

MINUTES**SEPTEMBER 27, 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 September 27, 2006 at 7:30 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, CFO Charles Houck, County Counsel Joseph J. Bell and County Administrator Steve Marvin.

The Pledge of Allegiance was led by Director Chamberlain.

Director Chamberlain read the following statement: **“ADEQUATE NOTICE OF THIS MEETING OF SEPTEMBER 27, 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 September 13, 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 September 13, 2006 were approved.

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

RESOLUTION 546-06

On motion for Warren County 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 September 26, 2006.

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 and Hunterdon County Boards of Chosen Freeholders are 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 and Hunterdon County Boards 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(7) and designated below:

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.

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders, assembled in public session on September 26, 2006, that an Executive Session closed to the Public shall be held on September 26, 2006, at 7:33 p.m. in the Hunterdon County

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Library Headquarters, Rte. 12, County Complex, Flemington, NJ 08822 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 and Hunterdon County Boards of Chosen Freeholders that the public interest will no longer be served by such confidentiality.

PROCLAMATION 547-06

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following proclamation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on September 27, 2006.

PROCLAMATION – DOMESTIC VIOLENCE AWARENESS MONTH-OCTOBER, 2006.

WHEREAS, in Warren County, over 1,000 women became active open cases as victims of domestic violence in 2005; and

WHEREAS, we in Warren County are committed to restoring our first civil right - - - the right to freedom from fear in our own homes; and

WHEREAS, the problems of domestic violence are not confined to any group or groups of people but cross all economic, racial and social barriers; and

WHEREAS, in our quest to impose sanctions on those who break the law by perpetrating violence; we must also meet the needs of battered women and their children who often suffer grave financial, physical and psychological losses; and

WHEREAS, impact of domestic violence is wide ranging, affecting society as a whole.

NOW, THEREFORE, BE IT RESOLVED that in recognition of the important work done by domestic violence programs, the Board of Chosen Freeholders of the County of Warren does hereby proclaim the month of October 2006 as **DOMESTIC VIOLENCE AWARENESS MONTH** and urges all citizens to actively participate in the scheduled activities and programs sponsored by the Domestic Abuse and Rape Crisis Center (D.A.R.C.C.) to work toward the elimination of personal and institutional violence against women.

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. DiMaio said it's amazing that there are about 1,000 open cases in our little county. Even one case is too many. He spoke of being the father of two daughters and how appreciative he is of the Domestic Abuse and Rape Crisis Center (DARCC).

Citing a statistic from memory, Mr. Gardner thought that on the national level, a woman is battered every 15 seconds. It is a tragedy that we have as many cases as we do in Warren County. DARCC does a phenomenal job, particularly in facilitating the healing process to help victims get their lives back in order.

Mr. Chamberlain noted that violence against women is tragic and affects the entire family, having a profound impact on children. It is vital to keep the level of awareness high. It is important for DARCC to continue to provide the services they do and their efforts are deeply appreciated.

Pam Farago, Executive Director of DARCC, was present to accept the proclamation. She thanked the Board and noted that the Center has been in existence for 17 years, having been built entirely from donations. There is also a transition house in addition to the shelter. She said the organization was very grateful for the Freeholders' support and for volunteers. Domestic Violence crosses all socioeconomic levels and genders. A candlelight vigil will be held on October 4 at Centenary College to raise awareness in the community and she invited the Freeholders to attend.

There were no public comments on the agenda items.

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RESOLUTION 548-06

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 September 27, 2006.

RESOLUTION TO PAY BILLS.

Be and it is hereby resolved that Master Voucher Certificate **For Certification / Ratification for Payments No. 2006-36 and 2006-37 dated September 27, 2006** in the amount of **\$ 4,273,431.20** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

2006-36	\$ 623,976.79	
2006-37	<u>2,219,265.05</u>	
TOTAL		\$2,843,241.84
Payroll 9/14/06	<u>\$1,430,189.36</u>	
TOTAL		<u>1,430,189.36</u>
GRAND TOTAL		<u><u>\$4,273,431.20</u></u>

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 549-06

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 September 27, 2006.

RESOLUTION TO AUTHORIZE THE USE OF A TEMPORARY TRAFFIC CONTROL SIGNAL DURING CONSTRUCTION ON COUNTY ROUTE #623 (BRASS CASTLE ROAD) WHITE TOWNSHIP, WARREN COUNTY, NEW JERSEY.

WHEREAS, the Warren County Board of Chosen Freeholders has authorized construction along County Route #623 (Brass Castle Road) in White Township, and

WHEREAS, the Warren County Board of Chosen Freeholders, in order to expedite this Project, needs to authorize the use of a temporary traffic control signal for the term of construction, and

WHEREAS, it is in the best interest of the motorists and public safety to utilize the temporary traffic control signal for the term of construction,

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

1. Subject to the provisions of Subtitle 1 of Title 39, traffic through the construction project work zone shall be controlled by a temporary traffic control signal as shown on the designated traffic control plan between the dates of September 13, 2006 and October 4, 2006, or until construction is completed, whichever comes first.

Project
Flood Repairs to County Route #623

Designated Plan
Plan Sheet 6a, dated 9/12/06

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(Brass Castle Road)

2. This resolution shall be forwarded to the New Jersey Department of Transportation.

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 550-06

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 September 27, 2006.

RESOLUTION CONSENTING TO ORDINANCE NO. O:2006-30, RESTRICTING PARKING ON A PORTION OF COUNTY ROUTE #646, TOWN OF PHILLIPSBURG, COUNTY OF WARREN.

WHEREAS, the Town of Phillipsburg has adopted ordinance no. O:2006-30 restricting parking on a portion of County Route #646 (Lincoln Road); and

WHEREAS, pursuant to N.J.S.A. 39:4-197.2, for a municipality to regulate parking on a County road, the governing body of said County must consent to such regulations.

NOW, THEREFORE, BE IT RESOLVED, the Board of Chosen Freeholders of the County of Warren hereby consents to resolution no. O:2006-30 of the Town of Phillipsburg (hereto attached), insofar as the same affects County roadways.

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 551-06

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 September 27, 2006.

RESOLUTION TO SELL WARREN COUNTY CULVERT #14014 ON THE VACATED SECTION OF BUZZARDS GLORY ROAD OVER MOUNTAIN LAKE BROOK, LIBERTY TOWNSHIP TO THE TOWNSHIP OF LIBERTY.

WHEREAS, The County of Warren owns Culvert #14014 over Mountain Lake Brook on the vacated section of Buzzards Glory Road in Liberty Township; and

WHEREAS, The Township of Liberty wants to create a recreational trail system using the old road bed over the Culvert; and

WHEREAS, The Township of Liberty wants to purchase the culvert for use on the recreational trail system and has passed a transfer resolution to accept ownership; and

WHEREAS, The structure has no value to the County or private property owners for needed access; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren agree to sell Culvert #14014 to Liberty Township for the price of \$1.00.

BE IT FURTHER RESOLVED that the County Counsel be authorized to prepare a Bill of Sale for the transfer of ownership to Liberty 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

RESOLUTION 552-06

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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 September 27, 2006.

RESOLUTION SUPPORTING SENATE BILL S-1973 AND ASSEMBLY BILL A-3093.

WHEREAS, the New Jersey Council on Special Transportation (COST) has forwarded information to the County of Warren requesting support of Senate Bill S-1973 and Assembly Bill A-3093; and

WHEREAS, if enacted, the proposed legislation would increase the portion of the Casino Revenue Tax Fund devoted to the Senior Citizens and Disabled Residents Transportation Assistance Program (SCADRTAP) from 7.5% to 8.5%.

NOW, THEREFORE BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren supports Senate Bill S-1973 and Assembly Bill A-3093 to increase the overall SCADRTAP allocation by 1%.

NOW, THEREFORE BE IT FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Warren that copies of this resolution shall be forwarded to the Honorable Jon Corzine, Governor of the State of New Jersey, the Warren County legislative delegation, and the New Jersey Association of Counties.

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

Regarding the support of Senate Bill S-1973 and Assembly Bill A-3093 (Item E4 on the Agenda), Human Services Director Karen Kubert was asked if she had anything to add. She said only that she and her colleagues were thinking about writing something a bit more descriptive and that she hoped the Board would support the resolution as it is very much in need.

RESOLUTION 553-06

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 September 27, 2006.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0683 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR INMATE AND STAFF FOOD SERVICES AT THE WARREN COUNTY CORRECTIONAL CENTER AND WARREN ACRES FOR THE PERIOD OF JANUARY 1, 2007 THROUGH DECEMBER 31, 2007 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10).

BE IT RESOLVED, that specification WC0683 for inmate and staff food service for the Warren County Correctional Center and Warren Acres is hereby approved.

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

Funding for this contract will be provided in budget account 012800/5029 – Correctional Center – 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 554-06

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 September 27,

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RESOLUTION RE: APPROVAL OF SPECIFICATION WC0684 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ADMINISTRATION OF THE WARREN COUNTY SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

BE IT RESOLVED, that specification WC0684 for planning, administration and implementation of the small cities community development block grant program is hereby approved

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

Funding for this contract is contingent upon the receipt of federal grants

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 555-06

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 September 27, 2006.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0685 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR IMPLEMENTATION OF THE WARREN COUNTY HOUSING ASSISTANCE PAYMENTS PROGRAM.

BE IT RESOLVED, that specification WC0685 for implementation of the Housing Assistance Payments Program is hereby approved

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

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

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 556-06

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 September 27, 2006.

RESOLUTION APPROVING CHANGE ORDER #2 FOR CONTRACT #WC0618 WITH KONKUS CORPORATION FOR THE RECONSTRUCTION OF COUNTY BRIDGE #07013, COUNTY ROUTE #637 OVER A TRIBUTARY TO THE POHATCONG CREEK, GREENWICH TOWNSHIP, FOR A NET DECREASE OF \$471.00 AND A FINAL CONTRACT AMOUNT OF \$362,161.93.

WHEREAS, Contract #WC0618 was awarded to Konkus Corporation for the Reconstruction of County Bridge #07013, County Route #637, over a tributary to the Pohatcong Creek, Greenwich Township in the revised contract amount of \$362,632.93; and

WHEREAS, final contract quantities resulted in a net decrease of \$471.00; and

WHEREAS, said changes were recommend by the County Engineer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve change order #2 for the above project with Konkus Corporation for a net decrease of \$471.00 and a final contract amount of \$362,161.93.

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 557-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO CURRAN REALTY ADVISORS LLC, OF PRINCETON, NEW JERSEY FOR APPRAISAL SERVICES ON THE BULLOCK FARM, WHITE TOWNSHIP, BLOCKS 68, 69, LOTS 79,80 AND 3, 110.375 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$2,689.00.

WHEREAS, THE Warren County Agricultural Board has developed a list of Farms for preservation for the year 2008; and

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

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

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice;

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these forms are on file; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Curran Realty Advisors LLC, in the amount of \$2,689.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in **THE STAR-LEDGER**, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 558-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO ROBERT H. HEFFERNAN & ASSOCIATES OF OLDWICK, NEW JERSEY FOR APPRAISAL SERVICES ON THE PETTY FARM, FRANKLIN TOWNSHIP, BLOCK 58, LOT 11, 30.44 ACRES, DUCKWORTH, R.#3 FARM, HARMONY TOWNSHIP, BLOCK 12, LOT 23, 25.84 ACRES, BULLOCK FARM, WHITE TOWNSHIP, BLOCK 68, 69, 66, LOTS 79, 3 & 80, 110.375 ACRES, MAY FARM, HOPE TOWNSHIP, BLOCK 1100, LOT 500, 37.33 ACRES, TERHUNE #2 FARM, MANSFIELD TOWNSHIP, BLOCK 1001.02, LOT 32, 67.9 ACRES, TERHUNE #1 FARM, MANSFIELD TOWNSHIP, BLOCK 901, LOT 4, 78 ACRES, MCFADDEN FARM, WASHINGTON TOWNSHIP, BLOCK 48, LOT 77, 16.22 ACRES, PETTERSON FARM, BLAIRSTOWN TOWNSHIP, BLOCK

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901, LOTS 2.01, 2.07, 9.65 ACRES, SIGLER #1 FARM, FRANKLIN TOWNSHIP, BLOCK, 9, LOT 23, 84 ACRES, SIGLER #2 FARM, FRANKLIN TOWNSHIP, BLOCK 9, LOT 23, 85 ACRES, KUMATH FARM, LIBERTY TOWNSHIP, BLOCK 10, 11, LOTS 41, 41.02, 99.74 ACRES, PEQUEST DEVELOPMENT, WHITE TOWNSHIP, BLOCK 47, LOT 7.03, 60.42 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$27,550.00.

WHEREAS, THE Warren County Agricultural Board has developed a list of Farms for preservation for the year 2008; and

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

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

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice;

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these forms are on file; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Robert H. Heffernan & Associates, in the amount of \$27,550.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 559-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO WAYNE R. JARVIS, L.S., OF GREAT MEADOWS, NEW JERSEY FOR SURVEYING SERVICES ON THE HEATH PROPERTY, BLOCK 48, LOT 53, 70.01, 9.32 ACRES, WASHINGTON TOWNSHIP, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$2,700.00.

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

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

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

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

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business entity Disclosure Certification and the Determination of Value and these forms are on file; and

WHEREAS, adequate funds are available in trust account 03895/5067 Farmland Preservation Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Wayne R. Jarvis L.S., in the amount of \$2,700.00 to prepare surveys on the various properties throughout the County be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in **THE STAR-LEDGER**, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 560-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO LANDMARK I APPRAISAL OF CHESTER, NEW JERSEY FOR APPRAISAL SERVICES ON THE PETTY FARM, FRANKLIN TOWNSHIP, BLOCK 58, LOT 11, 30.44 ACRES, DUCKWORTH, R.#1 FARM, HARMONY TOWNSHIP, BLOCK 11, LOT 28, 70.56 ACRES, DUCKWORTH, R.#3 FARM, HARMONY TOWNSHIP, BLOCK 12, LOT 23, 25.84 ACRES, MILLER FARM, FRANKLIN TOWNSHIP, BLOCK 16, LOT 19, 49.5 ACRES, DEEMERS/SMITH FARM, KNOWLTON TOWNSHIP, BLOCK 71, LOT 8, 79 ACRES, DUCKWORTH, R.#2 FARM, HARMONY TOWNSHIP, BLOCK 11, LOTS 5 & 6, 79.18 ACRES, RIEWERTS FARM, FRANKLIN TOWNSHIP, BLOCK 45, LOT 60, 38.46 ACRES, MAY FARM, HOPE TOWNSHIP, BLOCK 1100, LOT 500, 37.33 ACRES, T. STEINHARDT FARM, WHITE TOWNSHIP, BLOCK 10, LOTS 33.01, 34, 32, 35, 57 ACRES, NEVINS FARM, ALLAMUCHY TOWNSHIP, BLOCK 201, LOT 5, 55.94 ACRES, HAYTER FARM, HOPE TOWNSHIP, BLOCK 1200, LOT 3300, 79.47 ACRES, J. STEINHARDT FARM, WHITE TOWNSHIP, BLOCK 10, LOTS 29, 37 & 39, 51.97 ACRES, PEQUEST DEVELOPMENT, WHITE TOWNSHIP, BLOCK 47, LOT 7.03, 60.42 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$31,300.00.

WHEREAS, THE Warren County Agricultural Board has developed a list of Farms for preservation for the year 2008; and

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

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

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice;

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these forms are on file; and

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WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Land Mark Appraisal, in the amount of \$31,300.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 561-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO ROBERT W. LEE ASSOCIATES, INC., OF HAMPTON, NEW JERSEY FOR SURVEYING SERVICES ON THE JANSEN PROPERTY, BLOCK 34, LOT 4, 75.5 ACRES, HARMONY TOWNSHIP, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$14,430.00.

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

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

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

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

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business entity Disclosure Certification and the Determination of Value and these forms are on file; and

WHEREAS, adequate funds are available in trust account 03895/5067 Farmland Preservation Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Robert W. Lee Associates, Inc., in the amount of \$14,430.00 to prepare surveys on the various properties throughout the County be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 562-06

On motion by Mr. DiMaio, seconded by Mr. Gardner, 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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO MACE CONSULTING ENGINEERS OF EASTON, PENNSYLVANIA FOR SURVEYING SERVICES ON THE GETTO PROPERTY, BLOCK 601.02, LOT 32, 42.4 ACRES, MANSFIELD TOWNSHIP, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$9,900.00.

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

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

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

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

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business entity Disclosure Certification and **the Determination of Value** and these forms are on file; and

WHEREAS, adequate funds are available in trust account 03895/5067 Farmland Preservation Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Mace Consulting Engineers, in the amount of \$9,900.00 to prepare surveys on the various properties throughout the County be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 563-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO MGM ASSOCIATES OF FLEMINGTON, NEW JERSEY FOR APPRAISAL SERVICES ON THE DUCKWORTH, R.#1 FARM, HARMONY TOWNSHIP, BLOCK 11, LOT 28, 70.56 ACRES, DUCKWORTH, R.#2 FARM, HARMONY TOWNSHIP, BLOCK 11, LOTS 5 & 6, 79.19 ACRES, TERHUNE #3, MANSFIELD TOWNSHIP, BLOCK 1307, LOT 11, 73 ACRES, TERHUNE #2 FARM, MANSFIELD TOWNSHIP, BLOCK 1001.02, LOT 32, 67.9 ACRES, TERHUNE #1 FARM, MANSFIELD TOWNSHIP, BLOCK 901, LOT 4, 78 ACRES, T. STEINHARDT, WHITE TOWNSHIP, BLOCK 10, LOTS 33.01, 34, 32, 35, 57 ACRES, NEVINS FARM, ALLAMUCHY TOWNSHIP, BLOCK 201, LOT 5, 55.94 ACRES, PETERSON FARM, BLAIRSTOWN TOWNSHIP, BLOCK 901, LOTS 2.01, 2.07, 9.65 ACRES, HAYTER FARM, HOPE TOWNSHIP, BLOCK 1200, LOT 3300, 79.47 ACRES, J. STEINHARDT FARM, WHITE TOWNSHIP, BLOCK 10, LOTS 29, 37, 39, 51.97 ACRES, SIGLER #1 FARM, FRANKLIN TOWNSHIP, BLOCK 9, LOT 23, 84 ACRES, SIGLER #2 FARM, FRANKLIN TOWNSHIP, BLOCK 9, LOT 23, 85 ACRES, KUMATH FARM, LIBERTY TOWNSHIP, BLOCK 10, 11, LOTS 41, 41.02, 99.74 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE

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PROPOSAL IN THE TOTAL AMOUNT OF \$31,300.00.

WHEREAS, THE Warren County Agricultural Board has developed a list of Farms for preservation for the year 2008; and

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

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

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice;

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these forms are on file; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and MGM Associates, in the amount of \$31,300.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 564-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO C.L. ORBAKER & ASSOCIATES, INC., OF FLEMINGTON, NEW JERSEY FOR APPRAISAL SERVICES ON THE MILLER FARM, FRANKLIN TOWNSHIP, BLOCK 16, LOT 19, 49.5 ACRES, RIEWERTS FARM, FRANKLIN TOWNSHIP, BLOCK 45, LOT 60, 38.46 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$4,800.00.

WHEREAS, THE Warren County Agricultural Board has developed a list of Farms for preservation for the year 2008; and

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

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

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice;

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these forms are on file;

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and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and C.L. Orbaker & Associates, Inc., in the amount of \$4,800.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in THE STAR-LEDGER, as required by law, within ten (10) days of adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 565-06

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 September 27, 2006.

RESOLUTION RE: AWARD OF CONTRACT TO SWIFT REAL ESTATE SOLUTIONS OF SPARTA, NEW JERSEY FOR APPRAISAL SERVICES ON THE DEMERS FARM, KNOWLTON TOWNSHIP, BLOCK 71, LOT 8, 79 ACRES, TERHUNE #3, MANSFIELD TOWNSHIP, BLOCK 1307, LOT 11, 73 ACRES, MCFADDEN FARM, MANSFIELD TOWNSHIP, BLOCK 48, LOT 77, 16.22 ACRES, PROPOSED FOR ACQUISITION AS LISTED IN THE PROPOSAL IN THE TOTAL AMOUNT OF \$7,500.00.

WHEREAS, THE Warren County Agricultural Board has developed a list of Farms for preservation for the year 2008; and

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

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

WHEREAS, said appraisals will be in accordance with the Agriculture Retention Program Appraisal Handbook, and the Uniform Standard of Professional Appraisal Practice;

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these forms are on file; and

WHEREAS, adequate funds are available in account 03895 5067 – Open Space Trust – Preliminary Expenses

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

1. The agreement between the County of Warren and Swift Real Estate Solutions, in the amount of \$7,500.00 to prepare appraisals on the various farms listed be accepted.
2. The Freeholder Director is hereby authorized to execute said agreement.
3. Notice of this action shall be published in **THE STAR-LEDGER**, as required by law, within ten (10) days of adoption.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders 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 566-06

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 September 27, 2006.

RESOLUTION RE: AUTHORIZATION TO RESCIND THE AWARD OF CONTRACT WC0408 PRESCRIPTION DRUG SERVICE FOR THE PERIOD OF APRIL 1, 2004 THROUGH MARCH 31, 2005 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS TO BACH'S PHARMACY EAST OF POMPTON PLAINS, NEW JERSEY EFFECTIVE NOVEMBER 1, 2006.

WHEREAS, Bach's Pharmacy East was awarded the contract by resolution, March 10, 2004 for Prescription Drug Services for the Warren County Correctional Center in an estimated amount of \$55,000.00, actual amount to be based on actual use; and

WHEREAS, A new Medical Service Provider has been installed at the Warren County Correctional Center whose duties will include Prescription Drug Services at a substantial cost savings to the County; and

WHEREAS, funding for this contract has been provided in budget account 02800/5093 – Correctional Center – Medical Expenses, Including Physicals, and certified by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED, that the members of the Board of Chosen Freeholders of the County of Warren do hereby rescind the award for Prescription Drug Services at the Warren County Correctional Center from Bach's Pharmacy East, of Pompton Plains, New Jersey effective November 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

RESOLUTION 567-06

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 September 27, 2006.

RESOLUTION MODIFYING CONTRACT TO NORWESCAP FOR PROVISION OF EMERGENCY SERVICES THROUGH THE 2007 SOCIAL SERVICES FOR THE HOMELESS GRANT

**FOR THE PERIOD SEPTEMBER 1, 2006 THROUGH DECEMBER 31, 2006;
CONTRACT CEILING TO INCREASE TO \$150,391.**

BE IT RESOLVED that the Board of Chosen Freeholders approves the 2006 county contract modification with NORWESCAP for an additional \$6,708 Social Services for the Homeless grant funds; contract ceiling to increase to \$150,391 for the period September 1, 2006 through December 31, 2006.

BE IT FURTHER RESOLVED that funds for this contract will be available contingent upon receipt of a fully executed grant agreement from the NJ Department of Human 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

Mr. Gardner noted the numerous property owners interested in preserving their properties as the December 2008 "Sunset" nears. People are getting nervous. Mr. Marvin said all of these properties are from the CADB and this is the last round the SADC is going to accept pending a ballot question and reauthorization of the Garden State Preservation Trust. Mr. Chamberlain said Governor Corzine had said he would put the issue on the 2007 ballot. He wondered if that pledge

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would come to fruition.

RECOMMENDATION

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following recommendation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on September 27, 2006. **RECOMMENDATION TO ACCEPT THE AUTOMATIC RESIGNATION OF DENNISE DAILEY FROM THE WARREN COUNTY TRANSPORTATION ADVISORY COUNCIL DUE TO NONATTENDANCE.**

Please be advised that in accordance with the bylaws, the following member is considered automatically resigned due to nonattendance.

Dennise Dailey
469 Watson Place
Phillipsburg, NJ 08865
Consumer

Ms. Dailey's term was to expire 12/31/17.

I hereby certify the above to be a true copy of a recommendation 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 568-06

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 September 27, 2006.

RESOLUTION TO APPOINT A MEMBER TO THE WARREN COUNTY SOLID WASTE ADVISORY COUNCIL: ROGER BULAVA-REPRESENTING FRANKLIN TOWNSHIP

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoints the following individual to the Warren County Solid Waste Advisory Council, effective September 27, 2006.

Representing Franklin Township
Roger Bulava
PO Box 547
2093 Route 57
Broadway, NJ 08808

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 569-06

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 September 27, 2006.

RESOLUTION CREATING FOUR (4) FULL-TIME POSITIONS OF PUBLIC SAFETY TELECOMMUNICATOR, CLASSIFIED, WITHIN THE WARREN COUNTY PUBLIC SAFETY DEPARTMENT, 911 COMMUNICATIONS CENTER.

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that four (4) full-

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time positions of *Public Safety Telecommunicator*, classified, are created in the Warren County Public Safety Department, 911 Communications Center to enhance the effectiveness and efficiency of operations and;

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that three (3) of the newly created full-time positions of *Public Safety Telecommunicator* are created and established on AFSCME Local 3287, Range 1040 and made effective immediately;

BE IT FURTHER RESOLVED that one (1) of the four (4) full-time positions of *Public Safety Telecommunicator* is created and established on the aforementioned bargaining unit range and made retroactive to June 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

Mr. Chamberlain asked if these positions had been factored into the Budget. Mr. Marvin said yes. These jobs accounted for the assumption of the Phillipsburg 911 duties.

Under Reports and Comments, County Counsel Joe Bell provided an update on the deer carcass removal issue. Although the Council on Local Mandates unanimously agreed that the State is violating the provision of unfunded mandates, they stopped short of ordering the State to continue to be responsible for deer removal on local and county roads. The cost will shift to the County beginning October 1.

Mr. Chamberlain said New Jersey claims that wildlife belongs to the State and it is this Freeholder Board's contention that it is unfair for the State to disassociate itself once the animals are dead. Morris, Mercer and Middlesex Counties were expected to join in the Hunterdon County Freeholder Board's lawsuit to compel the State to continue to live up to their responsibility and the Board decided to participate as well.

On motion by Mr. DiMaio, seconded by Mr. Gardner, WARREN COUNTY TO JOIN AMICUS WITH MORRIS, MIDDLESEX, MERCER, AND NJAC TO PARTICIPATE IN LITIGATION BEING FILED BY HUNTERDON COUNTY CONCERNING DEER CARCASS REMOVAL.

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

Mr. Chamberlain asked County Engineer Dave Hicks for a status report on the signage on Route 622, where trucks are attempting to get to Anchor Block and can't get under the underpass. Mr. Hicks said some signs are already up and the rest will be erected shortly. Anchor has been very cooperative.

Mr. DiMaio asked when the JINS Building site plan would be finished so the job can go out for bid. He thought timing was very important. Mr. Hicks said some details still needed to be worked out in terms of grading and utilities. He thought the last round of comments on the building had been addressed, but he wanted to go over it again. He wanted as few loose ends and gray areas as possible before going out to bid. There was some discussion of going before the Mansfield Township Planning Board as a courtesy. Mr. Chamberlain said would like to see the project go out to bid on the next Freeholder Meeting Agenda. Mr. Hicks thought that should be possible, but he wanted to make sure there would be no problems with the township. The Highlands ¼ acre exemption threshold is supposedly handled locally.

County Planner Dave Dech announced a Warren County Environmental Commission Meeting to be held the following evening to which Highlands Commission staff members have been invited. Mr. Marvin advised tape recording the meeting.

County CFO Pete Houck mentioned that letters had gone out to all departments regarding FY '07 Budget requests.

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County Administrator Steve Marvin suggested formalizing the following:

On motion by Mr. Gardner, seconded by Mr. DiMaio, **THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS WILL MEET IN CLOSED EXECUTIVE SESSION WITH THE HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS ON TUESDAY, NOVEMBER 28, 2006 FOR THE PURPOSE OF DISCUSSING LEGAL ISSUES CONCERNING THE HIGHLANDS ACT STATUTES AT 5:00 p.m. AT THE MAIN STREET COUNTY COMPLEX, FREEHOLDERS' MEETING ROOM, 2nd FLOOR, 71 MAIN STREET, FLEMINGTON, NEW JERSEY.**

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

Under Freeholder Comments, Mr. DiMaio spoke of the possibility of Washington Borough being the future site of the Transportation Heritage Center. Mr. Chamberlain thought the property in question was 15 acres and the Friends of NJTHC were looking for 35 acres. Mr. DiMaio said further research is required, but trains could travel back and forth from this piece of property to another.

Mr. Gardner said it was a shame the borough knocked down the train station a dozen or so years ago. Regarding finances, he hoped the State would pick up the ball again, since they designated Phillipsburg as the site in the first place. The Friends should probably be searching for national endowments. Such a center could be a huge tourism draw and is worthy of our attention. Mr. Chamberlain said when the Friends had made a presentation before the Board a few months ago, they had been interested in pursuing a site in Franklin and Greenwich Townships. Mr. DiMaio said they are looking at both possibilities and that Washington Borough would be a willing host.

Mr. Chamberlain mentioned the dedication of the County's new mobile communications unit which had taken place earlier in the day. This vehicle is a great tool that will provide communications on sites and during disasters. He commended the Office of Emergency Management and the Department of Public Safety for securing the funding through grants – no local tax dollars were spent. He was very happy to have the vehicle at the County's disposal. Also commemorated today was a new building being constructed to house this and OEM vehicles and trailers.

RESOLUTION 570-06

On motion by Mr. Gardner, seconded by Mr. DiMaio, at 8:16 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on September 27, 2006.

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

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matter in which the release of information would impair a right to receive funds from the Government of the United States.

(3) *Matters Involving Individual Privacy:* Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

(4) *Matters Relating to Collective Bargaining Agreements:* Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

(5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

(6) *Matters Relating to Public Safety and Property:* Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of possible violations of the law.

(7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

(8) *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance or promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

(9) *Matters Relating to the Potential Imposition of a Penalty:* Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bearing responsibility

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders, assembled in public session on September 27, 2006 that an Executive Session closed to the Public shall be held on September 27, 2006 at 8:16 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.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, the Board adjourned executive

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session at 9:32 p.m. and returned to open session.

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

On motion by Mr. Gardner, seconded by Mr. DiMaio, and there being no further business to come before the Board at this time, the meeting was adjourned at 9:32 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board