.

Section 9. The Director or Deputy Director of the Board of Chosen Freeholders and County Chief Financial Officer are hereby authorized and directed to approve the Preliminary Official Statement of the County issued in connection with the Bonds, the Official Statement of the County issued in connection with the Bonds, the DTC Letter of Representations and the Continuing Disclosure Certificate and their use in connection with the sale of the Bonds and are further authorized, as is the Clerk and Deputy Clerk of the Board of Chosen Freeholders, to execute all documents, including but not limited to the Preliminary Official Statement, the Official Statement, the Continuing Disclosure Certificate and the DTC Letter of Representations, necessary for the sale and delivery of said Bonds.

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Section 10. The Bonds are hereby authorized to be sold to Boenning & Scattergood (the "Purchaser") pursuant to the terms of a Bond Purchase Agreement between the County and the Purchaser (the "Bond Purchase Agreement"). The Director, Deputy Director and the County Chief Financial Officer are hereby authorized to award the Bonds and directed to execute, and the Clerk to attest to the Bond Purchase Agreement.

Section 11. The County Chief Financial Officer is hereby authorized to purchase securities in an amount necessary to effectuate the refunding and to execute all documents necessary in connection therewith.

Section 12. Boenning & Scattergood & Wachovia Securities are hereby appointed as the Underwriter for the Bonds.

Section 13. 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 592-03

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 October 8, 2003.

RESOLUTION APPROVING THE SIDEWALK AGREEMENT WITH THE TOWN OF HACKETTSTOWN FOR COUNTY ROUTE #604 (WILLOW GROVE STREET) FROM FRANKLIN STREET TO PINE STREET.

WHEREAS, the Town of Hackettstown has decided to construct sidewalks along County Route #604, Willow Grove Street from Franklin Street to Pine Street; and

WHEREAS, a sidewalk agreement is necessary to clearly define ownership and maintenance responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren in the State of New Jersey that the County Route #604, Willow Grove Street Sidewalk Agreement is hereby approved.

BE IT FURTHER RESOLVED that the Director and Clerk of the Board are hereby authorized and directed to execute said agreement hereto and made a part of this resolution.

Mr. DiMaio asked what side of the street will have the sidewalk. Mr. Hicks responded that it will be the same side as the Library.

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 593-03

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 October 8, 2003.

RESOLUTION AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT ON BLOCK 98, LOT 45, BOROUGH OF WASHINGTON FOR THE RECONSTRUCTION OF COUNTY BRIDGE #21001 SOUTH WANDLING AVENUE ON THE SHABBECONG CREEK.

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WHEREAS, a temporary construction easement is necessary for the reconstruction of County Bridge #21001, South Wandling Avenue over the Shabbecong Creek, Washington Borough on Block 98, Lot 45; and

WHEREAS, the owners have agreed to sell the temporary construction easement for the consideration of four hundred dollars (\$400.00); and

WHEREAS, adequate funds are available in account S0165 5380 005380 5064 and certified by the County Chief Financial Officer.

NOW, THEREFORE BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the acquisition of the temporary construction easement on Block 98, Lot 45 in the amount of four hundred dollars (\$400.00) is hereby approved.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 594-03

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 October 8, 2003.

RESOLUTION AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT ON BLOCK 100, LOT 47, BOROUGH OF WASHINGTON FOR THE RECONSTRUCTION OF COUNTY BRIDGE #21001 SOUTH WANDLING AVENUE ON THE SHABBECONG CREEK.

WHEREAS, a temporary construction easement is necessary for the reconstruction of County Bridge #21001, South Wandling Avenue over the Shabbecong Creek, Washington Borough on Block 100, Lot 47; and

WHEREAS, the owners have agreed to sell the temporary construction easement for the consideration of four hundred dollars (\$400.00); and

WHEREAS, adequate funds are available in account S0165 5380 005380 5064 and certified by the County Chief Financial Officer.

NOW, THEREFORE BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the acquisition of the temporary construction easement on Block 100, Lot 47 in the amount of four hundred dollars (\$400.00) is hereby approved.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 595-03

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 October 8, 2003.

RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE A GRANT AGREEMENT (#09WM4N) WITH THE NJ DEVELOPMENTAL DISABILITIES COUNCIL FOR \$70,000 STATE PLANNING FUNDS; FOR THE PERIOD OCTOBER 1, 2003 THROUGH SEPTEMBER 30, 2004; SUBJECT TO THE AVAILABILITY OF FUNDS.

WHEREAS, the NJ Developmental Disabilities Council has made available to the Warren County Board of Chosen Freeholders, through the Department of Human Services, anticipated funding in the amount of \$70,000 for the period 10/1/03 through 09/30/04; and

WHEREAS, these planning funds will be subcontracted to the county's designated

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transportation provider agency, ATC, through the Warren County Department of Human Services, Division of Contract Administration.

NOW, THEREFORE BE IT RESOLVED, by the Board of Chosen Freeholders of the County of Warren that the Director of the Board is authorized to execute Grant Agreement (#09WM4N) for \$70,000 anticipated funding through the NJ Development Disabilities Council for the period 10/01/03 – 09/30/04; funds to be subcontracted to ATC, 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes.

RESOLUTION 596-03

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 October 8, 2003.

RESOLUTION APPROVING A 5-4-5 LOAN WITH SAMANTHA BURNS, D/B/A SUGAR

WHEREAS, the Warren County Board of Chosen Freeholders unanimously passed a resolution on Sept. 26, 2001, enacting a Re-Use Lending Plan that created the "5-4-5 Revolving Loan Fund" and contracted with Trenton Business Assistance Corp. (TBAC, a/k/a RBAC and Regional Business Assistance Corp.) to underwrite and service the loans; and

WHEREAS, RBAC has reviewed the loan application of Samantha Burns, doing business as Sugar; and

WHEREAS, Samantha Burns, d/b/a Sugar, intends to use the loan to purchase equipment, inventory and working capital; and

WHEREAS, Samantha Burns, d/b/a Sugar, intends to create 3 full-time and 7 part-time positions;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby gives its requisite and final approval for a 5-4-5 loan to Samantha Burns, d/b/a Sugar, in the amount of \$25,000 to be repaid at a rate of 5 percent interest and a term of 60 months; with said loan to be secured by a Note, Mortgage, Guaranty and UCC Lien; and

BE IT FURTHER RESOLVED that the Chief Financial Officer of the County of Warren is hereby authorized to disburse funds for the loan from the Community Development Block Grant Economic Development Loan Trust Fund, previously approved and created by the Board of Chosen Freeholders of the County of Warren; and

BE IT FURTHER RESOLVED that approval of the loan is subject to the loan applicant's execution and delivery of said Note, Mortgage, Guaranty and UCC Lien.

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 597-03

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 October 8, 2003.

RESOLUTION APPROVING A "POSTPONEMENT OF MORTGAGE" REGARDING THE 5-4-5 LOAN OF MARTIN K. YANNARELLA T/A MARTY'S PC REPAIR & SERVICE.

WHEREAS, the Warren County Board of Chosen Freeholders unanimously passed a resolution on Sept. 26, 2001, enacting a Re-Use Lending Plan that created the "5-4-5 Revolving Loan Fund" to encourage business development for downtown revitalization; and

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WHEREAS, the Board of Chosen Freeholders passed a resolution on May 8, 2002, approving a 5-4-5 loan for Martin K. Yannarella, t/a Marty's PC Repair & Service; and

WHEREAS, the \$15,000 loan to Martin K. Yannarella, t/a Marty's PC Repair & Service, closed on May 31, 2002, with the Board of Chosen Freeholders holding a \$15,000 mortgage on property in Harmony Township, New Jersey, known as Lot 59, Block 9, owned by Martin K. Yannarella and Peggy Yannarella; and

WHEREAS, Martin K. Yannarella and Peggy Yannarella plan to refinance their property known as Lot 59, Block 9 in Harmony Township to satisfy existing first and second mortgages on the property and take out a new mortgage with United Trust Bank;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby agree to execute a Postponement of Mortgage document making the Board of Freeholders' mortgage subject, subordinate and inferior in priority to the new mortgage being taken by Martin K. Yannarella and Peggy Yannarella; and

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 598-03

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 October 8, 2003.

**RESOLUTION AUTHORIZING THE FILING OF A SPENDING PLAN
FOR A SOLID WASTE TAX FUND ENTITLEMENT PURSUANT
TO N.J.S.A. 13:1E-136 ET SEQ. HEREINAFTER, THE ACT.**

WHEREAS, N.J.S.A 13:1E-136 eg seq. provides for the awarding of Solid Waste Services Tax Entitlements by the Department of Environmental Protection to designated solid waste management districts to assist them in the preparation, revision and implementation of comprehensive solid waste management plans; and

WHEREAS, the Pollution Control Financing Authority of Warren County desires such financial assistance to fulfill its responsibilities under the Solid Waste Management Act.

NOW, THEREFORE, BE IT RESOLVED by the WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS.

1. That the Spending Plan be submitted to the Division of Solid and Hazardous Waste for a 2002 Solid Waste Services Tax Entitlement in the amount of \$96,734.
2. That the Executive Director of the Pollution Control Financing Authority of Warren County is hereby authorized and directed to execute and file such Entitlement Spending Plan with the Director of the Division of Solid and Hazardous Waste, to provide additional information and furnish such documents as may be required; to execute such documents as are required; and to act as the authorized correspondent of the Warren county Solid Waste Management District.
3. That the Pollution Control Financing Authority of Warren County is designated by Warren County Board of Chosen Freeholders as the implementing agency to perform the tasks contained in the Solid Waste Services Tax Entitlement on October 8, 2003.
4. That the Warren County Solid Waste Management District does hereby hold the State of New Jersey, and its departments and agencies harmless from any damages, losses and claims which may arise directly or indirectly from the execution of the Entitlement.
5. That the Warren County Solid Waste Management District hereby accepts the

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terms and conditions set forth in the Act and the guidelines promulgated under it.

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 599-03

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 October 8, 2003.

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE GUIDE RAIL IMPROVEMENTS OF COUNTY ROUTES #622, #626, #642 & #657, ALPHA BOROUGH, HARMONY, KNOWLTON & WHITE TOWNSHIPS CONTRACT #WC0380.

BE IT RESOLVED that the plans and specifications for Contract #WC0380 for the Guide Rail Improvements of County Routes #622, #626, #642 & #657, Alpha Borough, Harmony, Knowlton & White Townships are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to advertise for proposals for the above project at least 10 days prior to the receipt of bids in

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papers printed in the County.

TENTATIVE SCHEDULE

ADVERTISING DATE - THURSDAY, OCTOBER 16, 2003
BIDS TO BE RECEIVED - MONDAY, NOVEMBER 3, 2003
AWARD DATE - WEDNESDAY, NOVEMBER 12, 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 600-03

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 October 8, 2003.

RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC0347 WITH OWL CONTRACTING FOR THE RESURFACING & REHABILITATION OF COUNTY ROUTES #623, #625, #639, #657 & COUNTY BRIDGE #04063, WASHINGTON, WHITE POHATCONG, GREENWICH, KNOWLTON & BLAIRSTOWN TOWNSHIPS FOR A DECREASE OF \$13,016.83 AND A REVISED CONTRACT AMOUNT OF \$945,941.17.

WHEREAS, Contract #WC0347 was awarded to Owl Contracting for the Resurfacing & Rehabilitation of County Routes #623, #625, #639, #657, #676 & County Bridge #04063 in Washington, White, Pohatcong, Greenwich, Knowlton & Blairstown Townships in the amount of \$958,958.00; and

WHEREAS, changes in the elliptical concrete pipe and headwalls resulted in a net decrease of \$13,016.83; and

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

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NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve change order #1 for the above project with Owl Contracting for a net decrease of \$13,016.83 and a revised contract amount \$ 945,941.17.

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 601-03

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 October 8, 2003.

RESOLUTION RE:

AWARD OF CONTRACT TO HOLZHAUER & HOLENSTEIN, LLC OF TRANQUILITY, NEW JERSEY FOR APPRAISAL SERVICES ON THE ENZ PROPERTY, WHITE & WASHINGTON TOWNSHIPS, NEW JERSEY, BLOCK 3, LOT 20 AND BLOCK 14 LOTS 4 & 52, APPROXIMATELY 77.77 ACRES AND THE MCGARRY PROPERTY, MANSFIELD TOWNSHIP, NEW JERSEY, BLOCK 1204, LOTS 16 & 16.01 APPROXIMATELY EIGHTY-SIX ACRES PROPOSED FOR ACQUISITION, AS LISTED IN THE PROPOSAL, IN THE TOTAL AMOUNT OF \$7,800.00.

WHEREAS, The Warren County Agricultural Board has developed a list of Farms for preservation for the year 2004; and

WHEREAS, Warren County is interested in obtaining appraisals on various farm properties as listed in the proposal; and

WHEREAS, land appraisals are required by the State Agricultural Committee prior to negotiations for acquisitions in order to be eligible to receive Cost Share Funding for Farm Easement Purposes; and

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses and various other projects.

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

1. The agreement between the County of Warren and Holzhauer & Hostenstein, in the amount of \$7,800.00 to prepare appraisals on the various farms listed 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes.

RESOLUTION 602-03

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 October 8, 2003.

RESOLUTION RE:

AWARD OF CONTRACT WC0370 FOR A BOOK SECURITY SYSTEM, 3M MODEL 3501, FOR THE WARREN COUNTY LIBRARY TO 3M SECURITY SYSTEMS DIVISION IN THE

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CONTRACT AMOUNT OF \$43,799.40.

BE IT RESOLVED, that contract WC0370 for a book security system, 3M Model 3501 for the Warren County Library is hereby awarded

to 3M Security Systems Division, St. Paul, Minnesota

in the amount of.....\$43,799.40

as per their bid submitted.....September 30, 2003

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

Funding for this contract has been provided in library accounts 153906/5024 – Library CDH – Facility Maintenance Repair, 153908/5024 – Library Northeast Branch – Facility Maintenance Repair, and 153907/5029 – Library Franklin Branch – Contracted Services

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

RESOLUTION 603-03

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 October 8, 2003.

RESOLUTION RE:

AWARD OF CONTRACT TO ROBERT F. HEFFERNAN, OF OLDWICK, NEW JERSEY FOR APPRAISAL SERVICES ON THE ENZ PROPERTY, WHITE & WASHINGTON TOWNSHIPS, NEW JERSEY, BLOCK 3, LOT 20 AND BLOCK 14, LOTS 4 & 52, APPROXIMATELY 77.77 ACRES AND THE MCGARRY PROPERTY, MANSFIELD TOWNSHIP, NEW JERSEY, BLOCK 1204, LOTS 16 & 16.01 APPROXIMATELY EIGHTY-SIX ACRES PROPOSED FOR ACQUISITION, AS LISTED IN THE PROPOSAL, IN THE AMOUNT OF \$5,600.00.

WHEREAS, The Warren County Agricultural Board has developed a list of Farms for preservation for the year 2004; and

WHEREAS, Warren County is interested in obtaining appraisals on various farm properties as listed in the proposal; and

WHEREAS, land appraisals are required by the State Agricultural Committee prior to negotiations for acquisitions in order to be eligible to receive Cost Share Funding for Farm Easement Purposes; and

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses and various other projects.

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

1. The agreement between the County of Warren and Robert F. Heffernan, in the amount of \$5,600.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.

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

RESOLUTION 604-03

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 October 8, 2003.

RESOLUTION RE:

AWARD OF CONTRACT TO WAYNE R. JARVIS, L. S. OF GREAT MEADOWS, NEW JERSEY FOR APPRAISAL SERVICES ON THE OBERLY PROPERTIES, BLOCKS 96 & 95, LOTS 2, & 2.01, 133 ACRES POHATCONG TOWNSHIP, AND BLOCK 97.01, LOT 5, ALPHA BOROUGH, 24 ACRES, PROPOSED FOR ACQUISITION, AS LISTED IN THE PROPOSAL, IN THE TOTAL AMOUNT OF \$10,000.00.

WHEREAS, The Warren County Agricultural Board has developed a list of Farms for preservation for the year 2004; and

WHEREAS, Warren County is interested in obtaining appraisals on various farm properties throughout the County as listed in the proposal, consisting of 157 acres; and

WHEREAS, land appraisals are required by the State Agricultural Committee prior to negotiations for acquisitions in order to be eligible to receive Cost Share Funding for Farm Easement Purposes; and

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses.

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

1. The agreement between the County of Warren and Wayne R. Jarvis, L.S., in the amount of \$10,000.00 to prepare appraisals on the various farms listed 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes.

RESOLUTION 605-03

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 October 8, 2003.

RESOLUTION RE:

AWARD OF CONTRACT TO L. J. BRILL ASSOCIATES OF BLAIRSTOWN, NEW JERSEY FOR APPRAISAL SERVICES ON THE ERVEY PROPERTY, ALLAMUCHY TOWNSHIP, NEW JERSEY BLOCKS 303 & 301, LOTS 3 & 4, 4 & 6, APPROXIMATELY 244.5 ACRES, THE ZAHN PROPERTY, KNOWLTON TOWNSHIP, NEW JERSEY BLOCK 31, LOT 11, APPROXIMATELY 31.8 ACRES, AND THE GURBA PROPERTY, FRELINGHUYSEN TOWNSHIP, BLOCKS 1702 & 1701, LOTS 2 & 14, APPROXIMATELY 171 ACRES PROPOSED FOR ACQUISITION, AS

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**LISTED IN THE PROPOSAL,
IN THE TOTAL AMOUNT OF \$38,900.00.**

WHEREAS, The Warren County Agricultural Board has developed a list of Farms for preservation for the year 2004; and

WHEREAS, Warren County is interested in obtaining appraisals on various farm properties as listed in the proposal; and

WHEREAS, land appraisals are required by the State Agricultural Committee prior to negotiations for acquisitions in order to be eligible to receive Cost Share Funding for Farm Easement Purposes; and

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses and various other projects.

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

1. The agreement between the County of Warren and L. J. Brill & Associates, in the amount of \$38,900.00 to prepare appraisals on the various farms listed 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. DiMaio yes, Mr. Gardner yes, Mr. Doherty yes.

RESOLUTION 606-03

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 October 8, 2003.

RESOLUTION RE:

AWARD OF A PURCHASE ORDER TO VERIZON – NJ INC., TO PROVIDE MAARS SYSTEM EQUIPMENT MAINTENANCE FOR THE WARREN COUNTY COMMUNICATIONS CENTER IN THE TOTAL AMOUNT OF \$22,997.16.

WHEREAS, it has been recommended that the county issue a purchase order for maintenance services on special communications equipment for the Warren County Communications Center; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a) et. seq.) requires a resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

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

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

1. The Director of Purchasing is hereby authorized and directed to issue a purchase order to Verizon – NJ Inc., of Trenton, New Jersey.
2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the
3. services defined are for 9-1-1 telecommunication equipment maintenance of

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an extraordinary unspecifiable service.

4. A notice of this action shall be published in the Star Gazette.

Funding for this contract is 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 607-03

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 October 8, 2003.

RESOLUTION APPROVING CONTRACT MODIFICATION #1 FOR CONTRACT #WC2063P WITH KELLER & KIRKPATRICK, INC. FOR ENGINEERING / SURVEYING SERVICES FOR THE PERMIT PHASE FOR THE RECONSTRUCTION OF WARREN COUNTY BRIDGE #2102215, POHATCONG CREEK, WASHINGTON TOWNSHIP IN THE AMOUNT OF \$20,442.36.

WHEREAS, the County of Warren awarded a contract to Keller & Kirkpatrick, Inc. for the Scoping & Development Phase of the above project in February 14, 2001; and

WHEREAS, the scoping and development phase has been successfully been completed; and

WHEREAS, there is need to complete the Permit Phase in an expeditious manner; and

WHEREAS, Keller & Kirkpatrick, Inc. have established a cost of \$20,442.36 to perform this phase; and

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

WHEREAS, adequate funds are available in account 0400A303 5064 00A303 5064 0400A306 5064 00A306 5064 0401A303 5064 01A303 5064 and 0402A304 5064 02A304 5064 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. Hereby approve Contract Modification #1 for the above project in the amount \$20,442.36.
2. This contract is awarded without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
3. Notice of this action shall be published in the Star Gazette, as required by law, within ten (10) days of its adoption.

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

Tammy M. Lynn Deputy Clerk

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

RESOLUTION 608-03

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 October 8, 2003.

RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY MOSQUITO EXTERMINATION COMMISSION

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BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby accept the recommendation to reappoint the following individuals to the Warren County Mosquito Extermination Commission:

REAPPOINT MEMBERS:

Michael Sloane
P.O. Box 223
Allamuchy, New Jersey 07820

Term to Expire: 10/18/06

John Hawk
Warren County Health Department
315 West Washington Avenue
Washington, NJ 07882

Term to Expire: 10/18/06

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.

On motion by Mr. DiMaio, seconded by Mr. Gardner, Recommendation to accept the resignation of the regular member to the Warren County Human Services Advisory Council, from Patricia Sweeney with a Term to expire April 30, 2004.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, a resolution is to be prepared for the next regular meeting approving the reappointment of regular member Debra Natyzak to the Warren County Cultural and Heritage Commission, with a Term to expire October 18, 2008.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, a resolution is to be prepared for the next regular meeting, approving the reappointment of regular member David J. Shotwell to the Warren County Technical School District, with a Term to expire October 31, 2007.

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

RESOLUTION 609-03

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 October 8, 2003.

RESOLUTION CREATING THIRTEEN (13) FULL-TIME POSITIONS OF SENIOR PRACTICAL NURSE, CLASSIFIED, AND ABOLISHING THIRTEEN (13) FULL-TIME POSITIONS OF PRACTICAL NURSE, CLASSIFIED, IN THE WARREN COUNTY DEPARTMENT OF LONG TERM CARE SERVICES.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that thirteen (13) full-time positions of *Senior Practical Nurse*, classified, are created in the Warren County Department of **Long Term Care Services** to enhance the efficiency and effectiveness of operations; and

BE IT FURTHER RESOLVED that thirteen (13) full-time positions of *Practical Nurse*, classified, are abolished;

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the newly created positions of *Senior Practical Nurse* be established on

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AFSCME Local 3287, Range 1240 and be made effective 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 610-03

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 October 8, 2003.

RESOLUTION CREATING A PART-TIME POSITION OF ADMINISTRATIVE CLERK, CLASSIFIED, AND ABOLISHING A PART-TIME POSITION OF ADMINISTRATIVE SECRETARY, CLASSIFIED, WITHIN THE WARREN COUNTY DEPARTMENT OF WEIGHTS AND MEASURES.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a part-time position of *Administrative Clerk*, classified, is created in the Warren County Department of **Weights and Measures** at the direction of the New Jersey Department of Personnel to more accurately reflect the duties of said position; and

BE IT FURTHER RESOLVED that a part-time position of *Administrative Secretary*, classified, is abolished;

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the created part-time position of *Administrative Clerk* is established on AFSCME Local 3287, Range 1240 and made effective 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.

Under report and comments, County Counsel Joseph J. Bell had nothing to report.

County Engineer Dave Hicks had nothing to report.

County Planner Dave Dech reminded the Board that the Countywide Strategic Planning meeting will be held October 15, 2003 at the Pequest Hatchery meeting room at 6:45 p.m.

County CFO Charles Houck had nothing to report.

County Administrator Steve Marvin informed the Board that Director Doherty requested that the October work session meeting be cancelled for lack of a topic at this time.

On motion by Mr. Gardner, seconded by Mr. DiMaio, authorize the County Administrator to advertise the October 15, 2003 Freeholder work session scheduled for 7:30 p.m. be cancelled.

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

Mr. Marvin presented Hiring requests and explained that the requests are the usual to fill current vacancies for the Warren Acres Juvenile Detention Center, One (1) Full-time Juvenile Detention Officer with a vacancy due to a recent resignation, and in the Warren County Election Board, One (1) Full-time position with a vacancy due to recent dismissal. The Board approved.

Mr. Marvin told the Board that Prosecutor John Laky contacted him and reported that two federal grants that were appropriated in his department for the Narcotics Task Force and the

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Domestic Violence Task Force will be reduced substantially in 2004 and possibly eliminated in the future. He wanted the Board to be aware of these changes considering the 2004 budget call letter went out, and this will be a topic of discussion to consider retaining these programs within the county budget appropriations utilizing property tax funding.

Mr. Gardner asked how much will be reduced in the Byrne Grant for the Narcotics Task Force. Mr. Marvin responded that after his review with County CFO Charles Houck it looks like it may be a reduction of \$100,000.

Mr. Marvin informed the Board that he received a fax from Land Preservation Director Robert Resker advising the SADC provided virtually no notice of an upcoming press event in Warren County, and then he explained that Mr. Resker tried to have the meeting date changed and when his request was refused he advised Mr. Resker not to attend that meeting at this time. The Board thanked him for the information.

Mr. Marvin explained that the New Jersey Register has noticed that the State will be reclassifying additional waterways, and he has asked County Engineer Dave Hicks to review if the county will be affected. Mr. Hicks informed the Board that the Pohatcong Creek was included in the proposal, which has potential concerns addressing the expansion of the sewer plant for the Warren County Community College and Warren Technical School site. He told the Board that he will continue investigating and advise when more is known.

Mr. Marvin informed the Board that former Freeholder Ann Stone was sent a written report prepared by Human Services Director Karen Kubert, which confirmed the increased Senior Services provided, by the County Division of Senior Services. Mrs. Kubert told the Board that the written report sent to Mrs. Stone not only had factual information, but she also invited Mrs. Stone to call her at any time in the future to discuss this further.

Mr. Gardner thanked Mrs. Kubert for an excellent letter.

Mr. Doherty commented that he appreciated the history tracking in the letter, which confirms the increase in Senior Services began in 2001, and the amount of staff decreased.

Mr. DiMaio thanked Mrs. Kubert for presenting a thorough report. He told the Board that he saw Mrs. Stone at an event they were both at and she told him a written report wasn't necessary.

Under Freeholder comments, Mr. DiMaio noticed that Sheriff Simonetti was in the audience and he wanted to know if the Prosecutor has confirmed what department will be appointed to the Explosive Detection Canine program.

Mr. Gardner stated that he inquired with the Prosecutors office and was informed there are plans to appoint the Explosive Detection Canine program to a municipality within the county. Mr. Gardner stated that he was very disappointed to hear this, as he does not see a local municipality able to serve the whole county when a need for this service occurs. Mr. Gardner asked the Board to support his idea that the Sheriff's Office should be the designated department for the Explosive Detection Canine program and services. Mr. Doherty agreed and asked Mr. Marvin to inform the Prosecutor that the Grant will not be approved unless there is language confirming the Sheriff's Department will be training and providing the services.

Mr. Gardner had nothing to report.

Mr. Doherty had nothing to report.

There were no closing public questions or comments.

There were no press comments or questions.

RESOLUTION 611-03

On motion by Mr. Gardner, seconded by Mr. DiMaio, at 11:10 am the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 8, 2003.

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.

(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

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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 **October 8, 2003**, that an Executive Session closed to the Public shall be held on October 8, 2003 at 11:10 am 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 11:26 a.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 11:26 a.m.

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

ATTESTED TO:

Tammy M. Lynn, Deputy Clerk