

**MINUTES****NOVEMBER 21, 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 November 21, 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, 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 NOVEMBER 21, 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 November 8, 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 November 8, 2006 were approved.

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

**PROCLAMATION 665-06**

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 November 21, 2006.

**PROCLAMATION – NATIONAL DRUNK AND DRUGGED DRIVING (3D)  
PREVENTION MONTH – 2006.**

**WHEREAS**, nationally, motor vehicle crashes kill over 40,000 people and injure three million every year at a cost to society of some \$150 billion annually; and

**WHEREAS**, alcohol related crashes account for approximately 40 percent of those deaths and injuries as stated by the National Commission Against Drunk Driving; and

**WHEREAS**, for thousands of families across the nation, the December holidays bring a somber reminder of the loved ones they lost to an impaired driver during a previous holiday season or at any time during the year; and

**WHEREAS**, Warren County Intoxicated Driver Resource Center Program serves approximately 325 convicted drunk drivers a year to reduce DWI's in the county; and

**WHEREAS**, Warren County is a partner in that effort to make our roads and streets safer;

**WHEREAS**, community-based programs involving consumer education, effective laws and strong police enforcement have proven to be successful in reducing impaired driving; and

**WHEREAS**, organizations from every state are joining together to provide safe rides home for potential drunk drivers to improve our nation's roadways and supporting anti-impaired driving programs and policies; and

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

**MINUTES****NOVEMBER 21, 2006**

Freeholders does hereby proclaim December 2006 as National Drunk and Drugged Driving (3D) Prevention Month in Warren County. The Board of Chosen Freeholders calls upon all citizens, agencies, business leaders, hospitals, schools and public and private institutions in Warren County to promote awareness of the impaired driving problems, to support programs and policies to reduce the incidence of impaired driving to promote safer and healthier behaviors regarding the use of alcohol and other drugs and to provide opportunities for all to participate in 3D Prevention Month this December holiday season and throughout the year.

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 as we issue this proclamation each year, 3D Prevention is something we all need to keep in mind especially with the holidays upon us. In addition to being responsible drivers ourselves, we need to look out for each other and do our part to encourage the public to be more aware.

Mr. Gardner expressed the opinion that our younger drivers are a major cause for concern. General lack of experience combined with a feeling of invincibility is potentially dangerous to being with. Introduce substance abuse and a vehicle can become a lethal weapon. He thought more comprehensive driver education would be beneficial.

Mr. Chamberlain said we have a responsibility as citizens not to let friends drive while impaired. He expressed appreciation for all that is done in terms of education and prevention by the Human Services Department and by law enforcement.

Ms. Syria Geddis, Staff Representative of the Local Advisory Committee on Alcoholism and Drug Abuse (LACADA), came forward to accept the proclamation. She thanked the Board and noted that prescription drugs cause just as many accidents as alcohol and illicit drugs. Anyone with questions is encouraged to contact the Warren County Department of Human Services, 908-475-6231.

**RESOLUTION 666-06**

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 November 21, 2006.

**RESOLUTION TO PAY BILLS.**

**Be and it is hereby resolved** that Master Voucher Certificate **For Certification / Ratification for Payments No. 2006-44 and 2006-45 dated November 21, 2006** in the amount of **\$4,191,118.17** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

NOVEMBER 21, 2006

## MINUTES

2006-44	\$ 1,641,838.58	
2006-45	<u>1,141,823.51</u>	
TOTAL		\$ 2,783,662.09
Payroll 11/9/06	\$ 1,407,456.08	
TOTAL		<u>1,407,456.08</u>
GRAND TOTAL		<u><u>\$ 4,191,118.17</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

Regarding the Budget appropriations transfers referred to in Agenda Item D3, Mr. Gardner asked for details as to where the funds were being transferred. In terms of Salaries and Wages (S&W), Mr. Houck explained that each year the Budget is based on existing staff. Any increases due to labor contracts approved during the year require a transfer of funds. Regarding Operating Expenses (OE), departments receiving a transfer of funds include the following: TASS for medical transportation which is reimbursable; Buildings and Grounds for mold abatement and the Board of Elections for storage and transportation of voting machines.

**RESOLUTION 667-06**

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 November 21, 2006.

**INSERTION INTO THE 2006 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$148,084.00 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, COMMUNITY ORIENTED POLICING SERVICES (COPS), GRANT ADMINISTRATION DIVISION – LAW ENFORCEMENT TECHNOLOGY 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 \$ 148,084.00, which item is now available from the United States Department of Justice, Community Oriented Policing Services (COPS), Grants Administration Division – Law Enforcement Technology Grant

**BE IT FURTHER RESOLVED** that a like sum of \$ 148,084.00 be and the same is hereby appropriated under caption:

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

United States Department of Justice, Community Oriented Policing Services (COPS), Grants Administration Division – Law Enforcement Technology Grant (Administered by the Public

NOVEMBER 21, 2006

## MINUTES

Safety Dept.)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the United States Department of Justice, Community Oriented Policing Services (COPS), Grants Administration Division.

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 668-06**

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 November 21, 2006.

## TRANSFER IN THE 2006 BUDGET APPROPRIATIONS:

TO:	VARIOUS, OE	\$148,100.00
	VARIOUS, S&W	<u>407,950.00</u>
		\$556,050.00

## FROM: PROV. FOR SALARY ADJ. &amp; NEW EMPLOYEES

		\$474,050.00
	COUNTY COUNSEL, S&W	60,000.00
	BLDG & GRDS, S&W	<u>22,000.00</u>
		\$556,050.00

## FROM:

014250 5011	PROV. FOR SAL. ADJ. & NEW EMP.	\$474,050.00
011550 5015	COUNTY COUNSEL, S&W	60,000.00
013100 5031	BLDG & GRDS, S&W	<u>22,000.00</u>
		<u>\$556,050.00</u>

## TO:

011010 5011	PURCHASING, S&W	\$ 9,400.00	
012700 5011	SHERIFF S&W	91,500.00	
013850 5011	EXTENSION SERVICES S&W	5,800.00	
011110 5011	CLERK OF BOARD S&W	4,200.00	
011400 5011	INFORMATION SYSTEMS S&W	2,500.00	
011250 5011	BOARD OF ELECTIONS, S&W	9,500.00	
011500 5011	BOARD OF TAXATION, S&W	2,500.00	
011300 5011	TREASURERS/CFO, S&W	1,200.00	
011700 5011	ECON. DEVE. & TOURISM, S&W	10,300.00	
011751 5011	CULT. & HERIT. COMM., S&W	1,200.00	
012000 5011	WEIGHTS & MEASURES, S&W	1,200.00	
012521 5011	PUBLIC SAFETY, S&W	11,000.00	
012522 5011	EMERGENCY MANAGEMENT, S&W	14,000.00	
011600 5011	SURROGATE S&W	5,800.00	
013850 5011	WAR VET. BUR. & GRAVE DECOR., S&W	850.00	
013300 5011	PHNA S&W	112,000.00	
013550 5011	DEPT. OF HUMAN SERVICES, TASS ADMINISTRATION, S&W	<u>125,000.00</u>	
	TOTAL S&W		407,950.00

**MINUTES****NOVEMBER 21, 2006**

013570 5029	ADJUSTER'S OFFICE, OE	3,000.00	
013450 5029	TASS, OE	40,000.00	
013100 5031	BLDG & GRDS, OE	22,000.00	
011250 5026	ELECTION, OE	23,100.00	
011550 5100	COUNTY COUNSEL OE	<u>60,000.00</u>	
	TOTAL OE		<u>148,100.00</u>
	GRAND TOTAL		<u>\$556,050.00</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 669-06**

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 November 21, 2006.

**RESOLUTION RE: ESTABLISHING ANNUAL HEALTH CARE RATES FOR WARREN COUNTY****EMPLOYEES, RETIREES AND CONTRACT COUNTY AGENCIES.**

**WHEREAS**, the Warren County Board of Chosen Freeholders recognizes a need to revise and establish new health care benefit rates for Warren County employees, retirees, and contracted county agencies for purposes of calculating budgetary funds for the fiscal year 2007; and

**WHEREAS**, these new rates have been recommended by the county's fiscal analyst in conjunction with our contractual agreement with Brown & Brown Insurance Company, Florham Park, New Jersey;

**NOW THEREFORE, BE IT RESOLVED**, that the new rates be approved commencing January 1, 2007, and continue until December 31, 2007, and be established as follows:

	<u>Medical</u>	<u>Prescription</u>	<u>Combined</u>
Single Coverage	\$ 490.00	\$135.00	\$ 625.00
Parent/Child Coverage	\$ 605.00	\$181.00	\$ 786.00
H/W Coverage	\$ 835.00	\$226.00	\$1,061.00
Family Coverage	\$1,130.00	\$326.00	\$1,456.00
<b>Retirees Rates</b>			
Single Coverage Retiree Medicare Supplement Plan (Includes Rx)			\$305.00
H/W Coverage Retiree Medicare Supplement Plan (Includes Rx)			\$581.00
Single Coverage Retiree Old Indemnity Plan (Rx is covered under the medical plan)			\$435.00
H/W Coverage Retiree Old Indemnity Plan (Rx is covered under the medical plan)			\$719.00

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 670-06**

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 November 21,

NOVEMBER 21, 2006

## MINUTES

2006.

**RESOLUTION AUTHORIZING EXECUTION OF THE 2007 ANNUAL PLAN FOR PUBLIC HOUSING ASSISTANCE IN WARREN COUNTY.**

**WHEREAS**, the United States Department of Housing and Urban Development requires the submission of an annual and a five-year plan for continued Public Housing Assistance;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren, State of New Jersey, that endorsement of the 2007 Annual Plan for Public Housing Assistance in the County of Warren be and is hereby authorized; and

**BE IT FURTHER RESOLVED** that the Freeholder Director and County Administrator be and are hereby authorized to execute said plan; and

**FURTHERMORE**, that copies of this Resolution be forwarded to the United States Department of Housing and Urban Development and Frank Delmore.

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 671-06**

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 November 21, 2006.

**RESOLUTION APPROVING ADOPTION OF AMENDED HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL PROVIDING FOR USE OF PROGRAM LOAN REPAYMENT FUNDS TO ACQUIRE PREVIOUSLY REHABILITATED DWELLING UNITS IN FORECLOSURE STATUS.**

**WHEREAS**, the County of Warren has prepared and adopted a 2007 Small Cities Community Development Program Housing Rehabilitation Policy and Procedural Manual for submission to the Department of Community Affairs; and

**WHEREAS**, the Board of Chosen Freeholders wishes to amend the Housing Rehabilitation Policy and Procedural Manual to provide for use of program loan repayment funds to acquire previously rehabilitated dwelling units in foreclosure status;

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

**RESOLUTION 672-06**

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 November 21, 2006.

**RESOLUTION AUTHORIZING THE WARREN COUNTY HOUSING PROGRAM ADMINISTRATOR AND THE WARREN COUNTY CHIEF FINANCIAL OFFICER TO PARTICIPATE IN A PROPERTY LIEN FORECLOSURE SALE.**

**WHEREAS**, the Warren County Board of Chosen Freeholders is a participant in the New Jersey Department of Community Affairs Small Cities Program funded by the U.S. Department of Housing and Urban Development; and

**MINUTES****NOVEMBER 21, 2006**

**WHEREAS**, the Board of Chosen Freeholders has received funding under the Small Cities Program for the development and implementation of a housing rehabilitation loan program to assist low- and moderate-income families to address and eliminate substandard conditions in their dwellings; and

**WHEREAS**, the County has developed a housing loan program responsive to the regulations promulgated for the Small Cities Programs including provision for the establishment of a housing fund to lend monies issued under the program; and

**WHEREAS**, a subordinate mortgage agreement by and between the County and Karen Duboyce on the property located at 2206A & B Route 57 West, Washington, New Jersey with a mortgage amount recorded as \$58,909 due and payable to the County is currently outstanding against said property, and

**WHEREAS**, a mortgage agreement by and between MLD Mortgage Inc. and Karen Duboyce on the property with a mortgage amount recorded as \$150,000. Said mortgage was assigned to Washington Mutual Bank, FA and is subject to Lis Pendens in LP Book 27-74, recorded 2/25/2006, and

**WHEREAS**, the current amount of the Washington Mutual Bank, FA mortgage plus interest and closing costs due and payable currently outstanding against said property is approximately \$167,000, and

**WHEREAS**, the Warren County Board of Chosen Freeholders approved a Loan Subordination and Foreclosure Policy to be implemented in the event of loan default and foreclosure by the lien holders on said properties in the program, and

**WHEREAS**, the first lien holder, Washington Mutual Bank, FA has initiated foreclosure proceedings against said property, and

**WHEREAS**, the estimated fair market value of the property exceeds the amount of liens on the property, and

**WHEREAS**, there are adequate funds available in the Warren County Home Improvement Program, Revolving Loan Fund administered by the Warren County Housing Program.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Board of Chosen Freeholders authorizes the Warren County Housing Program Administrator to conduct an inspection of said property to determine if it meets the HUD minimum housing quality standards and determine the cost of repairs, if any, required to meet said standards.

**BE IT FURTHER RESOLVED**, that the Board of Chosen Freeholders authorizes the Warren County Housing Program Administrator and the Warren County Chief Financial Officer to participate in the sheriff sale auction process and bid on the said property up to the amount of outstanding liens plus closing and repair costs, not to exceed the fair market value of the property, in accordance with the approved Loan Subordination and Foreclosure Policy.

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 673-06**

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 November 21, 2006.

**RESOLUTION APPROVING AMENDMENT TO GRANT AGREEMENT 06ALWN WITH THE NJ DEPARTMENT OF HUMAN SERVICES FOR AN ADDITIONAL \$7,808 OF NJ DHS FUNDING THEREBY RAISING THE GRANT CEILING TO \$291,038.**

**WHEREAS**, on November 22, 2005, the Warren County Board of Chosen Freeholders approved a grant with the NJ Department of Human Services for \$282,230 NJDHS funding (#06ALWN) to provide planning services; and

**WHEREAS**, on May 24, 2006, the Warren County Board of Chosen Freeholders approved a contract modification to this agreement (#06ALWN) for an additional \$1,000 to sponsor an event

NOVEMBER 21, 2006

## MINUTES

targeted to the prevention of adolescent pregnancy in Warren County thereby raising the contract ceiling to \$283,230; and

**WHEREAS**, the NJ Department of Human Services has subsequently awarded Warren County an additional \$7,808 for this agreement to enhance Youth Incentive Program services; and

**WHEREAS**, the grant agreement ceiling will increase to \$291,038 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 \$7,808 in NJ Department of Human Services funding; grant ceiling to increase to \$291,038.

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 Agenda Item E4, Mr. Houck explained the housing program provides low to moderate income families with no interest loans earmarked for home improvements. Unfortunately, in this particular case, the client defaulted on their primary mortgage. To protect the County's interest in the property, we will be participating in a lien foreclosure sale. The property will then be offered for sale to another low to moderate income family.

**RESOLUTION 674-06**

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 November 21, 2006.

**RESOLUTION RE: AWARD OF CONTRACT WC06107R FOR THE PROFESSIONAL SERVICES**

**OF AN AGENCY NURSING SERVICE AT WARREN HAVEN TO WARREN HOSPITAL FOR THE PERIOD OF JANUARY 1, 2007 THROUGH DECEMBER 31, 2007, COST IS BASED UPON A NEGOTIATED RATE SCHEDULE TOTAL COST OF CONTRACT NOT TO EXCEED \$120,000.00.**

**WHEREAS**, there exists a need for the professional services of an agency nursing service at Warren Haven to provide nurses as needs dictate; and

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

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

**WHEREAS**, adequate funds are available in budget accounts 013507/5029 – Warren Haven – Nursing Contracted Services

**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 Warren Hospital of Phillipsburg, New Jersey, for professional services for the above project, in an amount not to exceed \$120,000.00 per letter of agreement currently on file in the Office of the Director of Purchasing, be made part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director is hereby authorized to execute said letter of Agreement by signing same.

NOVEMBER 21, 2006

**MINUTES**

3. This contract is awarded without competitive bidding as a Professional Service under the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published in the Star-Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 675-06**

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 November 21, 2006.

**RESOLUTION RE: AWARD OF A PURCHASE ORDER TO RELIANCE GRAPHICS INC. TO PROVIDE THE PRINTING OF ELECTION BALLOTS AND RELATED ELECTION SUPPLIES FOR THE WARREN COUNTY CLERK IN THE AMOUNT OF \$22,995.00.**

**WHEREAS**, it has been recommended that the county issue a purchase order for the printing of election ballots and related election supplies; and

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

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

**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

**NOW THEREFORE, BE IT RESOLVED**, that a contract be awarded to Reliance Graphics Inc., of Bloomfield, New Jersey for providing the printing of election ballots and related election supplies for the Warren County Clerk

**BE IT FURTHER RESOLVED** by the Board of Chosen Freeholders of the County of Warren as follows:

1. The Director of Purchasing is hereby authorized and directed to issue a purchase order to Reliance Graphics, of Bloomfield, New Jersey.
2. This contract is awarded without competitive bidding as an "Exception" in accordance with 40A:11-5(l) of the Local Public Contracts Law because the services provided are for services required to prepare and election.
3. A notice of this action shall be published in the The Star-Ledger.

Funding for this contract is provided in budget account 011200/5100 – County Clerk – Operating Expenses.

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

**RESOLUTION 676-06**

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 November 21, 2006.

NOVEMBER 21, 2006

## MINUTES

**RESOLUTION RE: AUTHORIZING THE DIRECTOR OF THE BOARD OF CHOSEN FREEHOLDERS TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES FOR HOME HEALTH SERVICES TO BE PROVIDED THROUGH THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY WITH WARREN HOSPITAL FOR THE PERIOD OF JANUARY 1, 2007 THROUGH DECEMBER 31, 2007 IN THE ESTIMATED AMOUNT OF \$275,000.00.**

**WHEREAS**, there exists a need for the professional services of Registered Nurses, Licensed Practical Nurses and Physical Therapy through the Warren County Public Health Nursing Agency for the period of January 1, 2007 through December 31, 2007; and

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

**WHEREAS**, 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**, 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 accounts 19330/5716 – Health Trust Account and 013302/5048 – PHNA – Nursing Services and certified by the Warren County Treasurer

**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 Warren Hospital, of Phillipsburg, New Jersey, for professional services for the above project, in the approximate amount not to exceed \$275,000.00 per letter of agreement currently on file in the Office of the Director of Purchasing, be made part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
  - A. Registered Nurses, Licensed Practical Nurses and Physical Therapists for services that may be required by the County of Warren through Warren Hospital, 185 Roseberry St., Phillipsburg, NJ 08865, at the following rates:
    - B. Registered Nurse – Regular Staff Relief/Shift Days at \$22.00 - \$36.00 per hour; on call at \$2.50/hr. weekdays and \$3.00 per hr. weekends and holidays;
    - C. Registered Nurse/LPN – Weekend differential at \$3.00 per hour;
    - D. Licensed Practical Nurse at \$17.00 - \$25.00 per hour.
    - E. Physical Therapist at \$26.00 - \$38.00 per hour.
2. This contract is awarded without competitive bidding as a Professional Service under the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.
3. A notice of this action shall be published in the Star-Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 677-06**

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 November 21, 2006.

**RESOLUTION RE: APPROVING THE AGREEMENT WC06106R FOR PROFESSIONAL INSURANCE SERVICES TO PROVIDE MEDICAL REINSURANCE FOR THE WARREN COUNTY SELF INSURED EMPLOYEE MEDICAL INSURANCE PROGRAM FOR THE PERIOD OF JANUARY 1, 2007 THROUGH DECEMBER 31, 2007 TO HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY IN THE ESTIMATED AMOUNT OF \$260,000.00.**

**WHEREAS**, there exists a need for the professional services of an Insurance Company to provide Medical Reinsurance for the Warren County Employee Medical Insurance Program; and

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

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

**WHEREAS**, adequate funds are available in budget accounts 33105/5721 – Healthcare Trust Account, Administrative Costs 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 Horizon Blue Cross Blue Shield of New Jersey, for professional services for the above project, for the term of January 1, 2007 through December 31, 2007 in the estimated amount of \$250,000.00 is hereby approved and the Director is hereby authorized and directed to execute the appropriate contract.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 678-06**

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 November 21, 2006.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0472 FOR FOOD SERVICE FOR THE WARREN COUNTY SENIOR NUTRITION PROGRAM (DIVISION OF SENIOR SERVICES) TO METZ & ASSOCIATES, LTD. OF DALLAS, PENNSYLVANIA FOR THE PERIOD OF JANUARY 1, 2007 THROUGH DECEMBER 31, 2007 FOR THE THIRD AND FINAL YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A11-15(10), COST PER MEAL \$4.2666 – APPROXIMATE ANNUAL CONTRACT = \$494,925.60.**

**BE IT RESOLVED**, that Warren County Contract WC0472 for food service for the

**MINUTES****NOVEMBER 21, 2006**

Warren County Senior Nutrition Program is hereby extended for the third and final year of a three year contract as provided by the Local Public Contract Law 40A:11-15.(10) said contract is hereby extended for the period of January 1, 2007 through December 31, 2007

to . . . Metz & Associates, LTD., Dallas, Pennsylvania

In the approximate contract amount of . . . \$494,925.60, \$4.2666 per meal

as per their bid submitted . . . October 26, 2004

Funds for this contract are provided in budget account 013540/5029 – Nutrition Program Operating Supplies and F7352 5303 075303-M 5029 Area Plan Grant Nutrition Site Meals

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 679-06**

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 November 21, 2006.

**RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC0529 WITH SPARWICK CONTRACTING, INC. FOR THE REPLACEMENT OF COUNTY BRIDGE #09005, TANNERY ROAD OVER BLAIR CREEK, HARDWICK TOWNSHIP FOR A NET INCREASE OF \$58,185.56 AND A FINAL CONTRACT AMOUNT OF \$423,996.56.**

**WHEREAS**, Contract #WC0529 was awarded to Sparwick Contracting, Inc. for the Replacement of County Bridge #09005, Tannery Road over Blair Creek, Hardwick Township in the contract amount of \$365,811.00; and

**WHEREAS**, unanticipated subsurface conditions requiring shoring, additional excavation and suitable back fill and final as-built quantities resulted in a net increase of \$58,185.56; and

**WHEREAS**, said changes were recommend by the County Engineer; and

**WHEREAS**, adequate funds have been established in account 0406A304 5064 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 approve change order #1 for the above project with Sparwick Contracting, Inc. for a net increase of \$58,185.56 and a final contract amount of \$423,996.56.

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 680-06**

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 November 21, 2006.

**RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC0640 WITH TOMARO CONTRACTING CO., INC. FOR THE COUNTY ROUTE #661, MAIN STREET IMPROVEMENTS, JOHNSONBURG HISTORIC DISTRICT, FRELINGHUYSEN TOWNSHIP FOR A NET DECREASE OF \$14,597.66 AND A REVISED CONTRACT AMOUNT OF \$472,402.34.**

## MINUTES

NOVEMBER 21, 2006

**WHEREAS**, Contract #WC0640 was awarded to Tomaro Contracting Co., Inc. for the County Route #661, Main Street Improvements, Johnsonburg Historic District, Frelinghuysen Township in the contract amount of \$487,000.00; and

**WHEREAS**, as-built conditions for most bid items and the supplemental drainage work resulted in a net decrease of \$14,597.66; and

**WHEREAS**, said changes were recommend by the County Engineer; and

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve change order #1 for the above project with Tomaro Contracting, Inc. for a net decrease of \$14,597.66 and a revised contract amount of \$472,402.34.

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 681-06**

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 November 21, 2006.

**RESOLUTION APPROVING CHANGE ORDER #1 FOR CONTRACT #WC0615-6 ITEM #3 WITH TILCON, NEW YORK, INC. FOR THE 2006 MAINTENANCE, REPAIR AND CONSTRUCTION MATERIAL FOR THE ROAD, BRIDGE AND MAINTENANCE DEPARTMENTS FOR A NET INCREASE OF \$5,405.40 AND A REVISED CONTRACT AMOUNT OF \$136,580.40.**

**WHEREAS**, Contract #WC0615-6, Item #3 was awarded to Tilcon New York, Inc. for Maintenance, Repair and Construction Materials in the contract amount of \$131,175.00; and

**WHEREAS**, an increase in hot mix asphalt mix I-5 of 130 tons at the adjusted price of \$41.58/ton is needed for pavement repairs on bridge projects to be completed by Warren County Bridge Department until the end of the contract on April 30, 2007; and

**WHEREAS**, the additional 130 tons of hot mix asphalt at \$41.58/ton will require a net increase to Item #3 of \$5,405.40 and a revised contract amount of \$136,580.40.

**WHEREAS**, adequate funds have been established in account 0406A307 5064 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 approve Change Order #1 for the above project for a net increase of \$5,405.40 and a revised contract amount of \$136,580.40.

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 682-06**

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 November 21, 2006.

**RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE:**  
**LOU NAUMANN – TERM TO EXPIRE 12/31/08**  
**LORI LUPO – TERM TO EXPIRE 12/31/08**  
**CAROL LOMBARDO – TERM TO EXPIRE 12/31/08**  
**DONNA RUE – TERM TO EXPIRE 12/31/08**

**MINUTES****NOVEMBER 21, 2006**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby reappoint the following individuals to the Warren County Local Advisory Committee on Alcoholism and Drug Abuse with terms to expire on December 31, 2008.

Lou Naumann  
Warren County Probation Department  
413 Second Street  
Belvidere, NJ 07823

Term to expire: 12/31/08

Lori Lupo  
DYFS  
140 Boulevard, Suite 3  
Washington, NJ 07882

Term to expire: 12/31/08

Carol Lombardo  
34 Joanna Way  
Phillipsburg, NJ 08865

Term to expire: 12/31/08

Donna Rue  
Public Health Nursing  
162 E. Washington Avenue  
Washington, NJ 07882

Term to expire: 12/31/08

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

**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 November 21, 2006.

**RECOMMENDATION TO ACCEPT THE RESIGNATIONS OF SCOTT MESSINA AND THERESA NIEDERHAUS FROM THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE.**

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

**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 November 21, 2006.

**RECOMMENDATION TO ACCEPT THE RESIGNATION OF DAN HIRSHBERG FROM THE WARREN COUNTY MOSQUITO COMMISSION.**

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

Regarding Resignations/Appointments, Mr. Gardner acknowledged the value of appointees who volunteer their time to serve on committees and commissions. He wanted to recognize them for their work. Mr. Chamberlain agreed, saying these volunteers do not often get the recognition

NOVEMBER 21, 2006

**MINUTES**

they deserve.

**RESOLUTION 683-06**

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 November 21, 2006.

**RESOLUTION CREATING A FULL-TIME POSITION OF ENGINEERING AIDE, CLASSIFIED AND ABOLISHING A FULL-TIME POSITION OF PRINCIPAL ENGINEERING AIDE, CLASSIFIED, WITHIN THE WARREN COUNTY ENGINEER'S OFFICE.**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that a full-time position of Engineering Aide, classified, is created within the Warren County Engineers Office to insure the effectiveness and efficiency of operations; and

**BE IT FURTHER RESOLVED** that a full-time position of Principal Engineering Aide, classified, be abolished; and

**NOW, THEREFORE BE IT RESOLVED** that a full-time position of Engineering Aide is created and established on AFSCME Local 3287, Range 0740 and 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

County Counsel Joe Bell had no report.

County Engineer Dave Hicks had no report, but Mr. Gardner complimented him on the job being done on Brass Castle Road. Mr. Hicks said the work was expected to be completed the following day.

County Planner Dave Dech mentioned he will be attending a meeting with DEP Commissioner Jackson on Monday, November 27, 2006 regarding the Highlands Legislation. Applicants seeking exempt status will be discussed. Certain exemptions require deed restrictions according to DEP. The Warren County Planning Department/Board had contended earlier this year that deed restrictions were not authorized by the Highlands Act. Assemblywoman Marcia Karrow was instrumental in securing this meeting.

County CFO Pete Houck had no report.

County Administrator Steve Marvin reminded the Board of a Joint Meeting with the Hunterdon County Board of Chosen Freeholders on Tuesday, November 28, 2006 at 5:00 p.m. to be held at their offices on Main Street in Flemington.

Under Reports and Comments, Mr. DiMaio spoke of working with Architect Ray O'Brien regarding repairs on the Prosecutor's Bank Building Offices. Plans will be presented to the Belvidere Historical Commission. A meeting with the DOT and TPA will take place on Tuesday, November 28 at the Park & Ride in Hope. On Wednesday, November 29, Mr. DiMaio has plans to meet with the Assignment Judge regarding security on developing plans as the space needs of the Court House continue to be addressed. Finally, Mr. DiMaio announced his plans to watch the 100<sup>th</sup> football game between Phillipsburg and Easton to be broadcast on ESPN2 at 9:00 a.m. on Thanksgiving Day. He wished all a Happy Thanksgiving.

Mr. Gardner responded by saying, "Go Stateliners! Go Rutgers!" He too will be meeting with the Assignment Judge soon. He implored everyone to stay safe on the roads.

Mr. Chamberlain thanked Mr. DiMaio for all the work he has been doing on the Warden's House. He also acknowledged the efforts of Ray O'Brien and Dave Hicks. Regarding the

**MINUTES****NOVEMBER 21, 2006**

progress of the Warren Home, the project is being received very positively in Mansfield Township. The community is very supportive and has confidence in the endeavor. Mr. Chamberlain urged everyone to have a safe and Happy Thanksgiving.

Under Closing Public Comments, Mr. Rob Brunk of Stewartsville asked the Board if they could influence the Greenwich Township Committee to facilitate a plan for use of the Old Greenwich School Building. There has been talk of changing the building's status for another public use and of tearing it down. Mr. Brunk was of the opinion that it should be put to use to benefit the public.

Mr. Chamberlain said this is an issue for the municipality to grapple with; it is not in the Board's jurisdiction. If the building is deemed historic, funds can be applied for through the Municipal Charitable Trust. Mr. DiMaio and Mr. Gardner agreed that the decision is in the hands of Greenwich Township officials.

**RESOLUTION 684-06**

On motion by Mr. Gardner, seconded by Mr. DiMaio, at 8:06 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on November 21, 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 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

NOVEMBER 21, 2006

## MINUTES

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 November 21, 2006 that an Executive Session closed to the Public shall be held on November 21, 2006 at 8:06 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

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. DiMaio, seconded by Mr. Gardner, the Board adjourned executive session at 9:12 p.m. and returned to open session.

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

**RESOLUTION 685-06**

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 November 21, 2006.

**RESOLUTION APPOINTING WACHOVIA INSURANCE SERVICES, INC. AS EXCLUSIVE AGENT OF RECORD/RISK MANAGEMENT CONSULTANT FOR INSURANCE COVERAGE EFFECTIVE JANUARY 1, 2007.**

NOVEMBER 21, 2006

## MINUTES

**BE AND IT IS HEREBY RESOLVED** by the Warren County Board of Chosen Freeholders that effective January 1, 2007, Wachovia Insurance Services, Inc. is appointed as exclusive Agent of Record/Risk Management Consultant for all lines of insurance coverage including, but not limited to property, casualty, liability, professional liability, Workers Compensation, bonds, etc., not to include employee health insurances.

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 686-06**

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 November 21, 2006.

**RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT.**

**WHEREAS**, the County of Warren (hereinafter "LOCAL UNIT") has joined the Statewide Insurance Fund (hereinafter ("FUND")), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and

**WHEREAS**, the bylaws require participating members to appoint a Risk Management Consultant as those positions are defined in the bylaws, if requested to do so by the FUND; and

**WHEREAS**, the FUND has requested its members to appoint individuals or entities to that position; and

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the County of Warren in the State of New Jersey as follows:

1. The County of Warren hereby appoints Wachovia Insurance Services as its local Risk Management Consultant.
2. The Freeholder Director and Board Clerk are hereby authorized to execute the Risk Management Consultant's Agreement for the Fund Year 2007 in the form attached hereto.

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 687-06**

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 November 21, 2006.

**RESOLUTION APPOINTING OTTERSTEDT INSURANCE AGENCY AS EXCLUSIVE AGENT OF RECORD FOR EMPLOYEE HEALTH INSURANCE COVERAGES EFFECTIVE NOVEMBER 22, 2006.**

**BE AND IT IS HEREBY RESOLVED** by the Warren County Board of Chosen Freeholders that effective November 22, 2006, Otterstedt Insurance Agency is appointed as exclusive Agent of Record for lines of employee health insurances to include third party medical insurance plans, stop loss/reinsurance, prescription plan administration, chiropractic network services, dental benefit network services, etc.

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

# **MINUTES**

**541**  
**NOVEMBER 21, 2006**

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 9:15 p.m.  
Recorded Vote: Mr. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes.

**ATTESTED TO:**

**Steve Marvin, Clerk of the Board**