

JUNE 9, 2004

MINUTES

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on June 9, 2004 at 7:30 p.m.

The meeting was called to order by Director Gardner and upon roll call, the following members were present: Freeholder Richard D. Gardner, Freeholder John DiMaio and Freeholder Everett Chamberlain. Also attending were County Engineer Dave Hicks, CFO Charles Houck, Assistant County Counsel Dorothy Harbeck, County Administrator Steve Marvin and Public Information Officer Art Charlton.

Mr. Gardner called for a moment of silence in memory of the 40th President of the United States of America, Ronald W. Reagan, who died on June 5, 2004.

The Pledge of Allegiance was led by Director Gardner.

Director Gardner read the following statement: **"ADEQUATE NOTICE OF THIS MEETING OF JUNE 9, 2004 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-LEDGER, AND DAILY RECORD AND BY POSTING A COPY THEREOF ON THE BULLETIN BOARD IN THE OFFICE OF THE BOARD OF CHOSEN FREEHOLDERS. FORMAL ACTION MAY BE TAKEN BY THE BOARD OF CHOSEN FREEHOLDERS AT THIS MEETING. PUBLIC PARTICIPATION IS ENCOURAGED. IN ORDER TO ASSURE FULL PUBLIC PARTICIPATION, THOSE INDIVIDUALS WITH DISABILITIES WHO WISH TO ATTEND THE MEETING SHOULD SUBMIT ANY REQUESTS FOR SPECIAL ACCOMMODATION ONE WEEK IN ADVANCE."**

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Executive Session Minutes of May 26, 2004 were approved.

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

PROCLAMATION 418-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following proclamation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

PRISONER OF WAR/MISSING IN ACTION AWARENESS WEEK – JULY 11-JULY 17, 2004

WHEREAS, there were thousands of American prisoners of war and those listed as missing in action as a result of all the wars; and

WHEREAS, in Warren County we are committed to remembering all veterans who served their country and those still missing in action and prisoners of war; and

WHEREAS, in our efforts to maintain peace and oppose all aggressive acts against our freedoms, we hope that this event will serve as a reminder of our country's heritage and for those whose lives were given in pursuit of democracy; and

WHEREAS, this event will remind everyone of the personal sacrifices made by war veterans so that generations of American citizens could and can continue to enjoy our country's freedoms.

NOW, THEREFORE, BE IT RESOLVED that in recognition of the important work performed by **NEW JERSEY CHAPTER III OF ROLLING THUNDER, INC.** in their quest to

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publicize the **POW/MIA** issue to educate the public that many American prisoners of war were left behind after all past wars; and to help correct the past; and to protect future veterans from being left behind, should they become Prisoners of War/Missing in Action; and are committed to helping disabled veterans from all wars.

BE IT FURTHER RESOLVED, that the Board of Chosen Freeholders of the County of Warren does hereby proclaim the week of July 11- July 17, 2004 as **PRISONER OF WAR/MISSING IN ACTION AWARENESS WEEK**.

Richard Gardner, Director
 Board of Chosen Freeholders

John DiMaio, Deputy Director
 Board of Chosen Freeholders

Everett Chamberlain, 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.

 Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

Mr. DiMaio said it's certainly appropriate with what we're going through right now. The folks who serve us in any war to help our freedoms stay intact deserve recognition. Folks lost or missing are sometimes forgotten and Terry Lee does yeoman's work to make sure people don't forget.

Mr. Chamberlain said that POW's go through the most terrible part of the war. We still have people missing in action from all the wars and their families have never had the opportunity to come to grips with their loss. It's a small, but appropriate way to always remember those who suffered and those who never came home.

Mr. Gardner agrees. Our veterans appreciated this past weekend's ceremony. Our first recipient of the service medal, Julius Hausold – his son was a WWII POW. Hats off to Rolling Thunder.

Terry Lee thinks this is the 4th year of doing this proclamation; we certainly do appreciate it. Thousands have never made it back. "Their families are still waiting for them." The ceremony for this year is July 11 in front of the Courthouse. Thanks for approving use of the park and the front of the Courthouse.

There were no comments under Public Comment on Agenda Items Only.

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the Public Hearing reconvened at 7:41 p.m. on Bond Ordinance 2004-C. There were no public comments received.

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Public Hearing was closed at 7:44 p.m.

ORDINANCE 419-04**SECOND READING – PUBLIC HEARING****CAPITAL IMPROVEMENT BOND ORDINANCE 2004-C – 419-04**

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following ordinance was

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adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

BOND ORDINANCE OF THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$1,050,000 AND AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OR NOTES OF THE COUNTY FOR THE DESIGN, ENGINEERING AND CONSTRUCTION OF BUILDINGS IN, BY AND FOR THE COUNTY OF WARREN, NEW JERSEY AND, UPON FINAL ADOPTION, INCREASING THE PRESENT DOLLAR AMOUNT OF GROSS COUNTY INDEBTEDNESS TO \$32,199,099.25.

BE IT ORDAINED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvements described in Section 3 of this bond ordinance are hereby respectively authorized as improvements to be made or acquired by the County of Warren, New Jersey (the "County"). For the said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$1,050,000, said sum being inclusive of all appropriations heretofore made therefore and including the sum of \$50,000 as the down payment for said improvements or purposes required by law or more particularly described in said Section 3 and now available therefore by virtue of provision in the budget or budgets of the County for down payments or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,050,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the County are hereby authorized to be issued in the principal amount of \$1,000,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds, and to temporarily finance said improvements or purposes, negotiable notes of the County in the principal amount not exceeding \$1,000,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are the design, engineering and construction of the following Buildings:

1. Salt storage building located at the Warren County Road Department Maintenance facility located in White Township.
2. Wastewater Treatment Plant Structure in the Warren County Educational Park, Franklin Township.
3. Storage building to house emergency response equipment located at the 911 Communications Center, Department of Public Safety, Franklin Township.
4. Preliminary planning, design and engineering of the County facilities expansion and renovation program.

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$1,000,000. The estimated cost of said purposes is \$1,050,000 which amount represents the initial appropriation made by the County. The excess of the appropriation of \$1,000,000 over the estimated maximum amount of bonds or notes to be issued therefore being the amount of said \$50,000 down payment for said purposes.

Section 4. The following matters are hereby determined, declared, recited and stated: (a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are each a property or improvement which the County may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

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(b) The period of usefulness of said purposes within the limitations of said Local Bond Law and according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 20 years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Clerk of the Board of Chosen Freeholders and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey, and such statement shows that the gross debt of the County as defined in said Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,000,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Law. An aggregate amount not exceeding \$150,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the County as contributions-in-aid of financing the improvements or purposes described in Section 3 of this ordinance shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the County authorized therefore by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the county as funds applicable only to the payment of obligations of the County authorized by this bond ordinance.

Section 6. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the County, and the county shall be obligated to levy ad valorem taxes upon all of the taxable property within the County for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget of the County is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Clerk of the Board of Chosen Freeholders and are available for public inspection.

Section 8. The County reasonably expects to finance the cost of the improvements described in section 3 of this bond ordinance with the proceeds of its debt, including its bonds or notes. If the county pays such costs prior to the issuance of its debt, including bonds or notes, the County reasonably expects to reimburse such expenditures with the proceeds of its debt, including bonds or notes. The maximum principal amount of its debt, including bonds or notes, to be issued to finance the cost of the improvements described in section 3 of this bond ordinance, including amounts to be used to reimburse the County for expenditures with respect to such costs which are paid prior to the issuance of its debt, including bonds or notes, is \$1,000,000.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

ADOPTED ON FIRST READING

Recorded Vote:

DATED: May 12, 2004

Freeholder Director Gardner, Yes
Deputy Director DiMaio, Yes
Freeholder Chamberlain, Yes

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ADOPTED ON SECOND READING

Recorded Vote:

DATED: June 9, 2004

Freeholder Director Gardner, Yes
 Deputy Director DiMaio, Yes
 Freeholder, Chamberlain, Yes

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

STEVE MARVIN, Clerk of the Board of Chosen Freeholders

**BOARD OF CHOSEN FREEHOLDERS
 OF THE COUNTY OF WARREN**

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Board of Chosen Freeholders of the County of Warren, in the State of New Jersey on June 9, 2004, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, N.J.S.A. 40A:2-1 et seq., has begun to run from the date of the first publication of this Statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk to the Board's office for the members of the general public shall request the same. The summary of the terms of such bond ordinance are as follows:

**CAPITAL IMPROVEMENT BOND ORDINANCE
 NUMBER 2004-C**

BOND ORDINANCE OF THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$1,000,050 AND AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OR NOTES OF THE COUNTY FOR THE DESIGN, ENGINEERING AND CONSTRUCTION OF BUILDINGS IN, BY AND FOR THE COUNTY OF WARREN, NEW JERSEY AND, UPON FINAL ADOPTION, INCREASING THE PRESENT DOLLAR AMOUNT OF GROSS COUNTY INDEBTEDNESS TO \$32,199,099.25

The improvements authorized, and purposes for the debt obligations to be issued, are for the planning, design, engineering and construction of county facilities to be used for public purposes.

| | |
|-------------------------------|-------------|
| Appropriation Amount: | \$1,050,000 |
| Bonds/Notes Authorized: | \$1,000,000 |
| Grants (if any) Appropriated: | None |
| Section 20 Cost: | \$ 150,000 |
| Useful Life: | 20 Years |

The capital budget of the County is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk of the County and will be available for public inspection. This notice is published pursuant to N.J.S.A.:2-17.

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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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 420-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION TO PAY BILLS FOR MASTER VOUCHER NUMBER 2004 - 23.

Be and it is hereby resolved that Master Voucher Certificate **For Certification/Ratification for Payment No. 2004-23 dated June 9, 2004** in the amount of **\$ 3,214,752.58** including bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

| | |
|------------------------|-------------------------------|
| 2004-22 | \$ 449,706.30 |
| 2004-23 | \$ 1,486,163.39 |
| Sub Total | \$ <u>1,935,869.69</u> |
| Payroll 5/27/04 | \$ 1,278,882.89 |
| GRAND TOTAL | \$ <u>3,214,752.58</u> |

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 421-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,000,000.

WHEREAS, it is desirable and in the public interest to issue bond anticipation notes pursuant to said bond ordinance, in an aggregate principal amount of not to exceed \$1,000,000 (the "Notes") pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised statutes of New Jersey (the "Local Bond Law"); and

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

Section 1. That the Notes shall be issued as one issue and shall be in such denomination or denominations, shall bear such number or numbers, such date or dates of issue and maturity, and such rate or rates of interest, as may be determined in the manner and in accordance with the applicable provisions of the Local Bond Law. The Notes shall be entitled "Bond Anticipation Notes" with such series designation as the County Chief Financial Officer may determine.

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Section 2. That all of the Notes shall be signed by the manual or facsimile signatures of the Freeholder Director and the County Chief Financial Officer and the corporate seal of the County shall be affixed thereto, attested by the manual signature of the Clerk or Deputy Clerk of the Board of Chosen Freeholders of the County and shall be payable, both as to principal and interest, to the purchaser thereof, and shall be in substantially the form as the County Chief Financial Officer may determine.

Section 3. That the County Chief Financial Officer be, and is hereby authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution and his signature upon the Notes shall be conclusive as to such determinations.

Section 4. That the County Chief Financial Officer be, and is hereby authorized to take all actions necessary to sell the Notes from time to time at public or private sale in such amounts as he may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefore.

Section 5. That any instrument issued pursuant to this resolution shall be a general obligation of the County, and the County's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 6. That the County Chief Financial Officer be, and is hereby authorized and directed to report in writing to the Board of Chosen Freeholders at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser.

Section 7. 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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 422-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$59,437.00 FROM THE STATE OF NEW JERSEY, COUNCIL ON THE ARTS, LOCAL ARTS PROGRAM, GA#0413A060014.

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 2004 in the sum of \$ 59,437.00, which item is now available from the State of New Jersey, Council on the Arts, Local Arts Program GA#0413A060014.

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BE IT FURTHER RESOLVED that a like sum of \$ 59,437.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Council on the Arts, Local Arts Program #GA0413A060014
(administered by the Cultural & Heritage Department)

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Council on the Arts 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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 423-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$18,923.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, RECREATION FOR INDIVIDUALS WITH DISABILITIES.

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 2004 in the sum of \$ 18,923.00, which item is now available from the State of New Jersey, Department of Community Affairs, Recreation for Individuals with Disabilities.

BE IT FURTHER RESOLVED that a like sum of \$ 18,923.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Community Affairs,
Recreation for Individuals with Disabilities,
(administered by the Human Service Department)

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Department of Community Affairs 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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 424-04

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

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adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

SECOND READING

- RESOLUTION VACATING A PORTION OF RIGHT-OF-WAY OF COUNTY ROUTE #613, ALPHANO ROAD, ALONG LOT 6, BLOCK 701.01 ALLAMUCHY TOWNSHIP.

WHEREAS, the Warren County Engineer's Office has determined that this portion of County Route #613, Alphano Road, right-of-way is not needed and recommends that the County of Warren vacate any and all interest that it may have in this right-of-way.

WHEREAS, the County of Warren has obtained a utility and slope easement for the purpose of installation and maintenance of utilities along the County road, placement of highway signs, slope and grading work and any other related work necessary to maintain the County road.

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

1. All of that portion of the right-of-way of County Route #613, Alphano Road consisting of an area 162' wide along the entire frontage of Lot 6, Block 701.01, Allamuchy Township, County of Warren, State of New Jersey, extending from a point 162' from the centerline of the road to a point 33' from the centerline of the road is hereby vacated as a public road right-of-way. (See Exhibit "A" attached)
2. Under and subject to the existing right of ingress, egress and regress of the property owners as well as the right of all current utilities for access and maintenance of existing utility facilities.
3. June 9, 2004 at 7:30 P.M. in the Freeholder's Meeting Room, Wayne Dumont, Jr. Administration Building, 165 County Route #519 South, White Township, New Jersey, is hereby set as the time and place for final consideration of an action upon this resolution when and where all persons interested therein may appear and be given an opportunity to be heard.
4. Within three (3) days of the passage of this resolution on first reading, the Clerk of the Board of Chosen Freeholders shall cause said resolution to be advertised verbatim in the official newspaper as designated by the Board of Chosen Freeholders of the County of Warren, which publication shall be inserted once a week for three (3) weeks consecutively before the date of the meeting for second reading thereof.
5. Upon second reading and passage by a vote of the majority of the Board of Chosen Freeholders of the County of Warren, the above mentioned right-of-way area shall be deemed to be vacated and abandoned and shall cease to be public road or highway and that title to the land which therefore was lying within the area of the sidelines or legal right-of-way of said roads or highways shall revert to and vest in the respective owners of the legal title thereto free and clear of any easement or right-of-way there over or thereupon in favor of the public.
6. Upon passage of this resolution on second reading, the Clerk of the Board of Chosen Freeholders shall forthwith file a certified copy of this resolution in the office of the Warren County Clerk who shall record and index the same in the Book of Records in said office.
7. This resolution is made in accordance with the provisions of N.J.S.A. 27:16-28b.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

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RESOLUTION 425-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION REVISING THROUGH STREET DESIGNATION FOR COUNTY ROUTE #636 IN POHATCONG TOWNSHIP, WARREN COUNTY.

WHEREAS, based on an investigation by the Warren County Engineer's Office, the following through streets are recommended for approval by the Commissioner of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the following described streets or parts of street are hereby designated as through streets. Stop signs shall be installed on the near side of each street intersecting the through street.

BE IT FURTHER RESOLVED that this resolution has become effective upon the approval of the Commissioner.

Amendment to the above resolution approved on June 5, 1985, and revised on August 28, 1985; January 25, 1989; June 14, 1989; August 22, 1990; April 25, 1992; May 27, 1992; July 9, 1997; December 23, 1997; May 27, 1998; January 20, 1999 and August 23, 2000.

WARREN COUNTY THROUGH STREETS
COUNTY ROUTE #636 (Municipal Drive)

- (a) Between County Route #519 and Still Valley Road.
- (b) The intersection of County Route #636 and Still Valley Road is hereby designated as a multi-way stop intersection. Stop signs shall be erected on all approaches of the intersection.
- (c) Between Still Valley Road and County Route #639.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 426-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION AUTHORIZING WARREN COUNTY TO ENTER INTO AN AGREEMENT FOR THE PROVISION OF HEPATITIS B IMMUNIZATION VACCINES BY THE WARREN COUNTY HEALTH DEPARTMENT, PUBLIC HEALTH NURSING AGENCY TO CERTAIN PERSONNEL EMPLOYED BY WARREN HILLS MIDDLE AND HIGH SCHOOL.

WHEREAS, there is a need to provide Hepatitis B inoculations to certain personnel employed by Warren Hills Middle and High School, 89 Bowerstown Road, Washington, NJ 07882; and

WHEREAS, the local office of Warren Hills Middle and High School has requested that the Warren County Health Department, through the Public Health Nursing Agency provide such inoculations pursuant to contract; and

WHEREAS, the contract permits efficient and economical administration and

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performance of inoculation services by the county health department for the benefit of certain personnel of Warren Hills Middle and High School;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the freeholder director be and hereby is authorized to execute the attached agreement providing for Hepatitis B inoculations by the Warren County Health Department, Public Health Nursing Agency, to relevant personnel of Warren Hills Middle and High School.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 427-04

On motion by Mr. Mr. Chamberlain, 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 June 9, 2004

RESOLUTION AUTHORIZING THE COUNTY PUBLIC HEALTH COORDINATOR TO SUBMIT AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES FOR A \$34,000 REGIONAL HEALTHCARE EXERCISE GRANT.

Whereas, the Warren County Health Department is the County Lead Agency for public health response to emergencies concerning chemical, biological, radiological, nuclear and explosive (CBRNE) agents, and

Whereas, preparedness for CBRNE events requires conducting exercises to test the healthcare system's ability to provide mass treatment of the population with antibiotics, vaccines or other pharmaceuticals, and

Whereas, a state grant is available to fund the cost of conducting such a regional healthcare exercise by August 30, 2004, and

Therefore, Be It Resolved, that the Warren County Board of Chosen Freeholders authorizes the Public Health Coordinator to submit an application to the New Jersey Department of Health and Senior Services for a \$34,000 Regional Healthcare Exercise Grant, and if approved, to execute a grant agreement with the State for the project.

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 428-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION SUPPORTING THE APPLICATION FOR THE 2005 SENIOR CITIZEN AND DISABLED RESIDENT TRANSPORTATION ASSISTANCE PROGRAM FUNDS WITH NEW JERSEY TRANSIT CORPORATION IN THE AMOUNT OF \$434,060; SUBJECT TO THE AVAILABILITY OF FUNDS.

WHEREAS, New Jersey Transit Corporation has made available to the Warren County Board of Chosen Freeholders anticipated Senior Citizen and Disabled Resident Transportation Assistance Program (SCADRTAP) funding for the period of January 1, 2005 through December 31, 2005; and

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WHEREAS, the Warren County Department of Human Services, Division of Contract Administration, has prepared a grant application for use of these funds which are anticipated to total \$434,060.

NOW, THEREFORE BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director is authorized to sign the grant application for anticipated 2005 SCADRTAP funds totaling \$434,060 as available through the New Jersey Transit Corporation.

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 429-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION AUTHORIZING THE DIRECTOR OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF WARREN TO ENTER INTO A CONTRACT OF SALE FOR BLOCK 901, LOT 2 AND LOT 2.01, ALLAMUCHY TOWNSHIP, TO THE STATE OF NEW JERSEY GREEN ACRES PROGRAM.

WHEREAS, the Board of Chosen Freeholders purchased the property known as Block 901, Lot 2, in Allamuchy Township on July 18, 2002, for the express purpose of preserving a portion of the Morris Canal located on that property; and

WHEREAS, the property was subsequently subdivided into Block 901, Lot 2 and Lot 2.01, with Lot 2.01 being the abandoned Morris Canal; and

WHEREAS, it was the intention of the Freeholder Board to auction the remainder (Lot 2) and permanently preserve Lot 2.01; and

WHEREAS, the State of New Jersey has offered to purchase both Lot 2 and Lot 2.01, thereby accomplishing the goal of preservation; and

WHEREAS, such a sale is to the benefit of Warren County and the general public.

THEREFORE, BE IT RESOLVED that the Director of the Board of Chosen Freeholders is hereby authorized to execute a contract for the sale of said properties in the amount of \$250,000.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 430-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION TO EXTEND GRANT AGREEMENT WITH THE TOWNSHIP OF ALLAMUCHY IN THE AMOUNT OF \$60,000.00 FOR THE STABILIZATION OF THE ALLAMUCHY FREIGHT DEPOT WITH FUNDING FROM THE WARREN COUNTY OPEN SPACE, RECREATION, AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND.

WHEREAS, The Township of Allamuchy, having its offices at P.O. Box A, Allamuchy, NJ, hereinafter referred to as the "Township", and the Warren County Board of Chosen Freeholders, 165 County Road 519 S, Belvidere, NJ 07823-1949, hereinafter

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referred to as the "County", and

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

WHEREAS, the Township has entered into a grant agreement with the County for financial assistance in fiscal year 2001 under the Trust Fund; and,

WHEREAS, the Township has submitted a request for an extension of the term of that grant agreement for one year in accordance with the rules and regulations of the Trust Fund and the Trust Fund Committee has reviewed said request and found it to be in conformance with the scope and the mission of the Trust fund, and recommended to the Warren County Board of Chosen Freeholders that the project be awarded additional funding; and,

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

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

WHEREAS, adequate funds are available in account #03894 5065 893105 5065 (Open Space Tax Recreation and Conservation Land Acquisition) and certified by the Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED that, in consideration of the award for funding, and in accordance with the application heretofore filed, and hereby incorporated this Agreement, the Township and the County agree that the term of the "Agreement" be extended to August 20, 2005.

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 431-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF LEASE AGREEMENT WITH THE POLLUTION CONTROL FINANCING AUTHORITY OF WARREN COUNTY (PCFA) FOR OFFICE SPACE LOCATED AT 500 MT. PISGAH AVENUE, OXFORD, NJ, FOR OFFICE SPACE TO ACCOMMODATE THE OPERATIONS OF THE WARREN COUNTY DEPARTMENT OF LAND PRESERVATION.

WHEREAS, the Warren County Department of Land Preservation requires office space to accommodate operations; and

WHEREAS, the PCFA of Warren County has forwarded a lease agreement to provide this office space for the period of June 12, 2004 to June 11, 2005 at a cost of \$17,410.80.

NOW, THEREFORE, BE IT RESOLVED, that the lease agreement between the Warren County Board of Chosen Freeholders and the PCFA of Warren County for office space at 500 Mt. Pisgah Avenue, Oxford, NJ is hereby approved and the Freeholder Director is authorized to execute said agreement.

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

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes , Mr. Gardner yes

RESOLUTION 432-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0455 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROCKSALT FOR THE WARREN COUNTY ROAD DEPARTMENT.

BE IT RESOLVED, that specification WC0455 for rock salt for the Warren County Road Department is hereby approved

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

Funding for this contract is provided in budget account 012900/5125 – Road Department M & R Materials

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 433-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0456 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR LUMBER FOR VARIOUS DEPARTMENTS.

BE IT RESOLVED, that specification WC0456 for lumber is hereby approved

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

Funding for this contract will be provided in various department budget accounts.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 434-04

On motion by Mr. Chamberlain, 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 June 9, 2004

RESOLUTION RE: REJECTION OF ALL BIDS RECEIVED FOR WC0435 FOR TWO DUMP TRUCKS WITH SNOWPLOWS AND SPREADERS FOR THE WARREN COUNTY ROAD DEPARTMENT AND AUTHORIZATION TO REBID THE PROJECT.

WHEREAS, bids were received on Tuesday, May 18, 2004 for two dump trucks with snowplows and spreaders for the Warren County Road Department; and

WHEREAS, adequate funds were not available in the budget to fund this project; and

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

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bids for two dump trucks with snowplows and spreaders for the Warren County Road Department – WC0435 be rejected.

BE IT FURTHER RESOLVED, that the Director of Purchasing is hereby authorized to rebid the above project at a future date.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 435-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0454R WITH MR. B.J. WAUHOP OF BELVIDERE, NJ, FOR A THREE (3) YEAR TERM LEASE OF APPROXIMATELY 3,200 SQUARE FEET OF OFFICE SPACE AT 107-109 MANSFIELD ST. IN BELVIDERE, NJ, FOR THE PROSECUTOR'S OFFICE.

NOW THEREFORE BE IT RESOLVED this contract is being awarded to provide office space for the Warren County Prosecutor's office. The contract is at a rental cost of \$ 48,200.00 for the first year commencing July 1, 2004 and terminating June 30, 2005. For the following two years of the lease the rental cost rate of percentage increase, rounded to the nearest half-percent, shall be calculated according to the "INDEX RATE" as defined in N.J.S.A. 40A:4-45.1A

Funding for this contract has been provided in account no: 012750-5080, Prosecutor's Office, Space Rental.

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

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

Steve Marvin Clerk of the Board

Mr. DiMaio stated that he is not pleased with cost to rent the space, but recognizes there is no other option available.

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 436-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: EXTENSION OF CONTRACT WC0212 FOR DATA PROCESSING SERVICES FOR THE WARREN COUNTY TAX BOARD TO VITAL COMMUNICATIONS, INC., FOR THE PERIOD OF JULY 1, 2004 THROUGH JUNE 30, 2005 FOR THE THIRD AND FINAL YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(5), IN THE ANNUAL COST OF \$40,920.00.

BE IT RESOLVED, that Warren County Contract WC0212 for data processing services for the Warren County Tax Board is hereby extended for a third year as provided by the Local Public Contract Law 40A:11-15(5) said contract is hereby extended for the period of July 1, 2004 through June 30, 2005

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toVital Communications Inc., Trenton, New Jersey

In the amount of\$40,920.00

as per their bid submitted April 8, 2002

Funding for this contract has been provided in budget account 0115200/5029 –Tax Board – Contracted Services

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 437-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO GUARDLINE FIRE AND SAFETY CO., AUTHORIZED DELAER OF MINE SAFETY APPLICANCES CO., UNDER NEW JERSEY STATE CONTRACT #A53070 COVERING FIREFIGHTER PROTECTIVE CLOTHING AND EQUIPMENT FOR VARIOUS TYPES OF PERSONAL SAFETY EQUIPMENT AND AIR CYLINDERS FOR THE WARREN COUNTY HEALTH DEPARTMENT IN THE TOTAL AMOUNT OF \$21,875.00.

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for various types of safety equipment and air cylinders for the Warren County Health Department and is hereby awarded

To..... Guardline Fire and Safety Co., Elmwood Park, New Jersey

in the amount of\$21,875.00

at the prices established under New Jersey State Contract #A53070

Funding for this contract has been provided in grant account S33355325/5100 – CEHA Grant

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 438-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0443 FOR NINETEEN 2004 HONDA MODEL EV10001A2 PORTABLE GENERATORS FOR THE WARREN COUNTY HEALTH DEPARTMENT AND THE WARREN COUNTY DEPARTMENT OF PUBLIC SAFETY TO MONTAGUE TOOL & SUPPLY CO., INC., IN THE AMOUNT OF \$872.00 EACH, TOTAL CONTRACT AMOUNT \$16,568.00.

BE IT RESOLVED, that contract WC0443 for nineteen Honda Portable Generators Model EV1000IA2 for the Warren County Health Department and the Warren County Department of Public Safety is hereby awarded

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toMontague Tool & Supply Co., Inc., Branchville, New Jersey
in the amount of\$872.00 each – total contract amount \$16,568.00
as per their bid submittedJune 1, 2004

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

Funding for this contract will be provided in grant account F42525351/5100 – OEM – Homeland Security Grant Phase II – CBRNE and grant account F42525351/5030 – OEM – Homeland Security Grant Phase II

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 439-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0434A FOR ONE 2004 JOHN DEERE MODEL 110 TLB TRACTOR/LOADER/BACKHOE FOR WARREN HAVEN TO JESCO, INC., IN THE AMOUNT OF \$33,431.00.

BE IT RESOLVED, that contract WC0434A for one John Deere Model TLB Tractor/Loader/Backhoe for Warren Haven is hereby awarded

toJesco, Inc., South Plainfield, New Jersey
in the amount of\$33,431.00
as per their bid submittedJune 1, 2004

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

Funding for this contract will be provided in capital account 0404A608/5050 – 04 Capital – Tractor Replacement at Warren Haven

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 440-04

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

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RESOLUTION RE: AWARD OF CONTRACT WC0436 FOR TWO 2004 MCCORMICK MODEL CX75 TRACTORS WITH ALAMO 18' MACHETE FLAIL MOWERS FOR THE WARREN COUNTY ROAD DEPARTMENT TO STORR TRACTOR COMPANY AT THE UNIT PRICE OF \$68,215.00 EACH TOTAL CONTRACT AMOUNT OF \$136,430.00.

BE IT RESOLVED, that contract WC0436 for two McCormick Model CX75 with Alamo 18' Machete Flail Mowers for the Warren County Road Department is hereby awarded

toStorr Tractor Company, Somerville, New Jersey

in the amount of\$68,215.00 each total contract amount \$136,430.00

as per their bid submittedMay 18, 2004

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

Funding for this contract will be provided in capital account 0404A603/5050 – 04 Capital – Roads Replacement of Tractor Mowers

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 441-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0437 LEASE PURCHASE OF A 2004 GRADALL XL4100-II MULTIPURPOSE EXCAVATOR FOR THE WARREN COUNTY ROAD DEPARTMENT TO FORMULA EQUIPMENT INC., FOR A THREE YEAR LEASE WITH A MONTHLY COST OF \$8,713.59 PER MONTH, TOTAL AFTER THREE YEARS \$313,689.24 WITH A \$1.00 BUY OUT COST AT THE END OF THE THREE YEAR LEASE.

BE IT RESOLVED, that contract WC0437 for lease purchase of a 2004 Gradall XL4100-II for the Warren County Road Department is hereby awarded

toFormula Equipment Inc., South River, New Jersey

in the amount of ...\$8,713.59 per month for 36 months, total cost of \$313,689.24

as per their bid submittedMay 4, 2004

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

Funding for this contract will be provided in budget account 012900/5084 – Roads – Rental of Equipment

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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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 442-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0438A FOR A 2004 LEE-BOY MODEL 420 PNEUMATIC ROLLER FOR THE WARREN COUNTY ROAD DEPARTMENT TO CONSTRUCTION & INDUSTRIAL EQUIP. CORP., IN THE CONTRACT AMOUNT OF \$30,500.00.

BE IT RESOLVED, that contract WC0438A for a 2004 Lee-Boy Model 420 Pneumatic Roller for the Warren County Road Department is hereby awarded

toConstruction & Industrial Equip. Corp., Lodi, New Jersey

in the amount of\$30,500.00

as per their bid submittedMay 25, 2004

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

Funds for this contract are provided in capital account 0404A604/5058 – Capital Roads – Pneumatic Roller

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 443-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AUTHORIZATION TO ISSUE PURCHASE ORDERS TO TUSCAN/LEHIGH DAIRIES, LP, FOR THE PERIOD OF JULY 1, 2004 THROUGH JUNE 30, 2005 UNDER THE HEALTH CARE GROUP PURCHASING, INC., CONTRACT #3305 AS ALLOWED BY N.J.S.A. 30:9-87 FOR DAIRY PRODUCTS FOR WARREN HAVEN AND WARREN ACRES IN THE APPROXIMATE AMOUNT OF \$60,000.00.

BE IT RESOLVED, that the purchasing department is authorized to issue purchase orders for dairy products for Warren Haven and Warren Acres

toTuscan/Lehigh Dairies, LP, Lansdale, Pennsylvania

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in the approximate amount of \$60,000.00

at the prices established under the Health Care Group Purchasing, Inc., contract #3305

Funding for this contract has been provided in budget account 013502/5037 – Warren Haven Dietary – Food Supplies and 012770/5037 – Juvenile Detention Facility – Food Supplies

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 444-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AUTHORIZATION TO ISSUE PURCHASE ORDERS TO SYSCO FOOD SERVICES METRO NEW YORK LLC, FOR THE PERIOD OF JULY 15, 2004 THROUGH JANUARY 15, 2005 UNDER THE HEALTH CARE GROUP PURCHASING, INC., CONTRACT #3304B AS ALLOWED BY N.J.S.A. 30:9-87 FOR GROCERIES FOR WARREN HAVEN IN THE APPROXIMATE AMOUNT OF \$87,000.00.

BE IT RESOLVED, that the purchasing department is authorized to issue purchase orders for groceries for Warren Haven

to Sysco Food Services Metro New York LLC, Jersey City, New Jersey

in the approximate amount of.....\$87,000.00

at the prices established under the Health Care Group Purchasing, Inc., contract #3304B

Funding for this contract has been provided in budget account 013502/5037 – Warren Haven Dietary – Food Supplies

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 445-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO PHOENIX TEXTILE CORPORATION UNDER THE AMERICAN ASSOCIATION OF HOMES AND SERVICES FOR THE AGING, CONTRACT #131482 AS ALLOWED BY N.J.S.A. 30:9-87 FOR FURNITURE AND ASSOCIATED PRODUCTS FOR WARREN HAVEN IN THE AMOUNT OF \$58,471.04.

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for furniture and associated products for Warren Haven

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toPhoenix Textile Corp., St. Louis, Missouri

in the amount of.....\$58,471.04

at the prices established under the American Association of Homes and Services for the Aging, contract #131482

Funding for this contract has been provided in capital account 0404A401/5052 Capital Warren Haven Resident Room Furniture Replacement

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 446-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION AUTHORIZING THE EXTENSION OF CLOSING DATE UNDER THE CONTRACT OF SALE OF HAMLLEN FARM.

WHEREAS, on April 10, 2004, the County of Warren approved the sale of the property known as the "Hamlen Farm" located at 481 County Route 519 on County lands known as Block 23, Lot 7.01 in the Township of Greenwich, New Jersey, to Kenneth C. and Ann B. Miller for a total price of \$180,000 and authorized the execution of an Agreement of Sale in connection therewith;

WHEREAS, said Agreement of Sale provided for a closing of the sale to take place within sixty (60) days of the approval of the sale by the Board of Chosen Freeholders;

WHEREAS, due to complications relating to the conveyance of clear title to the property and travel plans of the purchasers, the closing cannot be scheduled to occur until at least June 22, 2004;

NOW, THEREFORE, BE IT RESOLVED BY THE FREEHOLDERS OF THE COUNTY OF WARREN, STATE OF NEW JERSEY, that the date for closing on the sale of the property known as the Hamlen Farm shall be extended until such time as the County is able to convey title to the purchasers free and clear of any mortgages, as long as the purchaser agrees to close on the purchase within five (5) days of notification that the County has obtained documents sufficient for such conveyance.

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 447-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY SPECIAL SERVICES SCHOOL DISTRICT BOARD OF EDUCATION.

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby reappoint the following individuals to the Warren County Special Services School District Board of Education for a three year term:

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William Spencer Term to expire: 6/30/07
 290 Firth Street
 Phillipsburg, NJ 08865

Robert W. Hopek Term to expire: 6/30/07
 13 Stewartsville Road
 Stewartsville, NJ 08886

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

RESOLUTION 448-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

RESOLUTION TO APPOINT MEMBER TO THE WARREN COUNTY PLANNING BOARD.

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoint the following individual to the Warren County Planning Board to serve the balance of an unexpired term ending September 19, 2004.

APPOINT MEMBER:

Deborah A. Pasquarelli Term to expire: 9/19/04
 511 Standish Place
 Stewartsville, NJ 08886
 Alternate #2

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.

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

Under Reports and Comments, Ms. Harbeck discussed the necessity for extension of closing date on sale of the Hamlen Farm and noted that she had one item for Executive Session discussion.

Mr. Hicks said that some time ago, we talked about options for extending the sewer line agreement with PRMUA. We paid to put in the line and had an agreement for extending it so we could recoup capital costs. Mr. Marvin said there is an opinion letter from Nancy Gage in the Board's mail on this matter.

Mr. Dech noted there is a strategic planning meeting on Thursday, June 17 at the Pequest Trout Hatchery and Natural Resource Education Center.

Mr. Dech stated that a letter was received from Natures Choice seeking amendments

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to the Solid Waste Management Plan and he recommends SWAC review prior to any Board action. After brief discussion, on a motion by Mr. Chamberlain, seconded by Mr. DiMaio and approved unanimously, the Natures Choice matter was referred to SWAC for their review and recommendation.

Mr. Houck had nothing to report.

Mr. Marvin presented three hiring requests for vacant budgeted positions.

He reminded the Board that there is an NJAC meeting next Friday at the Statehouse Annex.

Regarding the NJAC Annual Conference – are we interested in sponsorship? It's up to the Board whether to buy a page in the welcome booklet. Mr. Gardner said we'll make a decision at our next meeting.

Mr. Marvin presented a request from American Transformation to use the Annex Building meeting room on Saturday, July 3. A gentleman from this organization dropped in his office the other day. Mr. Marvin explained indemnification needs. Bigger issue is overtime on a holiday weekend for a political event as the individual is running for President as a write-in. The Board asked Mr. Marvin to direct this organization to commercially available sites.

Under Freeholder Comments, Mr. DiMaio said that last Saturday's veteran's ceremony was incredibly well-prepared. Art Charlton should be thanked for the time he put in; also, Barry Smith and all others. A heck of a job. "It was one of the most moving programs that I've had the honor to be part of, to see folks who had served in wars before my lifetime, up to the more current events."

Mr. Chamberlain said it was a moving ceremony and well appreciated by veterans. All involved deserve thanks. Some vets had tears in their eyes on stage. "I'm happy we had the opportunity to do this."

Mr. Gardner echoed the sentiments of Mr. DiMaio and Mr. Chamberlain and said that the Warren Hills Middle School Band was excellent. Very talented young people.

Under Closing Public Comments, Greg Colletti of White Township said that Bill A-2324 should be a concern to everyone who owns animals or has pets. He interprets this to mean hobbyists and small time breeders will have same restrictions as a commercial livestock operation. Municipalities will be responsible for enforcement. They literally could take your animals from you.

Mr. Chamberlain asked if there is a kennel owners association or breeders association you could alert about this to assist.

Claire Tondreau of Washington Township said that regarding the New Hampton Road Bridge, she put together an information packet and had a meeting with officials at the bridge about a month ago. It's a low volume local road. Residents want a narrow one-lane bridge with dedicated pedestrian walkways. Substructure as wide as you want and you could remove railings if bridge had greater use in the future. They also want traffic calming devices. As for the County's suggestion that they could shut it down to make it a loop road – we'd also go for that.

Valerie Johnson, Musconetcong Road, Hunterdon side of river, said the communities

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remain resolute in opposition and don't want the area to change.

At 8:10 p.m., Mr. Gardner called for a 20 minute recess as the Board will reconvene at 8:30 for a joint meeting with the Hunterdon County Freeholder Board in order to discuss the Highlands Legislation with Senator Lance.

At 8:30 p.m., the meeting reconvened. Present were Hunterdon County Freeholder Director Marcia Karrow, Deputy Director George Melick and Freeholders Frank Fuzo, George Muller and Nancy Palladino. Senator Leonard Lance was in attendance.

Mr. Gardner said this is certainly unprecedented and we are graced to have our Senator here tonight. He can enlighten us as to nuances of the Highlands Bill. We will have Freeholders pose questions. Also, elected officials in attendance can ask questions.

Ms. Karrow reconvened the Hunterdon County Freeholder Meeting. All at the dais introduced themselves.

Senator Lance thanked the Freeholder Boards for inviting him. He considers all Freeholders in the two counties as committed to protecting the environment. When he runs, it's an essential portion of his platform. Resources are diminishing in New Jersey, but we have the ability to preserve them before the state is paved over. The threat of overdevelopment and sprawl is tremendous and he knows the Boards share that concern. When the complexion of the legislature changed, the other party took control.

He predicted income taxes would go up, pay to play would be weakened, and there would be some form of environmental legislation.

He was asked by the McGreevey Administration to be a second sponsor of the legislation. He declined the offer. Perhaps, he was asked because NJ Monthly last year rated him the strongest environmentalist of either party.

He could support the Highlands concept only if there were enough protections for farmers and no mandatory growth requirement. He urged all who came to see him to work with the Farm Bureau and Ag. Secretary to make sure farming interests were protected.

His deep concern is there would be a mandatory growth requirement and believes he is one of a handful of people responsible for keeping it out.

He's familiar with the resolutions from both Freeholder Boards, comments pro and con.

He recognizes there hasn't been a study of funding sources. He shall introduce a ballot question to dedicate further sales tax revenue to open space protection.

He knows there has been a concern regarding whether or not Highlands Commission members should be elected. Respects opinion that they should be elected, but concerned that Hunterdon and Warren have the least populations of the seven Highlands counties; he's concerned members would be elected from Bergen and Passaic.

He favors protection of the Highlands and water quality and thinks it will help prevent overdevelopment.

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Mr. Gardner expressed concern with how quickly the legislation is moving. Five-Day Public Notice Rule for committee hearing was dispensed with.

Ms. Karrow said that the bill is now 151 pages and became available only at 3 p.m., up 53 pages from Monday. Section 5 calls for composition of the council. One from each of seven counties, the eighth from the most populated county and seven at large from areas that drink the water. Could potentially be eleven Democrats and four Republicans. She favors electing the council and feels only people who live in Highlands municipalities could run and could vote and have one representative from each county and larger counties in the Highlands could have more representation. Governance of 88 municipalities, many in Republican Hunterdon and Warren Counties, would be turned over to outsiders who don't live here is extremely troubling. Would hope that you would have said this is not okay and would have stood by our party. We have no say in who these people are going to be. The Governor has veto power by topic over the minutes. The council wouldn't have to file election reports or financial statements, but would have huge authority over planning and zoning. GOP minority is not standing by us.

Senator Lance said he would have preferred a different composition of the council. Elections means candidates would have to raise money and he fears those who favor overdevelopment would contribute greatly to candidates. Might be possible to limit membership to Highland's communities. "I'm not Senate President, but hope springs eternal."

Ms. Karrow said if builders contribute, it will show up on ELEC reports. The majority of Democrats will run the governance of this region. She asks Senator Lance to vote against it merely on the governance issue. It gives power to zone through blackmail, intimidation and holding back funding; payment in lieu of taxes; three more Governor's appointments to determine. Money will be shared with the Pinelands – no idea why. How can anybody support this Bill when there are so many questions about it? Density could increase in towns. Even Lebanon Township, completely in the Highlands, loses \$420,000 in taxes. If a new high school is needed, there is no way for them to pay the bill.

Senator Lance said thanks for loss of ratables info; he believes we will have an obligation in the Legislature to fund that program fully. In many instances, the bill is voluntary; he doesn't believe municipalities will be forced to accept growth.

Ms. Karrow stated that \$12 million in funding was added for the Pinelands area. Senator Lance said this was at the insistence of Senator Sweeney. Senator Lance wants as much money as possible for the Highlands.

Ms. Karrow said that municipalities that take the higher density of five units per acre will get a higher position in farmland preservation funding rounds. That includes areas contiguous to Highland's municipalities. Holding harmless and guarantee farmland preservation money for all counties. We have a huge amount of farms pending and the planning area is becoming more valuable.

Senator Lance will advise all municipalities that could increase their growth not to do so. He doesn't believe the incentives are worth it. He thinks almost no municipality will take advantage of it, so ratings will stay the same. We need more money for the program which is why he is introducing a bond referendum. Preservation area is not "no growth", but a limited growth area.

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Ms. Karrow asked Senator Lance to get us something for his "yes" vote.

Senator Lance said he's one of two or three people responsible for keeping mandatory growth components out of the legislation.

Mr. DiMaio stated that we're putting a lot of effort into planning. We will never look like Bergen or Essex. He's concerned that if people's lands are needed to protect resources, they should be paid for it – not have their land devalued.

Senator Lance agrees we need a long-term funding source for farmland preservation. He will be working with the Farm Bureau and others on that. He reiterated his proposed bond issue, but doesn't see getting it on the ballot until 2005. A water tax is possible as well and there is a bill proposed for this.

Mr. DiMaio said users should pay a fee and he is not in favor of borrowing more money. We'd all pay to buy back our own land. He said he would be willing to pay for water use. People would be more prone to conserve. Also, he understands that in the urban areas benefiting by this legislation, 17% of water is lost to crumbling infrastructure. Senator Lance said he just learned Senator McNamara tried to move a water tax in Committee and it lost 2-3, party lines. Democrats opposed it.

Mr. Melick said that the bill has been hijacked. It's the most political thing that has come down the pike, when our fate is in the hands of South Jersey. We have been sold out for a political deal in South Jersey. Funding is not going to happen. "You've made yourself hard to reach out to on this." We are at the bottom of the feed trough. As far as a water tax to help farmers in Hunterdon County, it's not going to happen.

Mr. Chamberlain said that we will hope we can get voter approval for funding in the future. TDR doesn't work without mandatory growth areas. Governance without accountability is frightening, usurping of home rule. The two Freeholder Boards here are absolutely opposed and it scares him because it sounds like Senator Lance is defending this legislation. We have programs now – Green Acres, farmland preservation – we can expand these – do them with our own governance, no need for additional bureaucracy.

Ms. Palladino said that everybody here knows Senator Lance as a thoughtful legislator. Do you think the Pinelands Commission 30 years ago was successful?

Senator Lance said, not completely, but he would have voted for it.

Ms. Palladino asks a series of questions of Senator Lance. He answered that he believes in home rule, believes municipalities have done a good job with development.

Senator Lance stated he thinks a water fee would have the effect of encouraging conservation.

Ms. Palladino asked why save water here only to pass it to polluted water systems where people can waste all they want. What did you get for Hunterdon County?

Senator Lance said no mandatory growth was very much in the balance without his efforts.

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Mr. Muller stated that we've been doing a great job of preserving the environment and he asked Senator Lance to remember you're working on the destiny of these two counties.

Mr. Fuzo stated that we all realize this is not a good bill, even though it has some good points. He's a realist – it's going to pass tomorrow. Some things are not good for the two counties. He takes Senator Lance at his word that he worked to get funding for it. Deals are made in the back room down there and we're stuck with it. We're going to have to work with the Senator to get money to fund it and do what's best for everybody in these two counties. He thanked Senator Lance for taking his time to attend the meeting and the Warren County Freeholders for hosting.

Michael Beck, Deputy Mayor of Union Township, asked why was mandatory growth in the balance so long if this is a land protection bill? Even if it is going to pass, stand up for our area.

Frank Marchetta, Mayor of Greenwich Township, said the bill puts our township in jeopardy. More than 80% of the township is in the planning area. The township feels it will jeopardize their goal of staying rural. Couldn't get more land into the preservation area.

Senator Lance said he was sorry not more of Greenwich was placed in the preservation area and he looks forward to working with the Mayor to achieve special critical environmental area status.

Jay Cronce, Pohatcong Township, asked why is the council representation based on population, not on vacant land mass affected?

Senator Lance said he had not analyzed that, would probably be difficult to apportion.

Mr. Cronce said Pohatcong had requested 80-90% of its land mass in the preservation district to prevent development pressure.

John Inscho, Mayor of Liberty Township, asked Senator Lance to go to bat for us tomorrow, try to hold up until all the pertinent questions are answered. It's not ready to go.

Nick Corcodilos, Clinton Township, said his group helped stop the Windy Acres Project. It was not the municipality that stopped it. It was a failure of the township that brought it about. When we needed help, we realized we weren't getting it from the municipality or county. He said he was offended with partisan politics going on with this bill. He hopes when it passes, you Freeholders put the same effort into shaping the bill's implementation.

Ms. Karrow said that local fire and rescue squads are not exempt from restrictions if they need to expand. Eighty percent of your elected officials have asked for this to be delayed. We are asking you to work your caucus to stay united until a tax analysis can be done, state mandate state pay analysis, remedy the flaws. Get it delayed. Being partisan is the only way we can get the changes we need now.

Mr. Gardner said they should have allowed folks to examine the latest amendments before allowing it to go forward. He understands peoples' emotions on this, but we should all adhere to good government. User fees are needed. Mr. Gardner stated that he admires and respects Senator Lance and thanked him for attending this important meeting.

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The Hunterdon County Meeting closed at 10:06 p.m. and Mr. Gardner called for a recess of the Warren County Freeholder Meeting. Mr. Gardner reconvened the Warren County Freeholder Meeting at 10:20 p.m.

RESOLUTION 449-04

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, at 10:23 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 9, 2004

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

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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 many become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
8. *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance or promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
9. *Matters Relating to the Potential Imposition of a Penalty:* Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bearing responsibility

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders, assembled in public session on June 9, 2004, that an Executive Session closed to the Public shall be held on June 9, 2004 at 10:23 p.m. in the Freeholders Conference Room located at the Wayne Dumont, Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey 07823 for the discussion of matters relating to the specific items designated above.

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

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

Steve Marvin Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Board adjourned executive session at 10:48 p.m. and returned to open session.

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, and there being no further business to come before the Board at this time, the meeting was adjourned at 10:49 p.m.

Recorded Vote: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

ATTESTED TO:

Steve Marvin, Clerk of the Board