

## MINUTES

343  
JULY 11, 2007

The Board of Chosen Freeholders of the County of Warren met in Regular Session in its offices in the Wayne Dumont, Jr. Administration Building, Belvidere, New Jersey on July 11, 2007 at 7:33 p.m.

The meeting was called to order by Director Chamberlain and upon roll call, the following members were present: Freeholder Everett Chamberlain and Freeholder Richard Gardner with Freeholder John DiMaio participating via telephone conference. 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 JULY 11, 2007 WAS GIVEN IN ACCORDANCE WITH THE OPEN PUBLIC MEETINGS ACT BY FORWARDING A SCHEDULE OF REGULAR MEETINGS OF THE BOARD OF CHOSEN FREEHOLDERS TO THE WARREN COUNTY CLERK, THE STAR-LEDGER, AND DAILY RECORD AND BY POSTING A COPY THEREOF ON THE BULLETIN BOARD IN THE OFFICE OF THE BOARD OF CHOSEN FREEHOLDERS. FORMAL ACTION MAY BE TAKEN BY THE BOARD OF CHOSEN FREEHOLDERS AT THIS MEETING. PUBLIC PARTICIPATION IS ENCOURAGED. IN ORDER TO ASSURE FULL PUBLIC PARTICIPATION, THOSE INDIVIDUALS WITH DISABILITIES WHO WISH TO ATTEND THE MEETING SHOULD SUBMIT ANY REQUESTS FOR SPECIAL ACCOMMODATION ONE WEEK IN ADVANCE.”**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the Minutes of the Regular Session held on June 27, 2007 were approved.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, the Minutes of the Executive Session held on June 27, 2007 were approved.

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

### **RESOLUTION 389-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

#### **RESOLUTION TO PAY BILLS**

**Be and it is hereby resolved** that Master Voucher Certificate **For Certification / Ratification for Payments No. 2007-26, 2007-27** in the amount of **\$ 2,824,968.03** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers By the Board of Chosen Freeholders.

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|             |           |                 |                              |
|-------------|-----------|-----------------|------------------------------|
| 2007-26     | 5-Jul-07  | \$ 733,969.74   |                              |
| 2007-27     | 11-Jul-07 | 638,327.09      |                              |
| TOTAL       |           | <hr/>           | \$1,372,296.83               |
| Payroll     | 5-Jul-07  | \$ 1,452,671.20 |                              |
| TOTAL       |           | <hr/>           | <u>1,452,671.20</u>          |
| GRAND TOTAL |           |                 | <u><u>\$2,824,968.03</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 390-07**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**INSERTION INTO THE 2007 BUDGET OF THE COUNTY OF WARREN IN THE ADDITIONAL AMOUNT OF \$298,611.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH & SENIOR SERVICES, DIVISION OF AGING AND COMMUNITY SERVICES, AREA PLAN GRANT PROGRAM FOR A TOTAL APPROPRIATION OF \$980,388.00**

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

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

**NOW, THEREFORE, BE IT RESOLVED** that the County of Warren request the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the year 2007 in the sum of \$298,611.00 which item is now available from the State of New Jersey, Department of Health and Senior Services, Division of Aging and Community Services, Area Plan Grant Program.

**BE IT FURTHER RESOLVED** that a like sum of \$298,611.00 be and the same is hereby appropriated under caption:

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

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Health and Senior Services, Division of Aging and Community Services, Area Plan Grant Program.

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

State of New Jersey, Department of Health and Senior Services, Division of Aging and Community Services, Area Plan Grant Program (Administered by the Aging Department)

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Health and Senior Services, Division of Aging and Community 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 391-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION AUTHORIZING THE DESIGNATED PARIS GRANTS PROJECT MANAGER TO EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF STATE, DIVISION OF ARCHIVES AND RECORDS MANAGEMENT AND THE STATE RECORDS COMMITTEE ON BEHALF OF THE COUNTY OF WARREN**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren received notice from the New Jersey Department of State, Division of Archives and Records Management and the State Records Committee of its eligibility to receive the following PARIS Grants:

| Project No. | Project Title  | Amount Funded |
|-------------|--|---------------|
| 07210001    | Records Manager – Staffing   | \$68,500      |
| 07210001    | Digital Imaging Continuation   | \$485,600     |
| 07210003    | Municipality Records Inventory, Needs Assessment, and Strategic Plan | \$400,000     |
| 07210081    | Special Purpose Grant  | \$110,000     |
|             | Total  | \$1,064,300   |

**WHEREAS**, New Jersey has launched its pioneering Public Archives and Records Infrastructure Support (PARIS) grant program to meet the strategic records management, preservation, and storage needs of county and municipal governments; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren, that the County of Warren does hereby accept the PARIS grants totaling \$1,064,300 for grant programs to meet the strategic records management, preservation, and storage needs of the County of Warren.

**BE IT FURTHER RESOLVED** that the Designated PARIS Grants Project Manager be, and hereby is, authorized to execute a Grant Agreement with the New Jersey Department of State, Division of Archives and Records Management and the State Records Committee on behalf of the County of Warren, and upon execution of said Agreement, the County of Warren does accept the Terms and Conditions specified in the Agreement in connection with this grant.

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 392-07**

**MINUTES****JULY 11, 2007**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE A DONOR AGREEMENT COMMITTING ALL OR PART OF THE ANTICIPATED 2007 COUNTY APPROPRIATION TO CATHOLIC CHARITIES AS MATCH TO GRANT FUNDS WITH THE NJ DEPARTMENT OF HUMAN SERVICES**

**WHEREAS**, the NJ Department of Human Services has been duly designated to administer or supervise the administration of human service programs, as defined by the NJ State Plan for Social Services; and

**WHEREAS**, the County of Warren wishes to make a donation to support match through all or part of the anticipated 2007 County appropriation as follows:

**Catholic Charities (School Aged Child Care) \$3,903**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the Director of the Board of Chosen Freeholders is hereby authorized to execute the Catholic Charities 2007 Donor Agreement for a total of \$3,903.

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 393-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION IN SUPPORT OF AN APPLICATION FOR FUNDING FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE 2008 HANDICAPPED PERSONS RECREATIONAL OPPORTUNITIES ACT FOR \$22,645 IN GRANT FUNDS AND \$4,529 COUNTY MATCHING FUNDS; SUBJECT TO AVAILABILITY**

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

**NOW, THEREFORE, BE IT RESOLVED** the Board of Chosen Freeholders of the County of Warren supports the submission of the application for anticipated 2008 Handicapped Persons Recreational Opportunities Act funding through the New Jersey Department of Community Affairs;

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

**BE IT FURTHER RESOLVED** that the County will consider the provision of the county matching funds totaling \$4,529 in the 2008 County budget;

**BE IT FURTHER RESOLVED** that the Director of the Board of Chosen Freeholders of the County of Warren is authorized to sign the grant application for anticipated 2008 Handicapped Persons Recreational Opportunities Act for funding in the total amount of \$22,645 grant funds and \$4,529 county matching funds; subject to availability.

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

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Steve Marvin, Clerk of the Board

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

**RESOLUTION 394-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION APPROVING THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES APPLICATION FOR FY '08 WORK FIRST NEW JERSEY FUNDING WITH THE NJ DEPARTMENT OF HUMAN SERVICES, DIVISION OF FAMILY DEVELOPMENT; FUNDS TOTTALLING \$157,741 FOR THE PERIOD JULY 1, 2007 – JUNE 30, 2008; SUBJECT TO THE AVAILABILITY OF FUNDS**

**WHEREAS**, the NJ Department of Human Services, Division of Family Development, has made Work First New Jersey (WFNJ) funding available to Warren County totaling \$157,741 for the period July 1, 2007 through June 30, 2008; and

**WHEREAS**, the Warren County Department of Human Services, Division of Temporary Assistance and Social Services, has prepared a grant application to the state for use of these funds; and

**WHEREAS**, WFNJ grant funds will be used by the Department to support administrative and programmatic activities related to this program; subject to availability of funds.

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the application for Fiscal Year 2008 Work First NJ funding to the NJ Department of Human Services, Division of Family Development, for \$157,741 is approved subject to the availability of these funds.

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

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

**RESOLUTION 395-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION APPROVING THE WORK FIRST NEW JERSEY FUNDING LETTER OF AGREEMENT BETWEEN THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES AND THE MORRIS/SUSSEX/WARREN EMPLOYMENT AND TRAINING SERVICES; ANTICIPATED FUNDS NOT TO EXCEED \$6,000 FOR THE PERIOD JULY 1, 2007 THROUGH JUNE 30, 2008**

**WHEREAS**, effective July 1, 2004, all state workforce investment programs were consolidated under the NJ Department of Labor and Workforce Development; and

**WHEREAS**, this consolidation requires an annual Letter of Agreement between the Warren County Department of Human Services, Division of Temporary Assistance and Social Services, and the Morris/Sussex/Warren Employment and Training Services outlining a coordination of responsibilities for planning, oversight and funding of welfare client enrolled in the Early Employment Initiative (EEI) program for the period July 1, 2007 through June 30, 2008; and

**WHEREAS**, Morris County has made available to Warren County Division of Temporary Assistance and Social Services funding to support EEI client services in an amount not to

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exceed \$6,000.

**NOW, THEREFORE BE IT RESOLVED** that the Warren County Board of Chosen Freeholders approves the Letter of Agreement with the Morris/Sussex/Warren Employment and Training Services for welfare clients enrolled in the Early Employment Initiative prior to June 30, 2008.

**BE IT FURTHER RESOLVED** that the Director of the Board is hereby authorized to sign the Letter of Agreement with the Morris/Sussex/Warren Workforce Investment Board.

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 396-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: SUPPORT BY THE OFFICE OF THE WARREN COUNTY ADJUSTER OF ASSEMBLY BILL A4387 AND SENATE BILL S2811 MANDATING THAT A VETERAN CIVILLY COMMITTED TO A STATE OR COUNTY MENTAL HEALTH INSTITUTION SHALL NOT HAVE HIS OR HER VETERAN BENEFITS INCLUDED IN THE CHARITY CARE CONTRIBUTION**

**WHEREAS**, a person with mental illness who is 18 years of age or older and is being treated in a psychiatric facility as defined in Section 2 of P.L. 1987, c.116 shall be liable for the full cost of his treatment;

**WHEREAS**, any veteran who is civilly committed to a state or county psychiatric facility shall be liable for the full cost of treatment;

**WHEREAS**, Subsection c. of R.S.30:4-60, which was added by P.L. 2005, c.55, provides that the financial obligation of an adult with mental illness, after taking credit for all available third-party insurance or medical assistance program payments is based on a sliding scale fee schedule established for charity care;

**WHEREAS**, A4387 and S2811 amend R.S.30:4-60 to exclude veteran's benefits from income for the purpose of calculating the financial obligation for care in a psychiatric facility, which can include a state psychiatric facility listed in R.S.30:1-7, a county psychiatric hospital or a psychiatric unit of a county hospital;

**WHEREAS**, the Warren County Adjuster's Office supports Assembly Bill A-4387 and Senate Bill S-2811 with the proposed change in subsection b. of section 10 of P.L. 1992, c.160 only if the language of these bills is amended to exclude all federal benefits including Social Security benefits when calculating the financial obligation of a veteran for Charity Care;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders will support the position of the Warren County Adjuster's Office in proposing a modification to Subsection b. of Subsection 10 of P.L. 1992 c.160 (C.26:2H-18.60) to A4387 and S2811 in calculating the obligation under Charity Care pursuant to this Subsection, the person's income shall not include any veteran's benefits the person receives including Social Security benefits;

**BE IT FURTHER RESOLVED** that a copy of this resolution will be provided to the NJ Association of County Adjusters and the NJ Department of Military and Veterans 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 397-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

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**RESOLUTION APPROVING THE NEW JERSEY REFERENCE STATION**  
**PROJECT AGREEMENT WITH THE NEW JERSEY**  
**INSTITUTE OF TECHNOLOGY**

**JULY 11, 2007**

**WHEREAS**, there is a need to construct a state wide GPS RTK Network to improve the accuracy of Global Positioning System information; and

**WHEREAS**, installation of a reference station in Warren County will provide complete coverage for the northwest area of New Jersey; and

**WHEREAS**, it is to the benefit of the people of Warren County to have enhanced GPS coverage county wide.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren do hereby approve the agreement with the New Jersey Institute of Technology for the New Jersey Reference Station Project.

**BE IT FURTHER RESOLVED** that the Director is hereby authorized and directed to execute said Agreement.

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 398-07**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0765 AND AUTHORIZATION TO  
 ADVERTISE FOR BIDS FOR INMATE DENTAL SERVICE AT THE WARREN  
 COUNTY CORRECTIONAL CENTER**

**BE IT RESOLVED** that specification WC0765 for inmate dental service at the Warren County Correctional Center 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 012800/5093 – Correctional Center – Medical Expenses.

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 399-07**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0766 AND AUTHORIZATION TO  
 ADVERTISE FOR BIDS FOR UPS SYSTEM REPLACEMENT AT THE  
 WARREN COUNTY COMMUNICATIONS CENTER**

**BE IT RESOLVED** that specification WC0766 for UPS System replacement at the Warren County Communications Center 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 grant account S72505413/5054 – OETS Grant.

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 400-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION APPROVING CHANGE ORDER #4 FOR CONTRACT #WC0643 WITH  
ML RUBERTON CONSTRUCTION CO., INC. FOR HIGHWAY SAFETY  
IMPROVEMENTS TO VARIOUS COUNTY ROUTES FOR A  
NET DECREASE OF \$102,840.50 AND A FINAL  
CONTRACT AMOUNT OF  
\$3,393,989.00**

**WHEREAS**, Contract #WC0643 was awarded to ML Ruberton Construction Company, Inc. for Highway Safety Improvements on Various County Roads in the revised amount of \$3,496,829.50; and

**WHEREAS**, final contract quantities resulted in a net decrease of \$102,840.50; and

**WHEREAS**, said changes were recommended 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 #4 for the above project with ML Ruberton Construction Company, Inc. for a net decrease of \$102,840.50 and a final contract amount of \$3,393,989.00.

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 401-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: AWARD OF CONTRACT TO ANDREW DRYSDALE AS HISTORY  
COORDINATOR/DIRECTOR FOR THE SHIPPEN MANOR MUSEUM AND  
LIBRARY TO CARRY OUT THE DUTIES AS OUTLINED BY THE NEW  
JERSEY HISTORICAL COMMISSION FOR THE PERIOD OF JULY 1, 2007  
THROUGH DECEMBER 31, 2007 IN THE AMOUNT OF \$11,500.00**

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

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

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

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

1. The Director of Purchasing is hereby authorized and directed to issue a contract to Andrew Drysdale of Belvidere, New Jersey for services for the above project, at a cost not to exceed \$11,500.00 per letter of agreement which is on file in the Office of the Director of Purchasing and is made a part hereof by reference, is hereby approved and shall be entered into by this Board.

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

Funding for this contract is provided in budget account 03893/5029 – Historic Preservation – 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 402-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: AWARD OF CONTRACT WC0651B FOR CONVERSION OF COUNTY BUILDINGS HEATING EQUIPMENT TO NATURAL GAS AT LOCATIONS IN BELVIDERE FOR THE WARREN COUNTY BUILDINGS & GROUNDS DEPARTMENT TO TOTAL MAINTENANCE & SERVICE, INC. IN THE CONTRACT AMOUNT OF \$58,753.00**

**BE IT RESOLVED** that contract WC0651B for conversion of county buildings heating equipment to natural gas at locations in Belvidere for the Warren County Buildings & Grounds Department is hereby awarded

to . . . Total Maintenance & Service, Inc., Fairfield, New Jersey

in the amount of . . . \$58,753.00

as per their bid submitted . . . June 28, 2007

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

Funding for this contract will be provided in capital account 0407A510/5062 – 07 Capital – Natural Gas Conversion.

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

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

Steve Marvin, Clerk of the Board

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

**RESOLUTION 403-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO FW DUTTON, INC.**

**D/B/A PMI TECHNOLOGIES, UNDER NEW JERSEY STATE CONTRACT #A63529 COVERING MICROGRAPHIC EQUIPMENT AND ACCESSORIES FOR SCANNING EQUIPMENT FOR THE WARREN COUNTY**

**INFORMATION**

**MINUTES****JULY 11, 2007****SYSTEMS DEPARTMENT IN THE TOTAL AMOUNT OF \$37,996.00**

**BE IT RESOLVED** that the Purchasing Department is authorized to issue a purchase order for scanning equipment for the Warren County Information Systems Department and is hereby awarded

to . . . FW Dutton, Inc., d/b/a PMI Technologies, Cherry Hill, New Jersey  
in the amount of . . . \$37,996.00

at the prices established under New Jersey State Contract #A63529

Funding for this contract has been provided in grant account S61405377/5029 – PARIS Grant Equipment, Project #2.

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 404-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO QUEUES ENFORTH**

**DEVELOPMENT INC. UNDER NEW JERSEY STATE CONTRACT #A68403  
COVERING COMPUTER EQUIPMENT AND ACCESSORIES FOR QED  
COMPUTER-AIDED DISPATCH SOFTWARE MAINTENANCE FOR THE  
PERIOD OF JULY 1, 2007 THROUGH JUNE 30, 2008 FOR THE WARREN  
COUNTY COMMUNICATIONS CENTER IN THE TOTAL AMOUNT OF  
\$39,822.00**

**BE IT RESOLVED** that the Purchasing Department is authorized to issue a purchase order for QED computer-aided dispatch software maintenance for the Warren County Communications Center and is hereby awarded

to . . . Queues Enforth Development, Cambridge, Massachusetts

in the amount of . . . \$39,822.00

at the prices established under New Jersey State Contract #A68403

Funding for this contract has been provided in budget account 012500/5026 – Communications Center

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 net decrease in the highway safety improvements contract with ML Ruberton Construction (Agenda Item H1), Mr. Gardner commended the “good work” of the Engineering Department. Anytime we can save money, it’s a nice bonus for the taxpayer.

**RESOLUTION 405-07**

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

**MINUTES****JULY 11, 2007**

by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION RE: AMENDING AWARD OF CONTRACT FOR PROFESSIONAL LEGAL SERVICES TO DOUGLAS K. WOLFSON, ESQ. OF GREENBAUM, ROWE, SMITH & DAVIS LLP, OF WOODBRIDGE, NEW JERSEY FOR AN ADDITIONAL AMOUNT OF \$22,500.00, TOTAL CONTRACT AMOUNT NOT TO EXCEED \$40,000.00**

**WHEREAS**, there exists a need for the professional legal services of Douglas K. Wolfson, Esq., of Greenbaum, Rowe, Smith & Davis LLP., to assist in the activities of a committee of the Board of Chosen Freeholders established in accordance with N.J.S.A.40:20-82 et. seq.;

**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 account 011550/5100 – County Counsel – Other Expenses, and certified by the 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 Douglas K. Wolfson, Esq., of Greenbaum, Rowe, Smith & Davis LLP., of Woodbridge, New Jersey, for professional services for the above project, in a additional amount of \$22,500.00 and an approximate total amount not to exceed \$40,000.00 per letter of agreement and outline of hourly rates, fees and expenses, 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 Deputy Director of the Board of Chosen Freeholders is hereby authorized to execute said letter of Agreement by signing same.
3. This contract is awarded without competitive bidding as a Professional Service under the provisions of the Local Public Contracts Law (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 abstained

**RESOLUTION 406-07**

On motion by Mr. DiMaio, seconded by Mr. Gardner, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION APPOINTING MEMBER TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE:**

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## LEA BAYLOR – TERM TO EXPIRE 12/31/08

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

Lea Baylor  
Warren County Correctional Facility  
175 County Route 519 South  
Belvidere, NJ 07823

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

**RESOLUTION 407-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION REAPPOINTING RONNIE CAVANAUGH TO THE POSITION OF  
CONFIDENTIAL ASSISTANT, HUMAN RESOURCES, UNCLASSIFIED,  
IN THE WARREN COUNTY PERSONNEL DEPARTMENT**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that Ronnie Cavanaugh is hereby reappointed to the position of Confidential Assistant, Human Resources, unclassified, in the Warren County Personnel Department under N.J.S.A. 11A:3-5 (l).

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that Ronnie Cavanaugh be reappointed to the position of Confidential Assistant, Human Resources and shall serve as division head in charge of personnel functions within the Department of Long Term Care Services, Warren Haven 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

**RESOLUTION 408-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**RESOLUTION CREATING A FULL-TIME POSITION OF HEAD NURSE, CLASSIFIED AND  
ABOLISHING A FULL-TIME POSITION OF ASSISTANT SUPERVISOR OF  
NURSES, CLASSIFIED, WITHIN THE WARREN COUNTY  
DIVISION OF LONG TERM CARE SERVICES,  
WARREN HAVEN**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that a full-time position of Head Nurse, classified, is created in the Warren County Division of Long Term Care Services, Warren Haven, to ensure the efficiency and effectiveness of operations; and

**BE IT FURTHER RESOLVED** that a full-time position of *Assistant Supervisor of Nurses*, classified, is abolished.

**NOW, THEREFORE BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the newly created positions of *Head Nurse* be established on AFSCME Local 0671, Range 1640, and made effective retroactive to June 28, 2007.

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

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Steve Marvin, Clerk of the Board

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

### RESOLUTION 409-07

On motion by Mr. Gardner, seconded by Mr. DiMaio, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

#### **RESOLUTION ABOLISHING AN INTERIM FULL-TIME POSITION OF CHIEF SANITARY INSPECTOR, CLASSIFIED, WITHIN THE WARREN COUNTY HEALTH DEPARTMENT**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that an interim full-time position of *Chief Sanitary Inspector*, classified, is abolished 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 distributed photos of the newly completed bridge spanning the Musconetcong River connecting Hunterdon and Warren Counties. Mr. Gardner, who had attended the recent ribbon cutting along with Hunterdon County Officials, said the bridge is "really beautiful" and was pleased with the design. Mr. Chamberlain agreed the stone walls underneath were in keeping with the area's rural character. It was noted that the two-lane bridge has enough room on the side for bicyclists and pedestrians.

County Planner Dave Dech was not present to submit a report.

County CFO Charles Houck reported that the bond sale for the Warren County Community College Chapter 12 Project will take place on Wednesday, July 18.

County Administrator Steve Marvin had nothing to report.

Under Freeholder Comments, Mr. Gardner announced a very important meeting to be held on July 17 regarding the Highlands Conservation Association (HCA) Legislation. He is planning to attend and said anyone who owns property should consider attending as well.

Mr. DiMaio proposed authorizing a Public Hearing on whether a referendum question should be placed on the ballot to increase the Board of Chosen Freeholders from three to five members. He would like it to be advertised for the next regularly scheduled meeting on July 25. A petition calling for the referendum has been circulating. Mr. DiMaio said that we should be proactive and approve the referendum by resolution of the Board.

On motion by Mr. DiMaio, seconded by Mr. Gardner, PUBLIC HEARING CONSIDERING THE INTRODUCTION OF A RESOLUTION DIRECTING THE WARREN COUNTY CLERK TO PRINT UPON THE OFFICIAL BALLOT FOR THE NOVEMBER 6, 2007 GENERAL ELECTION A BINDING COUNTY REFERENDUM QUESTION CONCERNING INCREASING THE MEMBERSHIP OF THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS FROM THREE (3) TO FIVE (5) MEMBERS AT A MEETING OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF WARREN TO BE HELD WEDNESDAY, JULY 25, 2007 AT 7:30 p.m. AT THE WAYNE DUMONT, JR. ADMINISTRATION BUILDING, 165 COUNTY ROUTE 519 SOUTH, BELVIDERE, NEW JERSEY.

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

Mr. Gardner said he supports the motion because he agrees that this is the people's government and choice. Enough time has elapsed since 2001 when last put before the voters that perhaps sentiments have changed. He wouldn't advocate one way or the other, but did make the assertion that this County is run conservatively with great department heads. It is questionable whether more Freeholder Board Members would make government run more efficiently.

Mr. Chamberlain agreed that if there is a movement out there, the Board should be proactive and take the initiative, but he also noted that he is very conservative and opposed to growing government.

Mr. Gardner expressed hope that those signing the petition are doing so for the right reason as opposed to the advancement of individuals' political causes.

Mr. Chamberlain wanted to recognize Donna Marczi, Investigator with the Office of the County Adjuster, for doing an excellent job. Although Ms. Marczi had already departed this meeting, Mr. Chamberlain expressed his thanks for the return of approximately \$500,000 to the County from the State for reimbursement of investigated claims.

**RESOLUTION 410-07**

On motion by Mr. Gardner, seconded by Mr. DiMaio, at 7:55 p.m. the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on JULY 11, 2007.

**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

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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 July 11, 2007 that an Executive Session closed to the Public shall be held on July 11, 2007 at 7:55 p.m. in the Freeholders Conference Room located at the Wayne Dumont, Jr. Administration Building, 165 County Route 519 South, Belvidere, New Jersey 07823 for the discussion of matters relating to the specific items designated above.

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

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

Steve Marvin, Clerk of the Board

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

On motion by Mr. Gardner, seconded by Mr. DiMaio, the Board adjourned executive session at 8:23 p.m. and returned to open session.

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

On motion by Mr. DiMaio, seconded by Mr. Gardner, and there being no further business to come before the Board at this time, the meeting was adjourned at 8:24 p.m. Recorded Vote: Mr. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

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**ATTESTED TO:**

**Steve Marvin, Clerk of the Board**