

MINUTES**OCTOBER 27, 2004**

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on October 27, 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 and County Administrator Steve Marvin.

The Pledge of Allegiance was led by Director Gardner.

Director Gardner read the following statement: **"ADEQUATE NOTICE OF THIS MEETING OF *OCTOBER 27, 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. DiMaio, seconded by Mr. Chamberlain, the Minutes of the Regular Session held on October 13, 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 October 13, 2004 were approved.

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

CERTIFICATE OF MERIT

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **CERTIFICATE OF MERIT FOR DESIGNING THE WINNING POSTER IN A STATEWIDE FIRE SAFETY CONTEST WAS PRESENTED TO:**

ERIKA SALUS

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

Erika Salus is a second grade student at Willow Grove School in Hackettstown whose fire safety poster was one of just seven winners, one in each age group, chosen from 20,000 statewide entries. Present to accept the recognition were Erika, her mother, Diana Salus, Warren County Fire Marshall Joseph Lake and Hackettstown Fire Marshall Mike Alvarez. The seven year old Erika is a lifelong resident and the daughter of Diana and Robert Salus.

Mr. Gardner congratulated Erika on her artistic talent and for the important message that she skillfully presented. He added that promoting fire safety has been a long-standing tradition and that it is very important that kids be aware of alarms, escape routes, watching out for their siblings and things of that nature to avoid tragedy.

The poster will be displayed in the lobby of the Wayne Dumont, Jr. Administration Building.

MINUTES**OCTOBER 27, 2004**

Under Public Comments, Catherine Wojtowicz of Washington Borough, President of AFSCME 3287, approached the Board to inquire about Item H7 on the agenda regarding a contract for health insurance consulting services. Mr. Marvin assured her that this is the same procedure that has been followed for the past three years. These are people that work with Danielle Osborne, Jerry Coyle, Mr. Marvin and the Freeholder Board crafting the county's health insurance program. Contrary to phone call "scare tactics" implying this is a contract intended to change the health plan of union members, this is untrue.

Ms. Wojtowicz then inquired about Item J4 on the agenda as the item read as if one position was being created and the same exact position was being abolished. Mr. Marvin explained that the text of the resolution needs to be read in its entirety as opposed to the brief itemization on the agenda. One position will be effective November 4, 2004 and then another will be abolished on January 1, 2005 in order for cross-training to take place as two employees within the department are planning to retire. Ms. Wojtowicz was encouraged to call the County Administrator directly with concerns in the future.

RESOLUTION 703-04

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 October 27, 2004

RESOLUTION TO PAY BILLS.

Be and it is hereby resolved that Master Voucher Certificate
For Certification/Ratification for Payment No. 2004-42, 43 dated October 27, 2004
 in the amount of \$ 3,403,021.80 including bills and
 investments, is approved subject to the review of the vouchers
 By the Board of Chosen Freeholders.

2004-42	988,071.07
2004-33	1,129,014.80
Sub Total	2,117,085.87
Payroll 10/14/04	1,285,935.93
Sub Total	1,285,935.93
Grand Total	3,403,021.80

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 704-04

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 October 27, 2004

**INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF
 \$132,965.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HUMAN SERVICES,
 WORK FIRST NEW JERSEY 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

MINUTES**OCTOBER 27, 2004**

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 \$ 132,965.00, which item is now available from the State of New Jersey, Department of Human Services, Work First New Jersey Program.

BE IT FURTHER RESOLVED that a like sum of \$ 132,965.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Human Services,
Work First New Jersey Program,
(administered by the Division of Temporary Assistance Department)

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, Department of Human 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 705-04

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 October 27, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$19,812.00 FROM THE STATE OF NEW JERSEY, COUNCIL ON THE ARTS, LOCAL ARTS PROGRAM GA#0513C060327.

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 \$ 19,812.00, which item is now available from the State of New Jersey, Council on the Arts, Local Arts Program.

BE IT FURTHER RESOLVED that a like sum of \$ 19,812.00 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 GA#0513C060327 Program,
(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, Local Council on the Arts.

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

MINUTES**OCTOBER 27, 2004**

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 706-04

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 October 27, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$155,553.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, MULTI-JURISDICTIONAL NARCOTICS TASK FORCE #DE2-21-04.

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 \$ 155,553.00, which item is now available from the State of New Jersey, Department of Law & Public Safety, Division of Criminal Justice, Multi-Jurisdictional Narcotics Task Force #DE 2-21-04.

BE IT FURTHER RESOLVED that the County Cash Match of \$83,759.00 is included in the 2004 County Budget, Sheet 17-Group Insurance 23-220-2 and Sheet 32-Social Security 36-472-2.

BE IT FURTHER RESOLVED that a like sum of \$ 155,553.00 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, Division of Criminal Justice,
Multi-Jurisdictional Narcotics Task Force #DE 2-21-04
(administered by the Prosecutor's Department)

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 707-04

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 October 27, 2004

INSERTION INTO THE 2004 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$23,000.00 FROM THE STATE OF NEW JERSEY, NEW JERSEY HISTORIC COMMISSION, GENERAL OPERATING SUPPORT GRANT.

MINUTES**OCTOBER 27, 2004**

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 \$ 23,000.00, which item is now available from the State of New Jersey, New Jersey Historic Commission, General Operating Support Grant.

BE IT FURTHER RESOLVED that a like sum of \$ 23,000.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, New Jersey Historic Commission, General Operating Support Grant
(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, New Jersey Historic 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 708-04

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 October 27, 2004

RESOLUTION MODIFYING CONTRACT TO FAMILY GUIDANCE CENTER FOR PROVISION OF WORKFIRST NEW JERSEY FOR THE PERIOD JULY 1, 2004 THROUGH DECEMBER 31, 2004; CONTRACT CEILING TO INCREASE TO \$874,103.

BE IT RESOLVED that the Board of Chosen Freeholders approves the 2004 county contract modification with Family Guidance Center for an additional \$18,488; contract ceiling to increase to \$874,103 for the period July 1, 2004 through December 31, 2004.

BE IT FURTHER RESOLVED that funds for this contract are available in county account S43555332 5029 (Work First NJ TANF 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 709-04

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 October 27, 2004

RESOLUTION AUTHORIZING THE WARREN COUNTY HEALTH OFFICER TO SUBMIT AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) TO CHARGE AND COLLECT SOLID WASTE ENFORCEMENT FEES IN 2005 AT A RATE OF \$.04 PER CUBIC YARD.

MINUTES**OCTOBER 27, 2004**

WHEREAS, the County of Warren and NJDEP have executed an Interagency Agreement to provide cooperative solid waste control services pursuant to the County Environmental Health Act, N.J.S.A. 26:3A2-1 et seq.; and

WHEREAS, said Agreement authorizes the County to charge and collect solid waste enforcement fees pursuant to N.J.S.A. 13:1E-9 and N.J.A.C. 7:26-4.5; and

WHEREAS, the fees will be utilized to fund the Health Department's solid waste control program cost, estimated to be \$42,620 for 2005; and

WHEREAS, said fees are based on the volume of waste placed into the Warren County District Landfill; and

WHEREAS, the Warren County Health Officer has documented that the 2005 fee rate required to cover the County Health Department's solid waste program cost should be set at \$.04 per cubic yard of solid waste; and

WHEREAS, approval to charge solid waste enforcement fees requires annual application to NJDEP; and

WHEREAS, because fee receipts should not exceed the \$42,620 program cost, 2005 receipts shall be capped at \$42,620.

NOW, THEREFORE, BE IT RESOLVED, that the Warren County Board of Chosen Freeholders authorizes the County Health Officer to submit said application to NJDEP.

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 710-04

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 October 27, 2004

RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC0349 WITH J. FLETCHER CREAMER & SON, INC. FOR COUNTY ROUTE #624, BELVIDERE AVENUE GUIDE RAIL IMPROVEMENTS, OXFORD TOWNSHIP FOR A NET INCREASE OF \$5,743.65 AND A FINAL CONTRACT AMOUNT OF \$96,802.65.

WHEREAS, Contract#WC0349 was awarded to J. Fletcher Creamer & Son, Inc. for the County Route #624, Belvidere Avenue Guide Rail Improvements, Oxford Township in the amount of \$91,059.00; and

WHEREAS, final as-built quantities resulted in a net increase of \$5,743.65 and

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

WHEREAS, adequate funds have been established in account S31655302 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 approve change order #1 for the above project with J. Fletcher Creamer & Son, Inc. for a net increase of \$5,743.65 and a final contract amount of \$96,802.65

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 711-04

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

MINUTES**OCTOBER 27, 2004**

October 27, 2004

RESOLUTION TO ESTABLISH SPEED LIMITS ALONG COUNTY ROUTE #521, HOPE-BLAIRSTOWN ROAD, HOPE TOWNSHIP AND BLAIRSTOWN TOWNSHIP, WARREN COUNTY, NEW JERSEY.**BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren:

Section 1. That the speed limits for both directions of traffic along County Route #521, Hope-Blairstown Road, Hope Township, and Hope Road, Blairstown Township, Warren County, New Jersey, be established as follows:

- Zone 1. 25 MPH between Delaware Road (CR #609) / Hope-Johnsonburg Road (CR #519) and Walnut Street (CR #611).
- Zone 2. 35 MPH between Walnut Street (CR #611) and 900 feet north of Walnut Street (CR #611).
- Zone 3. 45 MPH between 900 feet north of Walnut Street (CR #611) and the Hope Township Corporate Line-Blairstown Township Corporate Line.
- Zone 4. 40 MPH between the Hope Township Corporate Line-Blairstown Township Corporate Line and 800 feet south of Union Brick Road.
- Zone 5. 45 MPH between 800 feet south of Union Brick Road and Route NJ 94.

Section 2. Regulatory and Warning signs shall be erected and maintained to effect the above designated speed limits.

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 712-04

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 October 27, 2004

RESOLUTION TO ESTABLISH SPEED LIMITS ALONG COUNTY ROUTE #519, HOPE-BRIDGEVILLE ROAD, HOPE-JOHNSONBURG ROAD, HOPE TOWNSHIP, WARREN COUNTY, NEW JERSEY.**BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren:

Section 1. That the speed limit in both directions of traffic along County Route #519, Hope-Bridgeville Road, Hope-Johnsonburg Road, Hope Township, County of Warren, New Jersey, be established as follows:

- Zone 1. 50 MPH between the White Township Corporate Line-Hope Township Corporate Line and 1575 feet south of Delaware Road (CR #609) / Hope-Johnsonburg Road (CR #519).
- Zone 2. 35 MPH between 1575 feet south of Delaware Road (CR #609) / Hope-Johnsonburg Road (CR #519) and 990 feet south of Delaware Road (CR #609) / Hope-Johnsonburg Road (CR #519).
- Zone 3. 25 MPH between 990 feet south of Delaware Road (CR #609) / Hope-

MINUTES

OCTOBER 27, 2004

Johnsonburg Road (CR #519) and 800 feet north of Millbrook Road (CR #611).

Zone 4. 45 MPH between 800 feet north of Millbrook Road (CR #611) and 650 feet north of the Route I-80 overpass.

Zone 5. 40 MPH between 650 feet north of the Route I-80 overpass and the Hope Township Corporate Line-Frelinghuysen Township Corporate Line.

Section 2. Regulatory and Warning signs shall be erected and maintained to effect the above designated speed limits.

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 713-04

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 October 27, 2004

RESOLUTION RE: INCREASING THE BID THRESHOLD OF THE COUNTY OF WARREN TO \$25,000.00 AND APPOINTING CHRISTOPHER J. PESSOLANO AS QUALIFIED PURCHASING AGENT OF THE COUNTY OF WARREN, PURSUANT TO N.J.S.A. 40A:11-3A AND N.J.A.C. 5:34-5 ET SEQ.

WHEREAS, the changes to the Local Public Contracts Law gave local contracting units the ability to increase their bid threshold up to \$25,000.00; and

WHEREAS, N.J.S.A.40A:11-3a, permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C.5:34-5 et seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Christopher J. Pessolano possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C.5:34-5 et seq.; and

WHEREAS, The County of Warren desires to take advantage of the increased bid threshold;

NOW THEREFORE BE IT RESOLVED, that the governing body of the County of Warren, in the State of New Jersey hereby increases its bid threshold to \$25,000.00; and

BE IT FURTHER RESOLVED, that the governing body hereby appoints Christopher J. Pessolano as the Qualified Purchasing Agent to exercise the duties of a purchasing agent pursuant to N.J.S.A.40A:11-2(30), with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the contracting unit; and

BE IT FURTHER RESOLVED, that in accordance with N.J.A.C.5:34-5.2 the Clerk of the Board of Chosen Freeholders is hereby authorized and directed to forward a certified copy of this resolution and a copy of Christopher J. Pessolano's certification to the Director of 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

MINUTES**OCTOBER 27, 2004****RESOLUTION 714-04**

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 October 27, 2004

RESOLUTION TO AUTHORIZE AN AGREEMENT WITH THE NATURE CONSERVANCY FOR THE MANAGEMENT OF BLOCK 901, LOT 4 IN HARDWICK TOWNSHIP.

WHEREAS, the County of Warren purchased Block 901, Lot 4 in Hardwick Township, known as White Lake Natural Resource Area as part of the County's Open Space Acquisition Program; and

WHEREAS, said property has been identified as having 86 species and communities of state, regional, national or global conservation concern; and

WHEREAS, the Nature Conservancy is an international non-profit organization whose mission is to preserve the diversity of life on earth which organization has the specific expertise required to manage stewardship activities at White Lake Natural Resource Area; and

WHEREAS, the Nature Conservancy has presented a proposal to provide a basic stewardship program for White Lake Natural Resource Area including an estimate of associated costs,

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders have reviewed the AGREEMENT REGARDING WHITE LAKE with the Nature Conservancy and authorize the Freeholder Director to execute said Agreement upon return of the signed Agreement from the Nature Conservancy.

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 715-04

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 October 27, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0488 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR NURSING SUPPLIES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY.

BE IT RESOLVED, that specification WC0488 for nursing supplies for the Warren County Public Health Nursing Agency is hereby approved

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

Funds for this contract will be provided in budget accounts 013301/5030 – PHNA, Home Care Operating Supplies and 013302/5030 – PHNA Community Health Services Operating 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 716-04

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

MINUTES**OCTOBER 27, 2004**

adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 27, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0489 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR FIRE ALARM SYSTEMS UPGRADE AT THE WARREN COUNTY CORRECTIONAL CENTER.

BE IT RESOLVED, that specification WC0489 for fire alarm systems upgrade at the Warren County Correctional Center is hereby approved

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

Funds for this contract will be provided in capital account 0404A502/5056 – Fire Alarm System - Jail

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 717-04

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 October 27, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0487 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR NURSING SUPPLIES FOR WARREN HAVEN.

BE IT RESOLVED, that specification WC0487 for nursing supplies for Warren Haven 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.

Funds for this contract will be provided in budget accounts 013507/5030 – Warren Haven Nursing Registered Operating Supplies, 013507/5093 – Warren Haven Nursing Registered Medical Expenses Including Physicals and 013503/5035 – Warren Haven Housekeeping Institutional 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 718-04

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 October 27, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0491 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ADMINISTRATION OF THE WARREN COUNTY SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

BE IT RESOLVED, that specification WC0491 for planning, administration and implementation of the small cities community development block grant program 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 contingent upon the receipt of federal grants

MINUTES**OCTOBER 27, 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 719-04

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 October 27, 2004

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0492 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR IMPLEMENTATION OF THE WARREN COUNTY HOUSING ASSISTANCE PAYMENTS PROGRAM.

BE IT RESOLVED, that specification WC0492 for an individual or firm to assist the County in the continued implementation of the Housing Assistance Payment Program 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.

Funds for this contract will be provided in various individual budget accounts – Federal Housing Assistance Program

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

Steve Marvin Clerk of the Board

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

RESOLUTION 720-04

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 October 27, 2004

RESOLUTION RE: REJECTION OF ALL BIDS RECEIVED FOR WC0402 FOR A DIGITAL MICROWAVE LINK AT SCOTT'S MOUNTAIN FOR THE WARREN COUNTY COMMUNICATIONS CENTER.

WHEREAS, bids were received on Tuesday, August 31, 2004 for a digital microwave link at Scott's Mountain for the Warren County Communications Center; and

WHEREAS, the equipment for the Digital Microwave Link at Scott's Mountain is to be placed on the tower located there. The microwave equipment weight is substantial. A complete engineering analysis of the weight bearing capability of the tower has not been completed, however a sight test appears to show the tower incapable of maintaining the weight of the equipment. Further analysis will have to be completed.

NOW, THEREFORE BE IT RESOLVED, by the Board of Chosen Freeholders that the bids for the Digital Microwave Link at Scott's Mountain for the Warren County Communication Center –WC0402 be rejected for the tower not being capable to handle the stress of the weight bearing digital microwave equipment.

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

MINUTES**OCTOBER 27, 2004****RESOLUTION 721-04**

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 October 27, 2004

RESOLUTION AWARDING CONTRACT #WC0485P-E TO CHERRY, WEBER & ASSOCIATES, P.C. FOR ENGINEERING SERVICES FOR THE FEASIBILITY STUDY FOR FLOOD REPAIRS TO COUNTY ROUTE #623 (BRASS CASTLE RD.) WHITE TOWNSHIP IN THE AMOUNT OF \$21,015.00.

WHEREAS, the Board of Chosen Freeholders declared an emergency situation by resolution dated September 29, 2004 per Local Public Contracts Law 40A:11-6 for the damage inflicted by Hurricane Ivan on September 18 and 19, 2004; and

WHEREAS, there exists a need for Professional Engineering Services for the Feasibility Study for Flood Repairs to County Route #623 (Brass Castle Rd.) White Township; and

WHEREAS, the proposal submitted by Cherry, Weber & Associates, P.C. meets the needs of the program, price and other factors considered in the amount of 21,015.00

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

WHEREAS, adequate funds are available in account and 0404A204 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 Cherry, Weber & Associates, P.C. of Phillipsburg, New Jersey for professional engineering services for the above project in the amount of \$21,015.00, 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

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

RESOLUTION 722-04

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 October 27, 2004

RESOLUTION AWARDING CONTRACT #WC0486E TO KRAEMER GUNITE, INC. FOR THE EMERGENCY STABILIZATION OF BRIDGE #22015, COUNTY ROUTE #623, POHATCONG CREEK, WASHINGTON TOWNSHIP IN THE AMOUNT OF \$9,592.00.

MINUTES**OCTOBER 27, 2004**

WHEREAS, the Board of Chosen Freeholders declared an emergency situation by resolution dated September 29, 2004 per Local Public Contracts Law 40A:11-6 for the damage inflicted by Hurricane Ivan on September 18 and 19, 2004; and

WHEREAS, County Bridge #22015, County Route #623, over Pohatcong Creek, Washington Township was severely damaged and must be stabilized to avoid further problems; and

WHEREAS, the County requested quotes from qualified contractors and suppliers for emergency repairs; and

WHEREAS, Kraemer Gunitite Inc. submitted a responsible and responsive quote of \$9,592.00; and

WHEREAS, the bid submitted is reasonable and within expected engineering estimates; and

WHEREAS, adequate funds have been established in account 0403A302 5064 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Kraemer Gunitite Inc. in the amount \$9,592.00.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 723-04

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 October 27, 2004

RESOLUTION AWARDED CONTRACT #WC0478P TO KUPPER ASSOCIATES FOR ENGINEERING SERVICES FOR PHASE I PRELIMINARY DESIGN FOR THE RECONSTRUCTION OF COUNTY BRIDGE #09037 JONES ROAD OVER BLAIRS CREEK, HARDWICK TOWNSHIP, IN THE CONTRACT AMOUNT OF \$64,665.25.

WHEREAS, the County of Warren requested a proposal from Kupper Associates for Engineering Services for the Reconstruction of Warren County Bridge #09037, Jones Road over Blairs Creek, Hardwick Township; 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 Kupper Associates meets the needs of the program, price and other factors considered in the amount of \$64,665.25; and

WHEREAS, adequate funds are available in account 0404A301 5064 and certified by the County Chief Financial Officer.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Kupper Associates of Piscataway, New Jersey for Engineering Services for the above project in the amount of \$64,665.25 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"

MINUTES**OCTOBER 27, 2004**

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

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

RESOLUTION 724-04

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 October 27, 2004

**RESOLUTION AWARDING CONTRACT #WC0479P TO STUDER & MCELLOWNEY, P.A.
(MUNICIPAL ENGINEER) FOR ENGINEERING SERVICES FOR THE INSPECTION OF ROAD
IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #640,
TOWNSHIP OF WASHINGTON.**

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 #640, along the frontage of Lot 13, Block 64, Township of Washington, for Permit #04065, Washington Realty Holding Co., Inc. (Ocino Restaurant); 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 \$1,761.00.

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 Studer & McEldowney, P.A. (Municipal Engineer) of Clinton, 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 725-04

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

MINUTES**OCTOBER 27, 2004**

October 27, 2004

RESOLUTION AWARDING CONTRACT #WC0493E TO HEYRICH-LEEDS INDUSTRIES, A DIVISION OF HL INDUSTRIES LLC FOR THE EMERGENCY CLEANING OF VARIOUS STORM DRAINS AND CULVERTS, WARREN COUNTY, IN THE AMOUNT OF \$9,800.00.

WHEREAS, the Board of Chosen Freeholders declared an emergency situation by resolution dated September 29, 2004 per Local Public Contracts Law 40A:11-6 for the damage inflicted by Hurricane Ivan on September 18 and 19, 2004; and

WHEREAS, various culverts and storm drains have been blocked with debris and need to be cleaned using a water jet and pump vacuum unit to avoid future flooding; and

WHEREAS, the County requested quotes from qualified contractors and suppliers for emergency cleaning of various storm drains and culverts; and

WHEREAS, Heyrich-Leeds Industries, a Division of HL Industries, LLC, submitted a responsible and responsive quote of \$9,800; and

WHEREAS, the bid submitted is reasonable and within expected engineering estimates; and

WHEREAS, adequate funds have been established in accounts 012950 5030 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 Heyrich-Leeds Industries a Division of HL Industries, LLC in the amount \$9,800.00.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 726-04

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 October 27, 2004

RESOLUTION AWARDING CONTRACT #WC0495E TO ROTONDO PRECAST, A DIVISION OF OLDCASTLE PRECAST, INC. FOR PRECAST CONCRETE DECK PANELS FOR BRIDGE #10027, ROXBURG HILL ROAD, OVER TRIBUTARY TO BUCKHORN CREEK, HARMONY TOWNSHIP, IN THE AMOUNT OF \$8,925.00.

WHEREAS, the Board of Chosen Freeholders declared an emergency situation by resolution dated September 29, 2004 per Local Public Contracts Law 40A:11-6 for the damage inflicted by Hurricane Ivan on September 18 and 19, 2004; and

WHEREAS, County Bridge #10027, Roxburg Hill Road over tributary to Buckhorn Creek, Harmony Township is closed due to deck damage; and

WHEREAS, the County requested quotes from qualified contractors and suppliers for precast concrete deck panels to expedite emergency repairs; and

WHEREAS, Rotondo Precast, a Division Oldcastle Precast, Inc. submitted a responsible and responsive quote of \$8,925.00; and

WHEREAS, the bid submitted is reasonable and within expected engineering estimates; and

WHEREAS, adequate funds have been established in account 0403A302 5064 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Rotondo Precast, a Division of Oldcastle Precast, Inc. in the amount \$8,925.00.

MINUTES**OCTOBER 27, 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 727-04

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 October 27, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0490R TO STATFELD VANTAGE INSURANCE GROUP, FLORHAM PARK, NEW JERSEY, FOR PROVISION OF HEALTH INSURANCE CONSULTING SERVICES FOR THE PERIOD OF DECEMBER 1, 2004 THROUGH NOVEMBER 30, 2005 FOR AN AMOUNT NOT TO EXCEED \$25,000.00.

WHEREAS, it has been recommended that the County enter into a contract for Health Insurance Consulting Services; and

WHEREAS, Statfeld Vantage Insurance Group of Florham Park, New Jersey has submitted a proposal for Provision of Health Insurance Consulting Services; and

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

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

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

1. The Director of Purchasing is hereby authorized and directed to issue a contract to Statfeld Vantage Insurance Group, of Florham Park, New Jersey for services for the above project, in the amount not to exceed \$25,000.00 per letter of agreement which is on file in the Office of the Director of Purchasing and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.
2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with 40A:11-5(1)(m) of the Local Public Contracts Law because the services defined are for insurance consulting services of an extraordinary unspecifiable service.
3. A notice of this action shall be published in the Star Ledger.
Funding for this contract is provided in trust account 33105/5721 – Healthcare Trust Account – Administrative Costs

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 728-04

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 October 27, 2004

RESOLUTION RE: AWARD OF CONTRACT WC0496R TO CHENOA INFORMATION SERVICES OF EDISON, NEW JERSEY FOR CONTINUATION OF THE BUSINESS CONTINUITY & DISASTER RECOVERY PLANNING SERVICES FOR THE COUNTY OF WARREN IN AN AMOUNT NOT TO EXCEED \$40,000.00.

MINUTES**OCTOBER 27, 2004**

WHEREAS, there exists a need for the continuation of the business continuity and disaster recovery services and planning for the County of Warren; and

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

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

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

1. An agreement with Chenoa Information Services of Edison, New Jersey for the aforesaid services, a copy of which is on file in the Office of the Director of Purchasing and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.
2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the services required cannot reasonably be described by written specifications to assure that the qualitative and quantitative assessment of the problems involved, which require expertise, extensive training and proven reputation in the field of endeavor are obtained.
3. A notice of this action shall be published in The Star Ledger.

Funding for this contract is provided in budget account 011400/5028 – Information Systems – Consultant 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 729-04

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 October 27, 2004

RESOLUTION RE: AWARD OF CONTRACT TO WAYNE R. JARVIS, LAND SURVEYOR OF GREAT MEADOWS, NEW JERSEY FOR SURVEYING SERVICES ON THE MIDDAUGH PROPERTY, BLOCK 108, LOT 5, HACKETTSTOWN, APPROXIMATELY ¼ ACRE, PROPOSED FOR ACQUISITION, AS LISTED IN THE PROPOSAL, IN THE TOTAL AMOUNT OF \$3,000.00.

WHEREAS, THE Warren County Board of Recreation has developed a list of Property for preservation for the year 2005; and

WHEREAS, Warren County is interested in obtaining surveys on various open space properties throughout the County as listed in the proposal; and

WHEREAS, land surveys are required by the State Green Acres Program prior to negotiations for acquisitions in order to be eligible to receive Green Acres Funding for Open Space Purposes; and

WHEREAS, said survey will be in accordance with the Agriculture Retention Program Survey Handbook, and the Uniform Standard of Professional Surveyor's Practice;

WHEREAS, adequate funds are available in account 0403B708/5065 – Open Space 2003 A Bond Funding

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

1. The agreement between the County of Warren and Wayne R. Jarvis Land Surveyor, in the amount of \$3,000.00 to prepare surveys on the various property listed be accepted.

MINUTES**OCTOBER 27, 2004**

2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 730-04

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 October 27, 2004

RESOLUTION RE: AWARD OF CONTRACT TO MASER CONSULTING P.A. OF HACKETTSTOWN, NEW JERSEY FOR SURVEYING SERVICES ON THE ESTATE OF EARL RICHARD SMITH, BLOCK 1402, LOT 1.01, MANSFIELD TOWNSHIP, APPROXIMATELY 161 ACRES, PROPOSED FOR ACQUISITION, AS LISTED IN THE PROPOSAL, IN THE TOTAL AMOUNT OF \$27,000.00.

WHEREAS, THE Warren County Agriculture Development Board has developed a list of Properties for preservation for the year 2005; and

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

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

WHEREAS, said survey will be in accordance with the Agriculture Retention Program Survey Handbook, and the Uniform Standard of Professional Surveyor's Practice;

WHEREAS, adequate funds are available in capital account 0403B709/5065 – Open Space 2003 A Bond Funding

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

1. The agreement between the County of Warren and Maser Consulting P. A., in the amount of \$27,000.00 to prepare surveys on the various properties throughout the County be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 731-04

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 October 27, 2004

RESOLUTION RE: EXTENSION OF CONTRACT WC0373 FOR CCTV MAINTENANCE AT THE WARREN COUNTY CORRECTIONAL CENTER AND WARREN ACRES WITH INTEGRATED SYSTEMS & SERVICES, INC., FOR THE PERIOD OF DECEMBER 1, 2004 THROUGH NOVEMBER 30, 2005 FOR THE SECOND YEAR OF A FIVE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(7) IN THE APPROXIMATE AMOUNT OF \$11,500.00 FOR THE SECOND YEAR.

MINUTES**OCTOBER 27, 2004**

BE IT RESOLVED, that Warren County Contract WC0373 for CCTV Maintenance Services for the Warren County Correctional Center and Warren Acres is hereby extended for the second year as provided by the Local Public Contract Law 40A:11-15(7) said contract is hereby extended for the period of December 1, 2004 through November 30, 2005

toIntegrated Systems & Services, Inc., North Brunswick, New Jersey

In the approximate amount of \$11,500.00

as per their bid submitted October 28, 2003

Funding for this contract has been provided in budget accounts 012800/5026 – Correctional Center – Contracted Equipment Maintenance and 012770/5029 – Warren Acres Sub 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 732-04

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 October 27, 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 \$24,019.81.

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:

1. The Director of Purchasing is hereby authorized and directed to issue a purchase order to County Business Systems, Inc., of Mt Laurel, New Jersey
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 and software maintenance.
3. A notice of this action shall be published in the Star- Ledger.

Funding for this contract is provided in capital account 0404A409/5054 – 04 Capital – Annual Computer Technology and 0403A410/5058 – 03 Capital – Annual Computer Technology

MINUTES**OCTOBER 27, 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

Mr. Chamberlain inquired as to the receipt of \$500,000 in funds for repairs on Lommason Glen Road and \$250,000 for repairs on Brass Castle Road. Have the funds actually been received? County Engineer Dave Hicks said no, he had gotten a letter from the commissioner and when we get the agreements back, the funds may be classified as anticipated revenue. Mr. Hicks thought the county could invoice about 25% up front and the rest when contracts are awarded. At the same time, we are still putting in requests for Federal Emergency Management Agency (FEMA) and Federal Highway Emergency Damage funds. Mr. Chamberlain asked what percentage the \$250,000 would cover on the project. Mr. Hicks replied that he really couldn't be sure at this point.

Mr. Gardner mentioned a committeeman who had been unclear about the FEMA process and asked Mr. Hicks if there were any more questions on the municipality level. Mr. Hicks said he has not gotten any more calls and that FEMA can get them to the right people. Each municipality should have had the opportunity to meet with FEMA by now and should have a clear understanding of what needs to be done.

RESOLUTION 733-04

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 October 27, 2004

**RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY
CULTURAL AND HERITAGE COMMISSION.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby reappoint the following individuals to the Warren County Cultural and Heritage Commission with terms to expire on October 18, 2009:

REAPPOINT MEMBERS:

Charles Prestopine 309 High Street Hackettstown, NJ 07840	Term to expire: 10/18/09
Richard Harpster PO Box 25 Washington, NJ 07882	Term to expire: 10/18/09
Alex Lazorisak 42 Kent Street Oxford, NJ 07863	Term to expire: 10/18/09

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

MINUTES**OCTOBER 27, 2004****RESOLUTION 734-04**

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 October 27, 2004

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY
AGRICULTURAL DEVELOPMENT BOARD.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoints the following individual to the Warren County Agriculture Development Board to fill balance of unexpired term expiring on December 31, 2006:

APPOINT MEMBER:

George Baldwin
215 Airport Road
Hackettstown, NJ 07840

Term to expire: 12/31/06

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

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, a **RECOMMENDATION TO ACCEPT THE RESIGNATION OF ANDREW DRYSDALE FROM THE WARREN COUNTY CULTURAL & HERITAGE COMMISSION.**

I hereby certify the above to be a true copy of a recommendation 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 735-04

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 October 27, 2004

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY
VOCATIONAL TECHNICAL SCHOOL BOARD.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoint the following individual to the Warren County Vocational Technical School Board:

Steven Fantina
609 Elder Avenue
Phillipsburg, NJ 08865

Term to expire: 10/31/08

To fill full term to be effective 11/1/04 – 10/31/08.

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 736-04

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 October 27, 2004

MINUTES

OCTOBER 27, 2004

RESOLUTION CREATING A FULL-TIME POSITION OF SENIOR PUBLIC HEALTH NURSE, CLASSIFIED, AND ABOLISHING A FULL-TIME POSITION OF GRADUATE NURSE PUBLIC HEALTH, CLASSIFIED, WITHIN THE WARREN COUNTY HEALTH DEPARTMENT, DIVISION OF PUBLIC HEALTH NURSING SERVICE.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Senior Public Health Nurse, classified, is created in the Warren County Health Department, Division of Public Health Nursing Service, to enhance the efficiency and effectiveness of operations and;

BE IT FURTHER RESOLVED that a full-time position of Graduate Nurse Public Health, classified, is abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Senior Public Health Nurse is created on Step 1 of the Senior Public Health Nurse range as promulgated in the collective bargaining agreement between the Communication Workers of America and the Warren County Board of Chosen Freeholders, 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 737-04

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 October 27, 2004

RESOLUTION CREATING A FULL-TIME POSITION OF CHIEF JUVENILE DETENTION OFFICER, CLASSIFIED, AND ABOLISHING A FULL-TIME POSITION OF SUPERVISING JUVENILE DETENTION OFFICER, CLASSIFIED, WITHIN THE WARREN COUNTY CORRECTIONS DEPARTMENT, DIVISION OF JUVENILE DETENTION.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders a full-time position of *Chief Juvenile Detention Officer*, classified, is created in the Warren County Corrections Department, Division of Juvenile Detention for the purpose of augmenting the coordination of facility security and;

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Supervising Juvenile Detention Officer*, classified, is hereby abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Chief Juvenile Detention Officer* is created and established on AFSCME Local 0671, Range 1440 and made effective November 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 738-04

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 October 27, 2004

MINUTES

OCTOBER 27, 2004

**RESOLUTION CHANGING THE SALARY RANGE FOR THE TITLE ASSISTANT LAUNDRY
MANAGER, CLASSIFIED, WITHIN THE DEPARTMENT OF
LONG TERM CARE SERVICES, WARREN HAVEN.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the salary range for the title of *Assistant Laundry Manager*, classified, be changed in response to a reorganization of the Housekeeping and Laundry Departments within the Department of Long Term Care Services, Warren Haven, and

BE IT FURTHER RESOLVED that the salary range for the title of *Assistant Laundry Manager* be changed from AFSCME Local 0671, Range 5 to Range 8 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 739-04

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 October 27, 2004

**RESOLUTION CREATING A FULL-TIME POSITION OF ACCOUNT PROCEDURES ANALYST,
CLASSIFIED, AND ABOLISHING A FULL-TIME POSITION OF ACCOUNT PROCEDURES
ANALYST, CLASSIFIED, WITHIN THE WARREN COUNTY FINANCE DEPARTMENT.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Account Procedures Analyst*, classified, is created in the Warren County Finance Department to ensure the efficiency and effectiveness of operations and to provide the necessary cross-training of employees, and

BE IT FURTHER RESOLVED that that Warren County Board of Chosen Freeholders that a full-time position of *Account Procedures Analyst*, classified is abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Account Procedures Analyst* is created and established on AFSCME Local 3287, Range 16, and made effective November 4, 2004, and

BE IT FURTHER RESOLVED that Warren County Board of Chosen Freeholders that the full-time position of *Account Procedures Analyst*, shall be abolished effective January 1, 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 740-04

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 October 27, 2004

**RESOLUTION CREATING A FULL-TIME POSITION OF ACCOUNTANT, CLASSIFIED, AND
ABOLISHING A FULL-TIME POSITION OF PAYROLL SUPERVISOR, CLASSIFIED, WITHIN THE
WARREN COUNTY FINANCE DEPARTMENT.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-

MINUTES**OCTOBER 27, 2004**

time position of *Accountant*, classified, is created in the Warren County Finance Department to ensure the efficiency and effectiveness of operations and to provide the necessary cross-training of employees, and

BE IT FURTHER RESOLVED that Warren County Board of Chosen Freeholders that a full-time position of *Payroll Supervisor*, classified is abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Accountant* is created and established on AFSCME Local 3287, Range 13, and made effective November 4, 2004, and

BE IT FURTHER RESOLVED that Warren County Board of Chosen Freeholders that the full-time position of *Payroll Supervisor*, shall be abolished effective January 1, 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

Under Reports and Comments, County Counsel Joseph Bell reported on a case that had just been decided in the Appellate Division of Superior Court, County of Warren v. HUBCO, in the County's favor. In 2001, the Welfare Board, under the administration of Carmine Quick, entered into a consulting agreement with a company called HUBCO to seek increased Medicaid and Medicare reimbursements without prior approval of the Freeholder Board. The Board knew nothing of the agreement until HUBCO submitted an invoice to the County seeking \$324,000, saying they had brought in additional revenues to the County. The judge found in the County's favor in action filed in Superior Court in December of 2002, but HUBCO then filed to seek relief from this decision. Mr. Bell said he was very pleased as the County was saved the initial \$324,000 plus an additional projected fee of \$300,000 for the second year of the invalid contract. He said other counties had been faced with similar situations and chose to pay the bill, but Warren County fought it and prevailed.

Mr. Gardner expressed his appreciation, calling the ruling "fantastic".

The County Engineer had nothing to report.

County Planner Dave Dech brought forth an issue discussed at the most recent Planning Board Meeting regarding cross-acceptance. Only ten municipalities have responded to cross-acceptance to date and the deadline is the end of December. Mr. Dech requested the support of the Board to approach the State Planning Commission to request an additional two to three months to work out the details as he feels he really needs more time.

Mr. Gardner asked if he knew how other counties were doing with the deadline. Mr. Dech answered that a voice mail received from someone at the state level indicated they were not aware of problems in other counties. He spoke to Sussex and they are not entirely sure they will be able to meet the deadline and he has a phone call in to Hunterdon.

Mr. Chamberlain asked what would happen if he does not get 100% response from the municipalities. Mr. Dech seemed to think he can prove due diligence in seeking responses and there are some cross-jurisdictional issues that need to be worked out, but it is still unclear whether it can all be done in the next two months.

Mr. Gardner said the municipalities should realize the relative importance of getting this done in a timely manner. Mr. Chamberlain confirmed that all Mr. Dech was asking was for support as he seeks an extension to the deadline.

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, support of Mr. Dech's

MINUTES**OCTOBER 27, 2004**

request was granted.

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

Mr. Dech went on to mention a stormwater management meeting he had recently attended at Pequest Hatchery had gone well. He also participated in a Transfer of Development Rights (TDR) Seminar at Warren County Technical School, where ten municipalities were represented. He said TDR is not being completely shut out; there may be some opportunities in Warren County. Mr. Chamberlain asked if any municipalities stood up to say they wanted to be a receiving district. Mr. Dech said no, but no one refused either.

Mr. Houck had stepped out momentarily, so Mr. Marvin reported on his behalf, saying that the closing had taken place earlier today on the \$1 million notes and the funds are now in the County bank accounts.

For his own report, Mr. Marvin had only three hiring requests, nothing unusual.

Under Freeholder Comments, Mr. DiMaio remarked that we're in the middle of campaign season and people have made an issue with respect to County Counsel and he takes exception to these criticisms. The funds appropriated are not only for what the County Counsel does, but also for the Labor Attorney, Bond Counsel and others. Other counselors that have served in that seat have also been from Morris County. Mr. Bell does an excellent job for us here in Warren County as evidenced in his report tonight in addition to saving us millions of dollars being wasted in the Community College on something we didn't need. He has fought for us on many issues. "He is not only one of the best attorneys I know, he's one of the finest gentlemen I know." The people criticizing him are "wrong, and they're out of line."

Mr. Chamberlain encouraged everyone to get out and vote.

Mr. Gardner agreed that it is very important and that the number of young people signing up to vote is a very positive thing. He concurred with Mr. DiMaio's sentiment regarding County Counsel and thanked Dave Hicks for the extra work the Engineering and Bridge Departments have been doing as of late.

Mr. Gardner mentioned that he will be starting the County Projects Committee in mid-November and will probably have a subcommittee to pursue solar and wind energy. We have to look at where we're going for the long haul in terms of energy policy. The energy is there – it's a matter of harnessing it in the right way. He was very impressed with how far solar energy technology has come in terms of the quality of the panels and so forth.

RESOLUTION 741-04

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, at 8:01 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 27, 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

MINUTES

OCTOBER 27, 2004

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

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

- 1) *Matters Required by Law to be Confidential*: Any matter which, by express provision of Federal law of State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- 2) *Matters Where the Release of Information Would Impair the Right to Receive Funds*: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- 3) *Matters Involving Individual Privacy*: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- 4) *Matters Relating to Collective Bargaining Agreements*: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- 5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds*: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- 6) *Matters Relating to Public Safety and Property*: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of possible violations of the law.
- 7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or 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 October 27, 2004, that an Executive Session closed to the Public shall be held on October 27, 2004, at 8:01 p.m. in the Freeholders

MINUTES**OCTOBER 27, 2004**

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 9:12 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 9:12 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board