

JUNE 23, 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 23, 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 Gardner, Freeholder John DiMaio and Freeholder Everett Chamberlain. Also attending were County Engineer Dave Hicks, CFO Charles Houck, County Counsel Joseph J. Bell, County Administrator Steve Marvin and Public Information Officer Art Charlton.

The Pledge of Allegiance was led by Director Gardner.

Director Gardner read the following statement: **"ADEQUATE NOTICE OF THIS MEETING OF JUNE 23, 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."**

Mr. Gardner called on the assembled to remember Mildred Carter who died on Monday, June 14. Warren County "lost one of our most valued treasures," Mr. Gardner said, noting she was an active member and past chairwoman of Warren County Division of Senior Services Advisory Council, and active in many other groups. "Her passing will leave a void in the many lives she touched," he said.

Mr. Chamberlain said he had several occasions of working with her at the Warren County Farmers' Fair and meeting with seniors. He said she was a delightful, very active lady.

Mr. Gardner asked for the county to send a card of sympathy to her family.

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

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

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the Minutes of the Regular Session held on June 9, 2004 were approved.

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

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Minutes of the Executive Session held on June 9, 2004 were approved.

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

MEETINGS

1. Independence Township
Representatives of Independence Township, including Township Committeemen

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Robert Giordano and Walter Brandt, and residents George Ulmer and Anthony Knapp, met with the Board regarding Water Street and Petersburg Road. They said there are safety problems on those roads.

Since renovations were made, "It's a speedway," Mr. Giordano said. He noted that a child was hit by a car recently and almost killed. The road is used by people traveling to and from Route 80.

The Independence representatives asked for the speed limit to be reduced. Mr. Giordano said if the speed limit is lowered, it gives them more teeth in issuing summonses.

Mr. Chamberlain asked whether an official request has come from the township to the Engineer or Freeholders seeking a reduced speed limit.

Mr. Bell said there is a procedure to request the speed limit reduction and traffic studies.

Mr. Hicks said procedures call for a report to justify such a change to the State Commissioner of Transportation. There was a similar request in 2000. He said police did heavy enforcement, trying to change people's habits into going slower, and a 40 mph limit went into effect in early 2001.

Mr. Giordano said the road is conducive to a high speed.

Mr. Ulmer said because the shoulders haven't been mowed, weeds are hanging into the road, squeezing the lanes. Traffic starts at 4:00 am, he noted.

Mr. Giordano said that due to budgetary problems, the township cannot add more police. He asked for the speed limit to be reduced to 35 mph, so the fines will be higher for people traveling in excess of the limit.

Mr. DiMaio thinks because the first part of the road is a built-up area, the limit should be 25 mph. Other sections should be reduced as well, since the road is narrow, he said.

Mr. Hicks said the state is usually reasonable, but you have to put some logic and some data with it when requesting a new speed limit.

Mr. Chamberlain said the process has started, as the township has been discussing this with Mr. Hicks.

Mr. Knapp noted the road presents a dilemma for drivers pulling out of their driveways. He thanked the Freeholders for their support.

2. PCFA

The Freeholders met with representatives of the Pollution Control Financing Authority of Warren County. Participating were PCFA Chairman Robert Zelle, Vice-Chairman Harry Pool and Executive Director John Carlton.

Mr. Carlton updated the Freeholders on efforts to control odors from landfill gases. The authority made a decision to seek outside advice from another engineering firm. SES Engineers was asked to perform a full comprehensive review of all actions taken to date and make recommendations, he said. This review showed that in general, the PCFA took the correct approach to collect and burn the gas. The trick is to collect all of it, which they had failed to do.

Mr. Carlton outlined steps underway, including sealing the manholes of the leachate collection system, installing vacuum traps (as you would have under your sink), and tying the 12 leachate cleanouts to the collection system for the gas. They also are upgrading the flare, so it can burn more gas, and installing an autodialer on the sump pump to alert authorities to any problems with the system.

Mr. Carlton said the PCFA is trying to get the best advice and take aggressive steps on the odor problem. They have noticed a dramatic decline and encourage the public to let them know if they still smell the odors, he said.

Mr. Zelle said the landfill had been taking construction and demolition waste as a daily cover, but gypsum board gets wet and emits an odor. He noted the PCFA is controlling

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the gas and taking actions to not make as much gas in the future.

Mr. Gardner asked about collecting the gas and selling it.

Mr. Carlton said the PCFA has four proposals they are reviewing.

Mr. Chamberlain asked where the generators using the landfill gas would be located.

Mr. Zellely said probably somewhere by the landfill.

Mr. DiMaio said the PCFA should study all angles and test for noise ahead of time.

Mr. DiMaio asked how long does gas production continue. Mr. Carlton said gas declines over the years. Nominal amounts of gas are found at the end of 30 years. It depends on how long it takes for gasses to degrade, he said.

Mr. Gardner asked about the plastic cover at the landfill. Mr. Carlton said it will be replaced with final closing of the landfill. He said they think the cap is successful when it rains to shed much water from the landfill.

Mr. Zellely said the authority is looking at re-circulating leachate into the landfill instead of pumping it to the Pequest River Municipal Utilities Authority Treatment Plant. This change would save the PCFA a couple hundred thousand dollars a year. It has been done in other landfills and "We're looking at whether it can be done here," Mr. Zellely said.

Mr. Carlton said he thinks it can be done, but the question is whether it would be cost effective.

Mr. Chamberlain asked if the leachate is being handled or if it ever runs off-site. Mr. Carlton said they have had to haul it away in tankers at times, but it never runs off-site.

In response to Mr. Chamberlain's question, Mr. Carlton said there is one more cell of the landfill to be opened.

Mr. Zellely said the authority would like to get together every six months or so to update the Freeholders. The Freeholders said they would appreciate that.

Mr. Carlton also discussed the status of implementing a Solid Waste Management Plan amendment, which includes closing the landfill in 2006. The authority is implementing that plan. The PCFA had a good year financially, as costs were lower than expected and revenues were good, he noted. "Right now, we're doing better than expected," he said.

The gate rate now is \$65 a ton to dispose of waste at the landfill. The PCFA has to charge a market rate. Pennsylvania is raising rates and that helps us to be able to raise our rates, Mr. Carlton said.

Mr. Gardner recognized Sean Smith from Greenwich Township, 14 years old and working on his Eagle Scout ranking by attending tonight's meeting.

Under Public Comments and Agenda Items Only, Laura Opdyke asked whether there are terms on several of the managerial appointments listed under "Personnel" on the agenda. Mr. Marvin said there are and listed the expiration dates of those appointments.

She also asked how is it determined how those employees are doing their jobs.

Mr. Gardner said the employees are supervised. Mr. Marvin said he does not do performance reviews on department heads. Mr. Chamberlain said if there is a problem, the buck stops here, and the Freeholders deal with it.

RESOLUTION 450-04

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 23, 2004

RESOLUTION TO PAY BILLS FOR MASTER VOUCHER NUMBER 2004 - 25.

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Be and it is hereby resolved that Master Voucher Certificate For Certification/Ratification for Payment No. 2004-25 dated June 23, 2004 in the amount of \$ 2,803,743.12 including bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

2004-24	\$ 834,913.01
2004-25	\$ 652,694.43
Sub Total	<u>\$1,487,607.44</u>
Payroll 6/10/04	\$1,316,135.68
GRAND TOTAL	<u>\$2,803,743.12</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 451-04

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 23, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$131,750.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, ENVIRONMENTAL HEALTH ACT.

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 \$ 131,750.00, which item is now available from the State of New Jersey, Department of Environmental Protection, Environmental Health Act.

BE IT FURTHER RESOLVED that a like sum of \$ 131,750.00 be and the same is hereby appropriated under caption:

"UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES"

State of New Jersey, Department of Environmental Protection,
Environmental Health Act

(administered by the Health Department)

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

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 452-04

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 23, 2004

**INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN
IN THE AMOUNT OF \$274,657.00 FROM THE STATE OF NEW JERSEY, JUVENILE
JUSTICE COMMISSION, STATE/COMMUNITY PARTNERSHIP GRANT PROGRAM & THE
FAMILY COURT SERVICES PROGRAM.**

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 \$ 274,657.00, which item is now available from the State of New Jersey, Juvenile Justice Commission, State/Community Partnership Grant Program & the Family Court Services Program.

BE IT FURTHER RESOLVED that a like sum of \$ 274,657.00 be and the same is hereby appropriated under caption:

"UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES"

State of New Jersey, Juvenile Justice Commission,
State/Community Partnership Grant Program &
the Family Court Services Program
(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, Juvenile Justice Commission.

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 453-04

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 23, 2004

**INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF
\$19,505.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC
SAFETY, JUVENILE JUSTICE COMMISSION, JUVENILE ACCOUNTABILITY INCENTIVE
BLOCK GRANT JAIBG-03-21.**

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.

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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 \$ 19,505.00, which item is now available from the State of New Jersey, Department of Law & Public Safety, Juvenile Justice Commission, Juvenile Accountability Incentive Block Grant JAIBG-03-21.

BE IT FURTHER RESOLVED that the County's Cash Match (10%) of \$2,167.00 is included in the 2004 County Budget – Youth Shelter – OE (Sheet 20-c) in the total amount of \$109,295.00

BE IT FURTHER RESOLVED that a like sum of \$ 19,505.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Law & Public Safety,
Juvenile Justice Commission, Juvenile
Accountability Incentive Block Grant JAIBG-03-21
(administered by the Human Service Dept.)

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Department of Law & Public Safety.

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 454-04

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 23, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$11,000.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF MILITARY & VETERANS AFFAIRS, FOR VETERANS TRANSPORTATION #VL05T21.

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 \$ 11,000.00, which item is now available from the State of New Jersey, Department of Military & Veterans Affairs, for Veterans Transportation #VL05T21.

BE IT FURTHER RESOLVED that a like sum of \$ 11,000.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Military & Veterans Affairs,
for Veterans Transportation #VL05T21
(administered by the Human Service Dept.)

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

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 455-04

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 23, 2004

RESOLUTION APPROVING AN AGREEMENT BETWEEN THE COUNTY OF WARREN AND THE OWNER OF LOT 6, BLOCK 1307, COUNTY ROUTE #629, MANSFIELD TOWNSHIP FOR A MAINTENANCE & UTILITY EASEMENT FOR A SUM OF \$750.00.

WHEREAS, the County of Warren needs to replace County Culvert #16068 on County Route 629 Mansfield Township; and

WHEREAS, the County requires a construction and maintenance easement outside the existing right-of-way on Lot 6, Block 1307; and

WHEREAS, Borealis Compounds, LLC, owner of Lot 6 & Block 1307 will grant the easement on their property for the sum of \$750.00; and

WHEREAS, adequate funds have been established in account 0402A304 5064 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve the Agreement with Borealis Compounds, LLC for a Maintenance & Utility Easement on Lot 6, Block 1307, County Route #629 in Mansfield Township.

BE IT FURTHER RESOLVED that the Director and Clerk of the Board are hereby authorized 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.

Steve Marvin Clerk of the Board

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

RESOLUTION 456-04

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 23, 2004

RESOLUTION AUTHORIZING THE COUNTY OF WARREN TO ENTER INTO A SIDEWALK AGREEMENT WITH THE BOROUGH OF ALPHA FOR THE CONSTRUCTION OF A SIDEWALK WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #519 ALONG THE FRONTAGE OF LOT 9, BLOCK 83.

WHEREAS, the Borough of Alpha and the County of Warren agree there is a need to construct a sidewalk in the Borough of Alpha along County Route #519, Third Avenue, to provide for pedestrian safety; and

WHEREAS, the County owns the right-of-way along County Route #519 and agrees to the construction of a sidewalk by Antonio's and Diana Boulos, along the frontage of Lot 9, Block 83; and

WHEREAS, the Borough of Alpha will inspect the construction of the sidewalk and

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assume ownership with all rights and responsibilities for the sidewalk; and

NOW, THEREFORE BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren in the State of New Jersey approves the signing of a Sidewalk Agreement between the Borough of Alpha and the County of Warren for sidewalk construction in Alpha Borough.

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.

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 457-04

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 23, 2004

RESOLUTION IN SUPPORT OF APPLICATIONS FOR FUNDING FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE 2005 HANDICAPPED PERSONS RECREATIONAL OPPORTUNITIES ACT FOR THE ARC AND DAWN, INC. FOR \$21,520 GRANT FUNDS AND \$4,304 COUNTY MATCHING FUNDS; SUBJECT TO THE AVAILABILITY OF FUNDS.

BE IT RESOLVED the Board of Chosen Freeholders of the County of Warren supports the submission of applications for anticipated 2005 Handicapped Persons Recreational Opportunities Act funding through the New Jersey Department of Community Affairs by the following agencies:

The ARC	\$14,645	Grant funds
	2,929	County matching funds
DAWN, Inc.	\$6,875	Grant funds
	1,375	County matching funds

BE IT FURTHER RESOLVED that the County will consider the provision of the county matching funds totaling \$4,304 in the 2005 County budget.

BE IT FURTHER RESOLVED that the Director of the Board of Chosen Freeholders is authorized to sign the grant application for anticipated 2005 Handicapped Persons Recreational Opportunities Act for funding in the total amount of \$21,520 grant funds and \$4,304 county matching funds; 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.

Steve Marvin Clerk of the Board

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

RESOLUTION 458-04

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 23, 2004

RESOLUTION APPROVING THE CONTRACT MODIFICATION WITH THE NJ DEPARTMENT OF HUMAN SERVICES FOR THE ONE EASE E-LINK (OEL) INITIATIVE; CONTRACT TO BE EXTENDED TO JULY 31, 2004; CONTRACT CEILING REDUCED TO \$276,000.

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WHEREAS, on March 24, 2004, the Warren County Board of Chosen Freeholders approved a contract extension with the NJ Department of Human Services for the One EASE E-Link (OEL) initiative through June 30, 2004; contract ceiling of \$288,000; and

WHEREAS, the state has subsequently granted the county an extension to July 31, 2004 to expend the OEL project training and implementation funds; and

WHEREAS, funding related to the OEL contract has been reduced by \$12,000; thereby reducing the contract ceiling from \$288,000 to \$276,000

NOW, THEREFORE, BE IT RESOLVED, that the Warren County Board of Chosen Freeholders approves the contract modification with the NJ Department of Human Services to July 31, 2004 for the OEL project; contract ceiling reduced from \$288,000 to \$276,000.

BE IT FURTHER RESOLVED that the Director of the Board of Chosen Freeholders be authorized to execute the OEL contract modification.

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 459-04

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 23, 2004

RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE THE ROUND 5 SECTION 3037 JOB ACCESS REVERSE COMMUTE AGREEMENT WITH THE FEDERAL TRANSIT ADMINISTRATION FOR \$155,874 FEDERAL FUNDS; \$77,937 STATE FUNDS; AND \$77,937 ANTICIPATED COUNTY MATCHING FUNDS; SUBJECT TO THE AVAILABILITY OF FUNDS.

WHEREAS, NJ Transit Corporation has made available to the Warren County Board of Chosen Freeholders Section 3037 JARC grant in the amount of \$233,811 (\$155,874 Federal funds; \$77,937 State funds) and \$77,937 anticipated county matching funds; and

WHEREAS, the JARC funds are available for the period January 1, 2003 through June 30, 2005.

NOW, THEREFORE BE IT RESOLVED, by the Board of Chosen Freeholders that the Director of the Board is authorized to execute the Round 5 JARC grant application with the FTA for \$155,874 Federal funds; \$77,937 State funds; and \$77,937 anticipated county matching funds; funding subject to availability for the period January 1, 2003 through June 30, 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 460-04

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 June 23, 2004

RESOLUTION APPROVING IN-KIND CONTRIBUTIONS TO THE WARREN COUNTY FOOD STAMP NUTRITION EDUCATION PROJECT OF THE NEW JERSEY FOOD STAMP NUTRITION EDUCATION PROGRAM, AS PROPOSED BY RUTGERS COOPERATIVE EXTENSION OF WARREN COUNTY, FAMILY AND CONSUMER SCIENCES DEPARTMENT.

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WHEREAS, Rutgers Cooperative Extension of Warren County has prepared a proposal for the Warren County Food Stamp Nutrition Education Project for the 2004-2005 federal fiscal year as part of the New Jersey Food Stamp Nutrition Education Program administered by Rutgers University; and,

WHEREAS, the New Jersey State Nutrition Education Program is funded by the United States Department of Agriculture Food and Nutrition Service (USDA-FNS) through a contract with the New Jersey Department of Health and Human Services (NJHHS); and,

WHEREAS, Warren County has 1469 households of 1699 adults and 1492 children currently receiving food stamps, of these 249 households are TANF households with 290 adults and 465 children; and

WHEREAS, these recipients need nutrition education, including learning how to make food stamps and food dollars last an entire month; and,

WHEREAS, the Board of Chosen Freeholders of the County of Warren does not have an Expanded Food and Nutrition Education Program; and,

WHEREAS, the Board of Chosen Freeholders of the County of Warren agrees to provide the Warren County Food Stamp Nutrition Education Project in-kind contribution of personnel, services, and materials with a value of \$59,404 ("match") for the project period October 1, 2004 through September 30, 2005, as set forth in the Project Proposal; and,

WHEREAS, in consideration of the aforesaid match, the Warren County Food Stamp Nutrition Education Project will receive up to \$215,323 in funding from the New Jersey State Nutrition Education Plan for the period October 1, 2004 through September 30, 2005 to address the nutrition education needs of Warren County individuals and families who are eligible to receive food stamps and to measure the impact of program participation;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the aforesaid in-kind contribution to the Warren County Food Stamp Nutrition Education Project of personnel, services, and materials with a value of \$59,404 ("match") for the project period of October 1, 2004 through September 30, 2005, as set forth in the Project Proposal, is hereby approved and authorized; and,

BE IT FURTHER RESOLVED that the Director and Clerk of the Board of Chosen Freeholders of the County of Warren be and is hereby authorized to execute an agreement and any and all other documents as may be necessary to authenticate the aforesaid in-kind contribution of \$59,404 and to secure the receipt of up to \$215,232 by the Warren County Food Stamp Nutrition Education Project; and

BE IT FURTHER RESOLVED that the Director and Clerk of the Board of Chosen Freeholders of the County of Warren forward a certified true copy of this resolution with attachments to the New Jersey Food Stamp Nutrition Education Program at Rutgers University and to the Cooperative Extension of Warren County.

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 abstained, Mr. DiMaio yes, Mr. Gardner yes

Mr. DiMaio said after months of work, Public Safety Director Bryan Burke worked out an arrangement for Warren County Fire Academy instructors to be hired as Warren County Community College employees, so they would be covered by workers compensation. The impetus for the move was an incident where an instructor was injured, he said.

Mr. Chamberlain said he reads this as Warren County Community College taking over the fire school.

Mr. Marvin said there still is a Board of Directors for the Fire Academy, but this change makes the instructors employees of a public entity and gives them full insurance

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coverage. He said this move is not uncommon, as a lot of the counties have done this.

RESOLUTION 461-04

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 23, 2004

**RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE
WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS AND WARREN COUNTY
COMMUNITY COLLEGE CONCERNING THE MANAGEMENT AND OPERATION OF THE
WARREN COUNTY FIRE ACADEMY.**

WHEREAS, in order to effect a more efficient and comprehensive system of delivery of services for the Warren County Fire Academy, a Memorandum of Understanding has been negotiated between representatives of the Warren County Board of Chosen Freeholders and Warren County Community College, and

WHEREAS, said Memorandum of Understanding outlines the duties and responsibilities by and between each of the parties, has been reviewed and approved by the Board of the Warren County Fire Academy and will provide enhanced capability for provision of the vital public service of training our volunteer firefighters.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby approve the Memorandum of Understanding described herein and attached hereto by reference, and further directs that said document shall be executed on their behalf by the Freeholder Director.

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 462-04

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 June 23, 2004

**RESOLUTION APPROVING THE SALARY REIMBURSEMENT AGREEMENTS BETWEEN THE
COUNTY OF WARREN AND RUTGERS COOPERATIVE EXTENSION, RUTGERS, THE STATE
UNIVERSITY OF NEW JERSEY FOR THE PERIOD JULY 1, 2004 THROUGH JUNE 30, 2005.**

WHEREAS, the County of Warren and Rutgers Cooperative Extension, Rutgers, The State University of New Jersey, executed a Memorandum of Understanding on June 25, 2003; and

WHEREAS, salary reimbursement agreements for the period July 1, 2004 through June 30, 2005 are required for memorialization of the parties agreement;

NOW, THEREFORE, BE IT RESOLVED that the Director of the Board is hereby authorized to execute the salary reimbursement agreements on behalf of the County of Warren; and

BE IT FURTHER RESOLVED that this agreement become effective July 1, 2004 and will continue until June 30, 2005 as per the terms and conditions in the agreements incorporated herein by reference.

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

MINUTES**JUNE 23, 2004**

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

RESOLUTION 463-04

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 23, 2004

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE AGREEMENTS
WITH VARIOUS AGENCIES TO PROVIDE HEALTH CARE THROUGH
THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY
FOR THE PERIOD JULY 1, 2004 THROUGH JUNE 30, 2005.**

WHEREAS, there exists a need for home health aides, nursing services, through the Warren County Public Health Nursing agency for the period 7/1/04 through 6/30/05; and

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

WHEREAS, adequate funds are available in account numbers #193310-05615, 193310-05717, 193310-05718 and 193310-05723 certified by the Warren County Treasurer.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren and the contractors are on file in the Office of the Clerk of the Board of Chosen Freeholders and are made a part hereof by reference, are hereby approved and shall be entered into by this Board on behalf of the County of Warren:

A. CERTIFIED HOME HEALTH AIDE SERVICES:

Visiting Homemaker Service of Warren County, 18 Broad Street, Washington, NJ 07882 at \$19.50 per hour regular time and \$21.50 per hour overtime/holiday, weekends \$20.00 per hour.

Visiting Nurse Association of St. Clare's, Sparta Plaza, 191 Woodport Road, Sparta, NJ 07871 at \$18.00 per hour regular time and \$27.00 per hour overtime/holiday, weekends \$27.00 per hour.

In Home Care, 376 Lafayette Road, Sparta, NJ 07871 at \$18.50 per hour regular time and \$21.00 per hour overtime/holiday, weekends \$21.00 per hour.

All Quality Care whose address is 81 Main Street, Newton, NJ 07860 at \$19.00 per hour regular time and \$27.00 per hour overtime/holiday, weekends \$22.00 per hour.

1. The Director is hereby authorized to execute said agreements.
2. Notice of this action shall be published in the Star Ledger as required by law, within ten days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 464-04

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 23, 2004

**RESOLUTION APPROVING THE AUDIT REPORT OF THE
COUNTY OF WARREN FOR THE YEAR 2003.**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

MINUTES**JUNE 23, 2004**

WHEREAS, the Annual Report of Audit for the year 2001 has been filed by a Registered Municipal Accountant with the Clerk of the Board of Chosen Freeholders as per the requirements of N.J.S.A.40 A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each local unit shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled;

General Comments

Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments

Recommendations

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that Board of Chosen Freeholders of the County of Warren hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavits to said Board to show evidence of said compliance.

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 465-04

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 23, 2004

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RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE RESURFACING & REHABILITATION OF COUNTY ROUTES #629, #632, #641, #642 & #644, ALPHA BOROUGH, FRANKLIN, GREENWICH, MANSFIELD, POHATCONG & WASHINGTON TOWNSHIPS, CONTRACT #WC0459.

BE IT RESOLVED that the plans and specifications for Contract #WC0459 for the Resurfacing & Rehabilitation of County Routes #629, #632, #641, #642 & #644, Alpha Borough, Franklin, Greenwich, Mansfield, Pohatcong & Washington 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

THE STAR LEDGER**TENTATIVE SCHEDULE**

ADVERTISING DATE - THURSDAY, JULY 15, 2004
BIDS TO BE RECEIVED - TUESDAY, AUGUST 10, 2004
AWARD DATE - WEDNESDAY, AUGUST 25, 2004

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

Steve Marvin Clerk of the Board

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

RESOLUTION 466-04

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 23, 2004

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE RECONSTRUCTION OF COUNTY BRIDGE #05044/B-5-W WOLVERTON ROAD OVER THE MUSCONETCONG RIVER, FRANKLIN TOWNSHIP WARREN COUNTY & BETHLEHEM TOWNSHIP, HUNTERDON COUNTY, CONTRACT #WC0460.

BE IT RESOLVED that the plans and specifications for Contract #WC0460 for the Reconstruction of County Bridge #05044/B-5-W, Wolverton Road over the Musconetcong River, Franklin Township, Warren County & Bethlehem Township Hunterdon County 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

THE STAR LEDGER**TENTATIVE SCHEDULE**

ADVERTISING DATE - THURSDAY, JULY 15, 2004
BIDS TO BE RECEIVED -TUESDAY, AUGUST 17, 2004
AWARD DATE - WEDNESDAY, AUGUST 25, 2004

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

Steve Marvin Clerk of the Board

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

RESOLUTION 467-04

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 23, 2004

RESOLUTION RE: REJECTION OF ALL BIDS RECEIVED FOR WC0442 FOR A NEW BUILDING AT THE WARREN COUNTY WASTEWATER TREATMENT PLANT AND AUTHORIZATION TO REBID THE PROJECT.

WHEREAS, bids were received on Tuesday, June 1, 2004 for a new building at the Warren County Wastewater Treatment Plant; 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 bids for a new building at the Warren County Wastewater Treatment Plant – WC0442 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 468-04

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 23, 2004

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO CIVIL SOLUTIONS, A DIVISION OF ARH FOR DEVELOPMENT OF A COUNTY WIDE GIS PARCEL MAP UNDER NEW JERSEY STATE CONTRACT #A56867 COVERING GIS CONVERSION SERVICES FOR THE WARREN COUNTY PLANNING DEPARTMENT IN THE TOTAL AMOUNT OF \$32,615.00.

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for GIS parcel mapping for the Warren County Planning Department and is hereby awarded

toCivil Solutions, a Division of ARH, Hammonton, New Jersey

in the amount of \$32,615.00

at the prices established under New Jersey State Contract #A56867

Funding for this contract has been provided in capital account 0404A408/5058 – 04 Capital – GIS Parcel Mapping

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 469-04

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 23, 2004

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO EMTEC INC., FOR COMPUTER SERVERS, ASSOCIATED SOFTWARE AND ENGINEERING SERVICES UNDER NEW JERSEY STATE CONTRACT #A81212 COVERING COMPUTER EQUIPMENT AND RELATED COMPUTER SUPPORT SERVICES FOR THE WARREN COUNTY INFORMATION SYSTEMS DEPARTMENT IN THE TOTAL AMOUNT OF \$40,722.15.

BE IT RESOLVED, that the purchasing department is authorized to issue a purchase order for computer servers and associated products for the Warren County Information Systems Department and is hereby awarded

toEmtec Inc., Trenton, New Jersey

in the amount of\$40,722.15

at the prices established under New Jersey State Contract #A81212

Funding for this contract has been provided in capital account 0404A409/5054 – 04 Capital – Annual Computer Technology

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 470-04

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 23, 2004

RESOLUTION RE: AWARD OF A PURCHASE ORDER TO DEFENSE GROUP INC., TO PROVIDE COMPUTER SOFTWARE, COBRA COMMAND POST SOFTWARE FOR THE WARREN COUNTY HEALTH DEPARTMENT IN THE TOTAL AMOUNT OF \$12,280.00.

WHEREAS, it has been recommended that the county issue a purchase order for Cobra Command Post computer software services on specific special licensed computer software; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5(dd) is an exception and requires a resolution authorizing the award of contracts 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,

NOW THEREFORE, BE IT RESOLVED, that a contract be awarded to Defense Group Inc., of Alexandria, Virginia for providing computer software on licensed products for the Warren County Health Department

BE IT FURTHER 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 Defense Group, Inc., of Alexandria, Virginia.
2. This contract is awarded without competitive bidding as an "Exception" in accordance with 40A:11-5(dd) of the Local Public Contracts Law because the services provided are for proprietary computer software.
3. A notice of this action shall be published in The Star-Ledger.
Funding for this contract is provided in grant account F42525351/5100 – OEM

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Homeland Security Grant Phase II - CBRNE

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 471-04

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 23, 2004

RESOLUTION RE: AWARD OF A PURCHASE ORDER TO COUNTY BUSINESS SYSTEMS TO PROVIDE COMPUTER SOFTWARE AND SOFTWARE MAINTENANCE FOR DOCUMENT IMAGING AND RECORDS MANAGEMENT FOR THE WARREN COUNTY SURROGATE'S OFFICE IN THE TOTAL AMOUNT OF \$13,594.00.

WHEREAS, it has been recommended that the county issue a purchase order for computer software and software maintenance for document imaging and records management on special licensed computer software; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5(dd) is an exception and requires a resolution authorizing the award of contracts 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,

NOW THEREFORE, BE IT RESOLVED, that a contract be awarded to County Business Systems Inc., of Mt Laurel, New Jersey for providing computer software and software maintenance on licensed products for the Warren County Surrogate's Office

BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Warren as follows:

4. The Director of Purchasing is hereby authorized and directed to issue a purchase order to County Business Systems, Inc., of Mt Laurel, New Jersey.
5. This contract is awarded without competitive bidding as an "Exception" in accordance with 40A:11-5(dd) of the Local Public Contracts Law because the services provided are for proprietary computer software and software maintenance.
6. A notice of this action shall be published in the Star Ledger.
Funding for this contract is provided in capital account 0402A404/5058 – 02 Capital – Document Imaging

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 472-04

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 23, 2004

RESOLUTION RE: AWARD OF PROFESSIONAL SERVICES AGREEMENT WC0457R FOR ARCHITECTURAL AND ENGINEERING SERVICES TO PROVIDE CONSULTING, DESIGN AND CONTRACT ADMINISTRATION FOR THE WARREN COUNTY CORRECTIONAL CENTER FIRE ALARM SYSTEM REPLACEMENT TO CARL GUINTA ASSOCIATES INC. OF RIVERDALE, NEW JERSEY IN THE TOTAL AMOUNT NOT TO EXCEED \$4,500.00.

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WHEREAS, there exists a need for the professional services of an Engineer for consulting, design and contract Administration for the above project for the Warren County Buildings & Grounds Department; and

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

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

WHEREAS, adequate funds are available in capital account 0404A502/5062 – 2004 Capital – Firealarm System Jail

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Carl Guinta Associates, Inc., of Riverdale, New Jersey for professional services for the above project, in the amount not to exceed \$4,500.00 per letter of agreement currently on file in the Office of the Director of Purchasing, be made part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director is hereby authorized to execute said letter of Agreement by signing same.
3. This contract is awarded without competitive bidding as a Professional Service under the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 473-04

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 23, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0451 FOR A DFR-1100 WIDEBAND DF RECEIVER, DMA-1276E1 MOBILE ADCOCK ANTENNA AND A DTC-610 MOBILE TRANSIT CASE FOR THE WARREN COUNTY DEPARTMENT OF PUBLIC SAFETY TO RDF PRODUCTS IN THE TOTAL CONTRACT AMOUNT OF \$17,620.00.

BE IT RESOLVED that contract WC0451 for radio receiver, antenna and carrying case for the Warren County Department of Public Safety is hereby awarded

To RDF Products, Vancouver, Washington

in the amount of \$17,620.00

as per their bid submitted June 15, 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 grant account F42525351/5030 – OEM –

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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 474-04

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 23, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0425A LEASE PURCHASE OF A VOLVO EC210BLC EXCAVATOR FOR THE WARREN COUNTY BRIDGE DEPARTMENT TO LB SMITH, FOR A THREE YEAR LEASE WITH EXTENDED WARRANTY OPTION I FOR A TOTAL MONTHLY COST OF \$3,364.65, TOTAL AFTER THREE YEARS \$121,127.40 WITH A \$1.00 BUY OUT COST AT THE END OF THE THREE YEAR LEASE.

BE IT RESOLVED, that contract WC0425A for lease purchase of a Volvo EC210BLC Excavator is hereby awarded

to L B Smith, Somerville, New Jersey

in the amount of \$3,364.65 per month for 36 months, total cost of \$121,127.40

as per their bid submitted June 15, 2004

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

Funding for this contract has been provided in budget account 012950/5084 -- Bridge—Equipment 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

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

RESOLUTION 475-04

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 23, 2004

RESOLUTION AWARDDING CONTRACT #WC0439 TO INTERCOUNTY PAVING ASSOCIATES, LLC FOR THE RESURFACING & REHABILITATION OF COUNTY ROUTES #612 & #629, ALLAMUCHY & MANSFIELD TOWNSHIPS IN THE AMOUNT OF \$474,444.40.

WHEREAS, the County advertised for bids to be received on Tuesday, June 15, 2004 at 1:30 P.M. for Contract #WC0439 for the Resurfacing & Rehabilitation of County Routes #612 & #629, Allamuchy & Mansfield Townships; and

WHEREAS, Intercounty Paving Associates, LLC of Hackettstown, New Jersey

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submitted the lowest responsible and responsive bid of \$474,444.40; and

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

WHEREAS, adequate funds have been established in accounts, 0403A101 5063, 0404A101 5063 and S41655302 5063 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Intercounty Paving Associates, LLC in the amount \$474,444.40

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 476-04

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 23, 2004

RESOLUTION AWARDING CONTRACT #WC0441P-1 TO FINELLI CONSULTING ENGINEERS, INC. FOR ENGINEERING SERVICES FOR THE INSPECTION OF THE RESURFACING & REHABILITATION OF COUNTY ROUTES #612 & #629 ALLAMUCHY & MANSFIELD TOWNSHIPS IN THE CONTRACT AMOUNT OF \$16,000.00.

WHEREAS, the County requested proposals to be received on May 25, 2004 for Engineering Services for the Inspection of the Resurfacing & Rehabilitation of County Routes #612 & #629 in Allamuchy & Mansfield Townships; 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, the proposal submitted by Finelli Consulting Engineers, Inc. meets the needs of the program, price and other factors considered in the amount of \$16,000.00; and

WHEREAS, adequate funds are available in account 0404A101 5063 and certified by the County Chief Financial Officer.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Finelli Consulting Engineers, Inc. of Washington, N.J. for professional services for the above project in the amount of \$16,000.00, currently on file in the Office of the County Engineer, be made a part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director is hereby authorized to execute said letter of agreement by signing same.
3. This contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. Notice of this action shall be published in The Star Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 477-04

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 23, 2004

RESOLUTION AWARDING CONTRACT #WC0458P TO FINELLI CONSULTING ENGINEERS, INC. (MUNICIPAL ENGINEER) FOR ENGINEERING SERVICES FOR THE INSPECTION OF ACCESS AND ROAD IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #614, INDEPENDENCE TOWNSHIP.

WHEREAS, there exists a need for the professional services of an Engineer for the inspection of road improvements within the right-of-way of County Route #614, along the frontage of Lot 66, Block 17, Township of Independence at the intersection of Ryan Road for Permit #04034, Gallagher Development Co., Inc.; 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, costs for the inspection will be billed to the Municipal escrow account posted by the applicant, in the amount of \$3,200.00.

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

1. The Contract Agreement between the Board of Chosen Freeholders of the County of Warren and Finelli Consulting Engineers, Inc. (Municipal Engineer) of Washington, New Jersey, for professional services for the inspection of the above project, be made a part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director is hereby authorized to execute said Contract Agreement by signing same.
3. This contract is awarded without competitive bidding as a "professional service" under the provisions of the local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. Notice of this action shall be published in The Star Gazette, as required by law, within ten days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 478-04

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 23, 2004

RESOLUTION AUTHORIZING THE RENEWAL OF A SERVICES CONTRACT WITH THE WARREN COUNTY REGIONAL CHAMBER OF COMMERCE FOR ECONOMIC DEVELOPMENT FUNCTIONS AND SERVICES.

WHEREAS, the Warren County Board of Chosen Freeholders has considered the year end report and proposal by the Warren County Regional Chamber of Commerce with

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

RESOLUTION 480-04

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 23, 2004

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY
ADVISORY COUNCIL ON DISABILITIES.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoint the following individual to the Warren County Advisory Council on Disabilities to fill an unexpired term ending October 30, 2004.

APPOINT MEMBER:

Robert E. Willis	Term to expire: 10/30/04
25 Edgemere Terrace	
Washington, NJ 07882	
Consumer/Advocate	

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

RECOMMENDATION

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **RECOMMENDATION TO ACCEPT THE RESIGNATION OF KIMBERLY PETRASOVITS FROM THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE.**

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

RECOMMENDATION

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **RECOMMENDATION TO APPOINT LORI LUPO TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE TO FILL UNEXPIRED TERM ENDING 12/31/04.**

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

RECOMMENDATION

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **RECOMMENDATION TO APPOINT SISTER DOLORES CHIPEGA TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE TO FILL VACANT CITIZEN SLOT EXPIRING 12/31/05.**

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

RECOMMENDATION

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **RECOMMENDATION TO REAPPOINT MEMBERS TO THE WARREN COUNTY MENTAL HEALTH BOARD.**

WILLIAM ALBRECHT – TERM TO EXPIRE 6/30/07**SUSAN CUOCO – TERM TO EXPIRE 6/30/07**

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

RESOLUTION 481-04

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 23, 2004

**RESOLUTION REAPPOINTING DANIELLE OSBORNE TO THE POSITION OF DIVISION HEAD
WITHIN THE WARREN COUNTY PERSONNEL DEPARTMENT.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that Danielle Osborne is hereby reappointed to the position of Healthcare Benefits Coordinator under N.J.S.A. 11A:3-5 (l) for a term of three (3) years which shall expire on June 27, 2007.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that Danielle Osborne be reappointed to the position of Division Head and made effective June 28, 2004.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 482-04

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 23, 2004

**RESOLUTION REAPPOINTING JAMES DURBOROW TO THE POSITION OF SUPERINTENDENT
OF BUILDINGS AND GROUNDS.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that James Durborow is hereby reappointed to the position of Superintendent of Buildings and Grounds under N.J.S.A. 40A:9-32 for a term of five (5) years which shall expire on July 5, 2009.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that James Durborow be reappointed to the position of Superintendent of Buildings and Grounds and made effective July 4, 2004.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 483-04

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 23, 2004

**RESOLUTION REAPPOINTING BYRON FOSTER TO THE POSITION OF WARDEN IN THE
WARREN COUNTY CORRECTIONAL CENTER.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that Byron Foster is hereby reappointed to the position of Warden in the Warren County Correctional Center under N.J.S.A. 30:8-20 for a term of five (5) years which shall expire on July 14, 2009.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that Byron Foster be reappointed to the position of Warden and made effective July 15, 2004.

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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 484-04

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 23, 2004

RESOLUTION CREATING A FULL-TIME POSITION OF TRAFFIC MAINTENANCE WORKER, CLASSIFIED, AND ABOLISHING A FULL-TIME POSITION OF SENIOR TRAFFIC MAINTENANCE WORKER, CLASSIFIED, WITHIN THE WARREN COUNTY ROAD DEPARTMENT.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Traffic Maintenance Worker*, classified, is created in the Warren County Road Department to support reorganization measures and to ensure the efficiency and effectiveness of operations; and

BE IT FURTHER RESOLVED that a full-time position of *Senior Traffic Maintenance Worker*, classified, is hereby abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Traffic Maintenance Worker* is created and established on AFSCME Local 3287, Range 06, Step 1, 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.

Steve Marvin Clerk of the Board

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

RESOLUTION 485-04

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 23, 2004

RESOLUTION ABOLISHING AN INTERIM FULL-TIME POSITION OF PUBLIC HEALTH COORDINATOR, CLASSIFIED, WITHIN THE WARREN COUNTY HEALTH DEPARTMENT.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that an interim full-time position of *Public Health Coordinator*, classified, is abolished effective June 14, 2004; and

BE IT FURTHER RESOLVED that Claude Mitchell, previously serving in the capacity of Interim Public Health Coordinator, return to his permanent position of *Chief Sanitary Inspector* to assume the authority, duties, and responsibilities of that position.

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 486-04

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

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RESOLUTION APPOINTING RONNIE CAVANAUGH TO THE POSITION OF CONFIDENTIAL ASSISTANT, HUMAN RESOURCES, UNCLASSIFIED, WITHIN THE WARREN COUNTY PERSONNEL DEPARTMENT.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that Ronnie Cavanaugh is hereby appointed to the position of *Confidential Assistant, Human Resources*, unclassified, in the Warren County Personnel Department under N.J.S.A. 11A: 3-5 (l) and shall serve as division head in charge of personnel functions within the Department of Long Term Care Services, Warren Haven; and

BE IT FURTHER RESOLVED that the term of appointment shall be for three (3) years which shall expire on July 11, 2007.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that Ronnie Cavanaugh is appointed *Confidential Assistant, Human Resources* at an annual salary of \$52,000 and made effective July 12, 2004.

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

Steve Marvin Clerk of the Board

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

Under Reports and Comments, Mr. Bell reported on the Coopersmith litigation and especially the Warren County v. N.J. Attorney General case, explaining the parties met last week in Superior Court Judge John Coyle's Court Room. Judge Coyle waived jurisdiction of the case. Five other counties will join us in the Appellate Division on this litigation.

Mr. Bell noted the County is doing fabulous on collection of bails.

Mr. Hicks said he will discuss a drainage project with the Board.

Planning Director David Dech had no report.

Mr. Houck reported that Bill S-1702 reducing the cap was approved by both Houses and presumably will be signed into law. We are fortunate in that we've had revenue from growth in the county, so Warren County has not had problems with the cap, he said. The cap is now 2.5 percent. This move doesn't bode well for any county, Mr. Houck said, explaining the legislation will force counties and municipalities to spend up to the cap maximum every year, so that they are prepared for large expenses that might arise. Cap banking is still allowed, but only 3.5 percent instead of 5 percent can be banked.

Mr. Marvin said if the state moves all insurances under the cap, which we think they will, "we're done." Health insurances are 20 percent of the county purpose tax and rising double digits every year, he noted.

Mr. Marvin pointed out new GASB rules regarding public entities being required to project costs of providing employee health care 10-30 years down the road. He advised the Freeholders to be aware and prepared for this move.

Mr. Marvin reported on four hiring requests.

Mr. Marvin presented a walk-in emergency resolution regarding Shippen Manor. Two weeks ago, an electrical problem fried all the electrical systems and equipment in the building. Jim Durborow and the Buildings and Grounds Department are working on repairs and Jersey Central Power & Light is indemnifying the county for replacement value of equipment, he

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said. However, the County wants to ensure all of its losses are covered, he said, and JCP&L should be responsible for these costs.

Mr. Marvin said either JCP&L will write a check to cover the losses or this will be solved in one of three ways; subrogate, litigate or humiliate.

Hannah Massaquoi of JCP&L said the utility advised the county to get a licensed contractor, do the repairs and send the bill. We have a claims process and the facts will work themselves out, she said.

Mr. Marvin said the county is looking for full replacement value of its lost equipment, not the depreciated value.

RESOLUTION 487-04

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 23, 2004

**RESOLUTION RE: DECLARING AN EMERGENCY AS PROVIDED FOR BY THE
LOCAL PUBLIC CONTRACT LAW 40A:11-6 AND AUTHORIZATION FOR REPAIR
OF ELECTRICAL SYSTEM, OFFICE EQUIPMENT AND APPLIANCES AT SHIPPEN MANOR
DUE TO ELECTRICAL UTILITY SYSTEMS FAILURE.**

WHEREAS, the Buildings and Grounds Superintendent, James Durborow, has reported that on June 10, 2004 a electrical utility systems failure occurred which destroyed electrical equipment and components throughout Shippen Manor; and

WHEREAS, the destruction of the electrical system, office equipment, appliances and the telephone system has made the use of Shippen Manor by County Personnel inoperable therefore making it impossible to service the needs of the public. It was decided on June 14, 2004 that a licensed electrician was needed to restore electrical power throughout Shippen Manor for the building to become partially functional. Further repairs to the telephone system, office equipment and appliances are needed to restore the building to full functionality; and

WHEREAS, the electrical utility systems failure has created a potential threat to the health, safety and welfare of the county.

NOW THEREFORE BE IT RESOLVED, that the Board of Chosen Freeholders of the County of Warren hereby declares an emergency situation as provided by the Local Public Contract Law 40A:11-6 and authorizes the repair of the electrical system, office equipment, appliances and all effected equipment impacted by the electrical utility systems failure at Shippen Manor, Oxford Township, New Jersey by the County of Warren at the earliest possible opportunity.

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. Marvin said the New Jersey Association of Counties is asking all counties to buy an advertisement in the program book for the upcoming NJAC conference this September. Mr. Chamberlain asked if the county has done this previously and Mr. Marvin said they have not. Mr. Chamberlain said he will defer to other Freeholders, as he is not familiar with the organization.

Mr. DiMaio said he is inclined to do nothing, or the minimum, noting he is not excited about the proposal.

Mr. Gardner said the county does not do much participation in the conference. He said \$600 is the minimum ad price.

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Mr. DiMaio moved to purchase the \$600 ad, Mr. Chamberlain seconded. 3-0.

Regarding the FY'04 Homeland Security Grant Program allocation to Warren County, Mr. Marvin said we can add the required positions with contingencies that if the grant money is no longer available, these positions can be eliminated.

He said he is uncomfortable recommending we do it, but he will prepare a resolution to accept the grant and create the positions.

Mr. Gardner recognized Bob Goltz of the Warren County Regional Chamber of Commerce. Mr. Goltz thanked the Freeholders for renewing the contract to have the Chamber provide economic development services for the county. The Chamber is doing more outside looking for site developers to come to Warren County, but it seems we are being squeezed by Trenton. He said he is disappointed the Sussex and Hunterdon Chambers didn't take a strong stand against the Highlands legislation. Mr. Goltz also noted the Chamber is moving to 10 Brass Castle Road, Washington, a more centralized location. Satellite offices in four locations are planned, he said.

Under Freeholder Comments, Mr. DiMaio noted the Warren County Regional Chamber of Commerce's business awards dinner is next week.

Mr. Chamberlain had no comments to add.

Mr. Gardner said regarding the Highlands, he feels the Legislature postured themselves into an indefensible position. They started out trying to save the water and environment through the Highlands Protection Bill, but also put building developments on the fast track, he said. He noted we read constantly about the corruption of our legislators.

Under Closing Public Comments, Dean Springmeyer of Washington Township said he sent an e-mail to the Freeholders regarding the New Hampton Road Bridge project, asking them to review the information submitted by Claire Tondreau of Washington Township. Area residents oppose plans to replace the existing bridge with a new, two-lane bridge.

Mr. Gardner said he took a look at the area and was surprised to see Washington Township had paved the road, making it wider.

Mr. Springmeyer said this happened to be the year that periodic resurfacing of the road was due. There was no intention to widen it, he said.

RESOLUTION 488-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, at 9:22 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on June 23, 2004

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

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

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

WHEREAS, it is necessary for the Warren County Board of Chosen Freeholders to discuss in a session not open to the public certain matters relating to the item or items

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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. *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. *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. *6Matters 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 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 23, 2004, that an Executive Session closed to the Public shall be held on June 23, 2004, at 9:22 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

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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.

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

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

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the Board adjourned executive session at 10:28 p.m. and returned to open session.

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

RESOLUTION 490-04

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 23, 2004

**RESOLUTION CREATING A FULL-TIME POSITION OF CONFIDENTIAL ASSISTANT,
UNCLASSIFIED, WITHIN THE WARREN COUNTY PUBLIC INFORMATION
& TOURISM DEPARTMENT.**

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Confidential Assistant, Unclassified, is created in the Warren County Public Information & Tourism Department in compliance with N.J.A.C. 11A:3-5(m) for the purpose of enhancing the efficiency and effectiveness of operations.

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the newly created full-time position of Confidential Assistant is created and established on Salary Grade 11 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.

Steve Marvin Clerk of the Board

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

RESOLUTION 489-04

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 June 23, 2004

**RESOLUTION REAPPOINTING JOSEPH W. STEINHARDT AS SPECIAL COUNSEL FOR
DEPARTMENT OF HUMAN SERVICES, DIVISION OF TEMPORARY ASSISTANCE & SOCIAL
SERVICES FOR THE PERIOD JULY 1, 2004 THROUGH JUNE 30, 2005 AND AUTHORIZING
AN AGREEMENT FOR LEGAL SERVICES.**

WHEREAS, it is in the public interest to maintain effective legal representation of Warren County; and

WHEREAS, in furtherance thereof, the Board has determined that Joseph W. Steinhardt should be retained to perform professional counsel services on behalf of the County.

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

1. The Agreement between the Board and Joseph W. Steinhardt setting forth the terms and conditions of said appointment in regard to duties,

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responsibilities and compensation, which Agreement is made a part of this resolution by reference and is incorporated herein as if set forth verbatim, is hereby approved by the Board and the Director of the Board is hereby authorized to execute said Agreement on behalf of the Board.

2. Said Agreement is made, negotiated and awarded by the Board without public advertising for bids and bidding therefore, as said Agreement is for professional services under the provisions of the Local Public Contracts Law inasmuch as the services hereunder are rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law.
3. Notice of this action, stating the nature, duration, service and amount of said Agreement are on file and available for public inspection in the office of the Clerk of the Board, shall be published in the Star Ledger as required by law within ten (10) days of the adoption of this resolution.

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 no, 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 10:30 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board