

MINUTES

JANUARY 26, 2005

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 26, 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, 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 JANUARY 26, 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. DiMaio, the Minutes of the Regular Session held on January 12, 2005 were approved.

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

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the Minutes of the Executive Session held on January 12, 2005 were approved.

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

Director Gardner recognized members of the Liberty Township Committee and Mayor John Inscho approached the Board as spokesperson. Regarding the Highlands legislation, he said 99% of our township is in the preservation zone. We do not support the legislation and no one fought harder to fight enactment. We traveled to Trenton in the spring. The Committee came to the consensus that it is now too late. The time and place to voice our grievances was last April in Trenton. Township Attorney Michael Lavery had predicted there was only a 5% chance of litigation being successful. We decided we could not spend taxpayer money on a fight we can't win. Morris, Sussex and Bergen are not trying to fight it.

Mr. Gardner said that if you own land, even a single lot, there is going to be an impact. We are at the complaint stage. We have some very good chances. We are going to invest the time on behalf of every taxpayer in the county. There are now people "listening to what we're saying".

Mr. Chamberlain clarified that the Board is not asking Liberty to come up with money. The intent of the letter sent to municipalities was to ask for moral or in-kind support to move forward with litigation, not financial. Mr. Gardner added that Pohatcong Township had desired to be in the preservation zone, but now are "on board" in support of litigation to fight the Highlands bill.

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Mr. DiMaio said although he is still uncertain if a lawsuit is the way to go, he does feel strongly that there should be a permanent funding source, a fee on the water. People should not have their land taken away from them without being compensated. These on-going funds should also go into towns, counties and school districts that are going to lose revenue as a result of Highlands's restrictions. Rate schedules should be set to conserve water. "There are defects in this bill. We are asking for an opinion," said Mr. DiMaio.

Mr. Gardner added that Trenton had set a time frame of ten years, which turned into five years and now is four years.

Mr. Chamberlain explained that legal action could not be pursued until the bill was passed which is why the lawsuit is being filed now as opposed to in April. He urged the committee members to reconsider their position. Mr. Inscho said they would be having a meeting the following night.

RESOLUTION 59-05

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 January 26, 2005

RESOLUTION TO PAY BILLS.

Be and it is hereby resolved that Master Voucher Certificate **For Certification/Ratification for Payments No. 2005-3, 2005-4 dated January 26, 2005** in the amount of **\$ 4,875,193.23** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

2005-3	2,152,883.13
2005-4	1,403,318.61
	\$ 3,556,201.74
Payroll 1/20/05	<u>1,318,991.49</u>
GRAND TOTAL	\$ 4,875,193.23

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, Gardner yes

RESOLUTION 60-05

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 26, 2005

RESOLUTION CHANGING NAMES OF THE CUSTODIANS OF VARIOUS EXISTING WARREN COUNTY PETTY CASH FUNDS.

WHEREAS, the following individuals are listed as custodians of the Warren County Petty Cash Funds appearing herein, and

WHEREAS, in accordance with N.J.S.A. 40:5-21, the County of Warren, NJ is changing custodians of the department / agency petty cash funds to the individuals listed herein; and

WHEREAS, individuals listed herein are bonded and/or insured with amounts listed herein by virtue of a surety bond and/or crime policy limit and subject to policy language.

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<u>Department / Agency</u>	<u>Listed Custodian</u>	<u>New Custodian</u>	<u>Coverage Limit</u>
1. Public Safety	Bryan Burke	David P Gallant	\$ 250,000
2. Fire School	Bryan Burke	David P Gallant	\$ 250,000
3. Prosecutor	Jenny Sipple	Thomas Ferguson	\$ 250,000

NOW, THEREFORE, BE IT RESOLVED that the County of Warren hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

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 61-05

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 26, 2005

RESOLUTION AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE AN APPLICATION TO THE N.J. DIVISION OF CRIMINAL JUSTICE TO APPROVE THE STOP VIOLENCE AGAINST WOMEN GRANT FOR THE WARREN COUNTY PROSECUTOR'S OFFICE IN THE AMOUNT OF \$95,933.00 IN FEDERAL MONEY AND THE COUNTY MATCH OF \$31,978.00 FOR A TOTAL OF \$127,911.00 FOR THE PERIOD OF AUGUST 1, 2004 THROUGH JULY 31, 2005, FOR USE BY THE SPECIALIZED DOMESTIC VIOLENCE UNIT.

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board is authorized to execute an application to the N.J. Division of Criminal Justice for the Warren County Prosecutor's Office in the amount of \$95,933.00 federal money and the county match of \$31,978.00 for a total of \$127,911.00 for the period of August 1, 2004 through July 31, 2005, for use by the Specialized Domestic Violence Unit.

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 62-05

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 26, 2005

RESOLUTION APPROVING THE APPLICATION FOR A HIGHWAY TRAFFIC SAFETY PROJECT GRANT TO HIRE SUMMER INTERNS IN THE YEAR 2006 FOR THE AMOUNT OF \$18,256.00.

WHEREAS, there are monies available under a Highway Traffic Safety Project Grant with the New Jersey Office of Highway Traffic Safety for Safety Construction and Operational Improvements; and

WHEREAS, it would be in the best interest of the County of Warren to apply for said monies.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the Director of the Board and the Clerk are hereby authorized to sign any and all documents in order to effectuate the Highway Traffic Safety Project Grant

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with the New Jersey Office of Highway Traffic Safety to hire summer interns in the amount of \$18,256.00 for the project period of May 1, 2006 to September 30, 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 yes, Mr. Gardner yes

RESOLUTION 63-05

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 26, 2005

RESOLUTION APPROVING THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF TEMPORARY ASSISTANCE & SOCIAL SERVICES, CY 2005 BUDGET APPLICATION IN THE TOTAL AMOUNT OF \$5,632,166; FUNDS SUBJECT TO AVAILABILITY FROM THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES AND WARREN COUNTY.

WHEREAS, the Warren County Department of Human Services, Division of Temporary Assistance and Social Services (TASS) has prepared the Calendar Year 2005 Budget Application to the NJ Department of Human Services, Division of Family Development; and

WHEREAS, the TASS budget reflects a total of \$5,632,166 anticipated revenue for the period January 1, 2005 through December 31, 2005 from the following sources; funds subject to availability:

State & Federal Funds - \$3,959,608

Warren County Funds - \$1,672,558

and; **WHEREAS**, these anticipated funds will be used to support both the administration and operating expenses of TASS.

NOW, THEREFORE BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby approve the Calendar Year 2005 Department of Human Services/TASS Budget Application to the NJ Department of Human Services, Division of Family Development, for an anticipated total of \$5,632,166; funding subject to availability.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 64-05

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 26, 2005

RESOLUTION RE: AUTHORIZATION OF THE COUNTY OF WARREN TO RENEW THE WARREN COUNTY COOPERATIVE PRICING SYSTEM NUMBER 78-WCCPS FOR A PERIOD OF FIVE (5) YEARS FROM FEBRUARY 7, 2005 TO FEBRUARY 6, 2010 AND TO ALLOW THE COUNTY OF WARREN TO ACT AS LEAD AGENT FOR ALL MEMBERS AS SET FORTH ON ATTACHED LIST.

WHEREAS, pursuant to N.J.S.A. 40A:11-1, et seq., & NJAC5:34-7.1 et seq., the County of Warren established a Cooperative Pricing System for the County of Warren; and

WHEREAS, the Cooperative Pricing System, number 78-WCCPS, is due to expire on February 7, 2005; and

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WHEREAS, the County of Warren wishes to renew the Cooperative Pricing System for a term of five (5) years, from February 7, 2005 through February 6, 2010, and to include the members as listed on the attached sheet; and

WHEREAS, the County of Warren wishes to continue to act as Lead Agent for the Warren County Cooperative Pricing System, number 78-WCCPS; and

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

Section 1: That the County of Warren renew the Warren County Cooperative Pricing System, number 78-WCCPS for a period of five (5) years From February 7, 2005 to February 6, 2010 including all members of the attached list.

Section 2: That the County of Warren continue to act as Lead Agent for the Warren County Cooperative Pricing System.

Section 3: That the Director and Clerk of the Board are hereby authorized to execute any and all documents necessary for the aforementioned purpose on behalf of the County.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 65-05

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 26, 2005

RESOLUTION APPROVING THE EXTENSION OF THE INTERLOCAL SERVICE AGREEMENT BETWEEN THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS AND THE PCFA OF WARREN COUNTY FOR RECYCLING SERVICES.

WHEREAS, the County is desirous of continuing arrangements whereby PCFA provides recycling services as further described herein; and

WHEREAS, the PCFA has developed a 2005 budget for recycling services attached as Exhibit A; and

WHEREAS, the County is desirous of providing \$91,112 in County funds to the PCFA from January 1, 2005 through December 31, 2005 to fund the recycling services; and

WHEREAS, provision of these funds will allow the continuation of existing recycling programs for the period January 1, 2005 through December 31, 2005; and

NOW, THEREFORE, BE IT RESOLVED in consideration of the mutual promises, covenants and conditions herein contained, the parties hereto agree as follows:

1. Subject to the receipt of the customary approved voucher from the PCFA, the County shall pay \$7,592.71 on or about the first of each month beginning January 1, 2005 and ending December 1, 2005 to assist PCFA in financing existing recycling programs.

2. Except as the expiration date of previous Interlocal Service Agreements and Extensions may be hereby extended, all of the terms and conditions of said Agreements shall continue in full force and effect without revision.

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

Steve Marvin Clerk of the Board

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

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RESOLUTION 66-05

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 26, 2005

RESOLUTION TO AUTHORIZE THE DIRECTOR OF THE BOARD OF CHOSEN FREEHOLDERS TO EXECUTE AS CO-BORROWER WITH HARRY S. PURSEL, INC., A LOAN AGREEMENT WITH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION.

WHEREAS, it is in the interest of the County of Warren that a certain dam on the property of Harry S. Pursel be "breached" so that the Pohatcong Creek may be restored to its natural flow, and

WHEREAS, Harry S. Pursel, Inc. has committed to the completion of this project and has arranged for grants and a loan from the Department of Environmental Protection to accomplish same, and

WHEREAS, it is a requirement of the Department of Environmental Protection that a local government agency be a co-borrower for loans for dam restoration projects, and

WHEREAS, in the event of default of such a loan, it is a condition of that loan and the right of the co-borrower to exercise its taxing authority to recoup any funds it expends to correct the default, and

WHEREAS, Harry S. Pursel, Inc. property, that is Lot 13 of Block 2805 in the Town of Phillipsburg, would be subject to a tax lien under that authority,

NOW, THEREFORE, BE IT RESOLVED that the Director of the Board of Chosen Freeholders be authorized to sign as co-borrower for a dam restoration loan in the amount of \$215,363.18 from the Department of Environmental Protection for this project.

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

Steve Marvin Clerk of the Board

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

Regarding Item E-6 on the agenda, Mr. Chamberlain asked if Mr. Pursell would be covering all costs. Mr. Marvin said he's covering the loan repayment costs, we're a co-borrower, but our signature is secured by his property. An extensive opinion by Special Counsel is attached to the document.

RESOLUTION 67-05

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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0509 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR AIR CONDITIONING MAINTENANCE AND SERVICE.

BE IT RESOLVED, that specification WC0509 for air conditioning maintenance and service 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 budget account 013100/5024 – Buildings & Grounds Maintenance Facility Maintenance Repair and Cleaning

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

Steve Marvin Clerk of the Board

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

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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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0505 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR TIRES AND TUBES FOR THE WARREN COUNTY ROAD DEPARTMENT MOTOR POOL.

BE IT RESOLVED, that specification WC0505 for tires and tubes for the Warren County Road Department Motor pool 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 account 013150/5034 – Motor Pool – Motor Vehicle Parts and Accessories

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 69-05

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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0506 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR LAB WORK AND TESTS FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY.

BE IT RESOLVED, that specification WC0506 for lab work and tests 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 013302/5030 – Public Health Nursing Community Health Services, Operating Supplies and 013302/5046 – Public Health Nursing Community Health Service T.B. 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 70-05

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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0507 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR INFORMATION MANAGEMENT, RECORDING AND CASH CONTROL SYSTEM FOR THE WARREN COUNTY CLERK.

BE IT RESOLVED, that specification WC0507 for an Information Management, Recording and Cash Control System for the Warren County Clerk's Office 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.

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Funding for this contract will be provided in budget accounts 011200/5029 – County Clerk Contracted Services, and 011200/5059 County Clerk DP Equipment & Software.

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 71-05

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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0508 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR AIR CONDITIONING MAINTENANCE AND SERVICE AT WARREN HAVEN.

BE IT RESOLVED, that specification WC0508 for air conditioning maintenance and service at 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.

Funding for this contract will be provided in budget account 013504/5024 – Warren Haven Maintenance Facility Maintenance Repair and Cleaning

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 72-05

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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0510 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR MOWING OF COUNTY PROPERTY FOR THE WARREN COUNTY DEPARTMENT OF LAND PRESERVATION.

BE IT RESOLVED, that specification WC0510 for mowing of county properties for the Warren County Department of Land Preservation is hereby approved

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

Funds for this contract will be provided in budget account 03892/5100 – Maintenance of Rec & Co Property – Program Operating Expense

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 73-05

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 26, 2005

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0504 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR UNLEADED GASOLINE AND DIESEL FUEL.

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BE IT RESOLVED, that specification WC0504 for unleaded gasoline and diesel fuel 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 budget accounts 013150/5100 – Motor Pool Program Operating Expenditures and 013511/5074 – Warren Haven Transportation Gasoline and Diesel Fuel

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 74-05

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 January 26, 2005

RESOLUTION AWARDING CONTRACTS TO VARIOUS WARREN COUNTY MUNICIPAL ALLIANCE PROGRAMS FOR PROVISION OF SERVICES FOR THE PERIOD JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 IN THE AMOUNT OF \$105,431; FUNDING AVAILABLE THROUGH THE 2004 MUNICIPAL ALLIANCE GRANT THROUGH THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE, AWARD OF CONTRACTS SUBJECT TO AVAILABILITY OF THE GRANT FUNDS.

BE IT RESOLVED that the contracts for provision of substance abuse programs are hereby awarded, subject to funding availability, to various Warren County Alliances for the period January 1, 2005 through December 31, 2005 in the total amount of \$105,431; funds are available from the 2005 Municipal Alliance Grant through the Governor's Council on Alcoholism and Drug Abuse.

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 is authorized to execute agreements for the 2005 Municipal Alliance Grant between the County of Warren and the following alliance programs:

Blairstown	\$5,699
Franklin	3,781
Frelinghuysen	3,340
Great Meadows Regional	9,386
Hackettstown	7,782
Hardwick	2,942
Hope	3,217
Knowlton	3,916
Mansfield	7,195
Oxford	3,485
Phillipsburg	11,760
Regional	12,272
South Warren Regional	18,315
Washington Borough	6,320
Washington Township	<u>6,021</u>
TOTAL	\$105,431

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 75-05

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 January 26, 2005

RESOLUTION AWARDING CONTRACTS TO VARIOUS PROGRAMS FOR PROVISION OF SERVICES FOR THE PERIOD JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 IN THE AMOUNT OF \$175,261; FUNDING AVAILABLE THROUGH THE 2005 CHAPTER 51 GRANT 05-543-ADA-C-O, AWARD OF CONTRACTS SUBJECT TO AVAILABILITY OF THE GRANT FUNDS.

BE IT RESOLVED that the contracts for provision of services are hereby awarded to various Warren County agencies for the contract period January 1, 2005 through December 31, 2005 in the total amount of \$175,261; funds are available through the 2005 Chapter 51 Grant

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 services between the County of Warren and the following agencies:

Agency	Programs	2005
Catholic Charities	ADAPT	\$18,000
Contextual Family	Intensive In-Home Treatment	23,484
Family Guidance	Outpatient Substance Abuse	18,132
Family Guidance	Quantum Opportunities	13,263
Freedom House	Halfway House	19,082
Hackettstown	Partial Hospitalization	35,000
St. Clare's Hospital	Sub-acute Detoxification/Residential Treatment	48,300
TOTAL		\$175,261

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 76-05

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 January 26, 2005

RESOLUTION AWARDING CONTRACT #WC04116P TO MASER CONSULTING, P.A. (MUNICIPAL ENGINEER) FOR ENGINEERING SERVICES FOR THE INSPECTION OF ROAD IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #646, TOWNSHIP OF LOPATCONG.

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 #646, along the frontage of Lot 22, Block 2, Township of Lopatcong, at the intersection of Buckley Hill

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Road, Permit #04094, K & K Developers, LLC; 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 \$5,250.00

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 Maser Consulting, P.A. (Municipal Engineer) of Hackettstown, 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 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 77-05

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 January 26, 2005

RESOLUTION APPROVING CONTRACT MODIFICATION #1 FOR CONTRACT #WC04110P WITH KEY-TECH FOR SUBSURFACE SOILS & FOUNDATION INVESTIGATION FOR COUNTY ROUTE #623, BRASS CASTLE ROAD, WHITE TOWNSHIP FOR A NET INCREASE OF \$5,423.05 AND A FINAL CONTRACT AMOUNT OF \$16,621.45.

WHEREAS, Contract #WC04110P was awarded to Key-Tech on November 23, 2004 for subsurface soils and foundation investigation for County Route #623, Brass Castle Road, White Township in the amount of \$11,198.40; and

WHEREAS, due to the rock encountered and the additional depth of boring needed to complete the geotechnical investigation it was necessary to increase the scope of work; and

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

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

WHEREAS, adequate funds are available in account S4165 5392 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. Hereby approve Contract Modification #1 for the above project for a net increase of \$5,423.05 and a final contract amount of \$16,621.45.

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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 (10) days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 78-05

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 January 26, 2005

RESOLUTION APPROVING CONTRACT MODIFICATION #1 FOR CONTRACT #WC0441P-1b WITH FINELLI CONSULTING ENGINEERS, INC. FOR ENGINEERING SERVICES FOR THE INSPECTION OF THE RESURFACING & REHABILITATION OF COUNTY ROUTES #629, #632, #641, #642 & #644, ALPHA BOROUGH, FRANKLIN, GREENWICH, MANSFIELD, POHATCONG & WASHINGTON TOWNSHIPS FOR AN INCREASE OF \$8,114.32 AND A REVISED CONTRACT AMOUNT OF \$28,114.32.

WHEREAS, Finelli Consulting Engineers, Inc. was awarded a contract for Engineering Services for the Inspection of the Resurfacing & Rehabilitation of County Routes #629, #632, #641, #642 & #644, Alpha Borough, Franklin, Greenwich, Mansfield, Pohatcong & Washington Townships in the amount of \$20,000.00; and

WHEREAS, additional inspection hours were needed for the overlay contract and inspection of flood damage repairs added to contractor's project for a net increase of \$8,114.32; and

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

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

WHEREAS, adequate funds are available in accounts 0402A204 5063 and 0403A202 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. Hereby approve Contract Modification #1 for the above project for a net increase \$8,114.32 and a revised contract amount of \$28,114.43.
2. The Director is hereby authorized to execute said letter of agreement by signing same.
3. This contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. Notice of this action shall be published in The Star Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 79-05

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 26, 2005

**RESOLUTION REAPPOINTING MEMBER TO THE
WARREN COUNTY SHADE TREE COMMISSION.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby reappoints the following person to the Warren County Shade Tree Commission as a Regular Member with term to expire December 31, 2009.

Patrick Marshall	Term to expire: 12/31/09
49 Gaisler Road	
Blairstown, NJ 07825	
Regular Member	

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 80-05

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 26, 2005

**RESOLUTION APPOINTING MEMBER TO THE POLLUTION CONTROL
FINANCING AUTHORITY OF WARREN COUNTY.**

WHEREAS, the resolution of the County of Warren, entitled "Resolution Creating the Pollution Control Financing Authority of Warren", adopted August 14, 1974, has become and is fully effective and the Clerk of the Board of Chosen Freeholders has filed a certified copy thereof in the Office of the Secretary of State of New Jersey as provided in Section 4 (e) of the New Jersey Industrial Pollution Control Financing Law, and there has been duly created and there is validly existing the Pollution Control Financing Authority of Warren County, a body corporate and politic of the State of New Jersey, pursuant to said New Jersey Industrial Pollution Financing Law; and

WHEREAS, the Warren County Board of Chosen Freeholders must file with the Secretary of State of the State of New Jersey a resolution reappointing or replacing members of the Authority; and

WHEREAS, the term of William Rockafellow, duly appointed to the authority, expired effective February 1, 2005.

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

Section 1. The following person is appointed as a member of the Pollution Control Financing Authority of Warren County to serve for a term expiring on the first day of February of the year set opposite his name:

Tyrone Schulze	Term to expire: February 1, 2010
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Section 2. A copy of this resolution, duly certified by the Clerk of the Board of Chosen Freeholders of the County of Warren shall forthwith be filed by said Clerk in the Office of the Secretary of State of the State of New Jersey.

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Section 3. This resolution shall take effect immediately.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 81-05

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 26, 2005

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY
SOLID WASTE 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 Solid Waste Advisory Council as Harmony Township Representative.

Louis Mattei
94 Harmony Station
Phillipsburg, NJ 08865

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 82-05

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 26, 2005

**RESOLUTION AMENDING A PREVIOUS RESOLUTION OF DECEMBER 22, 2004
APPOINTING HOUSTON & PALMER, ESQS., AS SPECIAL COUNSEL
TO WARREN COUNTY AND AUTHORIZING THE FREEHOLDER DIRECTOR
TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT.**

WHEREAS, it is in the public interest to maintain effective legal representation of Warren County and in furtherance thereof, the Board has previously determined that Houston & Palmer, Esqs., should be retained to perform professional counsel services on behalf of the Warren County Department of Human Services, Division of Temporary Assistance and Social Services and desires now to amend and supplement said services to include the Division of the County Adjuster..

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

1. The Agreement between the Board and Houston & Palmer, Esqs., setting forth the terms and conditions of said appointment in regard to duties, responsibilities and compensation, which Agreement is made a part of this resolution by reference and is incorporated herein as if set forth verbatim, is hereby approved by the Board and the Director of the Board is hereby authorized to execute said Agreement on behalf of the Board.

2. Said Agreement is made, negotiated and awarded by the Board without public advertising for bids and bidding therefore, as said Agreement is for professional services under the provisions of the Local Public Contracts Law inasmuch as the services hereunder are rendered or performed by a person authorized by law to practice a

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recognized profession, whose practice is regulated by law.

3. Notice of this action, stating the nature, duration, service and amount of said Agreement are on file and available for public inspection in the Office of the Clerk of the Board, shall be published in the Star Ledger as required by law within ten (10) days of the adoption of this resolution.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 83-05

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 January 26, 2005

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY PEQUEST RIVER
MUNICIPAL UTILITIES AUTHORITY.**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoints Robert J. Piazza to the Warren County Pequest River Municipal Utilities Authority as the Belvidere Representative to fill balance of an unexpired term ending February 1, 2006.

Robert J. Piazza
729 Franklin Street
Belvidere, NJ 07823
Belvidere Representative

Term to expire: 2/1/06

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

RESOLUTION 84-05

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 26, 2005

**RESOLUTION CREATING A FULL-TIME INTERIM POSITION OF COUNTY CORRECTION
SERGEANT, CLASSIFIED, WITHIN THE WARREN COUNTY CORRECTIONAL CENTER.**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that an interim full-time position of *County Correction Sergeant*, classified, is created within the Warren County Correctional Center for the purpose of maintaining efficiency and effectiveness of operations in response to a County Correctional Sergeant who has been placed on leave of absence for health reasons; and

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that this interim position of *County Correction Sergeant* be abolished when a full complement of County Correctional Sergeants is restored to the Correctional Center.

NOW, THEREFORE BE IT RESOLVED that an interim position of *County Correction Sergeant* is created 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

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

RESOLUTION 85-05

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 26, 2005

RESOLUTION APPOINTING DONNA L. MARCZI TO THE POSITION OF DIVISION HEAD, UNCLASSIFIED, IN THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF THE COUNTY ADJUSTER.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders, that pursuant to N.J.S.A. 11A:3-5(l), *Donna L. Marczi* is hereby appointed to the position of **Division Head** within the Warren County Department of Human Services, Division of the County Adjuster; and

NOW THEREFORE BE IT RESOLVED by the Board of Chosen Freeholders that this appointment be made effective January 27, 2005 and that the initial annual salary be established at \$30,000.

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

Steve Marvin Clerk of the Board

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

Mr. Gardner invited Human Services Director Karen Kubert to say a few words regarding the newly hired Division Head of the County Adjuster. Ms. Kubert described how she had conducted a fairly extensive search and found Monster.com to be the best avenue. She had narrowed the field of applicants to four people and selected Donna Marczi of Phillipsburg, whose experience has almost exclusively been working for attorneys. Ms. Marczi's references were excellent. All former employers said they would hire her back in a second. "We all felt strongly about her," said Ms. Kubert. Ms. Marczi was scheduled to begin work the following day and Ms. Kubert said she intends to come back with an update in about a month.

Under Report and Comments, County Counsel Joe Bell said he would be discussing one item regarding litigation that will be addressed in Executive Session.

County Engineer Dave Hicks said he has nothing further and "we haven't seen FEMA."

County Planner Dave Dech mentioned the Cross-Acceptance Meeting that had taken place on January 24th. Approximately 20-25 people had been in attendance, with 13 of the 22 municipalities represented. An overview of the report had been presented and comments were encouraged regarding two policy changes the department was recommending: Rural Planning Areas – three, four and five and creation of another planning area called Rural Towns – basically to recognize towns such as Belvidere, Washington Borough and Hackettstown. Comments will be presented to the County Planning Board at their next meeting regarding the consolidation. The reaction was primarily negative; they prefer to keep the current planning area configuration. Before we can submit the Cross-Acceptance Report to the State, it needs to be approved by the Board, said Mr. Dech. He requested to have a resolution on the agenda for February 23rd. Mr. Chamberlain mentioned there seemed to be quite a bit of confusion regarding the zones being consolidated. People didn't seem to understand it, but the explanations Mr. Dech provided seemed to clear up some of the misunderstandings.

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Regarding Organic Aggregates and their pursuit installing a manufacturing facility utilizing recycled glass, they have submitted a letter to the Department of Environmental Protection (DEP) asking for an exemption in the manufacturing clause. It appears the DEP will be granting that exemption. If so, the situation is out of the hands of the Freeholders.

In regards to Solid Waste, Mr. Dech said the long-term disposal strategy to amend the Solid Waste Plan is due to expire on March 31, 2005. The Solid Waste Advisory Committee (SWAC) is expected to revise language at their February meeting. He is hoping to have the revised plan ready to present at the Freeholder Meeting on the 23rd of March.

County CFO Charles Houck, along with Fiscal Analyst Dan Olshefski, addressed the Board regarding the FY 2005 budget. Requested changes discussed at the Budget Meeting on January 22nd have been inserted into the model. Debt service was added back in to retire the \$1 million note. At this time, exclusive of any tax appeals, it looks to be at about a \$.01 decrease in the tax rate. A decision is requested on the Board's part for the budget to be finalized and the analysis portion can commence in preparation for introduction on the 23rd of February with adoption on the 23rd of March. Mr. DiMaio confirmed the old tax rate was \$0.5512 and asked what the new proposed rate would be. Mr. Olshefski's answer was \$0.5421. As the budget stands now, the County's debt will decrease by \$4.2 million in principal by the end of the year. The debt is currently at 2/10 of one percent of total equalized valuation and by statute; the limit is two percent, said Mr. Houck. This is much lower than other counties in our area.

Mr. Gardner said he thinks we're on the right path, but "there were a few things I wanted to look at" before approving. Mr. Houck reminded the Board of the Budget CAP issue which is "going to be a real problem for us" next year. The exchange continued with Mr. DiMaio and Mr. Chamberlain in agreement regarding the importance of paying down the debt. Mr. Olshefski reminded them that the \$1 million note pay down had not been in the budget initially; that the Board eliminated about \$1 million in expenses to allow for the payoff, so the bottom line remained virtually the same. Mr. DiMaio requested a "short list" of fixed costs. Once you remove that and the note, he said, "there'd be nothing. "We're not really adding any programs. Mr. Gardner asked how many personnel had been added. Mr. Marvin said nothing had been reviewed yet. There is a contingency in the provision for salary adjustments for some new positions included in this budget, but there have been no discussions or decisions on any of that yet. Whatever will be recommended will be very limited.

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **A BUDGET MEETING IS TO BE SCHEDULED AND NOTICED FOR SATURDAY, FEBRUARY 12, 2005 AT 9:00 A.M.**

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

For his report, Mr. Marvin said he had a couple of hiring requests, then reminded the Board of a Five County Coalition Meeting on February 2, 2005 hosted by the Somerset County Board of Chosen Freeholders at Willie's Tavern in Bedminster, NJ.

Under Freeholder Comments, Mr. DiMaio said the Department of Transportation (DOT) is starting a process of a corridor study of Route 57. An in-depth look will be taken at planning for land use and improvements. He has plans to attend the upcoming meeting as Route 57 is important to our quality of life in this area. "I do not want to have 57 turn into sprawl from end to end," said Mr. DiMaio. Mr. Chamberlain asked if this is the study where they want to keep Route 57 as a two-lane highway. The answer was yes. Mr. Gardner said

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in reality, when you look at the traffic in the southern end of the County, the numbers indicate something should be done. All these issues will be taken into account, said Mr. DiMaio.

Mr. Chamberlain thanked and congratulated the County Road Crew on their work clearing the roads during the recent snowstorm. He thought they did a great job keeping the roads safe.

Mr. Chamberlain said he had met recently with the Chairmen of the Board of Recreation Commissioners and the Municipal Trust Committee and they request a Freeholder attend meetings to be held on February 7th and 8th. Mr. Chamberlain will be away. Mr. Gardner said he would go.

Mr. Gardner spoke of having a meeting the following day at a radio station to discuss the Highlands. He had been unsuccessful in his attempts to contact a church in Phillipsburg that is a non-profit institution being blocked from their expansion project although all the permits had been granted. A church in Morris County, however, was granted a waiver from the DEP and was able to move forward. I guess it's a matter of picking and choosing to whom the State will grant waivers, said Mr. Gardner and "I've got some real problems with that." He also thanked the Road Crew for their snow removal efforts.

Under Closing Public Comments, Karen Kubert again stepped forward to announce a Housing and Urban Development (HUD) Funding Award recently granted to Warren County. She cited Human Service Deputy Director Lorraine Scheibener as being successful in applying for and receiving, \$303,668 in funding from the State to develop programs in the County to reduce chronic homelessness. An emphasis was placed on serving the homeless, mentally ill target population. Housing is a major issue in regards to Human Services in Warren County, said Ms. Kubert. The application received the highest ranking in the State of New Jersey.

Ms. Sarah Leitch approached and introduced herself as a reporter for the Express-Times, saying she would now be covering the Freeholder Meetings for the newspaper. She asked to see a copy of the budget worksheet the Board had been referring to during that portion of the meeting.

RESOLUTION 86-05

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, at 8:23p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 26, 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:

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- 1) *Matters Required by Law to be Confidential:* Any matter which, by express provision of Federal law of State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- 2) *Matters Where the Release of Information Would Impair the Right to Receive Funds:* Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- 3) *Matters Involving Individual Privacy:* Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- 4) *Matters Relating to Collective Bargaining Agreements:* Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- 5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- 6) *Matters Relating to Public Safety and Property:* Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of possible violations of the law.
- 7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- 8) *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance or promotion or disciplining of any specific prospective public officer or employee or 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 January 26, 2005 that an Executive Session closed to the Public shall be held on January 26, 2005, at 8:23 p.m. in the Freeholders Conference Room located at the Wayne Dumont, Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey 07823 for the discussion of matters relating to the specific items designated above.

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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 9:08 p.m. and returned to open session.

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

RESOLUTION 87-05

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 26, 2005

RESOLUTION CREATING A FULL-TIME POSITION OF DIVISION HEAD, UNCLASSIFIED, AND ABOLISHING A FULL-TIME POSITION OF CHIEF PUBLIC SAFETY TELECOMMUNICATOR, CLASSIFIED, WITHIN THE WARREN COUNTY DEPARTMENT OF PUBLIC SAFETY, 911 COMMUNICATION CENTER DIVISION.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Division Head*, unclassified, is created under N.J.S.A. 11A:3-5(l) in support of a reorganization of the 911 Communication Center within the Warren County Department of Public Safety, 911 Communication Center Division, and

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of *Chief Public Safety Telecommunicator*, classified, is abolished

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that at a full-time position of Division Head, unclassified, is created and established on Grade 12 of the managerial, confidential, and unclassified employee's salary schedule and made effective on February 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 88-05

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 January 26, 2005

RESOLUTION APPOINTING MICHAEL BURNS TO THE FULL-TIME POSITION OF DIVISION HEAD, UNCLASSIFIED, WITHIN THE WARREN COUNTY DEPARTMENT OF PUBLIC SAFETY, 911 COMMUNICATION CENTER DIVISION.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that pursuant to N.J.S.A. 11A:3-5(l), *Michael Burns*, is hereby appointed to the full-time position of *Division Head*, unclassified, within the Warren County Department of Public Safety, 911 Communication Center Division; and

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that this appointment be made effective February 1, 2005 and that the initial annual salary be established at \$43,000.

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

Steve Marvin Clerk of the Board

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

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 9:10 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board