

MINUTES**APRIL 9, 2008**

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 April 9, 2008 at 7:32 p.m.

The meeting was called to order by Deputy Director Gardner and upon roll call, the following members were present: Freeholder Richard Gardner and Freeholder Everett Chamberlain. Also attending were County Engineer Dave Hicks, Assistant County Counsel Erik Hassing and County Administrator Steve Marvin. County CFO Charles Houck was absent and Freeholder John DiMaio was away on a business trip.

The Pledge of Allegiance was led by Deputy Director Gardner.

Deputy Director Gardner read the following statement: **“ADEQUATE NOTICE OF THIS MEETING OF APRIL 9, 2008 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.”**

PROCLAMATION 206-08

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following proclamation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

PROCLAMATION – NATIONAL CRIME VICTIMS’ RIGHTS WEEK, APRIL 13-19, 2008

WHEREAS, 23 million Americans are victims of crime annually and of those, 5.2 million are victims of violent crime; and

WHEREAS, a just society acknowledges crime’s impact on individuals, families and communities by ensuring rights, resources and services are available to help rebuild lives; and

WHEREAS, victims’ rights are a critical component of the promise of “justice for all”; and

WHEREAS, although our nation steadily expands rights and services for victims, too many victims are still unable to realize the hope of these gains; we must do better to ensure services are available for the underserved; and

WHEREAS, observing victims’ rights and treating victims with dignity and respect serves the public interest by engaging victims in the justice system, inspiring respect for public authorities and promoting confidence in public safety; and

WHEREAS, America recognizes that we make our homes, neighborhoods and communities safer by serving victims of crime and ensuring justice for all; and

WHEREAS, National Crime Victims’ Rights Week provides an opportunity for us to strive to reach the goal of justice for all by ensuring that all victims are afforded legal rights and are provided with assistance as they face the financial, physical and psychological impact of crime; and

NOW, THEREFORE, BE IT RESOLVED the citizens of Warren County are joining forces with victim service programs, criminal justice, criminal justice officials and concerned citizens

throughout New Jersey and America to raise awareness of victims’ rights and observe National Crime Victims’ Rights Week.

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

MINUTES**APRIL 9, 2008**

County do hereby proclaim the week of April 13-19, 2008 as **National Crime Victims' Rights Week** and reaffirm Warren County's commitment to respect and enforce victims' rights and address their needs during Crime Victims' Rights Week and throughout the year and express our appreciation for those victims and crime survivors who have turned personal tragedy into a motivating force to improve our response to victims of crime and build a more just community.

I hereby certify the above to be a true copy of a proclamation adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

Mr. Chamberlain said this type of recognition is paramount in our society. When crime makes the news, the focus is often on the perpetrator and little attention is given to the victims. Programs such as this are very important to help to alleviate the suffering of victims and their families.

Mr. Gardner agreed. For too long, he said, victims' families were shunted aside, but now, judges are very considerate to the families. The crime statistics are very alarming and a shame. Society has to do more in terms of crime prevention.

The proclamation was accepted by County Prosecutor Scott Ferguson and Victim Witness Coordinator Lori Craig. Mr. Ferguson said Ms. Craig and Multidisciplinary Team Coordinator Dot Magyar do an outstanding job. They both received statewide awards for their roles in victim advocacy. Sometimes handling the victims is the toughest part of the job, said Mr. Ferguson. A child advocacy unit of the Prosecutor's office will be opening in the near future.

Ms. Craig said the program has expanded over time, adding additional programs and specialized units. She said she felt fortunate the office has the staff that it does. There were thanks all around.

PROCLAMATION 207-08

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the following proclamation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

PROCLAMATION – PUBLIC HEALTH WEEK, APRIL 7-13, 2008

WHEREAS, climate change is an urgent public health issue;

WHEREAS, most Americans, including the public health workforce, remain largely unprepared to face public health challenges associated with climate change;

WHEREAS, climate change may cause extreme weather events and changes in environmental conditions leading to increases in disease and death;

WHEREAS, the nation's most vulnerable populations – including young children, the elderly, people with chronic illnesses and people in underserved communities are most likely to be disproportionately impacted yet least able to prepare, respond and recover from the health effects of climate change;

WHEREAS, local, state and federal governments along with numerous other organizations must increase their efforts to educate Americans and the public health workforce about what they need to do to mitigate and adapt to the consequences of climate change;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby proclaim the week of April 7-13, 2008 as Public Health Week in Warren County; and

BE IT FURTHER RESOLVED that all our residents are urged to join the Board in recognizing the valuable contributions of public health professionals throughout Warren County

MINUTES**APRIL 9, 2008**

in their effort to face the public health challenges of climate change.

I hereby certify the above to be a true copy of a proclamation adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

Mr. Gardner said today the scientific technology exists to detect more particulates of matter in our air and water and to do something about it. While the statistics on pollution coming from factories can be alarming, stacks have been retrofitted with scrubbers over the last couple of decades to minimize pollution. We have to be vigilant, he said. Climate change is a real issue and the "carbon footprint" concept has been garnering a lot of attention recently.

Mr. Chamberlain said our public health professionals do a great job of monitoring and providing defenses against potential catastrophes. Extreme weather events can cause flooding and disease and other problems can result. Mr. Chamberlain recognized Warren County Health Officer Claude Mitchell and Health Educator Donna Rue and thanked them "for being there for us".

Picking up on Mr. Gardner's reference to our carbon footprint, Mr. Mitchell suggested reducing the use of cars by walking, biking and combining errands and recommended consuming locally grown produce.

Ms. Rue said, "Public health is here to stay." Most people think of hospitals and disease, but public health is things like clean water, clean air and other ways of preventing diseases.

RESOLUTION 208-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION TO PAY BILLS

Be and it is hereby resolved that Master Voucher Certificate **For Certification / Ratification for Payments No. 2008-13 and 2008-14 dated April 9, 2008** in the amount of **\$8,462,597.39** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

MINUTES**APRIL 9, 2008**

2008-13	4/2/08	\$ 2,459,141.29	
2008-14	4/9/08	1,613,695.30	
Electronic Transfer: Scott's Mtn - Bossert Open Space Project	3/31/08	125,000.00	
Electronic Transfer: Annual Employer Pension Appropriation	4/1/08	<u>2,769,197.80</u>	
TOTAL			\$ 6,967,034.39
Payroll	3/27/08	\$ 1,483,196.34	
Subsistence	3/27/08	800.00	
Uniforms	3/27/08	<u>11,566.66</u>	
TOTAL			<u>1,495,563.00</u>
GRAND TOTAL			<u>\$ 8,462,597.39</u>

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 209-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION AUTHORIZING THE COUNTY OF WARREN TO ENTER INTO AN UNDERGROUND UTILITY SERVICE AGREEMENT WITH THE OWNER OF LOT 4800, BLOCK 2700 IN HOPE TOWNSHIP FOR THE CONSTRUCTION & MAINTENANCE OF ELECTRIC, TELEPHONE, CABLE T.V. SERVICES WITHIN THE RIGHT-OF-WAY OF COUNTY ROUTE #519

WHEREAS, Owner of Lot 4800, Block 2700 has constructed underground electric, telephone and cable T.V. services in the right-of-way of County Route #519 to service Lot 4800, Block 2700 in Hope Township; and

WHEREAS, the County owns the right-of-way of County Route #519 in Hope Township; and

WHEREAS, the lot Owner and Warren County agree that the lot Owner shall own and be responsible for the construction and maintenance of the underground electric, telephone and cable T.V. services; and

NOW, THEREFORE BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren in the State of New Jersey hereby approves the Underground Utility Service Agreement between the Owner of Lot 4800, Block 2700 and the County of Warren for the construction and maintenance of the above underground electric, telephone and cable T.V. services within the right-of-way of County Route #519 in Hope Township.

BE IT FURTHER RESOLVED that the Director and Clerk of the Board are 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

MINUTES**APRIL 9, 2008**

Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 210-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION SUPPORTING THE DIVISION OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES' RECOMMENDATION TO ACCEPT THE LIQUIDATION OF REAL ESTATE FOR THE PURPOSE OF DETERMINING MEDICAID ELIGIBILITY; ACCEPTANCE BASED ON SALE OF PROPERTY AT AN AMOUNT LESS THAN FAIR MARKET VALUE

WHEREAS, the NJ Medicaid Only Manual (10:71-4.7) requires that a Medicaid applicant receive Fair Market Value for any resource that is subject to a plan of liquidation for the purpose of determining program eligibility by the Warren County Division of Temporary Assistance and Social Services (TASS); and

WHEREAS, according to the Manual, it is the responsibility of the county welfare agency (or TASS) to determine whether Fair Market Value is received for any real property at the time of disposition; and

WHEREAS, in the event the property is to be sold at an amount that is below Fair Market Value, as determined by independent appraisal(s) authorized by TASS, the final approval is the responsibility of the Director of the Board of Chosen Freeholders; and

WHEREAS, the property listed below has been appraised through TASS and the appraisal exceeds the amount offered for the sale of the property:

149 Mercer Street
Phillipsburg, NJ

and; **WHEREAS**, Warren County TASS recommends the county accept this offer as it is close to the Fair Market Value of the property.

NOW, THEREFORE BE IT RESOLVED, that the Warren County Board of Freeholders supports the recommendation of Warren County TASS to accept the sale offer for 149 Mercer St., Phillipsburg, New Jersey, for the purpose of determining program eligibility for a Medicaid applicant.

BE IT FURTHER RESOLVED that the Director of the Board is hereby authorized to sign the Medicaid Liquidation Form for the Warren County Division of Temporary Assistance and Social Services.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 211-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION APPROVING MODIFICATION TO GRANT AGREEMENT 08ALWN WITH THE NJ DEPARTMENT OF HUMAN SERVICES FOR AN ADDITIONAL \$1,000 OF NJ DHS FUNDING THEREBY RAISING THE GRANT CEILING TO \$272,737

WHEREAS, on January 23, 2008, the Warren County Board of Chosen Freeholders approved a grant with the NJ Department of Human Services for \$271,737 NJDHS funding

MINUTES**APRIL 9, 2008**

(#08ALWN) to provide planning services; and

WHEREAS, the NJ Department of Human Services has subsequently awarded Warren County an additional \$1,000 for this agreement to sponsor an event targeted to the prevention of adolescent pregnancy in Warren County; and

WHEREAS, the grant agreement ceiling will increase to \$272,737 with inclusion of these anticipated funds.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders approves this grant modification for an additional \$1,000 in NJ Department of Human Services funding; grant ceiling to increase to \$272,737.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 212-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION AUTHORIZING THE WARREN COUNTY CULTURAL AND HERITAGE COMMISSION TO APPLY FOR A MATCHING STATE/COUNTY LOCAL ARTS PROGRAM GRANT AWARD IN THE AMOUNT OF \$95,669 FOR FY 2009 FROM THE NEW JERSEY STATE COUNCIL ON THE ARTS

WHEREAS, in accordance with N.J.S.A. 40:33A-1, the Warren County Board of Chosen Freeholders adopted a Resolution creating the Warren County Cultural and Heritage Commission on October 11, 1972; and

WHEREAS, the Warren County Cultural and Heritage Commission was designated as the New Jersey State Council on the Arts Block Grant Agency by Warren County Resolution dated October 23, 1991; and

WHEREAS, the development of the arts in Warren County is deemed a valuable cultural asset and will have a positive impact on the quality of life in Warren County;

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby authorize the Warren County Cultural and Heritage Commission to apply for and administer the New Jersey State Council on the Arts Block Grant funds in the amount of \$95,669 for FY 2009 in Warren County.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 213-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION AUTHORIZING THE WARREN COUNTY CULTURAL AND HERITAGE COMMISSION TO SUBMIT A MATCHING BUILDING ARTS PARTICIPATION GRANT APPLICATION IN THE AMOUNT OF \$27,800 FOR FY 2009 TO THE NEW JERSEY STATE COUNCIL ON THE ARTS FOR SENIOR OUTREACH PROGRAMMING

WHEREAS, in accordance with N.J.S.A. 40:33A-1, the Warren County Board of Chosen Freeholders adopted a Resolution creating the Warren County Cultural and Heritage Commission on October 11, 1972; and

MINUTES**APRIL 9, 2008**

WHEREAS, the development of the arts in Warren County is deemed a valuable cultural asset and will have a positive impact on the quality of life and development of cultural tourism in Warren County;

WHEREAS, this grant will enable the Commission to provide programming to our underserved and residence bound senior constituents throughout the county;

WHEREAS, match will be met with Warren County Cultural & Heritage Commission's 2008 operating budget and by an agreement with Warren County Community College to provide a \$10,000 match.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby authorize the Warren County Cultural and Heritage Commission to apply for, accept and administer the New Jersey State Council on the Arts Building Arts Participation Grant funds in the amount of \$27,800 for FY 2008 (July 1, 2008 thru June 30, 2009).

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 214-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE NJ YOUTH CORP FOR THE USE AND MAINTENANCE OF THE STINE PROPERTY, BLOCK 99, LOT 6.01 LOCATED IN LOPATCONG TOWNSHIP

WHEREAS, the property known as the Stine property, Block 99, Lot 6.01 in Lopatcong Township was purchased by Warren County in 2001; and

WHEREAS, a life right was granted to the Stine family until such time as they permanently left the property which occurred in January 2008; and

WHEREAS, the county does not wish to leave the property unoccupied and subject to deterioration and vandalism; and

WHEREAS, the New Jersey Youth Corp has expressed an interest in using the property and maintaining same, similar to other agreements that the county has and the Board of Recreation Commissioners have recommended entering into such an agreement; and

WHEREAS, the New Jersey Youth Corp is an eligible non-profit organization to use this site under the rules of the Green Acres Program as its Warren County headquarters.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders believe such an arrangement with the New Jersey Youth Corp is in the best

interest of Warren County and authorize the Freeholder Director to execute a Memorandum of Understanding to effectuate this arrangement.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 215-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION TRANSFERING JURISDICTION AND OWNERSHIP OF A PORTION OF

MINUTES **APRIL 9, 2008**
**COUNTY ROUTE 661 (MAIN STREET) FROM MILE POST 0.00 TO MILE POST 1.33 AND A
 PORTION OF COUNTY ROUTE 612 (ALLAMUCHY-JOHNSONBURG ROAD) FROM MILE
 POST 4.92 TO MILE POST 5.12, FRELINGHUYSEN TOWNSHIP, WARREN COUNTY, NEW
 JERSEY**

WHEREAS, the County wishes to transfer jurisdiction and ownership of that portion of County Route 661(Main Street) from the southerly intersection of County Route 519, mile post 0.00, to the northerly intersection of County Route 519, mile post 1.33, and that portion of County Route 612 from the intersection of County Route 519, mile post 4.92, to the intersection of County Route 661 (Main Street), mile post 5.12, to Frelinghuysen Township, as shown on the attached map; and

WHEREAS, the Township of Frelinghuysen has expressed a willingness to assume jurisdiction and ownership responsibility for these portions of County Route 661 and County Route 612; and

WHEREAS, the Board of Chosen Freeholders has determined that it is the best interest of the public to transfer jurisdiction of said portion of roads to the township pursuant to N.J.S.A. 27:16-28 (a).

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren does hereby discontinued as County roads and transfer jurisdiction and ownership to Frelinghuysen Township for the construction, reconstruction, repair and/or maintenance of that portion of County Route 661(Main Street) from the southerly intersection of County Route 519, mile post 0.00, to the northerly intersection of County Route 519, mile post 1.33, and that portion of County Route 612 from the intersection of County Route 519, mile post 4.92, to the intersection of County Route 661 (Main Street), mile post 5.12.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the Frelinghuysen Township Clerk within ten (10) days of passage for action by the Municipal governing body pursuant to N.J.S.A. 27:16-28 (a).

BE IT FURTHER RESOLVED that this transfer of jurisdiction and ownership shall become effective on June 1, 2008 subject to the approval of the Township of Frelinghuysen and the filing of both resolutions in the Office of the County Clerk.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 216-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

**RESOLUTION TAKING OVER JURISDICTION AND OWNERSHIP OF ACKERSON ROAD
 FROM COUNTY ROUTE 519 (HOPE JOHNSONBURG ROAD) TO COUNTY ROUTE 608
 (SILVER LAKE ROAD), TOWNSHIP OF FRELINGHUYSEN, WARREN COUNTY, NEW
 JERSEY**

WHEREAS, Ackerson serves as a part of the collector road system between County Route 519 (Hope-Johnsonburg Rd.) and County Route 608 (Silver Lake Rd.) as shown on the attached map; and

WHEREAS, Frelinghuysen Township and Warren County have discussed transferring jurisdiction and ownership of this road; and

MINUTES**APRIL 9, 2008**

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren, in accordance with provisions of N.J.S.A. 27:16-5, does hereby approve the takeover of the jurisdiction and ownership of Ackerson Road between County Route 519 (Hope-Johnsonburg Rd.) and County Route 608 (Silver Lake Rd.) a distance of 1.42 miles within the Township of Frelinghuysen, County of Warren, State of New Jersey, and incorporate it as part of part of county road system as County Route 681.

BE IT FURTHER RESOLVED that this transfer of jurisdiction and ownership shall become effective on June 1, 2008 subject to the approval of the Township of Frelinghuysen and the filing of both resolutions in the Office of the County Clerk.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 217-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION AMENDING THE WARREN COUNTY OPEN SPACE RECREATION, FARMLAND & HISTORIC PRESERVATION TRUST FUND PROCEDURES AND RULES

WHEREAS, the Land Preservation Department has prepared an amendment to Section 1.9, Paragraph 2 of the Warren County Open Space Recreation, Farmland, and Historic Preservation Trust Fund as follows:

The Warren County Municipal and Charitable Conservancy Trust Committee will develop an application package to be distributed to municipalities and charitable conservancies. The Committee will develop the criteria by which the applications will be evaluated and recommended for funding. Candidate projects must be received by a date fixed by the committee, so that they may be evaluated for recommendation to the Board of Chosen Freeholders for funding by the first Freeholder meeting in December. The MCCTFC will recommend approved projects to the BCF for funding. If approved by the BCF, such approval will be conditioned on available funds and may carry into subsequent fiscal years.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby approve the amendment to the Warren County Open Space Recreation, Farmland & Historic Trust Fund Procedures and Rules.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

Referring to the changes in jurisdiction and ownership of stretches of roads in Frelinghuysen Township (Agenda Items E7-8), Mr. Chamberlain said this is what's best for the County and thanked County Engineer Dave Hicks for doing the negotiating.

RESOLUTION 218-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

MINUTES **APRIL 9, 2008**
**RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE
 ADVERTISEMENT FOR BIDS FOR THE RECONSTRUCTION OF WARREN COUNTY BRIDGE
 #09003, GAISLER ROAD OVER THE JACKSONBURG CREEK, HARDWICK TOWNSHIP,
 CONTRACT #WC0825**

BE IT RESOLVED that the plans and specifications for Contract #WC0825 for the Reconstruction of Warren County Bridge #09003, Gaisler Road over the Jacksonburg Creek, Hardwick Township are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to advertise for proposals for the above project at least 10 days prior to the receipt of bids in

THE STAR LEDGER

TENTATIVE SCHEDULE

**ADVERTISING DATE - THURSDAY, APRIL 17, 2008
 BIDS TO BE RECEIVED - TUESDAY, MAY 20, 2008
 AWARD DATE - WEDNESDAY, MAY 28, 2008**

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 219-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

**RESOLUTION APPROVING THE CONTRACT DOCUMENTS FOR CONSTRUCTION,
 ENGINEERING & INSPECTION SERVICES FOR THE RECONSTRUCTION OF WARREN
 COUNTY BRIDGE #2102215, COUNTY ROUTE #623 (BRASS CASTLE ROAD) OVER THE
 POHATCONG CREEK, WASHINGTON TOWNSHIP, CONTRACT #WC0831FO**

BE IT RESOLVED that the contract documents for Contract #WC0831FO for Construction Engineering & Inspection Services for the Reconstruction of Warren County Bridge #2102215, County Route #623 (Brass Castle Road) over the Pohatcong Creek, Washington Township are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to advertise a "Request for Proposal" in accordance with the procedures established by the North Jersey Transportation Planning Authority and New Jersey Department of Transportation.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 220-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

**RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE
 ADVERTISEMENT FOR BIDS FOR THE 2008 PAVEMENT MARKINGS ON VARIOUS
 WARREN COUNTY ROADS, CONTRACT #WC0816**

MINUTES**APRIL 9, 2008**

BE IT RESOLVED that the plans and specifications for Contract #WC0816 for the 2008 Pavement Markings on Various Warren County Roads are hereby approved.

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to advertise for proposals for the above project at least 10 days prior to the receipt of bids in

THE STAR LEDGER**TENTATIVE SCHEDULE****ADVERTISING DATE – THURSDAY, APRIL 17, 2008****BIDS TO BE RECEIVED –TUESDAY, MAY 20, 2008****AWARD DATE – WEDNESDAY, MAY 28, 2008**

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 221-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC0832 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR SECURITY SYSTEM UPGRADE AT THE WARREN COUNTY COMMUNICATIONS CENTER

BE IT RESOLVED that specification WC0832 for security system upgrade 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 911 Equipment.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 222-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION RE: AWARD OF CONTRACT WC0807 TO TOTAL MAINTENANCE & SERVICE CO., INC. FOR HEATING AND AIR CONDITIONING MAINTENANCE AND SERVICE FOR THE PERIOD OF MAY 1, 2008 THROUGH APRIL 30, 2009 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(7) IN THE BASE AMOUNT OF \$4,165.00 WITH UNSCHEDULED MAINTENANCE TO BE BILLED AT FIXED LABOR CHARGES IN THE AMOUNT OF \$57.00, \$90.00 AND \$90.00 (REGULAR, OVERTIME AND HOLIDAY RATES) AND PARTS AT 10%

MINUTES**APRIL 9, 2008****ABOVE COST, APPROXIMATE TOTAL CONTRACT \$60,000.00**

BE IT RESOLVED that Warren County Contract WC0807 for heating and air conditioning maintenance and service is hereby awarded to . . . Total Maintenance & Service Co., Inc., Fairfield, New Jersey In the approximate amount of . . . \$60,000.00 as per their bid submitted . . . March 25, 2008

Funding for this contract has been provided in budget account 013100/5024 – Buildings & Grounds Maintenance Facility – Maintenance Repair and Cleaning.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 223-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION RE: AMENDING AWARD OF CONTRACT WC0691R FOR PROFESSIONAL ARCHITECTURAL SERVICES, FOR REVIEW, PLANNING, DESIGN AND PREPARATION OF BID READY SPECIFICATIONS AND DRAWINGS FOR THE RENOVATION OF THE WARREN COUNTY WARDEN'S HOUSE AND THE ADJACENT JAIL BUILDING TO RAYMOND E. O'BRIEN R.A. INC., OF BLAIRSTOWN, NEW JERSEY FOR AN ADDITIONAL AMOUNT OF \$4,883.00, TOTAL CONTRACT AMOUNT NOT TO EXCEED \$33,483.00

WHEREAS, there exists a need for the professional services of an architect to provide review, planning, design and preparation of bid ready specifications and drawings for the renovation of the Warren County Warden's House and the adjacent Jail Building; 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 capital account 0407A701/5028 – Building Design & Renovation.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Raymond E. O'Brien R.A. Inc., of Blairstown, New Jersey, for professional services for the above project, in a additional amount of \$4,883.00 the approximate amount not to exceed \$33,483.00 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 Director of the Board of Chosen Freeholders is hereby authorized to execute said letter of Agreement by signing same.

MINUTES

APRIL 9, 2008

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 of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 224-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

RESOLUTION AWARDING CONTRACTS FOR THE 2008 MAINTENANCE, REPAIR AND CONSTRUCTION MATERIALS FOR THE ROAD, BRIDGE AND MAINTENANCE DEPARTMENTS, CONTRACT #WC0812

WHEREAS, Maintenance, Repair and Construction Materials are needed by the County for the 2008 work schedule (May 1, 2008 to April 30, 2009); and

WHEREAS, bids were received on Thursday, March 20, 2008 at 1:30 P.M. and reviewed by the Director of Purchasing and the County Engineer; and

WHEREAS, it is recommended that the following awards be made to the various companies at the lowest responsible and responsive bids:

CONTRACT #WC0812-1 BRENT MATERIAL COMPANY

TOTAL CONTRACT.....\$14,618.95

Item #12-12.11 Smooth Interior Corrugated Polyethylene Storm Sewer Pipe
in 20' Lengths w/collars [various sizes]

[All items above are furnished and delivered]

CONTRACT #WC0812-2 GARDEN STATE ASPHALT MATERIALS, INC.

TOTAL CONTRACT\$218,289.76

* Item #1 Cationic Emulsified Asphalt RS-3K 115,312 gals @ \$1.73
= \$199,489.76

* Item #1 Anionic Emulsified Asphalt RS-2 115,312 gals @ \$1.73
= \$199,489.76

Item #2 CRS-2P Polymer Modified
Emulsified Asphalt 10,000 gals @ \$1.88
= \$18,800.00

*** NOTE:** Road supervisor will direct bidder on the type of emulsified asphalt to be used based on cover stone compatibility *[All items above are furnished, delivered and applied]*

CONTRACT #WC0812-3 HARMONY SAND & GRAVEL, INC.

TOTAL CONTRACT\$57,425.00

Item #9 Abrasive Grits (De-Icing Materials)
Item #9.1 County Garage, CR #519 Belvidere 1,500 tons @ \$11.08
=\$16,620.00
Item #9.2 County Garage, CR #608 H'Town 2,500 tons @ \$11.57
=\$28,925.00
Item #9.4 County Garage, CR #604 H'Town 500 tons @ \$11.88
=\$5,940.00
Item #9.5 County Garage, CR #641 Alpha 500 tons @ \$11.88

MINUTES**APRIL 9, 2008**

=\$5,940.00

*[All items above are furnished and delivered]***CONTRACT #WC0812-4 TILCON NEW YORK, INC.****TOTAL CONTRACT\$98,757.70**

Item #8	3/8" Broken stone		
Item #8.1	DPW Yard, Knowlton Twp	660 tons @ \$15.50	=\$10,230.00
Item #8.2	CR #630, Washburn Ave., Wash.	1,191 tons @ \$15.50	=\$18,460.50
Item #8.3	CR #621, Witco Plant, Harmony	731 tons @ \$15.50	=\$11,330.50
Item #8.4	CR 604, Hackettstown	1,181 tons @ \$16.50	=\$19,486.50
Item #8.5	CR #519, Frelinghuysen	616 tons @ \$16.00	=\$ 9,856.00
Item #9	Abrasive Grits (De-Icing Materials)		
Item #9.3	CR #631 Oxford	1,000 tons @ \$11.40	=\$11,400.00

[All items above are furnished and delivered]

Item #10 Dense Graded Aggregate 1,580 tons @ \$9.49 =\$14,994.20

Item #11 Dense Graded Aggregate
using recycled concrete 400 tons @ \$7.50 = \$3,000.00*[All items above are furnished FOB (from our business) Producer's Plant: Oxford, NJ]***CONTRACT #WC0812-5 209 ENTERPRISES, DIV. OF HAINES & KIBBLEHOUSE INC.****TOTAL CONTRACT\$2,560.00**

Item #10 Dense Graded Aggregate 320 tons @ \$8.00 =\$2,560.00

*[All items above are furnished FOB (from our business) Producer's Plant: Oxford, NJ]***CONTRACT #WC0812-6 WARREN MATERIALS, DIV. OF LEHIGH VALLEY SITE CONTRACTORS, INC.****TOTAL CONTRACT\$145,847.00**

Item #3	Hot Mix Asphalt, 9.5 M 64	1,200 tons @ \$54.69	=\$65,628.00
Item #4	Hot Mix Asphalt, 12.5 M 64	300 tons @ \$56.69	=\$17,007.00
Item #5	Hot Mix Asphalt, 19.0 M 64	1,100 tons @ \$50.92	=\$56,012.00
Item #6	Hot Mix Asphalt, Curb Mix	100 tons @ \$72.00	=\$ 7,200.00

*[All items above are furnished FOB (from our business) Producer's Plant: Stewartsville, NJ]***CONTRACT #WC0812-7 WELDON MATERIALS, INC.****TOTAL CONTRACT\$13,050.00**Item #7 UPM High Performance Bituminous
Cold Mix 150 tons @ \$87.00 =\$13,050.00*[All items above are furnished and delivered]***WHEREAS**, adequate funds have been established in, and certified by the County Chief Financial Officer.**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren do hereby award the above contracts to the companies as recommended above and the Director of the Board is hereby directed to execute the necessary contract forms.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

MINUTES**APRIL 9, 2008****RESOLUTION 225-08**

On motion by Mr. Chamberlain, 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 April 9, 2008.

**RESOLUTION APPOINTING MEMBERS TO THE
WARREN COUNTY HUMAN SERVICES ADVISORY COUNCIL**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoints the following individuals to the Warren County Human Services Advisory Council:

Laura Hunter
PO Box 283
Oxford, NJ 07863

No term

Nancy Lowery
482 Route 57 West, Apt. 9
Washington, NJ 07882

No term

Debbie Minnick
277 Brass Castle Road
Oxford, NJ 07863

No term

Richard Smith
ImageSmith Incorporated
674 Route 202-206
Building 4 North
Bridgewater, NJ 08807

No term

Jack Patten
Workforce Investment Board
PO Box 900
Morristown, PA 07963-0900

No term

Sarah Brelvi
United Way of Warren County
PO Box 451
Belvidere, NJ 07823

Term to expire: 4/30/11

Karen Cassano
Big Brothers/Big Sisters
PO Box 123
Washington, NJ 07882

Term to expire: 4/30/11

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RECOMMENDATION

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

MINUTES**APRIL 9, 2008**

adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

**RECOMMENDATION TO ACCEPT THE RESIGNATION OF JAMES ABLINE, SR. FROM THE
WARREN COUNTY HUMAN SERVICES ADVISORY COUNCIL**

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 226-08

On motion by Mr. Chamberlain, 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 April 9, 2008.

**RESOLUTION TO APPOINT MEMBERS TO THE WARREN COUNTY MUNICIPAL AND
CHARITABLE CONSERVANCY TRUST FUND COMMITTEE**

WHEREAS, the Warren County Board of Chosen Freeholders adopted the Warren County Open Space and Farmland Preservation Trust Fund Procedures and Rules on June 26, 1996; and

WHEREAS, recommendations for membership on the committee have been received from the Township of Washington of the Municipal Region 4 recommending Samir Elbassiouny as appointee; and

WHEREAS, recommendations for membership on the committee have been received from the Township of Frelinghuysen of the Municipal Region 6 recommending Jean Smolha as appointee; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren hereby appoint the following persons to the Warren County Municipal and Charitable Conservancy Trust Fund Committee:

Region 4: Washington Township
Samir Elbassiouny
1 Glen Eagles Road
Washington, New Jersey 07882
Term: 3/26/08 – 3/25/10

Region 6: Frelinghuysen Township
Jean Smolha
593 Route 519
Blairstown, NJ 07825
Term: 3/26/08 – 3/25/10

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 227-08

On motion by Mr. Chamberlain, 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 April 9,

MINUTES**APRIL 9, 2008**

2008.

RESOLUTION ABOLISHING THE POSITION OF WARREN COUNTY RECYCLING COORDINATOR, UNCLASSIFIED

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the position of Warren County Recycling Coordinator, Unclassified is hereby abolished effective April 10, 2008.

WHEREAS, the Pollution Control Financing Authority of Warren County has agreed to appoint Victor S. Camporine as Warren County Recycling Coordinator within their Table of Organization and Mr. Camporine shall continue to provide those services and retain the

responsibilities inherent in this position including reporting to and coordinating with the Warren County Solid Waste Coordinator.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

The Freeholders clarified that the job of Recycling Coordinator will be transferred to and financed by the PCFA now that the recycling center is located at the landfill. County Planner Dave Dech will still be coordinating the program.

Mr. Marvin said County Recycling Coordinator Victor Camporine did a very nice job on his recent presentation to municipal and school recycling coordinators at Warren County Technical School. Mr. Gardner agreed that Mr. Camporine has done a fantastic job with outreach to gas stations, schools and more. Mr. Chamberlain noted that the recycling program is part of the County Solid Waste Plan.

Assistant County Counsel Erik Hassing had no report.

County Engineer Dave Hicks provided an update on the design process of the proposed new building. Mapping out space allocations is taking longer than is preferable. We're getting closer, he said, and the Human Services area is now laid out right, but as the needs of one entity are addressed, other areas are affected. Hopefully, the matter will be resolved in the next few weeks.

Mr. Chamberlain suggested the full Board meet with Architect James Guerra for an informational exchange "before we get too far down the road". Mr. Gardner thought it was an excellent suggestion, so it was decided to begin the next regularly scheduled Freeholder Board Meeting an hour earlier.

On motion by Mr. Chamberlain, 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 April 9, 2008.

IN ACCORDANCE WITH THE PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT, CHAPTER 231, P.L. 1975, N.J.S.A. 10:4-6 ET SEQ., NOTICE IS HEREBY GIVEN THAT THE WARREN COUNTY BOARD OF CHOSEN FREEHOLDERS' REGULAR MEETING SCHEDULED WEDNESDAY, APRIL 23, 2008 IN THE FREEHOLDERS' MEETING ROOM IN THE WAYNE DUMONT, JR. ADMINISTRATION BUILDING, 165 COUNTY ROUTE 519 SOUTH, BELVIDERE, NEW JERSEY 07823 WILL BEGIN AT 6:30 P.M.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

MINUTES**APRIL 9, 2008**

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

County Planner Dave Dech reported that a preliminary analysis of recycling figures from 2005 to 2006 show that recycling tonnage increased by about 10,000 tons. The total solid waste stream went up also. Although the percentage of recycled waste still falls short of the State's goal, significant progress has been achieved. Possible reasons for the increase included the educational efforts of the County Recycling Coordinator; rising prices for copper,

aluminum and steel and more recycling of concrete and asphalt. Mr. Dech said it is also a matter of making sure reports are done properly.

Mr. Gardner expressed disappointment that New Jersey hasn't had much success recycling glass since there is no refund program in place. Mr. Marvin noted that Assemblywoman Valerie Vainieri Huttle (D-Bergen) has co-sponsored pending legislation dealing with this issue. The "Smart Container Act" states that every beverage container sold or offered for sale in New Jersey shall have a refund value when empty.

As to whether the County should take over wastewater planning, Mr. Dech has received four or five written responses to his letter asking for opinions from municipalities and has had conversations with a few others. So far, the feedback has been a "mixed bag". Mr. Dech was going to reach out to the remaining towns in an effort to get a general consensus.

A draft of the County Open Space Plan will be presented for discussion at the Planning Board Meeting scheduled for April 28.

County CFO Charles Houck was absent.

County Administrator Steve Marvin drew the Board's attention to the latest Personnel Vacancy Report with his recommendations. Seasonal summer help is customarily utilized by Roads, Bridges, Planning and Engineering to supplement and assist these departments. These temporary positions are cost-effective and included in the current fiscal year's budget.

Mr. Hicks said these positions are "a big part of our program". They assist with surveys, traffic counts and accident reports. The extra manpower allows the Bridge Department to run three crews instead of two during the summer months. The Engineering Department customarily hires civil and mechanical engineering students who "are of value to us", Mr. Hicks said.

Mr. Gardner thought the arrangement was "win-win" in that the County is obtaining inexpensive labor while students are gaining valuable experience. With two of the positions being grant-funded, Mr. Chamberlain agreed that authorizing the hiring of seasonal work was fiscally cost-efficient. The Board decided to approve these along with the rest of Mr. Marvin's recommendations.

Mr. Marvin reminded the Board that U.S. Attorney Chris Christie's presentation on ethics in public office will be hosted at Warren County Technical School on April 15. At the present time, about 50-60 people are expected to attend. The NJAC Annual Conference will be held June 10-13 in Atlantic City and Mr. Marvin advised the Freeholders to decide whether they will be attending by mid-May to get the early bird discount.

Under Freeholder Comments, Mr. Chamberlain declined to speak.

Mr. Gardner said due to the absence of Mr. DiMaio, he would postpone discussion on the Environmental Commission.

MINUTES**APRIL 9, 2008**

Mr. Gardner requested a letter be sent to NJAC in support of the Southern New

Jersey Freeholders' Association's resolution opposing Governor Jon Corzine's proposal to eliminate the Department of Agriculture. Mr. Marvin said the resolution is already on the agenda for NJAC's next meeting. Mr. Gardner found this to be satisfactory.

The State House rally that had taken place the prior week opposing the dissolution of the Department of Agriculture was well supported, Mr. Gardner said. About ten legislators – democrats and republicans alike – addressed the crowd. For the small amount of money the State is going to save by folding the department into the Health Department and DEP, it just doesn't make sense. Having Farmland Preservation within the DEP would be "chaotic", according to Mr. Gardner.

Governor Corzine's latest proposal, to close all three of our State parks, is an "absolute travesty" to the citizens of Warren County and beyond, said Mr. Gardner. He almost felt as if this were some kind of political vendetta. It's outrageous, unfair and unjust, Mr. Gardner said. Mr. Chamberlain wondered how people could be kept out. Apparently, someone will remain on staff to turn people away. The Freeholders thought it would make more sense to have an employee there to keep it open as opposed to keeping people out.

RESOLUTION 228-08

On motion by Mr. Chamberlain, seconded by Mr. Gardner, at 8:33 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on April 9, 2008.

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

MINUTES**APRIL 9, 2008**

individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders, assembled in public session on April 9, 2008 that an Executive Session closed to the Public shall be held on April 9, 2008 at 8:33 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 of the County of Warren at a meeting held on April 9, 2008.

Steve Marvin, Clerk of the Board

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

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Board adjourned executive session at 8:45 p.m. and returned to open session.

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

On motion by Mr. Chamberlain, seconded by Mr. Gardner, and there being no further business to come before the Board at this time, the meeting was adjourned at 8:45 p.m.

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

ATTESTED TO:

MINUTES

APRIL 9, 2008

216

Steve Marvin, Clerk of the Board