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JULY 19, 2006**

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 July 19, 2006 at 7:31 p.m.

The meeting was called to order by Director Chamberlain and upon roll call, the following members were present: Freeholder Everett Chamberlain, Freeholder John DiMaio and Freeholder Richard Gardner. Also attending were County Engineer Dave Hicks, County Counsel Joseph J. Bell and County Administrator Steve Marvin. County CFO Charles Houck was on vacation.

The Pledge of Allegiance was led by Director Chamberlain.

Director Chamberlain read the following statement: **“ADEQUATE NOTICE OF THIS MEETING OF JULY 19, 2006 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. Gardner, seconded by Mr. DiMaio, the Minutes of the Regular Session held on June 28, 2006 were approved.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, the Minutes of the Executive Session held on June 28, 2006 were approved.

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

**RESOLUTION 434-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION TO PAY BILLS.**

**Be and it is hereby resolved** that Master Voucher Certificate **For Certification/Ratification for Payments No. 2006-26, 2006-27 dated July 19, 2006** in the amount of **\$ 3,814,362.84** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

<b>2006-26</b>	<b>1,677,100.49</b>	
<b>2006-27</b>	<b>744,118.60</b>	
<b>TOTAL</b>		<b><u>\$ 2,421,219.09</u></b>
<b>Payroll 7/6/06</b>	<b>1,393,143.75</b>	
<b>GRAND TOTAL</b>		<b><u>\$ 3,814,362.84</u></b>

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 435-06**

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On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**INSERTION INTO THE 2006 BUDGET OF THE COUNTY OF WARREN IN THE ADDITIONAL AMOUNT OF \$6,708.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT, SOCIAL SERVICES FOR THE HOMELESS FOR A TOTAL REWARD OF \$88,620.00.**

**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 2006 in the sum of \$ 6,708.00, which item is now available from the State of New Jersey, Department of Human Services, Division of Family Development, Social Services for the Homeless.

**BE IT FURTHER RESOLVED** that a like sum of \$ 6,708.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Human Services, Division of Family Development, Social Services for the Homeless (administered by the Human Services Dept)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Human Services, Division Family Development.

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

**RESOLUTION 436-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**INSERTION INTO THE 2006 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$7,000.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF MILITARY & VETERAN AFFAIRS FOR VETERANS TRANSPORTATION #VL07T21.**

**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 2006 in the sum of \$ 6,708.00, which item is now available from the State of New Jersey, Department of Human Services, Division of Family Development, Social Services for the Homeless.

**BE IT FURTHER RESOLVED** that a like sum of \$ 6,708.00 be and the same is hereby appropriated under caption:

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

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State of New Jersey, Department of Human Services, Division of Family Development, Social Services for the Homeless (administered by the Human Services Dept)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Human Services, Division Family Development.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

## **RESOLUTION 437-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**INSERTION INTO THE 2006 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$518,000.00 FROM THE STATE OF NEW JERSEY, OFFICE OF EMERGENCY TELECOMMUNICATIONS SERVICES (OETS), ENHANCED 911 EQUIPMENT 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 2006 in the sum of \$ 518,000.00, which item is now available from the State of New Jersey, Office of Emergency Telecommunications (OETS), Enhanced 911 Equipment Grant

**BE IT FURTHER RESOLVED** that a like sum of \$ 518,000.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Office of Emergency Telecommunications (OETS), Enhanced 911 Equipment Grant (administered by the Public Safety Dept.)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Office of Emergency Telecommunications (OETS).

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

## **RESOLUTION 438-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**INSERTION INTO THE 2006 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$87,320.00 FROM THE STATE OF NEW JERSEY, OFFICE OF EMERGENCY TELECOMMUNICATIONS SERVICES (OETS), ENHANCED 911 GENERAL ASSISTANCE 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

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**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 2006 in the sum of \$ 87,320.00, which item is now available from the State of New Jersey, Office of Emergency Telecommunications (OETS), Enhanced 911 General Assistance Grant

**BE IT FURTHER RESOLVED** that a like sum of \$ 87,320.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Office of Emergency Telecommunications (OETS), Enhanced 911 General Assistance Grant (administered by the Public Safety Dept.)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Office of Emergency Telecommunications (OETS).

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 439-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**RESOLUTION AUTHORIZING THE DIRECTOR OF THE BOARD TO EXECUTE ADDENDUM #3 MASTER SERVICE AGREEMENT #W003C (VEHICULAR SERVICES), #W004C (COPY PAPER SUPPLY SERVICES) AND #W006C (FACILITIES SERVICES) BETWEEN THE STATE OF NEW JERSEY, JUDICIARY, ADMINISTRATIVE OFFICE OF THE COURTS AND THE COUNTY OF WARREN EFFECTIVE JULY 1, 2006 UNTIL JUNE 30, 2007.**

**WHEREAS**, the State of New Jersey, Judiciary, Administrative Office of the Courts (“AOC”) has converted the costs of the court offices; and

**WHEREAS**, the County has agreed to the terms in the Master Service Agreement #W003C Vehicular Services, #W004C Copy and Computer Paper Supplies Services and #W006C Facilities Services; and

**WHEREAS**, both parties have agreed to the terms and conditions as outlined in the above mentioned Master Service Agreement and Addendum #3 attached to the agreement.

**NOW, THEREFORE, BE IT RESOLVED** that the Director of the Board of Chosen Freeholders of the County of Warren is hereby authorized to execute Addendum #3 of the Master Service Agreement #W003C, #W004C and #W006C.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 440-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE COUNTY OF WARREN AND THE WARREN COUNTY SPECIAL SERVICES SCHOOL DISTRICT TO PROVIDE CORE CURRICULUM TEACHING SERVICES AT THE WARREN COUNTY JUVENILE DETENTION FACILITY.**

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**WHEREAS**, the Warren County Special Services School District provides core curriculum educational and teaching services for pupils within the County of Warren; and

**WHEREAS**, the Warren County Board of Chosen Freeholders is desirous of providing appropriate and sufficient educational services for juveniles housed in Warren Acres, the Warren County Juvenile Detention Center; and

**WHEREAS**, The County of Warren and the Warren County Special Services School District are desirous of executing an Agreement for providing Core Curriculum Teaching Services at Warren Acres,

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the Freeholder Director and the County Administrator are hereby authorized to execute an agreement, copy attached, with the Warren County Special Services School District for Core Curriculum Teaching Services at the Warren County Juvenile Detention Facility; and

**BE IT FURTHER RESOLVED** that this agreement will be for a period of one year commencing on July 1, 2006 and ending on June 30, 2007 and will take effect immediately.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 441-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING THE WARREN COUNTY HEALTH DEPARTMENT CEHA  
EMERGENCY RESPONSE COST RECOVERY PLAN.**

**WHEREAS**, the County Freeholder Board has designated the Warren County Health Department as the County entity for administration of the County Environmental Health Act Program, pursuant to N.J.S.A. 26:3A2-21 et seq. (CEHA), and authorized preparation and submission to the Department of Environmental Protection (DEP) of a County Environmental Health Work Plan which was approved by DEP in February, 1985; and

**WHEREAS**, in 1988, an updated Work Plan was prepared and interagency agreements executed between the County and DEP for air, water, noise, hazardous materials emergency response and solid waste environmental enforcement; and

**WHEREAS**, the Warren County Health Officer has recommended adoption of a resolution to establish standard procedures and provisions for the recovery from the responsible party of costs of responses to hazardous materials emergency spills and situations resulting from unpermitted discharges;

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

1. The Warren County Emergency Response Cost Recovery Plan is as follows:

Section I – Authority:

This Resolution is enacted pursuant to and consistent with the County Environmental Health Act, N.J.S.A. 26:3A2-21 et seq. and the Spill Compensation and Control Act, N.J.S.A. 58:10-12.11 et seq., and the rules and regulations adopted there under.

Section II – Purpose:

The unauthorized and unpermitted discharge of a hazardous substance within the jurisdictional confines of the County of Warren is prohibited. This Resolution establishes

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procedures and protocols for emergency response and provides for the recovery of costs incurred by the County of Warren and its agents in an emergency response action to unauthorized and unpermitted discharges and, as such, supplements the provisions of the Warren County Environmental Health Work Plan as approved by the DEP.

Section III – Definitions:

The words and terms used in this Resolution shall have the following meaning:

“Agents of the County” shall include, for purposes of this Resolution, a municipality, public entity or other entity which executes an interlocal services agreement with the County pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq., for the purpose of providing emergency response services within the geographical boundaries of the County, provided such agreement is incorporated into the County’s Work Plan pursuant to N.J.S.A. 26:3A2-33.

“County” means the County of Warren, its employees, agents, officers and officials.

“Department” means the New Jersey Department of Environmental Protection.

“Discharge” means an intentional or unintentional action or omission, unless pursuant to and in compliance with the conditions of a valid and effective State or Federal permit, resulting in the releasing, spilling, pumping, pouring, emitting, emptying or dumping of a hazardous substance into the waters or onto the land of the County, or into waters outside the County, or into waters outside of the County when damage may result to the lands, waters or natural resources within the jurisdiction of the County. This definition does not include any “leak”.

“Emergency response action” means any action taken by the County, its employees, agents or contractors in response to a discharge or threatened discharge of a hazardous substance for the purpose of: (1) investigating its cause, source or effect; (2) conducting or overseeing a remedial action; (3) initiating any action to prevent or mitigate any risk or threat to public health, safety or welfare arising out of a discharge; and (4) to prevent or mitigate any damage or injury to public or private property or natural resources.

“Emergency response action costs” means all costs reasonably incurred by the County of Warren, its employees, agents and contractors in connection with an emergency response action, including overtime costs for appropriately deployed emergency personnel and expendable items. Excluded are costs to pay volunteer responders and costs associated with fire fighting.

“Expendable items” means any items used to prevent, mitigate or contain any discharge or threatened discharge, which cannot be reused or replenished or replaced without cost after use or employment in an emergency response action. Expendable items shall include, but are not limited to, chemical extinguishing agents, absorbents and absorbent materials, sand, recovery drums, protective equipment and clothing, including such items as disposable chemical protective suits, gloves, boots and goggles. Items not compensable include those items typically employed to fight fires and not to mitigate a discharge.

“Hazardous substances” means all substances included within the definition of “hazardous substances” under N.J.A.C. 7:1E-1.7, including all amendments and supplements thereto.

“Municipality” means any of the incorporated municipalities within the County of Warren including their employees, officers and officials.

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“Leak or leaking” means any escape of a hazardous substance from the ordinary containers employed in the normal course of storage, transfer, processing or use into a secondary containment or diversion system or onto a surface from which it is cleaned-up and removed prior to its escape into the waters or onto the lands of the State.

“Owner or operator” means, with respect to a vessel any person owning or operating or chartering by demise such vessel; with respect to any facility or vehicle, any person or owner operating such facility or vehicle, whether by lease, contract or any other form of agreement; with respect to abandoned facilities or vehicles the person who owned or operated the facility or vehicle immediately prior to such abandonment; the owner or operator at the time of the discharge.

“Person” means any entity or natural person, including without limitation, any of the following; public or private corporations, companies, associations, societies, firms, partnerships, joint stock companies, individuals, interstate subdivisions or agents, the State of New Jersey and any of its political subdivisions or agents .

“Responsible party” means a person who is in any way responsible for discharge, including each owner and operator and any other person obligated by law to clean up and remove contaminants.

**Section IV – Prohibition:**

The discharge of a hazardous substance is prohibited, except this prohibition shall not apply to discharges conducted in compliance with the conditions of valid Federal or State permit or otherwise authorized, by law.

**Section V – Notification:**

Any person who is in any way responsible for a discharge of a hazardous substance shall immediately notify the department pursuant to N.J.A.C. 7:1E-5.3.

**Section VI – Liability:**

Any person who is in any way responsible for the discharge of a hazardous substance is liable strictly, jointly and severally for all emergency response action costs reasonably incurred by the County, its agents, employees, and contractors, and any personal or property damage incurred by the County, its agents, employees and contractors.

**Section VII – Emergency Response:**

The County may initiate and conduct an emergency response action in response to a discharge that has occurred, is occurring or threatens to occur within the geographical boundaries of the County, in accordance with the provisions of the Hazardous Substance Interagency Agreement between the County and DEP executed February 1988.

**Section VIII - Cost Recovery:**

- a. The County may recover all costs reasonably incurred by the County, its employees, agents and contractors in connection with an emergency response action, including the overtime costs of appropriately deployed emergency response personnel costs incurred by the County in the recovery of these costs, and the costs of expendable items.

Whenever the County seeks to recover costs pursuant to a., above, the County shall send by certified and regular mail a demand letter to the responsible party or parties, which shall contain:

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1. The date and time of the discharge;
  2. The basis for liability;
  3. A detailed narrative description of the costs incurred by the County, its employees, agents, contractors and authorized political subdivisions in responding to the discharge;
  4. A calculations sheet, including hours and personnel charged, salary rates and any overhead rates;
  5. An explanation of the procedures to be followed to pay the costs demanded or to appeal the demand.  
Payments shall be remitted within 45 days of receipt of the demand letter.
- b. Whenever the County issues a demand letter to a responsible party and the responsible party fails to remit payment within 45 days as prescribed herein, the County may bring an action in a court of competent jurisdiction to recover the costs incurred in the emergency response action, reasonable litigation costs and interest on the outstanding amount due calculated from the 46<sup>th</sup> day following the receipt of the demand letter to the date judgment is rendered at the interest rate set forth in the Rules Governing the Courts of New Jersey.

**Section IX – Inspection, Right of Entry:**

Authorized representatives of the County shall have the right as an authorized representative of the department to enter and inspect any premises, facility, site, vessel, or building when there is an emergency condition, for the purpose of ascertaining compliance or non-compliance with the provisions of this Resolution and the provisions set forth at N.J.A.C. 7:1E-1 et seq.

**Section X – Construction and Severability:**

- a. This Resolution is to be liberally construed to effectuate the purposes herein described. Nothing herein is to be construed as repealing or abridging the emergency powers of any agency of government except to the extent expressly set forth herein.
- b. This Resolution shall be implemented and enforced in accordance with the terms and conditions herein set forth, the County Plan and the Hazardous Substances Interagency Agreement between the County and DEP.
- c. If any section, subsection, paragraph, sentence, clause, phrase, or word contained in this Resolution shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Resolution which shall remain in full force and effect.
- d. This Resolution shall be deemed to include any additions or amendments that may be required by the Commissioner of the Department of Environmental Protection as a condition of approval.

**Section XI – Repealer:**

Any ordinance or resolution or portion thereof enacted by the County, any municipality, board of health, or other public entity within the County of Warren that contains any subject matter governed by this Resolution, which is consistent with or which stands as an obstacle to the effective implementation of this Resolution shall be superseded by this Resolution and is

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hereby repealed and set aside.

Section XII – Effective Date:

This Resolution shall take effect immediately unless disapproved by the Commissioner of the Department of Environmental Protection.

Copies of this Resolution, upon adoption, shall be forwarded to the twenty-two municipalities in Warren County within five working days after adoption, and a certified copy shall be mailed to the Commissioner, Department of Environmental Protection, P.O. Box 402, Trenton, New Jersey 08625-0402.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 442-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE INTERLOCAL SERVICE AGREEMENTS WITH THE VARIOUS MUNICIPALITIES OF WARREN COUNTY FOR PARTICIPATION IN THE COUNTY’S 9-1-1 TELECOMMUNICATIONS SYSTEM.**

**WHEREAS**, pursuant to N.J.S.A. 52:17C-1 et seq., Warren County is required to establish a 9-1-1 telecommunications system with the voluntary participation of constituent municipalities; and

**WHEREAS**, the County has established the system and has provided or will provide the building, equipment and personnel necessary for the proper functioning of the county-wide system; and

**WHEREAS**, it is also necessary that the County and participating municipalities execute Interlocal Service Agreements pursuant to N.J.S.A. 40:8A-1 et seq. for the provision of 9-1-1 services; and

**WHEREAS**, various municipalities in Warren County will be participating in the system and will lawfully execute Interlocal Service Agreements.

**NOW, THEREFORE, BE IT RESOLVED** that the Freeholder Director be and hereby is authorized to execute Interlocal Service Agreements with the various municipalities in Warren County, as noted herein, for the provision of 9-1-1 telecommunications services by the County.

Allamuchy Township  
Alpha Borough  
Belvidere Town  
Blairstown Township  
Franklin Township  
Frelinghuysen Township  
Greenwich Township  
Hackettstown Town  
Hardwick Township  
Harmony Township

Hope Township  
Independence Township  
Knowlton Township  
Liberty Township  
Lopatcong Township  
Mansfield Township  
Oxford Township  
Pohatcong Township  
Washington Borough  
Washington Township  
White Township

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

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## RESOLUTION 443-06

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING AMENDMENT TO GRANT AGREEMENT O6BDWN WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF DISABILITY SERVICES FOR AN ADDITIONAL \$18,198 OF NJ DHS FUNDING THEREBY RAISING THE GRANT CEILING TO \$123,232.**

**WHEREAS**, on February 15, 2006, the Warren County Board of Chosen Freeholders approved a grant with the NJ Department of Human Services for \$105,034 in NJ DHS, DDS funding (#06BDWN) to provide personal attendant services; and

**WHEREAS**, the NJ Department of Human Services has subsequently awarded Warren County an additional \$18,198 for this agreement to purchase equipment to enhance the provision and delivery of quality services rendered to individuals with disabilities in Warren County; and

**WHEREAS**, the grant agreement ceiling will increase to \$123,232 with inclusion of these anticipated funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Director of the Warren County Board of Chosen Freeholders is authorized to sign the grant amendment for an additional \$18,198 in NJ Department of Human Services, Division of Disability Services funding; grant ceiling to increase to \$123,232.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

## RESOLUTION 444-06

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION IN SUPPORT OF THE FY '07 SECTION 5311 GRANT APPLICATION FOR FUNDING FROM NEW JERSEY TRANSIT FOR A TOTAL OF \$473,340 (\$241,860 FEDERAL FUNDS; \$115,740 STATE FUNDS; AND \$115,740 ANTICIPATED COUNTY MATCHING FUNDS) SUBJECT TO AVAILABILITY.**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren supports the FY '07 application for anticipated funding through NJ Transit in the amount of \$241,860 federal Section 5311 funds and \$115,740 state funds;

**BE IT FURTHER RESOLVED** that the county will consider the provision of the county matching funds totaling \$115,740 in the 2006 and 2007 county budgets;

**BE IT FURTHER RESOLVED** that the Director of the Board of Chosen Freeholders is authorized to sign the grant application for anticipated FY'07 Section 5311 funding in the total amount of \$473,340 (\$241,860 federal; \$115,740 state, and \$115,740 county matching funds); subject to availability.

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

Steve Marvin, Clerk of the Board

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

## RESOLUTION 445-06

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION IN SUPPORT OF AN APPLICATION FOR FUNDING FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE 2007 HANDICAPPED PERSONS RECREATIONAL OPPORTUNITIES ACT FOR \$22,645 IN GRANT FUNDS AND**

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**WHEREAS**, the County of Warren wishes to offer services that will provide individuals with disabilities varied opportunities to participate in recreational and social activities within the community as well as the necessary supports in place to ensure full participation.

**NOW, THEREFORE, BE IT RESOLVED** the Board of Chosen Freeholders of the County of Warren supports the submission of the application for anticipated 2007 Handicapped Persons Recreational Opportunities Act funding through the New Jersey Department of Community Affairs;

**BE IT FURTHER RESOLVED** that the County of Warren recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the County of Warren and the New Jersey Department of Community Affairs;

**BE IT FURTHER RESOLVED** that the County will consider the provision of the county matching funds totaling \$4,529 in the 2007 County budget;

**BE IT FURTHER RESOLVED** that the Director of the Board of Chosen Freeholders of the County of Warren is authorized to sign the grant application for anticipated 2007 Handicapped Persons Recreational Opportunities Act for funding in the total amount of \$22,645 grant funds and \$4,529 county matching funds; subject to availability.

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 446-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AUTHORIZATION TO AUCTION SURPLUS EQUIPMENT, VEHICLES, PARTS, FURNITURE AND SUPPLIES OF THE COUNTY OF WARREN AND OTHER APPROVED AGENCIES.**

**WHEREAS**, the County of Warren is presently storing various items no longer needed for public use by county departments and agencies;

**BE IT RESOLVED**, by the County of Warren pursuant to the provisions of N.J.S.A. 40A:11-36, that the said equipment, vehicles and supplies be and the same are hereby ordered to be disposed of by Public Auction, to be held Saturday, September 9, 2006 beginning at 10:00 A.M. prevailing time at the Warren County Road Department facility, Route 519, White Township, New Jersey.

**BE IT FURTHER RESOLVED**, that Notice of said sale be published and in newspapers at least seven (7) days prior to sale;

**BE IT FURTHER RESOLVED**, that all items shall be sold to the highest bidder, and the terms of the sale shall be sold as is and where is, without warranty or guarantee of any kind, upon payment of the full amount, subject to all lawfully advertised terms and restriction:

**NOW THEREFORE BE IT RESOLVED**, that the Director of Purchasing is hereby authorized and directed to perform all acts and to execute, on behalf of this body, all documents required by Statute or this Resolution to effectuate said sale.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 447-06**

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

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by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**RESOLUTION TO AUTHORIZE THE FREEHOLDER DIRECTOR TO EXECUTE A CONTRACT FOR THE PURCHASE OF BLOCK 601.03, LOT 55, MANSFIELD TOWNSHIP, WARREN COUNTY, NEW JERSEY.**

**WHEREAS**, Warren County is interested in purchasing property along the Morris Canal; and

**WHEREAS**, a contract has been executed by a duly authorized representative of **The Meadows at Mansfield, LLC**, owner of Block 601.03, Lot 55 consisting of approximately 40.64 acres in Mansfield Township, Warren County, New Jersey, and contains over 1300 lineal feet of the Morris Canal, and

**WHEREAS**, this land acquisition is eligible to receive Green Acres Funding through the Planning Incentive Grant Program; and

**WHEREAS**, adequate funds are available in account #0384 5065 894604 5065 (Open Space Tax Recreation and Conservation Land Acquisition) and certified by the Chief Financial Officer; and

**WHEREAS**, at the time of closing the total purchase price of two hundred and thirty thousand dollars (\$230,000) is to be paid;

**NOW, THEREFORE BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the Freeholder Director is hereby authorized to execute the attached contract.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 448-06**

On motion by Mr. Gardner, 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 July 19, 2006.

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

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

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

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

**WHEREAS**, the Nature Conservancy has managed this site since August 30, 2005, and has presented a proposal to provide an enhanced stewardship program for White Lake Natural Resource Area including an estimate of associated costs,

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

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 449-06**

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On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION TO AUTHORIZE A MEMORANDUM OF UNDERSTANDING WITH RIDGE AND VALLEY CONSERVANCY, INC. FOR MANAGEMENT AND DEVELOPMENT OF TRAILS ON VARIOUS COUNTY-OWNED PROPERTY.**

**WHEREAS**, the County of Warren has purchased various properties throughout the county; and

**WHEREAS**, the Ridge and Valley Conservancy, Inc., wishes to develop a trail system on these properties, including supplying the labor to mark, maintain the trail and develop viewing areas.

**NOW, THEREFORE, BE IT RESOLVED** that the Warren County Board of Chosen Freeholders have reviewed the amended Memorandum of Understanding with Ridge and Valley Conservancy, Inc., and authorize the Freeholder Director to execute said Memorandum of Understanding upon return of the signed agreement from Ridge and Valley Conservancy, Inc.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 450-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION AUTHORIZING DIRECTOR OF THE BOARD TO EXECUTE AN APPLICATION TO THE SEXUAL ASSAULT NURSE EXAMINER PROJECT – VICTIM OF CRIME ACT GRANT BETWEEN THE NJ DIVISION OF CRIMINAL JUSTICE, OFFICE OF VICTIM WITNESS ADVOCACY AND THE WARREN COUNTY PROSECUTOR'S OFFICE IN THE AMOUNT OF \$20,436.00 COUNTY SHARE AND \$81,744.00 FEDERAL SHARE FOR A TOTAL OF \$102,180.00 FOR THE PERIOD OF OCTOBER 1, 2006 THROUGH SEPTEMBER 30, 2007.**

**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 for the Victim Assistance Project – Victim of Crime Act Grant between the NJ Division of Criminal Justice, Office of Victim Witness Advocacy and the Warren County Prosecutor's Office in the amount of \$20,436.00 County Share and \$81,744.00 Federal Share for a total of \$102,180.00 for the period of October 1, 2006 through September 30, 2007.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 451-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**RESOLUTION APPROVING THE SALARY REIMBURSEMENT AGREEMENTS BETWEEN THE COUNTY OF WARREN AND RUTGERS COOPERATIVE EXTENSION, RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY FOR THE PERIOD JULY 1, 2006 THROUGH JUNE 30, 2007.**

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

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**WHEREAS**, salary reimbursement agreements for the period July 1, 2006 through June 30, 2007 are required for memorialization of the parties agreement;

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

**BE IT FURTHER RESOLVED** that this agreement shall become effective July 1, 2006 and will continue until June 30, 2007 as per the terms and conditions in the agreements incorporated herein by reference.

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 452-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING CONTRACT MODIFICATION #2 FOR CONTRACT #WC0518P WITH CHERRY, WEBER & ASSOCIATES, P.C. FOR ENGINEERING SERVICES FOR THE PHASE II CONSTRUCTION SERVICES FOR FLOOD REPAIRS TO COUNTY ROUTE #623 (BRASS CASTLE RD.), WHITE TOWNSHIP FOR A NET INCREASE OF \$32,885.00.**

**WHEREAS**, Cherry, Weber & Associates, P.C. was awarded a contract for Engineering Services for the Phase I Design for Flood Repairs to County Route #623 (Brass Castle Rd.), White Township in the revised amount of \$82,144.00; and

**WHEREAS**, Phase II Construction Administration Services, including on-site inspection and shop drawing review are needed during the construction phase of the project for a net increase of \$32,885.00; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires

**WHEREAS**, said changes were recommended by the County Engineer; and 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 F516554105064 and F616554105064 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 #2 with Cherry, Weber & Associates, P.C. for the above project for a net increase of \$32,885.00 and a revised contract amount of \$115,029.00.
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 on the date above mentioned.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 453-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING CONTRACT MODIFICATION #2 FOR CONTRACT #WC0154P TO**

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**MASER CONSULTING, P.A. FOR ENGINEERING SERVICES FOR THE CONSTRUCTION  
PHASE FOR THE RECONSTRUCTION OF A PORTION OF COUNTY ROUTES  
#661 & #612 IN THE VILLAGE OF JOHNSONBURG HISTORIC DISTRICT,  
FRELINGHUYSEN TOWNSHIP FOR A NET INCREASE OF  
\$42,000.00.**

**WHEREAS**, Maser Consulting, P.A. was awarded a contract for Engineering Services for the Reconstruction of a portion of County Routes #661 & #612, in the Village of Johnsonburg Historic District, Frelinghuysen Township in the revised amount of \$75,000.00; and

**WHEREAS**, bidding phase, construction phase and inspection are needed for a net increase of \$42,000.00; and

**WHEREAS**, said changes are recommended by the County Engineer; and

**WHEREAS**, adequate funds are available in account S61655302 5063 and certified by the County Chief Financial Officer.

**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

**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 #2 for the above project for a net increase of \$42,000.00 and a revised contract amount of \$117,000.00.
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 on the date above mentioned.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 454-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION AWARDED CONTRACT #WC0640 TO TOMARO CONTRACTING CO., INC.  
FOR THE COUNTY ROUTE #661, MAIN STREET IMPROVEMENTS, JOHNSONBURG  
HISTORIC DISTRICT, FRELINGHUYSEN TOWNSHIP IN THE  
AMOUNT OF \$487,000.00.**

**WHEREAS**, the County advertised for bids to be received on Tuesday, June 27, 2006 at 1:30 P.M. for Contract #WC0640 for the County Route #661, Main Street Improvements, Johnsonburg Historic District, Frelinghuysen Township; and

**WHEREAS**, Tomaro Contracting Co., Inc. of Rockaway, New Jersey submitted the lowest responsible and responsive bid of \$487,000.00; and

**WHEREAS**, adequate funds have been established in accounts 0401A203 5063 01A203 5063 S31655302 5063 and S61655302 5063 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Tomaro Contracting Co., Inc. in the amount \$487,000.00.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

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## RESOLUTION 455-06

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION AWARDED CONTRACT #WC0642 TO MURRAY HILL EQUIPMENT, INC. FOR THE REHABILITATION OF COUNTY BRIDGE #11033, COUNTY ROUTE #519, VILLAGE OF HOPE HISTORIC DISTRICT, HOPE TOWNSHIP IN THE AMOUNT OF \$222,330.00.**

**WHEREAS**, the County advertised for bids to be received on Tuesday, July 11, 2006 at 1:30 P.M. for Contract #WC0642 for the Rehabilitation of County Bridge #11033, County Route #519 over Beaver Brook, Village of Hope Historic District, Hope Township; and

**WHEREAS**, Murray Hill Equipment, Inc. of Murray Hill, New Jersey submitted the lowest responsible and responsive bid of \$222,330.00; and

**WHEREAS**, adequate funds have been established in account S61655302 5063 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Murray Hill Equipment., Inc. in the amount \$222,330.00.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

## RESOLUTION 456-06

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AWARD OF CONTRACT WC0649 FOR A 2006 CASE MODEL 590SM LOADER BACKHOE FOR THE WARREN COUNTY ROAD DEPARTMENT TO POWERCO, INC. IN THE TOTAL CONTRACT AMOUNT OF \$77,310.00.**

**BE IT RESOLVED**, that contract WC0649 for a 2006 Case Model 590SM Loader/Backhoe for the Warren County Road Department is hereby awarded

to . . . Powerco, Inc., Clinton, New Jersey

in the amount of . . . \$77,310.00

as per their bid submitted . . . May 30, 2006

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

Funding for this contract will be provided in capital account 0406A605/5058 – 06 Capital – Loader/Backhoe Bridge.

**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 on the date above mentioned.

Steve Marvin, Clerk of the Board

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

## RESOLUTION 457-06

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On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AWARD OF CONTRACT WC0659 FOR A 2006 ELGIN MODEL EAGLE F BROOM STREET SWEEPER WITH AUTOMATIC LUBRICATION SYSTEM FOR THE WARREN COUNTY ROAD DEPARTMENT TO W.E. TIMMERMAN CO., INC. IN THE TOTAL CONTRACT AMOUNT OF \$191,620.00.**

**BE IT RESOLVED**, that contract WC0659 for a 2006 Elgin Model Eagle F Broom Street Sweeper for the Warren County Road Department is hereby awarded to . . . W.E. Timmerman Co., Inc., Whitehouse, New Jersey

in the amount of . . . \$191,620.00

as per their bid submitted . . . June 27, 2006

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

Funding for this contract will be provided in capital account 0406A603/5050 – 06 Capital – Roads Vacuum Sweeper Vehicle.

**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 on the date above mentioned.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 458-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AWARD OF CONTRACT WC0662 FOR OFFICE SECURITY IN THE COURTHOUSE ANNEX FOR THE DIVISION OF TEMPORARY**

**ASSISTANCE**

**AND SOCIAL SERVICES FOR THE PERIOD OF AUGUST 1, 2006 THOROUGH JULY 31, 2007 WITH THE RIGHT TO EXTEND FOR ONE ADDITIONAL ONE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACTS LAW 40A:11-15 TO U.S. SECURITY ASSOCIATES, INC. AT THE HOURLY RATE OF \$11.41 AND THE OVERTIME RATE OF \$17.12 FOR AN ESTIMATED CONTRACT AMOUNT OF \$25,000.00.**

**BE IT RESOLVED**, that contract WC0662 for office security in the Courthouse Annex for the Division of Temporary Assistance and Social Services is hereby awarded

to . . . U.S. Security Associates Inc., Willow Grove, New Jersey

in the amount of . . . \$11.41 per hour, overtime \$17.12 per hour  
estimated contract amount of \$25,000.00

as per their bid submitted . . . June 27, 2006

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

Funding for this contract will be provided in budget account 013450/5029 – Division of Temporary Assistance – Contracted Services.

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

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 459-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AUTHORIZATION TO ISSUE PURCHASE ORDERS TO ALLIED OIL, LLC T/A ALLIED OIL CO. UNDER THE SOMERSET COUNTY COOPERATIVE CONTRACT #CC-41-05, FUEL OIL, DIESEL & KEROSENE FOR #2 FUEL OIL AT A FIXED MARK UP OF .01995 PER GALLON, AN APPROXIMATE ANNUAL CONTRACT AMOUNT OF \$150,000.00.**

**BE IT RESOLVED**, that the purchasing department is authorized to issue purchase orders for #2 fuel oil for various county facilities and is hereby awarded

to . . . Allied Oil, LLC t/a Allied Oil Co., Hillsborough, NJ

in the approximate amount of . . . \$150,000.00

at the prices established under Somerset County Cooperative Contract #CC-41-05

Funding for this contract has been provided in budget accounts 013100/5070 – Bldgs & Grds Heating Fuel, 012770/5070 – Juvenile Detention Center Heating Fuel, 013510/5070 – Warren Haven Utilities, Heating Fuel

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 460-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0350 FOR INMATE TELEPHONE SERVICES FOR THE WARREN COUNTY CORRECTIONAL CENTER TO INMATE TELEPHONE INC. FOR THE PERIOD OF SEPTEMBER 1, 2006 THROUGH AUGUST 31, 2007 FOR THE FOURTH YEAR OF A FIVE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(8) AT A COMMISSION RATE OF 34%.**

**BE IT RESOLVED**, that Warren County Contract WC0350 for inmate telephone services for the Warren County Correctional Center is hereby extended for a fourth year of a five year contract as provided by the Local Public Contract Law 40A:11-15(8) said contract is hereby extended for the period of September 1, 2006 through August 31, 2007

to . . . Inmate Telephone Inc., Altoona, Pennsylvania

In the amount of . . . contractor to pay commission in the amount of 34%

as per their bid submitted . . . July 22, 2003

No county funds are required for this contract.

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

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Freeholders on the date above mentioned.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 461-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0360 FOR AN ELECTRONIC MONITORING SYSTEM FOR THE WARREN COUNTY CORRECTIONAL CENTER TO ELECTRONIC MONITORING SYSTEMS, INC. FOR THE**

**PERIOD**

**OF SEPTEMBER 1, 2006 THROUGH AUGUST 31, 2007 FOR THE FOURTH YEAR OF A FIVE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(8) AT THE COST OF UNIT PER DAY OF \$5.30.**

**BE IT RESOLVED**, that Warren County Contract WC0360 for a electronic monitoring system for the Warren County Correctional Center is hereby extended for a fourth year of a five year contract as provided by the Local Public Contract Law 40A:11-15(8) said contract is hereby extended for the period of September 1, 2006 through August 31, 2007

to . . . Electronic Monitoring Systems, Inc., Maplewood, New Jersey

In the amount of . . . \$5.30 per unit

as per their bid submitted . . . August 5, 2003

No county funds are required for this contract, Inmates will be charged for this service.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 462-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0534 FOR LOWER-MODE TRANSPORTATION SERVICES FOR THE WARREN COUNTY DEPARTMENT OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES**

**TO**

**AKAB, INC. FOR THE PERIOD OF SEPTEMBER 1, 2006 THROUGH AUGUST 31, 2007 FOR THE SECOND YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(27) AT A UNIT COST BASED ON \$2.15 PER MILE, TOTAL CONTRACT AMOUNT NOT TO EXCEED \$70,000.00.**

**BE IT RESOLVED**, that Warren County Contract WC0534 for lower-mode transportation services for the Warren County Department of Temporary Assistance and Social Services is hereby extended for the second year as provided by the Local Public Contract Law 40A:11-15(27) said contract is hereby extended for the period of September 1, 2006 through August 31, 2007

to . . . Akab, Inc., Phillipsburg, New Jersey

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In the amount of . . . \$2.17 per mile not to exceed \$70,000.00

as per their bid submitted . . . June 14, 2005

Funding for this contract has been provided in budget account 013450/5029 – TASS – Contracted Services.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

### **RESOLUTION 463-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0544 FOR COMMERCIAL PROPANE TO AMERIGAS PROPANE, INC. FOR THE PERIOD OF SEPTEMBER 1, 2006 THROUGH AUGUST 31, 2007 FOR THE SECOND AND FINAL YEAR OF A TWO YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(1) AT THE FIXED MARK-UP RATE OF \$.38 PER GALLON, APPROXIMATE AMOUNT OF \$57,000.00.**

**BE IT RESOLVED**, that Warren County Contract WC0544 for commercial propane is hereby extended for the second and final year as provided by the Local Public Contract Law 40A:11-15(1) said contract is hereby extended for the period of September 1, 2006 through August 31, 2007

to . . . Amerigas Propane, Inc., Stroudsburg, Pennsylvania

In the amount of . . . approximately \$57,000.00

as per their bid submitted . . . July 19, 2005

Funding for this contract has been provided in budget accounts 013100/5070 – Bldgs & Grds – Heating Fuel, 012900/5951 – Roads Heating Fuel, and 013510/5030 – Warren Haven Utilities – Operating Supplies.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

### **RESOLUTION 464-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AWARD OF CONTRACT WC0667C COMPETITIVE CONTRACT VOICE DATA COMMUNICATIONS & NETWORK SERVICES FOR THE WARREN COUNTY INFORMATION SYSTEMS DEPARTMENT TO UNITED TELEPHONE COMPANY OF NEW JERSEY FOR THE PERIOD OF AUGUST 1, 2006 THROUGH JULY 31, 2007 AND RENEWAL FOR SEVEN YEARS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(5) IN AN ESTIMATED CONTRACT AMOUNT OF \$1,473,715.00 FOR INSTALLATION OF EQUIPMENT, PROFESSIONAL SERVICES, TRAINING AND MAINTENANCE AND 70% DISCOUNT OFF CURRENT RATES FOR INTERSTATE CALLING, 55% DISCOUNT OFF CURRENT TARIFF RATES**

**MINUTES****JULY 19, 2006****FOR INTRASTATE AND INTRA LATA CALLING AND FOR LOCAL SERVICES AND DIAL TONE AND MANAGED NETWORK SERVICES.**

**WHEREAS**, one proposal was received, opened and read in public on July 12, 2006, at 1:30 PM prevailing time for Voice Data Communications & Network Services for the Warren County Information Systems Department

**WHEREAS**, the proposal was reviewed by the Warren County Purchasing Department and the Warren County Information Systems Departments, and the Evaluation Report on file with the Clerk of the Board, and the committee has determined that the proposals submitted by United Telephone Company of New Jersey meets all the requirements of the specifications

**WHEREAS**, adequate funds are available in capital account 0406A408/5054 – Communications Equipment and certified by the Warren County Chief Financial Officer

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 United Telephone Company of New Jersey, Mansfield, Ohio in the estimated amount of \$1,473,715.00 per their bid submitted on July 12, 2006.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 465-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AWARD OF CONTRACT WC0672F FOR DEMOLITION & CLEANING OF OLD JAIL AND WARDEN'S RESIDENCE TO UNLIMITED RESTORATION, INC. IN THE CONTRACT AMOUNT OF \$29,900.00.**

**WHEREAS**, the county requested proposals to be received on July 12, 2006 for Demolition & Cleaning of Old Jail and Warden's Residence; and

**WHEREAS**, this contract is awarded in accordance with N.J.S.A.19:44A-20.4, as a fair and open contract: and

**WHEREAS**, the proposal submitted by Unlimited Restoration, Inc., of Pottstown, Pennsylvania meets the specification requirements, price and other factors considered in the amount of \$29,900.00; and

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

**WHEREAS**, adequate funds are available in account 03893 5065 WARDEN 5028 – Warden Residence Renovation

**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 Unlimited Restoration, Inc., of Pottstown, Pennsylvania for services for the above project, in the amount of \$29,900.00, currently on file in the Office of the Director of Purchasing, be made part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director of the Board of Chosen Freeholders is hereby authorized to execute said letter of Agreement by signing same.

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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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 466-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING CONTRACT #WC0674P WITH FINELLI CONSULTING ENGINEERS, INC. FOR ENGINEERING SERVICES FOR THE INSPECTION OF RESURFACING AND REHABILITATION OF COUNTY ROUTE #616, BLAIRSTOWN TOWNSHIP FOR AN AMOUNT NOT TO EXCEED \$15,400.00.**

**WHEREAS**, there exists a need for Engineering Services for the Inspection of Resurfacing and Rehabilitation of County Route #616, Blairstown Township; and

**WHEREAS**, in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-5 et. seq.) the resolution and contract for "professional services" for this project are available for public inspection in the office of the Director of Purchasing; and

**WHEREAS**, the contract is awarded in accordance with N.J.S.A 19:44A-20.4 as a non-fair and open contract; and

**WHEREAS**, all necessary documents including the Business Entity Disclosure Certification and Determination of Value have been received and are on file in the office of the Director of Purchasing; and

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

**WHEREAS**, adequate funds are available in account 0406A205 5063 and certified by the County Chief Financial Officer.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Finelli Consulting Engineers, Inc. of Washington, New Jersey for professional services for the above project in the amount of \$15,400.00, 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 on the date above mentioned.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 467-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO RF DESIGN & INTEGRATION INC. UNDER NEW JERSEY STATE CONTRACT #A53770 COVERING RADIO COMMUNICATION EQUIPMENT AND ACCESSORIES FOR HARRIS RADIO EQUIPMENT AND ACCESSORIES FOR THE**

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**COUNTY COMMUNICATIONS CENTER IN THE TOTAL A MOUNT OF  
\$204,621.70.**

**BE IT RESOLVED**, that the purchasing department is authorized to issue a purchase order for Harris Radio Equipment and accessories for the Warren County Communications Center and is hereby awarded

to . . . RF Design & Integration Inc., Huntingdon Valley, Pennsylvania

in the amount of . . . \$204,621.70

at the prices established under New Jersey State Contract #A53770

Funding for this contract has been provided in capital account 0406A410/5054 – 06 Capital – Upgrade 911 System Co.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

Mr. Gardner remarked on the rising prices of petroleum which has affected the public's cost of living. He hoped the federal government would provide some relief. The County will attempt to manage the situation responsibly by purchasing fuel efficient vehicles and equipment whenever possible.

Regarding the new telephone system, Mr. Chamberlain noted that the bid accepted was less than the amount budgeted, freeing up Capital Improvement Funds to be put to other use.

**RESOLUTION 468-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**RESOLUTION APPOINTING ROBERT W. HEMENWAY TO THE POSITION OF ASSISTANT ADMINISTRATOR, NURSING HOME, UNCLASSIFIED, IN THE DEPARTMENT OF LONG TERM CARE SERVICES, WARREN HAVEN EFFECTIVE AUGUST 24, 2006.**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that pursuant to N.J.S.A. 11A:3-5(1), Robert W. Hemenway is hereby appointed to the position of Assistant Administrator, Nursing Home, Unclassified in the Department of Long Term Care Services, Warren Haven, effective August 24, 2006.

**BE IT FURTHER RESOLVED** that the appointment shall be established on Grade 16 at an annual salary of \$70,000 for Fiscal Year 2006.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 469-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**RESOLUTION CREATING A FULL-TIME POSITION OF ASSISTANT LIBRARY DIRECTOR, CLASSIFIED, WITHIN THE WARREN COUNTY LIBRARY.**

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

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position of *Assistant Library Director*, classified, is created within the Warren County Library to enhance effective operations of the Warren County Library and it's satellite branches; and

**BE IT FURTHER RESOLVED** that the newly created position of *Assistant Library Director*, classified, be established on Grade 15, forty (40) hours per week, on the salary grades for elected, appointed, managerial and confidential employees;; and

**BE IT FURTHER RESOLVED** by the Warren County Board of Chosen Freeholders that this position be categorized as F.L.S.A. exempt and in the non-bargaining unit class of employees.

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the position of *Assistant Library Director* is made effective immediately.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

Under Reports and Comments, County Counsel Joe Bell said he is awaiting word from the Supreme Court as to whether or not they will entertain a Petition for Certification from the Bar Association in connection with the Court House matter to which we filed our opposition. He hopes to hear something by the end of August.

Mr. Gardner asked County Engineer Dave Hicks about the work being done on Brass Castle Road. Mr. Hicks said it was to repair and replace the retaining wall. When that is complete, paving is to be done. The road had been widened to maintain two lanes of traffic when workers are not present.

Mr. Chamberlain said trucks have been attempting through movement on Rt. 622, but the railroad culvert is too low for them to proceed and they are forced to turn around with little room, resulting in damage to homeowners' lawns. He had asked Mr. Hicks to have signs posted directing trucks more efficiently.

County Planner Dave Dech was absent.

County CFO Charles Houck was on vacation.

County Administrator Steve Marvin notified the Board of a letter received from the EPA regarding the investigation of the Pohatcong Superfund site. The EPA seeks approval from the Board to set up a temporary work site on County-owned land in the vicinity of the Vo-Tech School and the college. Insurance would not be a problem. They are expected to come within the next month and remain for six to eight months. Mr. Chamberlain thought the Board should do whatever they can to facilitate the process. Perhaps the situation would work to everyone's advantage by later converting the site to a parking lot for the college. The Board was in general agreement to accommodate the EPA's request.

Mr. Marvin notified the Board of the intentions of Mr. Donald Cooper to organize a concert in Garrett Wall Park in October to benefit Delaware River flood victims. He has yet to contact the Town of Belvidere and would need to do so. Mr. Chamberlain said issues of liability, community approvals, litter control, bathroom facilities, what he plans to stage would all need to be addressed. If everything is worked out satisfactorily, including approval from the town, the Board thought it would be fine.

Regarding deer carcass removal which was not included in the State budget, counties and towns need to address the issue and have a plan in place after September 30. A number of cooperatives exist to manage the situation and Warren County may utilize contracts of either Morris or Somerset County cooperatives at pre-set prices. NJAC advised filing a complaint with

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the Council on Local Mandates.

Mr. Chamberlain estimated 300 dead deer on the County roads to be removed at a cost of roughly \$70 each which will end up costing \$21,000 per year. He is bothered by the fact that the State makes it very clear that all wildlife is the property of the State. Apparently, dead wildlife is no longer their property. Mr. DiMaio said when he was on Town Council, the deer were removed promptly. He thought towns would be able to take care of it themselves and the County should service County roads. Mr. Marvin said a statewide contract should be implemented. Mr. Chamberlain reiterated that he really has a problem with it.

**RESOLUTION 470-06**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

**RESOLUTION AUTHORIZING COUNTY COUNSEL TO FILE A COMPLAINT WITH THE COUNCIL ON LOCAL MANDATES CONCERNING THE NJ DOT PLANS TO ABANDON DEER CARCASS REMOVALS FROM LOCAL ROADWAYS.**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren has discussed and reviewed the attached news release from the New Jersey Department of Transportation (NJ DOT) dated June 7, 2006 addressed to mayors indicating that NJ DOT will no longer remove dead deer carcasses from county and municipal roads effective September 30, 2006.

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

1. The Warren County Counsel is authorized to file a Complaint with the Council on Local Mandates disputing the decision of the NJ DOT to abandon the removal of dead deer carcasses from county and municipal roads effective October 1, 2006.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

Reimbursement of \$1.3 million for the new voting machines has been received from the State and returned to the Capital Improvement Fund.

In terms of Homeland Security Grant Funding, Warren County has been cut significantly, down to \$300,000 (\$150,000 net) from \$600,000.

Under Freeholder Comments, Mr. Gardner found it disconcerting that the Attorney General allegedly intervened on behalf of her boyfriend for a traffic violation. He hoped she would step aside and allow her deputy to take over while the matter is under investigation.

Regarding eminent domain, Mr. Gardner expressed disgust and outrage at this increasing encroachment on homeowners' rights. This is an enormous disservice to members of what is supposedly a free society.

On the positive side, the Warren County Farmers' Fair is coming July 30-August 5. Mr. Gardner hoped everyone would come out and have a good time.

On motion by Mr. Gardner, seconded by Mr. DiMaio at 8:05 p.m., OPENING THE PUBLIC HEARING ON THE APPLICATION FOR WARREN COUNTY TO OBTAIN A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR APPROXIMATELY \$500,000 TO CARRY OUT A PROJECT TO REHABILITATE DWELLING UNITS IN WARREN COUNTY TARGET AREAS.

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

Contract Consultant Carol Hertweck-Lowy distributed handouts and an attendance sheet which she requested everyone sign as part of the grant process. Each year since 1978, the County has applied for these funds under the Federal Housing and Community Development Act administered by the New Jersey Department of Community Affairs. Over the years, Warren County has received more than \$11 million through this program. This is a continuation of the Warren Housing Program for rehabilitation of homes owned and occupied by low and moderate income families enabling them to bring their properties up to code standards. The amount of money awarded in December, 2005 was essentially \$500,000. The total amount of the grant was \$650,000 with \$150,000 in required match taken from the County's repayment account. As these monies are turned over to the homeowners and when they in turn sell their homes, the funds that had originally been invested in that property through this program (no interest, principal only) is returned to the County. The grant application will be submitted in August and whether or not the funds will be awarded is expected to be known in December. As a result of this meeting, the Freeholder Board is authorized to sign all resolutions, letters and other documentation that is required to be submitted as part of the application process.

Mr. Chamberlain asked if any of the funds go to Habitat for Humanity. Ms. Hertweck-Lowy said that although she does coordinate with Habitat, with exception of foundations, the Community Development Block Grant Funds cannot be used to build. The money is intended for repairs, not new construction above the foundation. Habitat could utilize the funds for land acquisition, infrastructure and permits. The reason for this is that another program, H.O.M.E. is the federal government's vehicle for new construction of housing. The State administers those funds also, but that is not part of this application.

Mr. Gardner asked if all municipalities participate. Ms. Hertweck-Lowy said a letter is sent in May to every municipality which they are asked to sign and send back saying they wish to participate. A municipality has never been denied.

When Mr. Chamberlain asked how long the funds are kept track of, Ms. Hertweck-Lowy said, "Forever." The mortgage is filed with the deed.

Human Services Director Karen Kubert wanted to know the difference between this program and a housing authority. Ms. Hertweck-Lowy said a housing authority is a corporation unto its own and can do construction and apply for all federal and state monies for the purpose of housing development. Housing authorities have separate boards. The Community Development Block Grant Program is under the Board of Chosen Freeholders and is limited to rehabilitation assistance to homeowners. The Board could establish a housing authority as a separate corporation from the County with a life of its own. Ms. Kubert said she personally believes that adequate housing in the State of New Jersey is a problem.

There were no questions or comments from the public.

On motion by Mr. DiMaio, seconded by Mr. Gardner at 8:16 p.m., the Public Hearing was closed.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner at 8:17 p.m., OPENING THE PUBLIC HEARING ON SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT STATUS ON HOUSING REHABILITATION.

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

In summary, an award was granted in the amount of \$500,000 in December, 2005. A total

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of thirty properties will be provided with assistance for rehabilitation and improvements. The anticipated completion date is sometime in October, 2006, well within the schedule established by the State. The policy on the funding is that all money paid to the homeowners comes back to the County upon sale of the property. A revolving account has been established. Similar to the 2006-07 program, the full amount is \$650,000 which includes \$150,000 in County matching funds. All municipalities wishing to participate submit a letter of agreement under the program.

On motion by Mr. DiMaio, seconded by Mr. Gardner at 8:20 p.m., the Public Hearing was closed.

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

**RESOLUTION 471-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING THE APPLICATION FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR APPROXIMATELY \$500,000 TO CARRY OUT A PROJECT TO REHABILITATE DWELLING UNITS IN WARREN COUNTY TARGET AREAS.**

**WHEREAS**, the County of Warren desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$500,000 to rehabilitate dwelling units in Warren County target areas;

**NOW THEREFORE BE IT RESOLVED:**

1. That the Board of Chosen Freeholders of the County of Warren does hereby authorize the application for such a grant; and
2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Board of Chosen Freeholders of the County of Warren and the New Jersey Department of Community Affairs.

**BE IT FURTHER RESOLVED** that the persons whose names, titles and signatures appear below are authorized to sign the application and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Everett A. Chamberlain  
Freeholder Director

Steve Marvin  
County Administrator

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 472-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING THE APPLICATION FOR A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT.**

**WHEREAS**, the County of Warren has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for a County of Warren housing rehabilitation project; and

**WHEREAS**, that Grant Agreement requires the County of Warren to comply with all

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federal regulations with respect to citizen participation; and

**WHEREAS**, the County of Warren has reviewed the Citizen Participation Plan prepared for Small Cities Community Development Block Grant grantees;

**NOW, THEREFORE, BE IT RESOLVED** by the Freeholder Director and Board of Chosen Freeholders of the County of Warren, Warren County and State of New Jersey, that:

The Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the County of Warren; and

The County of Warren will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 473-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION IDENTIFYING COMMUNITY DEVELOPMENT BLOCK GRANT FAIR HOUSING OFFICER FOR WARREN COUNTY.**

**WHEREAS**, the County of Warren is intending to apply for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs (hereinafter DCA) for a housing rehabilitation project within the County of Warren; and

**WHEREAS**, the housing rehabilitation project will be provided on a County wide basis; and

**WHEREAS**, the County of Warren must make efforts to affirmatively further fair housing; and

**WHEREAS**, the County of Warren has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the U.S. Department of Housing and Urban Development; and

**WHEREAS**, the County of Warren has made assurances in the grant agreement that:

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued thereto it; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

**NOW, THEREFORE, BE IT RESOLVED** that Steve Marvin, County Administrator, shall be designated as the Fair Housing Officer for the County of Warren.

**BE IT FURTHER RESOLVED** that the Fair Housing Officer shall contact the USHUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights, inform those agencies of his appointment as Fair Housing Officer and request Fair Housing Information; and

**BE IT FURTHER RESOLVED** that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advice to persons requesting such assistance from the County of Warren; and

**BE IT FURTHER RESOLVED** that the County of Warren will publish in the local

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newspaper of record and post at the Administration Building, a public notice announcing the appointment of the Fair Housing Officer and the availability of fair housing advisory services.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

**RESOLUTION 474-06**

On motion by Mr. Gardner, 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 July 19, 2006.

**RESOLUTION APPROVING ADOPTION OF HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL.**

**WHEREAS**, the County of Warren is applying for a 2007 Small Cities Community Development Program Housing Rehabilitation Program Grant from the New Jersey Department of Community Affairs, and

**WHEREAS**, in accordance with program terms and conditions, it is necessary that the Board of Chosen Freeholders prepare and approve a Housing Rehabilitation Policy and Procedural Manual for submission to the Department of Community Affairs;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders that the Housing Rehabilitation Policy and Procedural Manual for the Small Cities Program is approved and the County Administrator is authorized and directed to submit a copy of this resolution and the manual to the Department of Community Affairs.

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. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

Mr. Gardner said this program is very helpful for a number of individuals struggling to make ends meet. This is a way not only to stabilize the home itself, but to also help keep the family balanced.

Mr. DiMaio said this is a way to help towns meet their COAH obligations which can be very difficult.

Mr. Chamberlain thanked Ms. Hertweck-Lowy for all the work she had done.

Under Freeholder Comments, Mr. Chamberlain said he had been contacted by the mayors of Knowlton, Belvidere and Harmony regarding the recent flooding. They are interested in inviting the Corps of Engineers to investigate whether future flooding can be mitigated and to pursue federal government aid. Some homeowners have been flooded out three times in less than two years and are interested in moving from their property. FEMA offers 75% of the value of the home and the towns are required to pick up the remaining 25%. The mayors would like to petition the State Government to help them meet that cost share. Mr. Chamberlain requested that two resolutions be prepared for the next Board Meeting: one to the State and one to the Federal Government.

For their part, the PCFA is allowing flood victims to discard flood damage debris free of charge.

**RESOLUTION 475-06**

On motion by Mr. Gardner, seconded by Mr. DiMaio, at 8:25 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 19, 2006.

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

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

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

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

(1) *Matters Required by Law to be Confidential*: Any matter which, by express provision of Federal law of State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

(2) *Matters Where the Release of Information Would Impair the Right to Receive Funds*: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

(3) *Matters Involving Individual Privacy*: Any material the disclosure of which constitutes an 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

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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 July 12, 2006 that an Executive Session closed to the Public shall be held on July 12, 2006 at 8:25 p.m. in the Freeholders Conference Room located at the Wayne Dumont, Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey 07823 for the discussion of matters relating to the specific items designated above.

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

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

Steve Marvin, Clerk of the Board

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

On motion by Mr. Gardner, seconded by Mr. DiMaio, the Board adjourned executive session at 9:07 p.m. and returned to open session.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, and there being no further business to come before the Board at this time, the meeting was adjourned at 9:07 p.m.

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

**ATTESTED TO:**

**Steve Marvin, Clerk of the Board**