

## MINUTES

JANUARY 12, 2005

**NOTE FOR THE RECORD: DUE TO FAILURE OF RECORDING EQUIPMENT AT THE MEETING OF JANUARY 12, 2005, NO TAPE RECORDING OF THE PROCEEDINGS IS AVAILABLE.**

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on January 12, 2005 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 and Freeholder Everett Chamberlain. It was acknowledged that Mr. DiMaio would be joining the meeting late. 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 JANUARY 12, 2005 WAS GIVEN IN ACCORDANCE WITH THE OPEN PUBLIC MEETINGS ACT BY FORWARDING A SCHEDULE OF REGULAR MEETINGS OF THE BOARD OF CHOSEN FREEHOLDERS TO THE WARREN COUNTY CLERK, THE STAR-LEDGER, AND DAILY RECORD AND BY POSTING A COPY THEREOF ON THE BULLETIN BOARD IN THE OFFICE OF THE BOARD OF CHOSEN FREEHOLDERS. FORMAL ACTION MAY BE TAKEN BY THE BOARD OF CHOSEN FREEHOLDERS AT THIS MEETING. PUBLIC PARTICIPATION IS ENCOURAGED. IN ORDER TO ASSURE FULL PUBLIC PARTICIPATION, THOSE INDIVIDUALS WITH DISABILITIES WHO WISH TO ATTEND THE MEETING SHOULD SUBMIT ANY REQUESTS FOR SPECIAL ACCOMMODATION ONE WEEK IN ADVANCE."**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Minutes of the Regular Session held on December 22, 2004 were approved.

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

Mr. Chamberlain requested two slight modifications in the Regular Session Minutes which were duly noted prior to the vote.

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Minutes of the Executive Session held on December 22, 2004 were approved.

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

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Minutes of the Reorganization Session held on January 2, 2005 were approved.

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

**RESOLUTION 21-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION TO PAY BILLS.**

**Be and it is hereby resolved** that Master Voucher Certificate  
**For Certification/Ratification for Payments No. 2004-51, 2005-1, 2 dated January 12,**

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**2005** in the amount of **\$ 5,984,420.06** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

2004-51	\$ 977,221.11
2005-1	252,403.97
2005-2	<u>2,137,898.56</u>
	\$ 3,367,523.64
Payroll 12/23/04	1,318,984.16
Payroll 1/16/05	<u>1,297,912.26</u>
	<u>\$ 2,616,896.42</u>
<b>GRAND TOTAL</b>	<b>\$ 5,984,420.06</b>

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 absent, Gardner yes

**RESOLUTION 22-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION AUTHORIZING RELEASE OF GRANT FUNDS FOR ACQUISITION OF TIPPET AND WOOD BUILDING FOR NEW JERSEY TRANSPORTATION HERITAGE CENTER.**

**WHEREAS**, the New Jersey Department of Transportation is authorized by N.J.S.A. 28:2-29 to acquire real property for the purpose of effectuating a state railroad and transportation museum, and

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren has long supported this project for its value to Warren County and the Town of Phillipsburg, and

**WHEREAS**, the Municipal and Charitable Conservancy Trust Fund Committee has recommended a grant to the Friends of the NJ Transportation Heritage Center for the specific purpose of acquisition of this site in cooperation with the New Jersey Department of Transportation, and

**WHEREAS**, the executed Grant Agreement requires that the funds be disbursed at closing, and

**WHEREAS**, it is necessary that those grant funds be deposited in a fund with the Department of Transportation prior to closing,

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby authorize the release of the grant funds to be deposited with the New Jersey Department of Transportation for the acquisition of this property.

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 absent, Mr. Gardner yes

**RESOLUTION 23-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION TO ESTABLISH SPEED LIMITS ALONG COUNTY ROUTE #655, HOPE TOWNSHIP AND BLAIRSTOWN TOWNSHIP, WARREN COUNTY, NEW JERSEY.**

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Section 1. That the speed limit in both directions of traffic along County Route #655 in Hope Township and Blairstown Township, Warren County, New Jersey be established as follows:

Zone 1. 40 miles per hour between County Route #609 (MP 0.00) and Locust Lane (MP 1.60).

Zone 2. 35 miles per hour between Locust Lane (MP 1.60) and Union Brick Road (MP 2.16).

Zone 3. 45 miles per hour between Union Brick Road (MP 2.16) and 1100 feet north of Kishpaugh Road (MP 5.02).

Zone 4. 35 miles per hour between 1100 feet north of Kishpaugh Road (MP 5.02) and 300 feet south of Siplely Road (MP 5.52), except for a 30 mile per hour school speed limit when passing through the Vail Pre-School School Zone (mile post 5.47 to mile post 5.52) during recess when the presence of children is clearly visible from the roadway, or while children are going to or leaving school during opening or closing hours.

Zone 5. 50 miles per hour between 300 feet south of Siplely Road (MP 5.52) and Route 94 (MP 6.24).

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

Section 3. This resolution shall take effect upon approval by the Commissioner of the Department 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 absent, Mr. Gardner yes

**RESOLUTION 24-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE GRANT AGREEMENT 05-3556-00 WITH THE NJ DEPARTMENT OF COMMUNITY AFFAIRS FOR \$18,900 STATE FUNDS AND \$3,780 ANTICIPATED COUNTY MATCHING FUNDS THROUGH THE CY '05 HANDICAPPED PERSON'S RECREATIONAL OPPORTUNITY ACT THEREBY REDUCING THE ORIGINAL GRANT APPLICATION TOTALING \$21,520 STATE FUNDS AND \$4,304 COUNTY MATCHING FUNDS.**

**WHEREAS**, on June 23, 2004 the Warren County Board of Chosen Freeholders approved a grant application for \$21,520 state funds and \$4,304 county matching funds to the NJ Department of Community Affairs for anticipated 2005 Handicapped Person's Recreational Opportunity Act funding; and

**WHEREAS**, the NJ Department of Community Affairs has subsequently awarded Warren County a total of \$18,900 through the 2005 Handicapped Person's Grant (05-3556-00) which requires a local match from the county of \$3,780; funds to be subcontracted as follows:

	<u>State</u>	<u>County</u>
The ARC	\$12,862	\$2,572
DAWN	\$ 6,038	\$1,208

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

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of Warren that the Director of the Board is authorized to execute grant agreement with the NJ Department of Community Affairs for a total of \$18,900 state funds and \$3,780 anticipated county matching funds for CY' 05; funds to be used by The ARC and DAWN.

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 absent, Mr. Gardner yes

**RESOLUTION 25-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION APPROVING THE WORK FIRST NEW JERSEY FUNDING LETTER OF AGREEMENT BETWEEN THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES, AND THE MORRIS/SUSSEX/WARREN EMPLOYMENT AND TRAINING SERVICES; ANTICIPATED FUNDS NOT TO EXCEED \$24,000.**

**WHEREAS**, effective July 1, 2004, all state workforce investment programs have been consolidated under the NJ Department of Labor and Workforce Development; and

**WHEREAS**, this consolidation requires a Letter of Agreement between the Warren County Department of Human Services, Division of Temporary Assistance and Social Services and the Morris/Sussex/Warren Employment and Training Services outlining a coordination of responsibilities for planning, oversight and funding of welfare client enrolled in the Early Employment Initiative (EEI) program prior to June 30, 2005; and

**WHEREAS**, Morris County has made available to Warren County Department of Human Services, Division of Temporary Assistance and Social Services, funding to support EEI client services in an amount not to exceed \$24,000.

**NOW, THEREFORE BE IT RESOLVED** that the Warren County Board of Chosen Freeholders approves the Letter of Agreement with the Morris/Sussex/Warren Employment and Training Services for welfare clients enrolled in the Early Employment Initiative prior to June 30, 2005.

**BE IT FURTHER RESOLVED** that the Director of the Board is hereby authorized to sign the Grant Agreement with the Morris/Sussex/Warren Workforce Investment Board.

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 absent, Mr. Gardner yes

**RESOLUTION 26-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: DESIGNATING CHRISTOPHER J. PESSOLANO, WARREN COUNTY PURCHASING AGENT, AS THE PUBLIC AGENCY COMPLIANCE OFFICER (P.A.C.O.) FOR THE COUNTY OF WARREN.**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren is required to appoint a Public Agency Compliance Officer (P.A.C.O.) pursuant to P.L. 1975, C.127 (N.J.A.C. 17:27);

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

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County of Warren that Christopher J. Pessolano is hereby designated as Public Agency Compliance Officer (P.A.C.O.) for a term retroactive to January 9, 2005 thru January 8, 2006.

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 absent, Mr. Gardner yes

**RESOLUTION 27-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR THE COLLECTION AND DISBURSEMENT OF CONTRIBUTIONS TO BE USED TO DEFRAY THE COST OF LITIGATION.**

**WHEREAS**, The County of Warren is initiating legal action to challenge the legality of recently enacted legislation; and

**WHEREAS**, A number of concerned citizens and affected parties have expressed an interest in participating in the sharing of the cost of said litigation; and

**WHEREAS**, N.J.S.A. 40A: 5-29 permits the County to collect and accept donations and pay related operational expenditures through the establishment of a trust fund and budgetary rider: and

**WHEREAS**, the County of Warren desires to establish a dedicated fund into which shall be deposited contributions received from said interested parties to be used to defray the cost of said litigation; and

**WHEREAS**, N.J.S.A. 40A: 4-39 provides that the Director of the Division of Local Government Services may approve expenditure of these additional funds by dedication of rider;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the Chief Financial Officer is directed to request permission of the Director of the Division of Local Government Services for approval and, upon the granting of said approval, to establish a County Litigation Trust Fund.

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 absent, Mr. Gardner yes

**RESOLUTION 28-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0502 AND AUTHORIZATION TO ADVERTISE FOR PROPOSALS TO RENT COUNTY LAND FOR FARMING, 20.0 ACRES, FOUL RIFT ROAD & ROUTE 519 – BLOCK 21, LOT 14 OF WHITE TOWNSHIP, PROPERTY ADJACENT TO ADMINISTRATION BUILDING.**

**BE IT RESOLVED**, that specification WC0502 for rental of county owned land for farming purposes is hereby approved.

**BE IT FURTHER RESOLVED**, that the Director of Purchasing is hereby directed to

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advertise for bids for the above in The Star Ledger.

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 absent, Mr. Gardner yes

**RESOLUTION 29-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0503 AND  
AUTHORIZATION TO ADVERTISE FOR BIDS FOR OFFICE SUPPLIES  
AND ASSOCIATED PRODUCTS FOR ALL COUNTY DEPARTMENTS.**

**BE IT RESOLVED**, that specification WC0503 for office supplies and associated products for all Warren County Departments is hereby approved

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

Funding for this contract will be provided in individual budget accounts in all departments.

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 absent, Mr. Gardner yes

**RESOLUTION 30-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE  
ADVERTISEMENT FOR BIDS FOR THE WARREN COUNTY ARCH RESTORATION PROJECT,  
COUNTY BRIDGES #04015, #04053, #11041 & #16006, BLAIRSTOWN, HOPE &  
MANSFIELD TOWNSHIPS, CONTRACT #WC0448.**

**BE IT RESOLVED** that the plans and specifications for Contract #WC0448 for the Warren County Arch Restoration Project, Bridges #04015, #04053, # 11041, & #16006, Blairstown, Hope, & Mansfield Townships in Warren County and Washington Township in Morris County are hereby approved.

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

**THE STAR LEDGER****TENTATIVE SCHEDULE**

**ADVERTISING DATE – January 20, 2005  
BIDS TO BE RECEIVED – February 22, 2005  
AWARD DATE – March 9, 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

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

**RESOLUTION 31-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND  
AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE RECONSTRUCTION  
OF WARREN COUNTY BRIDGE #21001, S. WANDLING AVE. OVER  
THE SHABBECONG CREEK, WASHINGTON BOROUGH, CONTRACT #WC0471.**

**BE IT RESOLVED** that the plans and specifications for Contract #WC0471 for the reconstruction of Warren County Bridge #21001, S. Wandling Ave. over the Shabbecong Creek in Washington Borough 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 – January 20, 2005  
BIDS TO BE RECEIVED –February 22, 2005  
AWARD DATE – March 9, 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 absent, Mr. Gardner yes

**RESOLUTION 32-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC0411  
WITH SPARWICK CONTRACTING, INC. FOR THE REPLACEMENT OF  
WARREN COUNTY CULVERT #05066, MOUNTAIN VIEW ROAD OVER A  
TRIBUTARY TO THE MUSCONETCONG RIVER, FRANKLIN TOWNSHIP FOR A  
NET DECREASE OF \$97.28 AND A FINAL CONTRACT AMOUNT OF \$122,034.72.**

**WHEREAS**, Contract #WC0411 was awarded to Sparwick Contracting, Inc. for the Replacement of Warren County Culvert #05066, Mountain View Road over a tributary to the Musconetcong River, Franklin Township in the amount \$122,132.00; and

**WHEREAS**, final as-built quantities resulted in a net decrease of \$97.28; and

**WHEREAS**, said changes were recommended by the County Engineer.

**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 Sparwick Contracting, Inc. for a net decrease of \$97.28 and a final contract amount of \$122,034.72.

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 absent, Mr. Gardner yes

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**RESOLUTION 33-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: EXTENSION OF CONTRACT WC0189 FOR INFORMATION TECHNOLOGY SUPPORT AND SERVICES FOR THE WARREN COUNTY INFORMATION SYSTEMS DEPARTMENT TO W2bi PARTNERED WITH COMPUTER SERVICES GROUP, INC., FOR THE PERIOD OF FEBRUARY 1, 2005 THROUGH JANUARY 31, 2006 FOR THE FOURTH YEAR OF A FIVE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(5) IN THE MONTHLY AMOUNT OF \$27,846.00, TOTAL YEARLY AMOUNT OF \$334,152.00.**

**BE IT RESOLVED**, that Warren County Contract WC0189 for information technology support and services for the Warren County Information Systems Department is hereby extended for the fourth year as provided by the Local Public Contract Law 40A:11-15(5) said contract is hereby extended for the period of February 1, 2005 through January 31, 2006

to .....W2bi partnered with Computer Services Group, Inc., New York, New York

In the amount of .....\$27,846.00 per month, \$334,152.00 yearly

as per their bid submitted.....January 3, 2002

Funding for this contract has been provided in budget account 011400/5029 – Information Systems – 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 absent, Mr. Gardner yes

**RESOLUTION 34-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT TO ALMAN GROUP LLC OF WESTFIELD, NEW JERSEY FOR MANAGEMENT CONSULTING SERVICES TO ASSIST THE COUNTY OF WARREN TO CONSOLIDATE THE HUMAN/SOCIAL SERVICE DELIVERY SYSTEM FOR THE PERIOD OF JANUARY 1, 2005 THROUGH JUNE 30, 2005 FOR AN AMOUNT NOT TO EXCEED \$15,000.00.**

**WHEREAS**, there exists a need for managerial consulting services to assist the County of Warren to continue the consolidation of the Human/Social Service Delivery System; and

**WHEREAS**, the Local Public Contract 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 contract meets the statute and regulations governing the award of said contracts; and

**WHEREAS**, adequate funds are available in budget accounts 013550 5029 – Human Services Contracted Services and 013450 5029 – Tass Contracted Services, and certified by the County Chief Financial Officer,

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

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County of Warren as follows:

1. An agreement with Alman Management Group, LLC of Westfield, New Jersey effective January 1, 2005 through June 30, 2005 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 the Board.
2. This contract is awarded without competitive as an "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A.40A:11-15(1)(a) of the Local Public Contracts Law because the services defined cannot reasonably be described by written quantitative assessment of the problems involved, which require expertise, extensive training and proven reputation in the field of endeavor.
3. A notice of this action shall be published in The Star-Ledger.

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 absent, Mr. Gardner yes

**RESOLUTION 35-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0462-2 WITH SAINT MARY'S EPISCOPAL CHURCH FOR A NUTRITION SITE IN BELVIDERE ON A MONTH TO MONTH BASIS FOR THE PERIOD OF JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 IN THE AMOUNT OF \$930.00 PER MONTH**

**BE IT RESOLVED**, that this contract is awarded to Saint Mary's Episcopal Church to provide a nutrition site in Belvidere, New Jersey

The contract is to be on a month to month basis at a monthly rental of \$930.00 per month January 1, 2005 through December 31, 2005

Funding for this contract is provided in account F5352 5303 055303-M 5080 – Area Plan Grant Nutrition Space Rental

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

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

Steve Marvin Clerk of the Board

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

**RESOLUTION 36-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0487-1 FOR NURSING SUPPLIES FOR WARREN HAVEN TO MOORE MEDICAL CORP., IN THE APPROXIMATE AMOUNT OF \$14,437.23.**

**BE IT RESOLVED**, that contract WC0487-1 for nursing supply items 7, 8, 12, 13, 14, 15, 34, 44, 51, 56, 57, 59, 64, 68, 71, 74, 78, 80, 82, 91, 92, 93, 95, 97, 114, 116, 117, 118, 119, and 121 is hereby awarded

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to ..... Moore Medical Corp., New Britain, Connecticut

in the approximate amount of ..... \$14,437.23

as per their bid submitted .....November 30, 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 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.

**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 absent, Mr. Gardner yes

**RESOLUTION 37-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0487-2 FOR NURSING SUPPLIES FOR WARREN HAVEN TO JML MEDICAL INC., IN THE APPROXIMATE AMOUNT OF \$28,496.00.**

**BE IT RESOLVED**, that contract WC0487-2 for nursing supply items 1, 2, 11, 16, 18, 19, 21, 22, 23, 27, 29, 31, 32, 33, 37, 38, 40, 41, 43, 49, 50, 52, 63, 73, 77, 81, 84, 85, 88, 89, 94, 102, 103, 104, 105, 113, 115, 123, 124, 125, 126, 128, 129, 134, 135, 136, 148, 149, 150, 153, 154, 156, 157, 158, 159 and 160 is hereby awarded to .....JML Medical, Inc., Lakewood, New Jersey

in the approximate amount of .....\$28,496.00

as per their bid submitted .....November 30, 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 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.

**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 absent, Mr. Gardner yes

**RESOLUTION 38-05**

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

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on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0487-3 FOR NURSING SUPPLIES FOR WARREN HAVEN TO BACH'S PHARMACY, IN THE APPROXIMATE AMOUNT OF \$28,276.35.**

**BE IT RESOLVED**, that contract WC0487-3 for nursing supply items 4, 5, 6, 9, 10, 24, 25, 26, 36, 39, 45, 54, 60, 61, 62, 65, 66, 69, 70, 79, 86, 90, 96, 98, 99, 101, 109, 111, 112, 130, 131, 132, 133, 138, 139, 140, 141, 142, 144, 145, and 146 is hereby awarded

to .....Bach's Pharmacy, Pompton Plains, New Jersey

in the approximate amount of .....\$28,276.35

as per their bid submitted .....November 30, 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 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.

**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 absent, Mr. Gardner yes

**RESOLUTION 39-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0487-4 FOR NURSING SUPPLIES FOR WARREN HAVEN TO BACH'S HOME HEALTH CARE SUPPLY IN THE APPROXIMATE AMOUNT OF \$6,782.80.**

**BE IT RESOLVED**, that contract WC0487-4 for nursing supply items 3, 17, 20, 35, 46, 47, 48, 53, 58, 72, 75, 76, 83, 87, 100, 105, 106, 107, 110, 127, 137, 143, 151, 152, and 155 is hereby awarded

to .....Bach's Home Health Care Supply, Hackettstown, New Jersey

in the approximate amount of .....\$6,782.80

as per their bid submitted .....November 30, 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 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.

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

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

Steve Marvin Clerk of the Board

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

**RESOLUTION 40-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0488-1 FOR NURSING SUPPLIES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY TO MCKESSON MEDICAL-SURGICAL MINNESOTA SUPPLY, INC., IN THE APPROXIMATE AMOUNT OF \$9,502.21.**

**BE IT RESOLVED**, that contract WC0488-1 for nursing supply items 1, 4, 17, 23, 24, 25, 26, 28, 29, 37, 39, 43, 45, 62, 63, 64, 92, 93, 94, 96, 99 and 104, is hereby awarded

to .....McKesson Medical-Surgical Minnesota Supply, Inc., Golden Valley, Minnesota

in the approximate amount of .....\$9,502.21

as per their bid submitted..... November 30, 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 budget accounts 013301/5030 – PHNA, Home Care Operating Supplies and 013302/5030 – PHNA Community Health Services Operating Supplies.

**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 absent, Mr. Gardner yes

**RESOLUTION 41-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0488-2 FOR NURSING SUPPLIES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY TO PSS PHYSICIAN SALES & SERVICE IN THE APPROXIMATE AMOUNT OF \$2,170.00.**

**BE IT RESOLVED**, that contract WC0488-2 for nursing supply items 2, 12, 15, 16, 30, 31, 32, 33, 34, 46, 47, 48, 50, 53, 56, 74, 75, 76, 91, 95, 105 and 106, is hereby awarded

To.....PSS Physician Sales & Service, New Tripoli, Pennsylvania

in the approximate amount of..... \$2,170.00

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as per their bid submitted .....November 30, 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 budget accounts 013301/5030 – PHNA, Home Care Operating Supplies and 013302/5030 – PHNA Community Health Services Operating Supplies.

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 absent, Mr. Gardner yes

**RESOLUTION 42-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0488-3 FOR NURSING SUPPLIES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY TO BACH’S HOME HEALTH CARE SUPPLY IN THE APPROXIMATE AMOUNT OF \$1,172.64.**

**BE IT RESOLVED**, that contract WC0488-3 for nursing supply items 3, 13, 14, 27, 40, 41, 58, 73, 77, 80, 102, 103 and 107, is hereby awarded

to .....Bach’s Home Health Care Supply, Hackettstown, New Jersey

in the approximate amount of .....\$1,172.64

as per their bid submitted .....November 30, 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 budget accounts 013301/5030 – PHNA, Home Care Operating Supplies and 013302/5030 – PHNA Community Health Services Operating Supplies.

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 absent, Mr. Gardner yes

**RESOLUTION 43-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0488-4 FOR NURSING SUPPLIES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY TO MOORE MEDICAL CORP., IN THE APPROXIMATE AMOUNT OF \$2,701.82.**

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**BE IT RESOLVED**, that contract WC0488-4 for nursing supply items 35, 36, 54, 55, 57, 59, 60, 61, 70, 71, 81, 82, 98, 100, 108, 109 and 112, is hereby awarded to .....

Moore Medical Corp., New Britain, Connecticut  
in the approximate amount of .....\$2,701.82

as per their bid submitted .....November 30, 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 budget accounts 013301/5030 – PHNA, Home Care Operating Supplies and 013302/5030 – PHNA Community Health Services Operating Supplies.

**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 absent, Mr. Gardner yes

**RESOLUTION 44-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0488-5 FOR NURSING SUPPLIES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY TO JML MEDICAL INC., IN THE APPROXIMATE AMOUNT OF \$4,979.90.**

**BE IT RESOLVED**, that contract WC0488-5 for nursing supply items 1, 5, 6, 7, 8, 9, 10, 11, 18, 19, 20, 21, 22, 38, 42, 44, 49, 52, 65, 66, 67, 68, 69, 72, 78, 79, 83, 84, 85, 86, 87, 88, 89, 90, 97, 101 and 111, is hereby awarded to .....

JML Medical Inc., Lakewood, New Jersey

in the approximate amount of .....\$4,979.90

as per their bid submitted .....November 30, 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 budget accounts 013301/5030 – PHNA, Home Care Operating Supplies and 013302/5030 – PHNA Community Health Services Operating Supplies.

**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 absent, Mr. Gardner yes

**RESOLUTION 45-05**

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

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on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC0501R FOR THE PROFESSIONAL SERVICES OF A TEACHER TO ADMINISTER THE INMATE EDUCATION PROGRAM FOR THE WARREN COUNTY CORRECTIONAL CENTER, TO WALTER STOFFEL, FOR THE PERIOD OF JANUARY 24, 2005 THROUGH DECEMBER 31, 2005, AT AN HOURLY RATE OF \$32.00, NOT TO EXCEED \$5,000.00 PER YEAR.**

**WHEREAS**, the Warren County Correctional Center requires the need for the professional services of a teacher to administer the Inmate Education Program at the Warren County Correctional Center; and

**WHEREAS**, N.J.A.C.10A:31-26.2(b) requires that a certified teacher be provided to administer and supervise the Education Program for the Adult Correctional Center; and

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

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

**WHEREAS**, adequate funds are available in budget account 0125280/5042 – Correctional Center – Education & Training

**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 Walter Stoffel, of Cresco, Pennsylvania, for professional services for the above project, in the amount not to exceed \$5,000.00 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 absent, Mr. Gardner yes

**RESOLUTION 46-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT WC04107 FOR LIGHTING AND TRAFFIC SIGNAL ELECTRICAL MAINTENANCE FOR THE WARREN COUNTY ROAD DEPARTMENT FOR THE PERIOD OF JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 RENEWABLE FOR ONE ADDITIONAL YEAR TO SHADE TREE ELECTRIC IN THE APPROXIMATE AMOUNT OF \$28,021.00.**

**BE IT RESOLVED**, that contract WC04107 for lighting and traffic signal electrical maintenance for the Warren County Road Department is hereby awarded

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to .....Shade Tree Electric, Mt. Bethel, Pennsylvania

in the approximate amount of .....\$28,021.00

as per their bid submitted .....December 21, 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 budget account 012900/5029 – Roads – Contracted Services.

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

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

Steve Marvin Clerk of the Board

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

**RESOLUTION 47-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF CONTRACT FOR THE PROFESSIONAL SERVICES FOR GROUND-WATER AND ENVIRONMENTAL ENGINEERING FOR AN ASSESSMENT OF THE TECHNICAL VALIDITY OF THE GROUND-WATER RELATED BASES FOR THE HIGHLANDS WATER PROTECTION AND PLANNING ACT TO LEGGETTE, BRASHEARS & GRAHAM, INC., OF RAMSEY, NEW JERSEY IN AN AMOUNT NOT TO EXCEED \$10,000.00.**

**WHEREAS**, the County of Warren requires the professional services of an environmental engineering firm to assist in the Highlands Litigation; and

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

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

**WHEREAS**, adequate funds are available in budget account 011550/5100 – County Counsel – Other expenses, and certified by the Chief Financial Officer; and

**WHEREAS**, the Hunterdon County Board of Chosen Freeholders will reimburse the County of Warren for 50% of all invoicing for this project;

**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 Leggette, Brashears & Graham, Inc., of Ramsey, New Jersey, for professional services for the above project, in the amount not to exceed \$10,000.00 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

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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 absent, Mr. Gardner yes

**RESOLUTION 48-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION RE: AWARD OF A PURCHASE ORDER TO ELECTION SYSTEMS & SOFTWARE TO PROVIDE COMPUTER SOFTWARE AND HARDWARE MAINTENANCE FOR THE PERIOD OF JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 FOR THE WARREN COUNTY ELECTION BOARD DEPARTMENT IN THE TOTAL AMOUNT OF \$55,850.00.**

**WHEREAS**, it has been recommended that the county issue a purchase order for computer maintenance 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 Election Systems & Software of Omaha, Nebraska for providing computer hardware and software maintenance on licensed products for the Warren County Election Board.

**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 Election Systems & Software of Omaha, Nebraska.

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 hardware and software maintenance.

3. A notice of this action shall be published in The Star-Ledger.

Funding for this contract is provided in budget account 011250/5026 – Election Board – Contracted Equipment Maintenance.

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

Steve Marvin Clerk of the Board

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

**RESOLUTION 49-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION AWARDED CONTRACTS TO VARIOUS PROGRAMS FOR PROVISION OF HUMAN SERVICES FOR THE PERIOD JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 IN THE AMOUNT OF \$1,355,722; FUNDS SUBJECT TO AVAILABILITY.**

**BE IT RESOLVED** that the contracts for provision of human services are hereby

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awarded in the total amount of \$1,355,722, to various Warren County agencies for the contract period January 1, 2005 through December 31, 2005 as per the agency's 2005 Competitive Contract (WC0474C) submitted on or before November 17, 2004 to the Warren County Department of Human Services, Division of Contract Administration and reviewed in cooperation with the division's advisory boards; funding subject to availability.

A notice of this action shall be published in The Star-Ledger, and this contract itself must be available for public inspection in the Office of the Clerk.

**BE IT FURTHER RESOLVED** that the Director of the Board of Chosen Freeholders be authorized and directed to execute the necessary contracts for provision of human services between the County of Warren and the following agencies:

<b>Agency</b>	<b>Programs</b>	<b>2005 Funding</b>
Abilities	Career Exploration	59,563
The ARC	Multi-Programs	79,560
Big Brothers/Big Sisters	Match/Pre-Match	39,418
Catholic Charities	Social Services	36,481
	School Aged Care	10,000
Community Prevention Resources	Using the Arts in Prevention Training	5,853
Contextual Family Services	Intensive In-Home Services	33,600
DARCC	Shelter	59,156
	Sheltered Children's Program	12,000
Easter Seals	Case Management	24,290
Family Guidance Ctr.	Crisis Intervention Unit	80,313
	Middle School Based Youth Services	52,120
	Mental Health	402,158
	Sexual Abuse Treatment	76,843
	MICA	39,000
	Outpatient Substance Abuse	46,162
	Quantum Opportunities	14,655
Freedom House	Halfway House	11,631
Highlands Project	Community Service	10,368
NORWESCAP	First Call For Help	38,054
	Day Care	64,915
	Homeless Hotline Services	12,768
	Food Bank	10,000
	Emergency Services	12,500
Legal Services	Core	67,009
	Civil Commitment	32,305
Phillipsburg School Based Youth	Jobs & More	25,000
<b>TOTAL</b>		<b>1,355,722</b>

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 absent, Mr. Gardner yes

Regarding Item H-17 on the Agenda, Mr. Chamberlain asked if the Election Board was buying new computer equipment or not. Mr. Marvin said this is a maintenance contract on

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existing systems.

**RESOLUTION 50-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION REAPPOINTING DAVID B. HICKS WARREN COUNTY ENGINEER AND AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE AN EMPLOYMENT AGREEMENT.**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren is required to appoint a County Engineer pursuant to N.J.S.A. 40A:9-43 and N.J.S.A. 27:14-24;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that David B. Hicks is hereby reappointed County Engineer for a term of five (5) years commencing January 12, 2005 and terminating January 11, 2010, subject to the terms of an Employment Agreement incorporated herein by reference. The Freeholder Director is hereby authorized and directed to execute said Employment Agreement.

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 absent, Mr. Gardner yes

**RESOLUTION 51-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION REAPPOINTING BARRY W. SMITH WARREN COUNTY INFORMATION SYSTEMS DIRECTOR AND AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE AN EMPLOYMENT AGREEMENT.**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren desires to appoint an Information Systems Director pursuant to N.J.S.A. 11A:3-5(l);

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that Barry W. Smith is hereby reappointed Information Systems Director for a term of three (3) years commencing on January 24, 2005 and terminating January 23, 2008, subject to the terms of an Employment Agreement, incorporated herein by reference. The Freeholder Director is hereby authorized and directed to execute said Employment Agreement.

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 absent, Mr. Gardner yes

**RESOLUTION 52-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION REAPPOINTING JOSEPH F. LAKE, JR. TO THE POSITION OF WARREN COUNTY FIRE MARSHAL, UNCLASSIFIED, WITHIN THE WARREN COUNTY PUBLIC SAFETY DEPARTMENT.**

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**BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that pursuant to N.J.S.A. 40A:14-1, Joseph F. Lake, Jr. is hereby reappointed to the position of Warren County Fire Marshal, Unclassified, within the Warren County Public Safety Department; and

**BE IT FURTHER RESOLVED** that this appointment be made effective January 15, 2005 through January 14, 2008.

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 absent, Mr. Gardner yes

**RESOLUTION 53-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY DIVISION  
OF SENIOR SERVICES ADVISORY COUNCIL.**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby appoints the following person to the Warren County Division of Senior Services Advisory Council effective January 1, 2005.

Susan Dickey, Surrogate  
8 Imlaydale Road  
Hampton, NJ 08827  
908-475-6223

Term to expire: 12/31/07

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 absent, Mr. Gardner yes

**RECOMMENDATION**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, **RECOMMENDATION TO ACCEPT THE RESIGNATION OF MARGARET RANDALL FROM THE WARREN COUNTY MENTAL HEALTH BOARD.**

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

**RECOMMENDATION**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, **RECOMMENDATION TO ACCEPT THE RESIGNATION OF ANTHONY T. AMATO FROM THE WARREN COUNTY SPECIAL SERVICES BOARD OF EDUCATION.**

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

**RESOLUTION 54-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

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

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**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that a full-time position of *Supervising Juvenile Detention Officer*, classified, is created in the Warren County Department of Corrections, Division of Juvenile Detention for the purpose of enhancing the efficiency and effectiveness of operations; and

**BE IT FURTHER RESOLVED** by the Warren County Board of Chosen Freeholders that the full-time position of *Chief Juvenile Detention Officer*, classified, is abolished; and

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the newly created position of *Supervising Juvenile Detention Officer* is created and established on AFSCME Local 0671 on Range 1240 and be made effective retroactive to December 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 absent, Mr. Gardner yes

**RESOLUTION 55-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION CREATING A FULL-TIME POSITION OF SENIOR ACCOUNT CLERK, CLASSIFIED, AND ABOLISHING A FULL-TIME POSITION OF PRINCIPAL ACCOUNT CLERK, CLASSIFIED, IN THE WARREN COUNTY HUMAN SERVICES DEPARTMENT, DIVISION OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES.**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that a full-time position of *Senior Account Clerk*, classified, is created in the Warren County Human Services Department, Division of Temporary Assistance and Social Services, for the purpose of creating greater efficiency and effectiveness in the delivery of public service and;

**BE IT FURTHER RESOLVED** by the Warren County Board of Chosen Freeholders that a full-time position of *Principal Account Clerk*, classified, is abolished.

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the full-time position of *Senior Account Clerk* is created and established on Range 11 within the contract agreement between the Warren County Board of Chosen Freeholders and the Communication Workers of America, 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 absent, Mr. Gardner yes

**RESOLUTION 56-05**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

**RESOLUTION CREATING A PART-TIME POSITION OF SENIOR ACCOUNT CLERK, TYPING, CLASSIFIED, WITHIN THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF THE COUNTY ADJUSTER.**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that a position of *senior account clerk typing*, classified, is created in the Warren County Department of Human Services, Division of the County Adjuster, for the purpose of creating greater

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efficiency of operations;

**NOW THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders that a part-time position of *senior account clerk, typing* is created in the Warren County Department of Human Services, Division of the County Adjuster, and established on AFSCME Local 3287, range 0440, 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 absent, Mr. Gardner yes

Under Reports and Comments, County Counsel Joseph Bell indicated there were matters of litigation to be discussed in Executive Session.

County Engineer Dave Hicks reported on New Jersey Access Network's re-adoption of rules for trucks 102" and wider. He said now is the time to look at the present network and submit any comments. Route 94 is omitted from the network, but Route 519 from Johnsonburg to Hope is included, resulting in complaints from Hope residents. There was general agreement that bigger tractor trailers should never be on that stretch of 519 as they basically hit a dead end in Johnsonburg. Mr. Hicks said they wanted arterial routes on the system and the network was developed the way it should have been. There were inequities in Warren County from the beginning and the situation has not changed much.

This is an opportunity to comment said Mr. Hicks. Mr. Marvin and Mr. Gardner were quite sure they had commented last time to no avail. The gentlemen thought the point was probably moot, but it wouldn't hurt to tell the State Department of Transportation (DOT).

John DiMaio entered the meeting at 7:47 pm. He apologized for being late, however, he was detained at a wake for a family member.

Mr. Chamberlain said he knew of Hope circulating a petition to keep trucks from coming off of Route 80. Mr. Hicks said it's difficult when you don't have a good route to get around the area. Mr. Chamberlain asked even if we pass a weight limit, is it our jurisdiction or does it have to be approved by the State? Ultimately, the State, Mr. Hicks replied.

Mr. DiMaio asked about Route 94 and Mr. Hicks explained Route 94 is not on the NJ Access Network and whatever data they based this decision on had been flawed at the time.

Mr. Gardner asked Mr. Hicks if there were other issues he would like to address. Are things going well with repairs subsequent to Hurricane Ivan? The answer was yes.

Mr. DiMaio said he would mention the NJ Access Network issue to the Commissioner of the DOT.

Under Meetings, the Board was approached by Attorney Donald Morrow, Engineer Ted Bayer and Cynthia Andela, President of Andela Products, Ltd. on behalf of Organic Aggregates regarding a proposed facility in Oxford Township. Mr. Morrow began by saying the Solid Waste Plan may not need to be amended as they believe this facility to be a manufacturing operation exempt from the Solid Waste Regulations. The site plan is for a 15 acre portion in Oxford adjacent to the Warren County incinerator. The proposal is to install the Andela Pulverizer, a hammer mill machine that will take in recycled glass, break it down and bevel all edges, manufacturing a new product. The result will be a less than 1/8" size

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sand product or a 3/8" size for use as drainage material in landfills and bedding. They said the finished product has no sharp edges and can be walked upon with bare feet. Required to install the operation is a 20' x 80' concrete pad, the glass pulverizer, feed hopper, screener to remove aluminum and other non-glass remnants and bunkers to store products.

They propose this to be a 400 ton per day operation to be moved by 10 trucks a day making round trips. Mr. Morrow said he has letters of intent of end users who will take "all the product we produce". They made their presentation to fulfill the requirement of notifying the NJ DEP, host municipality and host county. They had already appeared before the Township Committee of Oxford and received a favorable reaction. They have also made a presentation to the Warren County Solid Waste Advisory Committee (SWAC).

Cynthia Andela presented samples of the finished product in both the 3/8" size and the sand form. Her company has been manufacturing for 12 years, she said and this patented technology produces no sharp edges. The product may be used as landscaping material and for sandblasting. She said this product is safer than regular sand when sandblasting as the dust is inert.

Mr. Chamberlain asked if any type of glass could be taken in and the answer was yes. There was a discussion regarding noise with Ms. Andela saying the most noise is a result of the glass being dumped into the hopper. Mr. DiMaio said it would probably be quieter than the stone crushing operation "we have next door" and there was agreement.

Mr. Gardner asked if there was any guarantee there would be no industrial glass taken in. Ms. Andela said they would have to look at where the glass came from; the biggest concern being pharmaceuticals. Most of the raw materials would come from curbside recycling.

Mr. Gardner said that in SWAC's report, they expressed concerns about the 400 ton size. Why so big? That could go through Warren County's glass in a week. Mr. Morrow replied that this would be a manufacturing operation taking in raw materials from other places.

Mr. Chamberlain inquired as to the principal uses of the product. Ms. Andela said primarily, filtration applications. This sand-like product percolates 9-10 times better than regular sand. Another use would be landscaping. This is an emerging demand and is presently expensive.

A debate then ensued regarding whether or not an amendment to the Solid Waste Plan would be required since this is not waste. The Board wanted to be sure this would be classified as a manufacturing facility and not a recycling operation. County Planner Dave Dech said Section 4.2 in the recycling regulation does indicate something like this needs to be in the plan, but does not require approval by the DEP. Mr. Dech contended that the facility should be classified as a Class A Recycling Center rather than a manufacturing facility. Mr. Morrow said his understanding was that SWAC, Oxford Township, the Freeholder Board and the DEP needed only to be notified as opposed to granting approval.

Mr. Gardner pointed out that representatives from Oxford were present and asked for their input. Oxford Township Mayor Alex Lazorisak invited his Deputy Mayor, Philip Rosenberg, to speak as he is the Recycling Coordinator for the township and more familiar with the operation. Mr. Rosenberg spoke of a new type of citizenry moving into the area

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bringing an increased demand for services. No one wants to raise taxes, but recycling services need to increase from once a month to twice a month and this manufacturing facility will allow the presently part-time Recycling Coordinator to become full-time. There are extreme deed restrictions; there will be no pollution or noise and this operation is desirable to the township and the county.

Although this looks like a win-win situation, said Mr. Gardner, with a minimum of 40 tons per truck, we need to consider the traffic situation. He then reiterated that it must be confirmed that this is not a recycling operation.

Mr. Dech urged Organic Aggregates to submit a site plan to the County Planning Board. Mr. Morrow said a site plan had been presented to Oxford Township. Mr. Dech said it should be reviewed in regards to the impact on County drainage and on County roads.

Mr. DiMaio asked Mr. Morrow if the DEP had been notified yet. Initially, Mr. Morrow said no, that they will within the next couple of days, but then later corrected himself saying a letter had already gone out to the DEP. Mr. DiMaio said if it is okay with the DEP, he wouldn't want to overstep Oxford's bounds. "I have no problem amending the Solid Waste Plan", said Mr. DiMaio.

Mr. Gardner invited the public to come forward with questions or comments and Mike Grossman asked if they were seeking a Class A designation. The reply was no, only glass. Mr. Rosenberg said they were deed restricted in Oxford anyway as to what can be brought in.

Under Reports and Comments, County Planner Dave Dech mentioned the Cross Acceptance Meeting to be held on January 20<sup>th</sup>. He has heard from 12 of the 22 municipalities. There will be a hearing on major issues and findings and the outcome will be presented to the County Planning Board on January 31<sup>st</sup>. Final Cross Acceptance should be ready for the Freeholder Meeting on the 23<sup>rd</sup> of February.

County CFO Charles Houck had nothing to report.

In addition to a few routine hiring requests, County Administrator Steve Marvin notified the Board of a letter from the Phillipsburg Rotary Club regarding an attempt to return to Warren County, an Ingersoll-Rand locomotive currently housed in the Museum of Transportation in St. Louis. Support of this endeavor in the form of a letter, not funding – is requested of the Board. It was agreed Mr. Marvin would draft the letter.

The Board decided to schedule the Warren County Community College Board of School Estimate Meeting for February 23, 2005 at 7:00 pm prior to the regularly scheduled Board of Chosen Freeholders Meeting.

Under Freeholder Comments, Mr. Gardner thanked the "good folks from Oxford" for being the first municipality to offer support of the Highlands litigation. Home Rule is very significant, he said, and at the January 6 meeting of the Highlands Council, he felt there were members listening to what he had to say.

Oxford Township Deputy Mayor Phil Rosenberg responded by saying Oxford was probably the hardest hit. He talked about a 145 acre foreclosure parcel that had been intended for development of over 300 units of senior citizen housing. As a result of the 300

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foot buffer restriction, then the Highlands legislation, Oxford lost up to \$6 million plus \$750,000 in tax revenue and engineering costs. Anything that can be done is most appreciated said Mr. Rosenberg and asked if Sussex County was coming on board. Not really, said Mr. Gardner, but Assemblywoman Alison McHose (R-24) has been supportive.

Under Public Comments, Bob Shandor of Lopatcong suggested replacing 4-way stops with yield signs in the Hope 521/519 intersection area to alleviate the truck traffic problem.

Oxford Township Mayor Alex Lazorisak reminded the Board of a letter submitted on November 29, 2004 in which he requested the Board appoint Louis Accetturo to the Pequest River Municipal Utilities Authority, replacing Tom Mulea, whose term expires February, 2005.

**RESOLUTION 57-05**

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, at 8:55 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 12, 2005

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

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

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

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

- (1) *Matters Required by Law to be Confidential*: Any matter which, by express provision of Federal law of State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) *Matters Where the Release of Information Would Impair the Right to Receive Funds*: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) *Matters Involving Individual Privacy*: Any material the disclosure of which constitutes an
- (4) 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.
- (5) *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.
- (6) *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

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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.

- (7) *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.
- (8) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- (9) *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.
- (10) *Matters Relating to the Potential Imposition of a Penalty*: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bearing responsibility

**NOW, THEREFORE, BE IT RESOLVED** by the Warren County Board of Chosen Freeholders, assembled in public session on January 12, 2005 that an Executive Session closed to the Public shall be held on January 12, 2005, at 8:55 p.m. in the Freeholders Conference Room located at the Wayne Dumont, Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey 07823 for the discussion of matters relating to the specific items designated above.

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

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

Steve Marvin Clerk of the Board

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

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Board adjourned executive session at 9:40 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, the Board approved the settlement of litigation with Thomas Miller and Eugene Makowski in the amount of \$15,000 in County funds.

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

**RESOLUTION 58-05**

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 January 12, 2005

**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE  
AN EMPLOYMENT AGREEMENT WITH KAREN KUBERT.**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren has

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previously appointed Karen Kubert to the position of Director of Human Services in accordance with N.J.S.A. 11A:3-5(l) and to the position of County Adjuster in accordance with N.J.S.A. 30:4-34 and desires to memorialize the terms and conditions of employment through an Employment Agreement;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that an Employment Agreement with Karen Kubert is incorporated herein by reference and the Freeholder Director is hereby authorized and directed to execute said Employment Agreement.

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, and there being no further business to come before the Board at this time, the meeting was adjourned at 9:42 p.m.

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

**ATTESTED TO:**

**Steve Marvin, Clerk of the Board**