

October 26, 2005

MINUTES

The Board of Chosen Freeholders of the County of Warren met in regular session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on October 26, 2005 at 7:32 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, Steven Shaw on behalf of County Counsel Joseph J. Bell and County Administrator Steve Marvin.

The Pledge of Allegiance was led by Director Gardner.

Director Gardner read the following statement: **"ADEQUATE NOTICE OF THIS MEETING OF OCTOBER 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. DiMaio, seconded by Mr. Chamberlain, the Minutes of the Regular Session held on October 12, 2005 were approved.

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

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Minutes of the Executive Session held on October 26, 2005 were approved.

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

PROCLAMATION 618-05

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 October 12, 2005

PROCLAMATION – VETERANS' AWARENESS WEEK - NOVEMBER 7-11, 2005.

WHEREAS, in Warren County, over 292 men and women sacrificed their freedom and lives in the service to their county and country; and

WHEREAS, in Warren County we are committed to remembering all veterans who served their county and those still Missing in Action and Prisoners of War; and

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

WHEREAS, we hereby express our gratitude to all Warren County veterans who have served their country since the birth of this great nation and to those who may be called to guard our shores in the future; and

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

WHEREAS, our memorial is a public place to pause, reflect and remember;

MINUTES**October 26, 2005**

NOW, THEREFORE BE IT RESOLVED, that in recognition of the important work done by the **WARREN COUNTY WAR MEMORIAL CORPORATION MEMBERS**, the Board of Chosen Freeholders of the County of Warren does hereby proclaim the week of November 7-11, 2005 as Veterans' Awareness Week and we urge all citizens to visit this Memorial and pay respect to the women and men whose names appear on this monument as well as to all veterans who served their country during all wars and in the hope that by remembering what the issues were in the past that they can be worked out in a peaceful manner for all future generations.

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

Steve Marvin Clerk of the Board

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

Mr. DiMaio said it is fitting to promote awareness and to recognize all veterans and also those who helped erect the Warren County War Memorial. It stands as a permanent reminder of the tragedy of war. Hopefully, we'll learn that war is not the answer, but sometimes necessary.

Mr. Chamberlain said we can never forget the sacrifices veterans have made to protect our freedoms and for that we have a deep appreciation.

Mr. Gardner mentioned the sad milestone reached recently of 2,000 American lives lost in Iraq. Hopefully, the war won't last much longer; there is a high cost for the men and women in uniform and their families. He encouraged the public to visit the Warren County War Memorial located next to the Court House.

Mr. Gardner presented the proclamation to Mr. Dennis Smith, President of the Warren County War Memorial Corporation and thanked him for his efforts.

Mr. Smith thanked the Board for their continued support. He announced that two servicemen from Warren County have lost their lives overseas this year: Alain Kamolvathin of Blairstown and Adam Palecco of Independence Township. At an earlier meeting of the War Memorial Committee, it was determined two new stones will be purchased and added to the memorial at a cost of \$8,000.00.

Library Director Tom Carney, Branch Manager Marilyn Grandin and Foundation Secretary Judy Butcher approached the Board on behalf of the Catherine Dickson Hofman Library Foundation to request permission to erect a canopy at no cost to the County. During the winter months, entry can be hazardous due to snow and ice coming down in sheets by the door. Mr. Chamberlain asked if the township had been approached; the answer was no because Freeholder permission was considered to be the first step. Mr. Gardner said installing the canopy is a great idea.

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, **THE BOARD APPROVED THE CATHERINE DICKSON HOFMAN LIBRARY FOUNDATION'S PLANS TO ERECT A CANOPY AT THE BRANCH LIBRARY.**

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

RESOLUTION 619-05

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

October 26, 2005

MINUTES

October 26, 2005

RESOLUTION TO PAY BILLS.

Be and it is hereby resolved that Master Voucher Certificate For Certification/Ratification for Payments No. 2005-41, 2005-42 dated October 26, 2005 in the amount of \$ 3,287,020.51 including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

2005-41	863,804.22
2005-42	1,031,915.46
Sub Total	<u>1,895,719.68</u>
Payroll 10/13/05	1,391,300.83
GRAND TOTAL	<u>\$ 3,287,020.51</u>

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

Steve Marvin Clerk of the Board

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

RESOLUTION 620-05

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 October 26, 2005.

**INSERTION INTO THE 2005 BUDGET OF THE COUNTY OF WARREN
IN THE ADDITIONAL AMOUNT OF \$10,000.00 FROM THE
STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL
PROTECTION, STORMWATER REGULATION PROGRAM FOR A
TOTAL AWARD OF \$20,000.00.**

WHEREAS, N.J.S.A. 40A-:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been available by Law and the amount thereof was not determined at the adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the County of Warren request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the year 2005 in the sum of \$ 10,000.00, which item is now available from the State of New Jersey, Department of Environmental Protection, Stormwater Regulation Program.

BE IT FURTHER RESOLVED that a like sum of \$10,000.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Environmental Protection Program, Stormwater Regulation Program (administered by the Road Dept.)

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

MINUTES**October 26, 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 621-05

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 October 26, 2005.

INSERTION INTO THE 2005 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$23,000.00 FROM THE STATE OF NEW JERSEY, NEW JERSEY HISTORIC COMMISSION, GENERAL OPERATING SUPPORT GRANT.

WHEREAS, N.J.S.A. 40A-4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been available by Law and the amount thereof was not determined at the adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the County of Warren request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the year 2005 in the sum of \$23,000.00, which item is now available from the State of New Jersey, New Jersey Historic Commission, General Operating Support Grant.

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

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

State of New Jersey, New Jersey Historic Commission, General Operating Support Grant (administered by the Cultural & Heritage Department)

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of New Jersey, New Jersey Historic Commission.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 622-05

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 October 26, 2005.

INSERTION INTO THE 2005 BUDGET OF THE COUNTY OF WARREN IN THE ADDITIONAL AMOUNT OF \$1,362.90 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, CLEAN COMMUNITIES PROGRAM FOR A TOTAL AWARD OF \$38,991.76.

WHEREAS, N.J.S.A. 40A-4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the

MINUTES**October 26, 2005**

budget of any county or municipality when such item shall have been available by Law and the amount thereof was not determined at the adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the County of Warren request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the year 2005 in the sum of \$ 1,362.90, which item is now available from the State of New Jersey, Department of Environmental Protection, Clean Communities Program.

BE IT FURTHER RESOLVED that a like sum of \$1,362.90 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Environmental Protection Program, Clean Communities Program (administered by the Correctional Center)

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 623-05

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 October 26, 2005.

INSERTION INTO THE 2005 BUDGET OF THE COUNTY OF WARREN IN THE ADDITIONAL AMOUNT OF \$36,824 FROM THE STATE OF NJ, DEPT. OF HEALTH AND SENIOR SERVICES, DIVISION OF AGING AND COMMUNITY SERVICES, WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF SENIOR SERVICES AREA PLAN GRANT PROGRAM FOR A TOTAL APPROPRIATION OF \$1,081,184.00.

WHEREAS, N.J.S.A.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or municipality when such item shall have been available by Law and the amount thereof was not determined at the adoption of the Budget: and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the County of Warren request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the year 2005 in the sum of \$277,824.00 which item is now available from the State of N.J., Dept. of Health and Senior Services, Div. of Aging and Community Services, Division of Senior Services Area Plan Grant Program.

BE IT FURTHER RESOLVED that a like sum of \$36,824.00 be and the same is hereby appropriated under caption:

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

State of N.J., Dept. of Health and Senior Services, Div. of Aging and Community Services, Area Plan Grant Program.

MINUTES**October 26, 2005**

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of N.J., Dept. of Health and Senior Services, Division of Aging and Community Services.

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

State of NJ., Department of Health and Senior Services, Division of Aging and Community Services, Area Plan Grant Program.

BE IT FURTHER RESOLVED that the above is the result of the approval by the State of N.J., Dept. of Health and Senior Services, Division of Aging and Community Services that one certified copy of this Resolution be forwarded to the Division of Local Government Services.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 624-05

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 October 26, 2005.

**RESOLUTION APPROVING THE DISTRIBUTION AND PRICING POLICY FOR
COUNTY PLANNING DEPARTMENT DOCUMENTS AND
ELECTRONIC DATA.**

WHEREAS, the Warren County Planning Department has a number of documents and maps in hard copy and in electronic form; and

WHEREAS, there is a need to update existing pricing policies and to establish policies for the pricing and distribution of electronic records; and

WHEREAS, pricing and distribution policy was proposed by the Planning Director in a memorandum dated September 13, 2005, as revised; and

WHEREAS, County Counsel has reviewed the proposed pricing and distribution policy and offered his opinion in a letter dated October 19, 2005.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders that the Pricing List and Distribution Policy dated September 13, 2005 as revised is approved for hard copy and electronic documents located in the Warren County Planning Department.

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 625-05

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 October 26, 2005.

**RESOLUTION TO AMEND THE WARREN COUNTY SOLID WASTE
MANAGEMENT PLAN THROUGH ADMINISTRATIVE ACTION TO MODIFY THE
OPERATING HOURS OF NATURE’S CHOICE CORPORATION IN THE TOWNSHIP OF WHITE.**

WHEREAS, the Nature's Choice Corporation made application to the New Jersey Department of Environmental Protection and the County of Warren in letters dated May 10, 2005 and May 11, 2005 respectively to modify its operating hours as provided in its General Approval, from 7:00 a.m. to 5:00 p.m. Monday through Saturday, January

MINUTES**October 26, 2005**

through September, and 6:00 a.m. to 6:00 p.m. Monday through Saturday, October through December to 6:00 a.m. to 8:00 p.m., January through December; and

WHEREAS, the reasons given by Natures Choice for modifying the operating hours are to better handle incoming materials, perform preventative maintenance on equipment and to enable the pre-loading of materials for next day deliveries; and

WHEREAS, the Chief Compliance Officer for Natures Choice stated at the Solid Waste Advisory Council meeting on October 6, 2005, that the modification in operating hours will not result in an increase in site capacity nor in an increase in incoming truck traffic; and

WHEREAS, the New Jersey Department of Environmental Protection has stated in a letter dated June 2, 2005, that the modification of operating hours must be approved as an amendment to the Warren County Solid Waste Management Plan; and

WHEREAS, the New Jersey Department of Environmental Protection regulations at N.J.A.C. 7:26-6.11 specifies the qualifications and requirements for when an administrative action may be used; and

WHEREAS, an administrative action is a process described in the regulations to allow counties to amend solid waste management plans for specified minor modifications through an abbreviated plan amendment process that does not require a public hearing; and

WHEREAS, on site operational changes such as the modification of operating hours qualifies as an administrative action; and

WHEREAS, the Solid Waste Advisory Council does not object to the operating hours modification provided that White Township concurs; and

WHEREAS, the Township of White communicated its approval with conditions for the operating hour's modification in a letter to the Solid Waste Coordinator dated September 21, 2005.

NOW, THEREFORE BE IT RESOLVED, that the Board of Chosen Freeholders hereby amends the Warren County Solid Management Plan dated March 23, 2005, through an administrative action to modify its operating hours and subject to the conditions specified in the September 21, 2005, letter from White Township counsel.

BE IT FURTHER RESOLVED, that the modification in operating hours shall not result in an increase in site capacity or in an increase in truck traffic and shall remain as specified in the General Approval issued by the NJDEP dated February 26, 2003.

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent to the New Jersey Department of Environmental Protection, the Township of White, the Warren County Health Department, White Township Counsel, and to the Solid Waste Advisory Council.

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 626-05

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 October 26, 2005.

**RESOLUTION AUTHORIZING THE WARREN COUNTY HEALTH OFFICER TO
SUBMIT AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION (NJDEP) TO CHARGE AND COLLECT SOLID WASTE
ENFORCEMENT FEES IN 2006 AT A RATE OF \$0.45 PER TON.**

WHEREAS, The County of Warren and NJDEP have executed an Interagency

October 26, 2005

MINUTES

Agreement to provide cooperative solid waste control services pursuant to the County Environmental Health Act, N.J.S.A. 26:3A2-1 et seq; and

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

WHEREAS, the fees will be utilized to fund the Health Department's solid waste control program cost, estimated to be \$45,475 for 2006; and

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

WHEREAS, the Warren County Health Officer has documented that the 2006 fee rate required to cover the County Health Department's solid waste program cost should be set at \$0.45 per ton of solid waste; and

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

WHEREAS, because fee receipts should not exceed the \$45,475 program cost, 2006 receipts shall be capped at \$45,475;

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 627-05

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 October 26, 2005.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0572 AND
AUTHORIZATION TO ADVERTISE FOR BIDS FOR NURSING
SUPPLIES FOR WARREN HAVEN.**

BE IT RESOLVED, that specification WC0572 for nursing supplies for Warren Haven is hereby approved

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

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 628-05

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 October 26, 2005.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0573 AND AUTHORIZATION TO
ADVERTISE FOR BIDS FOR NURSING SUPPLIES FOR THE WARREN
COUNTY PUBLIC HEALTH NURSING AGENCY.**

BE IT RESOLVED, that specification WC0573 for nursing supplies for the Warren

October 26, 2005

MINUTES

County Public Health Nursing Agency is hereby approved

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

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 629-05

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 October 26, 2005.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0574 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR TEMPORARY EMPLOYMENT SERVICES FOR THE PERIOD OF JANUARY 1, 2006 THROUGH DECEMBER 31, 2006 WITH THE RIGHT TO EXTEND FOR ONE ADDITIONAL YEAR.

BE IT RESOLVED, that specification WC0574 for temporary employment services for the period of January 1, 2006 through December 31, 2006 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 individual department salary accounts if and when temporary employees are required or from the county training account if training is implemented.

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 630-05

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 October 26, 2005.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0575 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR MICROWAVEABLE/OVENABLE PREPACKAGED FROZEN MEAL PACKS FOR THE DIVISION OF SENIOR SERVICES MEALS AT HOME PROGRAM FOR THE PERIOD OF JANUARY 1, 2006 THROUGH DECEMBER 31, 2006 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS AS PROVIDED FOR BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10).

BE IT RESOLVED, that specification WC0575 for microwaveable/ovenable prepackaged frozen meal packs for the Division of Senior Services Meals at Home Program for the period of January 1, 2006 through December 31, 2006 is hereby approved

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

October 26, 2005

MINUTES

advertise for bids for the above in The Star Ledger.

Funds for this contract will be provided in budget account F6352 5303 065303-H 5029 – Meals at Home Contracted Services and 48352 5029 – Meals at Home Trust/Contracted Services

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

Steve Marvin Clerk of the Board

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

RESOLUTION 631-05

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 October 26, 2005.

**RESOLUTION AWARDING CONTRACT #WC0563P TO
HAROLD E. PELLOW & ASSOC., INC., FOR ENGINEERING SERVICES FOR
IMPROVEMENTS AT THE INTERSECTION OF
COUNTY ROUTE #605 & ROUTE #94, KNOWLTON TOWNSHIP IN THE CONTRACT
AMOUNT OF \$10,510.00.**

WHEREAS, Warren County received proposals on Friday, October 14, 2005 for Contract #WC0563P for Engineering Services for Improvements at the Intersection of County Route #605 & Route 94 in Knowlton Township; and

WHEREAS, the proposal submitted by Harold E. Pellow & Associates, Inc. of Augusta, New Jersey meets the needs of the program, price and other factors considered; 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 0405A202 5063 and certified by the County Chief Financial Officer.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Harold E. Pellow & Associates, Inc. of Augusta, New Jersey for Engineering Services for the above project in the amount of \$10,510.00 currently on file in the Office of the County Engineer, be made a part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director is hereby authorized to execute said letter of agreement by signing same.
3. This contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. Notice of this action shall be published in The Star Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 632-05

MINUTES**October 26, 2005**

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 October 26, 2005.

RESOLUTION RE: AWARD OF CONTRACT WC0565 FOR THE WARREN COUNTY CORRECTIONAL CENTER INTERCOM SYSTEM UPGRADE, AIPHONE MANUFACTURER TO INTEGRATED SYSTEMS & SERVICES, INC., IN THE CONTRACT AMOUNT OF \$63,249.00.

BE IT RESOLVED, that contract WC0565 for the Warren County Correctional Center Intercom System Upgrade, Aiphone Manufacturer is hereby awarded

to . . . Integrated Systems & Services, Inc., Cliffwood, New Jersey
in the contract amount of . . . \$63,249.00
as per their bid submitted . . . October 18, 2005
and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funds for this contract are provided in Capital account 0404A404/5054 – Jail Intercom System Replacement.

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

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

Steve Marvin Clerk of the Board

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

RESOLUTION 633-05

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 October 26, 2005.

RESOLUTION RE: AWARD OF CONTRACT TO ANDREW DRYSDALE AS HISTORY COORDINATOR/DIRECTOR FOR THE SHIPPEN MANOR MUSEUM AND LIBRARY TO CARRY OUT THE DUTIES AS OUTLINED BY THE NEW JERSEY HISTORICAL COMMISSION FOR THE PERIOD OF NOVEMBER 1, 2005 THROUGH JUNE 30, 2006 IN THE AMOUNT OF \$23,000.00.

WHEREAS, it has been recommended that the county issue a contract for the position of History Coordinator/Director for the Shippen Manor Museum and Library as outlined by the New Jersey Historical Commission; and

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

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

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

1. The Director of Purchasing is hereby authorized and directed to issue a contract to Andrew Drysdale of Belvidere, New Jersey for services for the above project, at a cost not to exceed \$23,000.00 per letter of agreement which is on file in the Office of the

MINUTES**October 26, 2005**

Director of Purchasing and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.

2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because the services defined cannot reasonably be described by written specifications to assure that the
 - a. qualitative and quantitative assessment of the problems involved, which require expertise,
 - b. extensive training and proven reputation in the field of endeavor are obtained.
3. A notice of this action shall be published in the Star Ledger.

Funding for this contract is provided in grant account S51755386/5029 – New Jersey Historic Commission Grant.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 634-05

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 October 26, 2005.

RESOLUTION RE: AWARD OF CONTRACT TO TOM RODRIGUEZ ASSOCIATES OF STOCKTON, NEW JERSEY FOR APPRAISAL SERVICES ON THE WATTLES PROPERTY, MANSFIELD TOWNSHIP, BLOCK 1506, LOT 2, LOT 2.01, LOT 6.01 AND LOT 8, APPROXIMATELY 282.73 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$3,600.00.

WHEREAS, Warren County is interested in obtaining appraisals on the property as listed in the proposal; and

WHEREAS, land appraisals are required by the NJDEP Green Acres Program Regulations prior to negotiations for acquisitions in order to be eligible to receive Cost Share Funding; and

WHEREAS, adequate funds are available in account 03891/5100 – Open Space Trust Acquisition & Development – Other Program Expenses

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

1. The agreement between the County of Warren and Tom Rodriguez Associates, in the amount of \$3,600.00 to prepare appraisals on the property listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in The Star-Ledger, as required by law, within ten (10) days of adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 635-05

MINUTES**October 26, 2005**

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 October 26, 2005.

RESOLUTION RE: AWARD OF CONTRACT TO HOLZHAUER & HOLENSTEIN LLC OF TRANQUILITY, NEW JERSEY FOR APPRAISAL SERVICES ON THE WATTLES PROPERTY, MANSFIELD TOWNSHIP, BLOCK 1506, LOT 2, LOT 2.01, LOT 6.01 AND LOT 8, APPROXIMATELY 282.73 ACRES PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$4,800.00.

WHEREAS, Warren County is interested in obtaining appraisals on the property as listed in the proposal; and

WHEREAS, land appraisals are required by the NJDEP Green Acres Program Regulations, prior to negotiations for acquisitions in order to be eligible to receive Cost Share Funding; and

WHEREAS, adequate funds are available in account 03891/5100 – Open Space Trust Acquisition & Development – Other Program Expenses

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

1. The agreement between the County of Warren and Holzhauer & Holenstein LLC, in the amount of \$4,800.00 to prepare appraisals on the property listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in The Star-Ledger, as required by law, within ten (10) days of adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 636-05

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 October 26, 2005.

RESOLUTION RE: AWARD OF CONTRACT TO L.J. BRILL & ASSOCIATES, P.A. OF BLAIRSTOWN, NEW JERSEY FOR SURVEYING SERVICES ON THE VAN HORN PROPERTY, BLOCK 202, LOT 7 & BLOCK 201, LOT 10, ALLAMUCHY TOWNSHIP, APPROXIMATELY 103 ACRES PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$7,000.00.

WHEREAS, THE Warren County Agriculture Development Board has developed a list of Properties for preservation for the year 2007;and

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

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

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

WHEREAS, adequate funds are available in trust account 03895/5067 - Farmland Preservation Open Space

MINUTES**October 26, 2005****NOW THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders as follows:

1. The agreement between the County of Warren and L. J. Brill & Associates, P.A., in the amount of \$7,000.00 to prepare surveys on the various properties throughout the County be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 637-05

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 October 26, 2005.

RESOLUTION RE: EXTENSION OF CONTRACT WC0366C FOR HEALTH CARE MANAGEMENT SERVICES AT THE WARREN COUNTY CORRECTIONAL CENTER AND WARREN ACRES WITH CORRECTIONAL HEALTH SERVICES, LLC FOR THE PERIOD OF NOVEMBER 1, 2005 THROUGH OCTOBER 31, 2006 FOR THE THIRD AND FINAL YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(29) IN THE APPROXIMATE AMOUNT OF \$502,224.00.

BE IT RESOLVED, that Warren County Contract WC0366C for healthcare management services for the Warren County Correctional Center and Warren Acres is hereby extended for the third and final year as provided by the Local Public Contract Law 40A:11-15(29) said contract is hereby extended for the period of November 1, 2005 through October 31, 2006

to . . . Correctional Health Services, LLC., Verona, New Jersey

In the approximate amount of . . . \$502,224.00

as per their bid submitted . . . September 9, 2003

Funding for this contract has been provided in budget account 012800/5093 – Correctional Center – Medical Expenses Including Physicals.

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 638-05

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 October 26, 2005.

RESOLUTION RE: EXTENSION OF CONTRACT WC0373 FOR CCTV MAINTENANCE

October 26, 2005

MINUTES

Warren County Court House
413 Second Street
Belvidere, NJ 07823

Geralyn Gress
6 River View Avenue
Columbia, NJ 07832-2029

Term to expire: 12/31/07

Robert Frankenfield
PO Box 133R
Martins Creek, PA 18063

Term to expire: 12/31/07

James Seng
98 Baltimore Street
Phillipsburg, NJ 08865

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 yes, Mr. Gardner yes

RESOLUTION 642-05

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 October 26, 2005.

RESOLUTION CREATING A FULL-TIME POSITION OF SOCIAL WORKER, AGING, CLASSIFIED AND ABOLISHING A FULL-TIME POSITION OF FIELD REPRESENTATIVE, SENIOR CITIZEN PROGRAM, CLASSIFIED WITHIN THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF SENIOR SERVICES.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Social Worker, Aging, classified, is created in the Warren County Department of Human Services, Division of Senior Services, to enhance the efficiency and effectiveness of public service to the senior citizens of Warren County; and

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Field Representative, Senior Citizen Program, classified, is abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the newly created position of Social Worker, Aging, is created and established on ASFME Local 3287, Range 15 and made effective immediately.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 643-05

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 October 26, 2005.

RESOLUTION CREATING A FULL-TIME POSITION OF SHERIFF'S OFFICER, CLASSIFIED AND ABOLISHING A FULL-TIME POSITION OF SHERIFF'S INVESTIGATOR, UNCLASSIFIED

MINUTES

October 26, 2005

WITHIN THE WARREN COUNTY SHERIFF'S DEPARTMENT.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Sheriff's Officer, classified, is created in the Warren County Sheriff's Department to enhance the efficiency and effectiveness of operations; and

BE IT FURTHER RESOLVED that a full-time position of Sheriff's Investigator, unclassified, is abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Sheriff's Officer is created and established on the January 2004 salary range for Sheriff's Officer as set forth in the collective bargaining agreement between the Warren County Board of Chosen Freeholders and PBA Local 280 and be made effective immediately.

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

Steve Marvin Clerk of the Board

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

RESOLUTION 644-05

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 October 26, 2005.

RESOLUTION CREATING AN INTERIM FULL-TIME POSITION OF HEAD COOK, CLASSIFIED AND AN INTERIM FULL-TIME POSITION OF FOOD SERVICE MANAGER, CLASSIFIED IN THE DEPARTMENT OF LONG TERM CARE SERVICES WITHIN WARREN COUNTY GOVERNMENT.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that an interim full-time position of Head Cook, classified and an interim full-time position of Food Service Manager, classified, are created in the Department of Long Term Care Services within Warren County Government to ensure the continuity and delivery of food service to the residents of Warren Haven due to a shortage of food services personnel as a result of approved leaves of absence; and

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that these positions be established on their respective ranges as set forth in Schedule A in the collective bargaining agreements between ASFCME Local 3287 and ASFCME Local 0671 and the Warren County Board of Chosen Freeholders; and

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that these newly created interim positions be made effective retroactive to September 19, 2005, and be abolished at a point in time when the food service operation within Warren Haven returns to a fully operational status.

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

County Counsel Steve Shaw had only matters to be discussed in Executive Session.

County Engineer Dave Hicks had no report.

County Planner Dave Dech announced the agenda for the Planning Board Meeting scheduled for October 31, 2005 includes the adoption of the County Strategic Plan.

MINUTES

October 26, 2005

Mr. Marvin asked about the latest DEP proposal for wastewater management plan provisions. Generally speaking, Mr. Dech said the DEP is going to revoke any pending wastewater plans for locations that are currently permitted to discharge in excess of 2,000 gallons per day. Until municipalities or wastewater planning agencies get their wastewater plans "up to speed" according to DEP standards, all major subdivisions are going to have to file for a wastewater planning method with the DEP.

Mr. Chamberlain thought this was taking the jurisdiction away from the townships. Is DEP approval required for a single family dwelling to obtain a septic permit? Mr. Dech said he didn't think this would affect individual septic permits, but a major subdivision of 20 houses would collectively discharge over 2,000 gallons per day into the ground water. So unless a municipality has a wastewater plan in effect and approved by the DEP, that developer is going to have to obtain approval from the DEP. Mr. Dech agreed with Mr. Marvin who thought all previously approved wastewater management plans would be repealed and require a new process.

Mr. Chamberlain asked if a developer had plans to construct a development and the town refused to amend its wastewater management plans to enable the development to have sewer and water, would this new rule take jurisdiction away from the township. Mr. Marvin said that appears to be the intent. There are lawsuits pending between developers and townships due to towns' refusals to amend their wastewater management plans. It would seem such lawsuits would go away or shift to the state, Mr. Chamberlain said. This sounds like more fees and usurpation of home rule.

Mr. Shaw inquired about the comment period. Mr. Marvin assured him his office had been sent a copy of the proposal for reference.

County CFO Charles Houck had nothing to report.

County Administrator Steve Marvin asked if the Board would consider funding the War Memorial stones mentioned earlier by Dennis Smith. Mr. Gardner thought if not entirely, at least in part. Mr. Marvin said there was a substantial unexpended balance in the Freeholders' discretionary fund that could easily cover the cost. Mr. Chamberlain suggested first conferring with Mr. Smith to take into consideration any pending private donations and then the Board will fund the balance.

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 26, 2005. **RESOLUTION AUTHORIZING THE PURCHASE OF NEW STONES TO BE INSTALLED AT THE WARREN COUNTY WAR MEMORIAL SITE AT A COST NOT TO EXCEED \$8,000.**

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders 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. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on October 26, 2005.

RESOLUTION CANCELLING THE MEETING SCHEDULED FOR DECEMBER 28, 2005 AND

MINUTES**October 26, 2005****ESTABLISHING THE REORGANIZATION MEETING FOR SATURDAY,
JANUARY 7, 2006 AT 3:00 P.M.**

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

Steve Marvin, Clerk of the Board

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

Neither Mr. DiMaio nor Mr. Chamberlain had Freeholder comments.

Mr. Gardner spoke of having recently spent some time at a "fabulous company" in the county that has been negatively impacted by the Highlands. Prior to the Highlands Legislation, this company paid a state water permit fee of roughly \$1,600. After impact of the legislation, the fee rocketed up to \$21,000. This is an "absolute money grab and precisely what this legislation is about: fines and fees" for the state to build a nice little nest egg off the backs of good companies and individuals. This company is "rock solid" and has a great track record in terms of safety management and supports the community by employing many residents. They are now unable to install a small pad on which to park their trucks because the State will not allow it. If we're going to cut into the heart of business in this county, the homeowner can only expect to pay more taxes. If a company such as this cannot utilize the property that they own and are locked into a position, they will look to move elsewhere.

He urged all to remember our veterans on November 11.

Referring to the recent death of Rosa Parks, Mr. Gardner spoke of her inner strength and courage to demand a civic human respect from her fellow citizens. "Hats off to the Rosa Parks of the world," he said. There is hope people can improve the quality of our society by looking to someone like her as an example.

RESOLUTION 645-05

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

(1) *Matters Required by Law to be Confidential*: Any matter which, by express provision of Federal law or 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

October 26, 2005

MINUTES

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 October 26, 2005 that an Executive Session closed to the Public shall be held on October 26, 2005, at 8:11 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

October 26, 2005

MINUTES

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 on the date above mentioned.

Steve Marvin, Clerk of the Board

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

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Board adjourned executive session at 10:03 p.m. and returned to open session.

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 10:04 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board