

**MINUTES****MAY 28, 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 May 28, 2008 at 5:05 p.m.

The meeting was called to order by Director DiMaio and upon roll call, the following members were present: Freeholder John DiMaio, Freeholder Richard Gardner and Freeholder Everett Chamberlain. 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 DiMaio.

Director DiMaio read the following statement: **“ADEQUATE NOTICE OF THIS MEETING OF MAY 28, 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.”**

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Minutes of the Regular Session held on May 14, 2008 were approved.

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

On motion by Mr. Chamberlain, seconded by Mr. DiMaio, the Minutes of the Executive Session held on May 14, 2008 were approved.

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

Mr. Gardner had been absent from the May 14 Executive Session due to an early departure.

Carol Lowy provided a summary of the Small Cities Housing Rehabilitation Program, distributing information and a sign-in sheet. Ms. Lowy represents a firm retained by the Board to administer a \$500,000 grant provided under an agreement with the New Jersey Department of Community Affairs utilizing Community Development Block Grant resources from the U.S. Department of Housing and Urban Development. This grant has been received every year since about 1977. The County provides matching funds in the amount of \$150,000. The award for 2007 has been expended on improvements to a total of 27 dwelling units in 12 different Warren County municipalities. Improvements are related to construction code standards.

The money is paid back through a deferred mortgage program when the house is sold or deed is transferred. The program is now into a new cycle with applications for assistance being accepted.

On motion by Mr. Gardner, seconded by Mr. Chamberlain at 5:10 p.m., **OPENED PUBLIC HEARING ON SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT STATUS ON HOUSING REHABILITATION.**

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

Mr. Chamberlain asked about the amount of money in the account. Is most of it doled out in projects during the year or do we carry a balance? Ms. Lowy said the account does carry a balance which is quite large. Mr. Houck did not know the number off the top of his head, but it was easily obtainable.

Mr. Gardner wanted to know if participating municipalities were being properly credited in terms of COAH obligations. Ms. Lowy said her firm does fill out documentation for the municipalities to submit.

Mr. Chamberlain inquired about Ms. Lowy's salary and whether her firm is a non-profit. She said her office receives a fee of \$24,000 based on a program of \$650,000 and her firm operates for profit.

Members of the public had no questions or comments.

On motion by Mr. Chamberlain, seconded by Mr. Gardner at 5:15 p.m., **CLOSED PUBLIC HEARING ON SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT STATUS ON HOUSING REHABILITATION.**

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

**RESOLUTION 320-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION TO PAY BILLS**

**Be and it is hereby resolved** that Master Voucher Certificate **For Certification / Ratification for Payments No. 2008-20 and 2008-21, dated May 28, 2008** in the amount of **\$ 3,079,251.39** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

2008-20	5/21/08	\$	823,946.08	
Electronic Transfer re:				
Quick Farm	5/19/08		259,412.60	
2008-21	5/28/08		538,456.03	
TOTAL				\$ 1,621,814.71
Payroll	5/22/08	\$	1,457,436.68	
TOTAL				<u>1,457,436.68</u>
GRAND TOTAL				<u><u>\$ 3,079,251.39</u></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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**MINUTES****MAY 28, 2008****RESOLUTION 321-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING A CHANGE IN THE MONETARY AMOUNT OF PETTY CASH FUND OF THE WARREN COUNTY BOARD OF ELECTIONS FROM \$100 TO \$200**

**WHEREAS**, N.J.S.A. 40A: 5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution, and,

**WHEREAS**, The Director authorized the establishment of a \$100 Petty Cash Fund in the Board of Elections in accordance with N.J.S.A. 40A: 5-21 , and,

**WHEREAS**, it is the desire of the Board of Chosen Freeholders of the County of Warren that the petty cash fund for the Warren County Board of Elections be increased from \$100 to \$ 200.

**NOW, THEREFORE BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 322-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$4,750.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, SPECIAL EARLY INTERVENTION PROGRAM**

**WHEREAS**, a receivable balance of \$4,750.00 entitled Special Early Intervention Program remains on the Grant Fund Balance Sheet dedicated to a State Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$4,750.00:

Account Title	Account Number (Appropriation)	Amount
Special Early Intervention	S63305333 5094	\$ 1,341.00
Program	S63305333 5011	\$ 1,409.00
	S73355323 5011	\$ 2,000.00

	(Revenue)	
Special Early Intervention	S6330 4333	\$ 2,750.00
Program	S7335 4323	\$ 2,000.00

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 323-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$1,730.90 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, SANE PROJECT**

**WHEREAS**, a receivable balance of \$ 1,730.90 entitled Work First New Jersey Program remains on the Grant Fund Balance Sheet dedicated to a Federal Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 1,730.90:

Account Title	Account Number (Appropriation)	Amount
S.A.N.E. Project	S62755350 5029	\$ 1,730.90
	(Revenue)	
S.A.N.E. Project	S6275 4350	\$ 1,730.90

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 324-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$967.77 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, VICTIM ASSISTANCE PROGRAM**

**WHEREAS**, a receivable balance of \$ 967.77 entitled Victim Assistance Program remains on the Grant Fund Balance Sheet dedicated to a Federal Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 967.77:

Account Title	Account Number (Appropriation)	Amount
Victim Assistance	F72755337 5100	\$ 967.77
	(Revenue)	

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Victim Assistance

F7275 4327

\$ 967.77

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 325-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$12.68 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, HOMELAND SECURITY GRANT FY-05**

**WHEREAS**, a receivable balance of \$ 12.68 entitled Homeland Security Grant Program remains on the Grant Fund Balance Sheet dedicated to a State Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 12.68:

Account Title	Account Number (Appropriation)	Amount
Homeland Security	F52505351 5100	\$ 12.66
	MRNA 4738	\$ .02
	(Revenue)	
Homeland Security	F5251 4351	\$ 12.68

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 326-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$458.91 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH & SENIOR SERVICES, BIO-TERRORISM PREPAREDNESS & RESPONSE**

**WHEREAS**, a receivable balance of \$ 458.91 entitled Bio-terrorism Preparedness & Response remains on the Grant Fund Balance Sheet dedicated to a State Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

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**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 458.91:

Account Title	Account Number (Appropriation)	Amount
Bio-terrorism Preparedness & Response	S63355537 5100	\$ 458.91
	(Revenue)	
Bio-terrorism Preparedness & Response	S6335 4379	\$ 458.91

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 327-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE  
BALANCE OF \$988.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW &  
PUBLIC SAFETY, INSURANCE FRAUD PROGRAM**

**WHEREAS**, a receivable balance of \$ 988.00 entitled Insurance Fraud Program remains on the Grant Fund Balance Sheet dedicated to a State Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 988.00:

Account Title	Account Number (Appropriation)	Amount
Insurance Fraud	S72755364 5011	\$ 880.00
	S72755364 5094	\$ 108.00
	(Revenue)	
Insurance Fraud	S7275 4364	\$ 988.00

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 328-08**

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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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED RECEIVABLE BALANCE OF \$360.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, RECREATION OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES**

**WHEREAS**, a receivable balance of \$ 360.00 entitled Recreation Opportunities for Individuals with Disabilities remains on the Grant Fund Balance Sheet dedicated to a State Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 360.00:

Account Title	Account Number (Appropriation)	Amount
Recreation Opportunities For Individuals with Disabilities	S6355310 5029	\$ 360.00
	(Revenue)	
Recreation Opportunities For Individuals with Disabilities	S6355 4310	\$ 360.00

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 329-08**

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 May 28, 2008.

**RESOLUTION AUTHORIZING THE CANCELLATION OF UNCOLLECTED APPROPRIATION BALANCE OF \$111,941.83 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH & HUMAN SERVICES, AREA PLAN GRANT – PRIOR YEARS 2003-2005**

**WHEREAS**, a receivable balance of \$ 111,941.83 entitled Area Plan Grant – Prior Years 2003 - 2005 remains on the Grant Fund Balance Sheet dedicated to a State Grant which has been completed.

**WHEREAS**, it is necessary to formally cancel the receivable and its off-setting appropriations from the balance sheet.

**NOW, THEREFORE, BE IT RESOLVED** that the following grant receivable and appropriation balances be cancelled in the amount of \$ 111,941.83:

Account Title	Account Number (Appropriation)	Amount
Area Plan Grant	F3352 5303	\$ 33,255.67

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	F4352 5303	\$ 30,287.47
	F5352 5303	\$ 19,154.18
	F6352 5303	\$ 29,244.51
	(Revenue)	
Area Plan Grant	F3352 4303	\$ 3,301.63
	F5352 4303	\$ 57,489.90
	F6352 4303	\$ 51,150.12
	MRNA 4738	\$ .18

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 330-08**

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 May 28, 2008.

**INSERTION INTO THE 2008 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$51,609.26 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, CLEAN COMMUNITIES PROGRAM**

**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 2008 in the sum of \$ 51,609.26, which item is now available from the State of New Jersey, Department of Environmental Protection, Clean Communities Program.

**BE IT FURTHER RESOLVED** that a like sum of \$ 51,609.26 be and the same is hereby appropriated under caption:

“UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES”  
State of New Jersey, Department of Environmental Protection, Clean Communities Program (administered by the Correctional Center).

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Environmental Protection.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 331-08**

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 May 28, 2008.

**INSERTION INTO THE 2008 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF**

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**\$133,600.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL  
 PROTECTION, ENVIRONMENTAL HEALTH ACT**

**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 2008 in the sum of \$ 133,600.00, which item is now available from the State of New Jersey, Department of Environmental Protection, Clean Communities Program.

**BE IT FURTHER RESOLVED** that the Grant Match of \$ 129,100.00 is included in the 2008 County Budget, Sheet 20-b County Health Service Interlocal Agreement (NJS 40:8A-1) S&W.

**BE IT FURTHER RESOLVED** that a like sum of \$ 133,600.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Law Environmental Protection, Environmental Health Act (administered by Health Department).

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Environmental Protection.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 332-08**

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 May 28, 2008.

**INSERTION INTO THE 2008 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF  
 \$1,559,000.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION,  
 FY 2008 CAPITAL TRANSPORTATION PROGRAM**

**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 2008 in the sum of \$ 1,559,000.00, which item is now available from the State of New Jersey, Department of Transportation, FY 2008 Capital Transportation Program.

**BE IT FURTHER RESOLVED** that a like sum of \$ 1,559,000.00 be and the same is hereby appropriated under caption:

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

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State of New Jersey, Department of Transportation, FY 2008 Capital Transportation Program (administered by the Engineers Department).

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of 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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 333-08**

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 May 28, 2008.

**INSERTION INTO THE 2008 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$7,325.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, JUVENILE JUSTICE COMMISSION, JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT JAIBG-07-21**

**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 2008 in the sum of \$ 7,325.00, which item is now available from the State of New Jersey, Department of Law & Public Safety, Juvenile Justice Commission, Juvenile Accountability Incentive Block Grant JAIBG-06-21.

**BE IT FURTHER RESOLVED** the County's Cash Match (10%) of \$ 814.00 is included in the 2008 County Budget – Youth Shelter – OE (Sheet 20-c) in the total amount of 120,000.00.

**BE IT FURTHER RESOLVED** that a like sum of \$ 7,325.00 be and the same is hereby appropriated under caption:

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

State of New Jersey, Department of Law & Public Safety, Juvenile Justice Commission, Juvenile Accountability Incentive Block Grant JAIBG-07-21 (administered by Human Services Dept.).

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Department of Law & Public Safety, Juvenile Justice Commission.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 334-08**

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 May 28, 2008.

**INSERTION INTO THE 2008 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$297,119.00 FROM THE STATE OF NEW JERSEY, JUVENILE JUSTICE COMMISSION,**

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**STATE/COMMUNITY PARTNERSHIP GRANT PROGRAM & THE FAMILY COURT SERVICES PROGRAM**

**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 2008 in the sum of \$ 297,119.00, which item is now available from the State of New Jersey, Juvenile Justice Commission, State/Community Partnership Grant Program & the Family Court Services Program.

**BE IT FURTHER RESOLVED** that a like sum of \$ 297,119.00 be and the same is hereby appropriated under caption:

“UNDER STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES”  
 State of New Jersey, Juvenile Justice Commission, State/Community Partnership Grant Program & the Family Court Services Program (administered by Human Services Dept.).

**BE IT FURTHER RESOLVED** that the above is the result of the approval by the State of New Jersey, Juvenile Justice Commission.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 335-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION SUPPORTING ASSEMBLY BILL A-2046 TO INCREASE THE CASINO REVENUE (SENIOR CITIZENS AND DISABLED RESIDENTS TRANSPORTATION ASSISTANCE PROGRAM) ALLOCATION**

**WHEREAS**, Assembly Bill A-2046, sponsored by Assemblyman John S. Wisniewski, would increase the Casino Revenue “Senior Citizens and Disabled Residents Transportation Assistance Program” allocation (SCDRTAP) from 7.5% to 8.5%; and

**WHEREAS**, this legislation would prevent a loss in funds for the Warren County Paratransit system as a result of decreasing Casino Revenue funds anticipated; and

**WHEREAS**, Warren County has received notification of a 10% reduction in funds from the Casino Revenue funds for the 2009 year in the amount of \$60,857; and

**WHEREAS**, each county receives SCDRTAP grants to operate their paratransit transportation program and this funding would prevent a county and statewide crisis in funds as a result of transportation funding reductions for the 2009 year; and

**WHEREAS**, transportation is a life-sustaining service that enables riders to access essential medical, health and social services that are otherwise unavailable to senior and disabled riders; and

**WHEREAS**, the population needing transportation services is increasing, including an 83% increase in the 60 and older senior citizen population in the last decade; and

**WHEREAS**, the increased demand for services, as well as increases in costs of operation

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(as a result of rising fuel, vehicle and staff costs) warrant a higher percentage if Casino Revenue funds to be allocated toward the support of transportation for the elderly and disabled.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF WARREN**, as follows:

1. That the Board hereby supports Assembly Bill A-2046 providing for an increase in the Casino Revenue "Senior Citizens and Disabled Residents Transportation Assistance Program" allocation (SCDRTAP) from 7.5% to 8.5%.
2. That this Board hereby joins with the New Jersey Council on Special Transportation, the New Jersey Casino Revenue Fund Advisory Commission and disabled residents and their families in urging passage of same in 2008.

3. That a copy of this Resolution shall be forwarded to Governor Jon Corzine, Senators Robert Menendez, Frank Lautenberg, Congressman E. Scott Garrett, State Senator Leonard Lance, Assemblyman Michael Doherty and Assemblywoman Marcia Karrow and all New Jersey counties, as well as the Warren County Department of Human Services, Division of Aging and Disability Services and the Warren County Transportation 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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 336-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION IN SUPPORT OF THE FY '09 APPLICATION FOR FUNDING FROM THE NEW JERSEY DEPARTMENT OF MILITARY AND VETERANS AFFAIRS FOR \$7,000 GRANT FUNDS TO PROVIDE TRANSPORTATION SERVICES TO VETERANS; SUBJECT TO THE AVAILABILITY OF FUNDS**

**WHEREAS**, the NJ Department of Military and Veterans Affairs has made available to the Warren County Board of Chosen Freeholders funding for FY '09 for transportation services to veterans; anticipated funding totaling \$7,000; and

**WHEREAS**, the transportation services will be provided between July 1, 2008 and June 30, 2009 through the Warren County Transportation (WCT) system; subject to availability of funding.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Chosen Freeholders of the County of Warren supports the submission of the FY '09 grant application to the NJ Department of Military and Veterans Affairs for anticipated funding of \$7,000 to provide transportation services for veterans;

**BE IT FURTHER RESOLVED**, that the Director of the Board of Chosen Freeholders is authorized to sign the grant application; funding subject to availability.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 337-08**

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

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28, 2008.

**RESOLUTION GRANTING APPROVAL OF THE PURCHASE OF THE GEIGER FARM IN HARMONY AND LOPATCONG TOWNSHIPS**

**WHEREAS**, the Board of Chosen Freeholders of the County of Warren has determined that the property known as the Geiger Farm located at Block 8, Lot 31 in Harmony Township and Block 87, Lot 1.02 in Lopatcong Township consisting of approximately 57 acres is available for sale; and

**WHEREAS**, approval for the purchase of this farm has been recommended by the Warren County Agriculture Development Board at their May 14, 2008 meeting; and

**WHEREAS**, the purchase of this property and entering it into the Farmland Preservation Program and subsequently auctioning it to a private farming interest will encourage the survivability of productive agriculture in Warren County; and

**WHEREAS**, the property is adjacent to the Warren County Farmer's Fairground and its preservation will enhance the continued service of the annual Farmer's Fair to the culture and economy of Warren County;

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

1. The Board hereby grants permission for the purchase of the above described property based on a value of \$12,105.00 per acre.
2. The County's cost shall not exceed \$695,000.00.

**BE IT FURTHER RESOLVED** that adequate funds in the amount of \$695,000.00 in account #03895-5067-8950831-5067 have been certified by the Chief Financial Officer.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 338-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE THE SUBCONTRACT AGREEMENT FOR FISCAL YEAR 2008 SUBREGIONAL TRANSPORTATION PLANNING WORK PROGRAM BETWEEN THE NEW JERSEY INSTITUTE OF TECHNOLOGY, THE NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY, INC. AND THE COUNTY OF WARREN IN THE AMOUNT OF \$64,880**

**WHEREAS**, in order to improve subregional or county transportation planning, the New Jersey Department of Transportation has initiated a program to pass Federal Highway Administration and Federal Transit Administration funds through to individual counties to supplement existing state and regional planning efforts; and

**WHEREAS**, this subregional transportation planning effort is aimed at developing staff capability and improving institutional systems in the Warren County Planning Department; and

**WHEREAS**, this Subregional Transportation Planning Program is jointly administered by the New Jersey Institute of Technology and the North Jersey Transportation Planning Authority, Inc., (NJIT/NJTPA), and has been undertaken in Warren County by the Warren County Planning Department; and

**WHEREAS**, Warren County's proposed Subregional Transportation Planning Work Program for Fiscal Year 2008 follows a specific program designed jointly by the Warren County Planning Department, New Jersey Institute of Technology, and the North Jersey Transportation

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Planning Authority, Inc., and

**WHEREAS**, Warren County's proposed Subregional Transportation Planning Work Program for Fiscal Year 2008 has been approved by the NJIT/NJTPA; and

**WHEREAS**; the NJIT/NJTPA allocated \$64,880 for the Subregional Transportation Planning Program as outlined in Volume II of the FY 2008 Unified Work Program for Warren County; and

**WHEREAS**, under the subcontract, Warren County hereby authorized to incur costs, starting July 1, 2007 and ending June 30, 2008 to a maximum of \$64,880; and

**WHEREAS**, this amount consists of Federal Highway Administration and Federal Transit Administration planning funds of \$51,904 (80%) and \$12,976 (20%) of Warren County in-kind match; and

**WHEREAS**, the funding level and the contract agreement are subject to adjustment based on review and audit of Warren County's FY 2006 STP Program performance and the availability of federal funds;

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The agreement for subregional transportation planning for FY 2008 between the County of Warren, the New Jersey Institute of Technology, and the North Jersey Transportation Planning Authority, Inc., is approved subject to adjustment based on review and audit of the FY 2006 STP Program performance and availability of federal funds.
2. The Freeholder Director is hereby directed to execute said agreement.
3. Costs incurred under this contract shall not exceed \$64,880.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 339-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE A  
SUBCONTRACT FOR THE FY 2008-2009 SUBREGIONAL STUDIES PROGRAM WITH THE  
NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY (NJTPA), THE NEW JERSEY  
INSTITUTE OF TECHNOLOGY (NJIT) AND THE COUNTY OF WARREN IN THE AMOUNT OF  
\$220,000**

**WHEREAS**, the Sub-regional Studies Program intent is to analyze regional accessibility and mobility issues, help find investments that are consistent with the North Jersey Transportation Planning Authority (NJTPA) Regional Transportation Plan, and identify potential transportation solutions for a particular system or study area; and

**WHEREAS**, Warren County's proposed Sub-regional Study program is to develop a comprehensive corridor plan of land use management strategies and transportation projects to mitigate existing and future congestion and safety issues along Route 22 in the Townships of Greenwich, Pohatcong, and Lopatcong, and the Town of Phillipsburg; and

**WHEREAS**, the NJIT/NJTPA has approved an allocation of \$220,000 for the Warren County Sub-regional Study as outlined in Volume III of the FY 2008 Unified Work Program, consisting of \$176,000 in federal funding and \$44,000 in-kind local match;

**NOW, THEREFORE BE IT RESOLVED**, as follows:

1. The contract for the Sub-Regional Program for FY 2008-2009 between the County

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of Warren and the NJIT/NJTPA is approved.

2. The Freeholder Director is hereby directed to execute said agreement.
3. Cost incurred under this contract shall not exceed \$220,000.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 340-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION TO ESTABLISH AND MAINTAIN NO PASSING ZONES ALONG COUNTY ROUTE #519 (SOUTH BRIDGEVILLE ROAD), WHITE TOWNSHIP**

**BE IT RESOLVED** that No Passing Zones be established and maintained along County Route #519 (South Bridgeville Road), White Township as authorized by the New Jersey Department of Transportation in accordance with the sketch drawing number NPZ-3675-A bearing the latest revision date of October 23, 2007; and

**BE IT FURTHER RESOLVED** that this resolution shall take effect upon approval by the Commissioner of the 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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 341-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION APPROVING A 99 YEAR LEASE AGREEMENT WITH THE TOWNSHIP OF ALLAMUCHY FOR LOT 39, BLOCK 701.02 PROVIDING LAND AND COMMUNICATIONS TOWER IMPROVEMENTS FOR EXPANSION OF THE WARREN COUNTY 911 COMMUNICATIONS CENTER NETWORK AND AUTHORIZING PAYMENT TO THE TOWNSHIP OF ALLAMUCHY IN THE AMOUNT OF \$103,150.00 FOR REIMBURSEMENT FOR COSTS AND SERVICES RELATED**

**WHEREAS**, Warren County seeks to improve its network of communications capabilities in furtherance of the 911 Communications Center PSAP/PSD services, and

**WHEREAS**, the Township of Allamuchy has secured, at the County's request, ownership and access to Lot 39, Block 701.02 including on-site communication tower improvements and appurtenances through their negotiated termination of a lease agreement with Cablevision and the Township of Allamuchy has agreed to lease said lands and improvements to Warren County for a 99 year period.

**NOW, THEREFORE, BE IT RESOLVED** that the Warren County Board of Chosen Freeholders does hereby approve the Lease Agreement with the Township of Allamuchy for Lot 39, Block 701.02 and authorizes the Freeholder Director to execute said Lease Agreement, and

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**BE IT FURTHER RESOLVED** that reimbursement payment to the Township of Allamuchy in the amount of \$103,150.00, adequate funds for which having been certified by the Chief Financial Officer, is hereby approved.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 342-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION OPPOSING SENATE CONCURRENT RESOLUTION 88 “WATER SUPPLY, OPEN SPACE AND FARMLAND TRUST FUND ACT”**

**WHEREAS**, the Legislature has adopted the Highlands Act on the theory that the 860,000 acre Highlands Region serves as an “essential source of drinking water, providing clean and plentiful drinking water for one-half of the State's population” and that the area includes exceptional natural resources such as clean air, contiguous forest lands, wetlands, pristine watersheds, habitat for fauna and flora, many sites of historic significance and provides abundant recreational opportunities, all of which are an invaluable and irreplaceable asset of the current citizens of New Jersey; and

**WHEREAS**, the Legislature included in the Highlands Act a specific commitment for additional funding through “a strong and significant commitment by the State to fund the acquisition of exceptional natural resource value lands”; and

**WHEREAS**, one of the Warren County Board of Chosen Freeholders main concerns with the Highlands Act has been the lack of sufficient, stable, and dedicated permanent funding to preserve the lands envisioned to be protected by the Highlands Act, and to compensate those landowners whose equity in their property has been significantly diminished by the effects of the Highlands Act; and

**WHEREAS**, the Garden State Preservation Trust Fund that funds the Green Acres Program, the Farmland Preservation Program, and other programs presently provides a significant source of funding for acquisition projects statewide; and

**WHEREAS**, the Garden State Preservation Trust Fund will no longer be able to issue any new bond, note or other obligation after June 30, 2009, unless the Trust Fund is reauthorized; and

**WHEREAS**, on March 6, 2008, Senate Concurrent Resolution 88 was introduced to the New Jersey Legislature proposing to amend Article VIII, Section II of the Constitution of the State of New Jersey to provide that revenue from water consumption and water user fees be dedicated only for the purpose of providing funding for the acquisition and development of lands for recreation and conservation purposes and for the preservation of farmland for agricultural and horticultural use and production.

**WHEREAS**, SCR 88 does not specify a percentage of the annual balance to be appropriated to the Highlands Region although over half (66%) of the State's residents drink Highlands water; and

**WHEREAS**, in addition to the acquisition of land for recreation, conservation, and farmland preservation as eligible purposes, SCR 88 allows the funds to be used for the development of lands acquired for recreation and open space.

**NOW, THEREFORE BE IT RESOLVED** that the Warren County Board of Chosen Freeholders opposes SCR 88 as it is currently proposed because it lacks commitment to dedicating a proportional share of the annual fund balance for the acquisition of land in the

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Highlands Region which supplies water to over half of the State's population.

**BE IT FURTHER RESOLVED** that the Warren County Board of Chosen Freeholders would consider supporting SCR 88 if at least 65% of the revenue collected through the water fee is dedicated to the preservation of land in the Highlands region.

**BE IT FURTHER RESOLVED** that certified copies of this resolution be transmitted to Governor Corzine, Senator Bob Smith, Assemblypersons Marcia Karrow and Michael Doherty, Senator Leonard Lance, and the Highlands 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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

Regarding the 99 year lease agreement with Allamuchy (E7), Mr. Marvin explained that the County will not be taking ownership of the property, but will have access to it and be responsible for costs and fees for the duration of the lease.

Mr. Gardner felt some explanation was necessary on the Board's opposition to Senate Concurrent Resolution 88. No funds are being devoted to Highlands Region land preservation and funding for Green Acres is slated to go primarily to urban areas. This is not the right type of bill, he said.

Mr. DiMaio said he has always been in favor of a fee on water. In a true democracy, said Mr. Gardner, we should pay for services rendered. Mr. Chamberlain said throughout all the hearings and in the Master Plan, there was to be established funds to reimburse lost equity. This is a very poor attempt to address the issue, he said. Mr. Gardner noted that New Jersey made no effort to follow the example of New York City in terms of utilities upgrades.

**RESOLUTION 343-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0846 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR RE-ROOFING OF THE WARREN COUNTY ADMINISTRATION BUILDING**

**BE IT RESOLVED** that specification WC0846 for Re-Roofing of the Warren County Administration Building for the Warren County Buildings & Grounds Department 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.

Funds for this contract will be provided in capital account 0408A506/5062 – Various Roof Door Window Replacements.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**MINUTES****MAY 28, 2008****RESOLUTION 344-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION RE: APPROVAL OF SPECIFICATION WC0847 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROCKSALT FOR THE WARREN COUNTY ROAD DEPARTMENT**

**BE IT RESOLVED** that specification WC0847 for rocksalt for the Warren County Road Department 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 012900/5125 – Road Department M & R Materials.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 345-08**

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 May 28, 2008.

**RESOLUTION AWARDING CONTRACT #WC0816 TO HI-WAY SAFETY SYSTEMS, INC. FOR THE 2008 PAVEMENT MARKINGS ON VARIOUS WARREN COUNTY ROADS IN THE AMOUNT OF \$273,073.10**

**WHEREAS**, the County advertised for bids to be received on Tuesday, May 20, 2008 at 1:30 P.M. for Contract #WC0816 for the 2008 Pavement Markings on Various Warren County Roads; and

**WHEREAS**, Hi-Way Safety Systems, Inc. of Hanover, MA submitted the lowest responsible and responsive bid of \$273,073.10; and

**WHEREAS**, the bid does not exceed the Engineer's estimate for the project; and

**WHEREAS**, adequate funds have been established in account 012900 5125 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Hi-Way Safety Systems, Inc. in the amount \$273,073.10.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 346-08**

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 May 28, 2008.

**RESOLUTION AWARDING CONTRACT #WC0818 TO STATEWIDE STRIPING CORPORATION FOR THE COUNTY ROUTE #517 SIGNS & PAVEMENT UPGRADE, HACKETTSTOWN, INDEPENDENCE & ALLAMUCHY TOWNSHIPS IN THE AMOUNT OF \$134,826.25**

**WHEREAS**, the County advertised for bids to be received on Tuesday, May 6, 2008 at

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1:30 P.M. for Contract #WC0818 for the County Route #517 Signs & Pavement Upgrade, Hackettstown, Independence & Allamuchy Townships; and

**WHEREAS**, Statewide Striping Corporation of Parsippany, New Jersey submitted the lowest responsible and responsive bid of \$134,826.25; and

**WHEREAS**, the bid does not exceed the Engineer's estimate for the project; and

**WHEREAS**, adequate funds have been established in account F81655388 5063 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Statewide Striping Corporation in the amount \$134,826.25.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 347-08**

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 May 28, 2008.

**RESOLUTION AWARDED CONTRACT #WC0820 TO LEHIGH VALLEY SITE CONTRACTORS, INC. FOR THE PROPOSED IMPROVEMENTS TO COUNTY ROUTE #605 AT NJ STATE HIGHWAY ROUTE 94, KNOWLTON TOWNSHIP IN THE AMOUNT OF \$120,800.00**

**WHEREAS**, the County advertised for bids to be received on Tuesday, May 6, 2008 at 1:30 P.M. for Contract #WC0820 for Proposed Improvements to County Route #605 at NJ State Highway Route 94, Knowlton Township; and

**WHEREAS**, Lehigh Valley Site Contractors, Inc. of Easton, PA submitted the lowest responsible and responsive bid of \$120,800.00; and

**WHEREAS**, the bid does not exceed the Engineer's estimate for the project; and

**WHEREAS**, adequate funds have been established in accounts 0405A202 5063 and 0407A201 5063 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Lehigh Valley Site Contractors, Inc. in the amount \$120,800.00.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 348-08**

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 May 28, 2008.

**RESOLUTION AWARDED CONTRACT #WC0825 TO UNDERGROUND UTILITIES CORP. FOR THE RECONSTRUCTION OF WARREN COUNTY BRIDGE #09003, GAISLER ROAD OVER THE JACKSONBURG CREEK, HARDWICK TOWNSHIP IN THE AMOUNT OF \$293,757.25**

**WHEREAS**, the County advertised for bids to be received on Tuesday, May 20, 2008 at 1:30 P.M. for Contract #WC0825 for the Reconstruction of Warren County Bridge #09003, Gaisler Road over the Jacksonburg Creek, Hardwick Township; and

**WHEREAS**, Underground Utilities Corp. of Linden, New Jersey submitted the lowest responsible and responsive bid of \$293,757.25; and

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**WHEREAS**, the bid does not exceed the Engineer's estimate for the project; and

**WHEREAS**, adequate funds have been established in account S71655302 5063 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby award the contract for the above project to Underground Utilities Corp. in the amount \$293,757.25.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 349-08**

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 May 28, 2008.

**RESOLUTION AWARDING CONTRACT #WC0834FO-1 TO MEDINA CONSULTANTS, PC FOR ENGINEERING SERVICES FOR THE INSPECTION OF THE RECONSTRUCTION OF WARREN COUNTY BRIDGES #05047 & #09003, FRANKLIN & HARDWICK TOWNSHIPS IN THE CONTRACT AMOUNT OF \$28,000.00**

**WHEREAS**, the County requested proposals to be received on Tuesday, May 20, 2008 for Contract #WC0834 for Engineering Services for the Inspection of the Reconstruction of County Bridges #05047 & #09003, Franklin & Hardwick Townships; and

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

**WHEREAS**, the proposal submitted by Medina Consultants, PC meets the needs of the program, price and other factors considered in the amount of \$28,000.00; and

**WHEREAS**, adequate funds are available in account S71655302 5063 and certified by the County Chief Financial Officer.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Medina Consultants, PC of Hackettstown, N.J. for professional services for the above projects in the amount of \$28,000.00, currently on file in the Office of the County

Engineer, be made a part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.

2. The Director is hereby authorized to execute said letter of agreement by signing same.
3. This contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because the services are to be performed by a person or persons authorized by law to practice a recognized profession.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

**RESOLUTION 350-08**

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 May 28, 2008.

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**RESOLUTION RE: AWARD OF CONTRACT WC0809 FOR A 2009 BLUE BIRD VISION  
TWENTY-EIGHT PASSENGER PRISONER TRANSPORT BUS FOR THE WARREN COUNTY  
CORRECTIONAL CENTER TO AMERICAN BUS & COACH LLC IN THE TOTAL CONTRACT  
AMOUNT OF \$91,621.00**

**BE IT RESOLVED** that contract WC0809 for a 2009 Blue Bird Vision Twenty-Eight Passenger Prisoner Transport Bus for the Warren County Correctional Center is hereby awarded

to . . . American Bus & Coach LLC., Trenton, New Jersey  
in the amount of . . . \$91,621.00  
as per their bid submitted . . . May 13, 2008  
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 grant accounts S51305307/5100 – 05 Clean Communities Program, S61305307/5100 – 06 Clean Communities Program and S71305307/5100 – 07 Clean Communities Program.

**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 of the County of Warren at a meeting held on May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 351-08**

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 May 28, 2008.

**RESOLUTION RE: AWARD OF CONTRACT WC0832 SECURITY SYSTEM UPGRADE FOR  
THE WARREN COUNTY COMMUNICATIONS CENTER TO ADVANCED VIDEO  
SURVEILLANCE, INC. IN THE CONTRACT AMOUNT OF \$34,200.00**

**BE IT RESOLVED** that contract WC0832 for Security System Upgrade for the Warren County Communications Center is hereby awarded

to . . . Advanced Video Surveillance, Inc., Fairfield, New Jersey  
in the amount of . . . \$34,200.00  
as per their bid submitted . . . May 13, 2008  
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 grant account S72505413/5054 – OETS 911 Equipment.

**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 of the County of Warren at a meeting held on May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 352-08**

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 May 28, 2008.

**RESOLUTION RE: AWARD OF CONTRACT WC0833 FOR INSTALLATION OF A SEPTIC**

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**SYSTEM AT PLANE 9 WEST FOR THE WARREN COUNTY DEPARTMENT OF LAND  
 PRESERVATION TO S.F. LUTZKY CONTRACTING, INC. IN THE CONTRACT AMOUNT OF  
 \$27,600.00**

**BE IT RESOLVED** that contract WC0833 for installation of a septic system at Plane 9 West for the Warren County Department of Land Preservation is hereby awarded to . . . S. F. Lutzky Contracting Inc., Hillsborough, New Jersey in the amount of . . . \$27,600.00 as per their bid submitted . . . May 20, 2008 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract will be provided in budget account 03892/5100 – Open Space Maintenance.

**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 of the County of Warren at a meeting held on May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 353-08**

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 May 28, 2008.

**RESOLUTION RE: AUTHORIZATION TO ISSUE PURCHASE ORDERS TO US FOODS  
 SERVICE FOR THE PERIOD OF JULY 15, 2008 THROUGH JANUARY 14, 2009 UNDER THE  
 HEALTH CARE GROUP PURCHASING, INC., CONTRACT #3303 AS ALLOWED BY N.J.S.A.  
 30:9-87 FOR GROCERIES FOR WARREN HAVEN IN THE APPROXIMATE AMOUNT OF  
 \$87,000.00**

**BE IT RESOLVED** that the purchasing department is authorized to issue purchase orders for groceries for Warren Haven

to . . . U S Food Service, Bridgeport, New Jersey  
 in the approximate amount of . . . \$87,000.00

at the prices established under the Health Care Group Purchasing, Inc., contract #3303

Funding for this contract has been provided in budget account 013502/5037 – Warren Haven Dietary – Food Supplies.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 354-08**

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

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adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION RE: AUTHORIZATION TO ISSUE PURCHASE ORDERS TO TUSCAN/LEHIGH DAIRIES, LP, FOR THE PERIOD OF JULY 1, 2008 THROUGH JUNE 30, 2009 UNDER THE HEALTH CARE GROUP PURCHASING, INC., CONTRACT #3305 AS ALLOWED BY N.J.S.A. 30:9-87 FOR DAIRY PRODUCTS FOR WARREN HAVEN AND WARREN ACRES IN THE APPROXIMATE AMOUNT OF \$60,000.00**

**BE IT RESOLVED** that the purchasing department is authorized to issue purchase orders for dairy products for Warren Haven and Warren Acres

to . . . Tuscan/Lehigh Dairies, LP, Lansdale, Pennsylvania

in the approximate amount of . . . \$60,000.00

at the prices established under the Health Care Group Purchasing, Inc., contract #3305

Funding for this contract has been provided in budget account 013502/5037 – Warren Haven Dietary – Food Supplies and 012770/5037 – Juvenile Detention Facility – Food Supplies.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 355-08**

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 May 28, 2008.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0738 WITH URUCORP MAINTENANCE & CONTRACTOR INC. FOR JANITORIAL SERVICE FOR VARIOUS WARREN COUNTY OFFICES FOR THE PERIOD OF JULY 1, 2008 THROUGH JUNE 30, 2009 FOR THE SECOND AND FINAL YEAR OF A TWO YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15 IN THE APPROXIMATE ANNUAL AMOUNT OF \$94,000.00**

**BE IT RESOLVED** that Warren County Contract WC0738 for janitorial services for various Warren County Offices is hereby awarded for the second and final year of a two year contract as provided by the Local Public Contract Law 40A:11-15 said contract is hereby extended for the period of July 1, 2008 through June 30, 2009

to . . . Urucorp Maintenance & Contractor Inc., Wharton, New Jersey

In the approximate amount of . . . \$94,000.00

as per their bid submitted . . . May 1, 2007

Funding for this contract has been provided in budget account 013100/5024 – Buildings & Grounds Facility Maintenance, Repair & 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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 356-08**

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 May 28, 2008.

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**RESOLUTION RE: ADDENDUM TO CONTRACT WC07117FO, LEGAL SERVICES-C.  
SPECIAL COUNSEL FOR LAND PRESERVATION LEGAL SERVICES FOR THE WARREN  
COUNTY BOARD OF CHOSEN FREEHOLDERS AWARDED JANUARY 5, 2008 WITH AN  
INITIAL AMOUNT ENCUMBERED OF \$125.00 PER HOUR FOR THE PERIOD OF JANUARY 1,  
2008 THROUGH DECEMBER 31, 2008, CHANGE OF NAME FROM LAVERY & ASSOCIATES  
TO COURTER KOBERT & COHEN**

**WHEREAS**, the County of Warren awarded a contract to Lavery & Associates for Special Counsel for Land Preservation Legal Services for the Warren County Board of Chosen Freeholders of Warren County for the period of January 1, 2008 through December 31, 2008;

**WHEREAS**, Lavery & Associates is now practicing law as Courter Kobert & Cohen, effective May 1, 2008; and

**WHEREAS**, the service under this contract will continue uninterrupted by Courter Kobert & Cohen, at the level of service required; and

**WHEREAS**, Courter Kobert & Cohen, has agreed to ratify and assume the contract previously entered into with Lavery & Associates, and to fulfill all obligations and to be bound by the terms therein;

**NOW THEREFORE BE IT RESOLVED** that the Board of Chosen Freeholders approves continuance of the contract for this service and authorizes the Director to sign an addendum to the contract reflecting the change in the name of the vendor to Courter Kobert & Cohen and its ratification and assumption of the existing contract.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 357-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION APPOINTING MEMBER TO THE  
WARREN COUNTY ADVISORY COUNCIL ON DISABILITIES**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby appoint the following individual to the Warren County Advisory Council on Disabilities with term to expire on December 31, 2008:

Janet Bloodgood, Ph.D.  
Community Prevention Resources  
20 West Washington Avenue  
Washington, NJ 07882

Term to expire: 12/31/08

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

Steve Marvin, Clerk of the Board

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

**RECOMMENDATION**



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

**RESOLUTION 359-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**RESOLUTION REAPPOINTING ROBERT J. RESKER AS DIRECTOR,  
DEPARTMENT OF LAND PRESERVATION**

**WHEREAS**, the Warren County Board of Chosen Freeholders desires to reappoint Robert J. Resker as Director, Department of Land Preservation, pursuant to N.J.S.A. 11A:3-5(1).

**NOW, THEREFORE, BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that Robert J. Resker is hereby reappointed to the position of Director, Department of Land Preservation for a term of three (3) years commencing on June 13, 2008 and until June 12, 2011.

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

Mr. Chamberlain said our Department of Land Preservation has been recognized statewide for being run very well under Mr. Resker's direction. A tremendous amount has been accomplished in the county since its 2002 inception. Mr. Gardner added that goals are being achieved in a cost-efficient manner.

County Counsel Joe Bell had no report.

Mr. Gardner asked Mr. Hicks how far the double yellow lines on Route 519 in front of the Brookfield Development will be extended. Mr. Hicks said about another 400-500 feet.

Neither County Planner Dave Dech nor County CFO Pete Houck had reports.

Mr. DiMaio spoke of Mr. Houck accompanying him earlier in the day to present the Warren County Distinguished Military Service Medal to Warren Haven resident Charles Wolfrum. Both Mr. Houck and Mr. Wolfrum had served on the USS Wasp, albeit during different war eras.

County Administrator Steve Marvin directed the Board's attention to the most recent personnel vacancy report, saying there was nothing unusual therein. Mr. Chamberlain said he agreed with the recommendations.

A successful meeting with the County's department heads had taken place the prior week. Impending problems with next year's budget and its "large looming hole" were explained, Mr. Marvin said. He hoped to have a draft of the budget call letter prepared for the next BCF Meeting with a target turnaround time of early August.

Mr. DiMaio had conducted the meeting along with Mr. Marvin, Mr. Houck and Fiscal Analyst Dan Olshefski. He said the hole is estimated to be between \$3.1-\$3.5 million due to changes in the State's CAP Laws. We asked the department heads for help, he said. We need to look at zero-based budgeting. Some money can be made up by pursuing the closure of Warren Acres,

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but we have to come up with more ideas which will have to be implemented by October 1. Mr. DiMaio suggested another meeting with department heads and the full Freeholder Board in July.

Mr. Chamberlain said that was a good idea and thought the process should take place in an open public forum. The more open we are as we go through this process, the better it's going to be, he said. Mr. DiMaio said the public really needs to understand that there is going to be a reduction in services. Mr. Chamberlain noted how the State regulates the counties and municipalities, but not themselves.

Mr. Gardner said he thought the public is fairly understanding of what a bad situation the State is in. The County should look at its energy policy to save money by exploring alternative energies and reevaluating vehicle purchases.

Mr. Gardner said according to the latest Farm Bureau Newsletter, the State is planning to cut \$1.7 million from the Department of Agriculture's budget. No other department on the State level will be cut nearly as much, he said. He was concerned about the future of the school breakfast and lunch programs. "It's wrong because it's not even-handed," Mr. Gardner said.

Mr. DiMaio brought up the topic of the Warren County Environmental Commission. With the amount of regulation by the DEP and local commissions and in light of aforementioned budget constraints, he didn't think allocating \$8,000-\$9,000 for an Environmental Commission was necessary. He said our County Health Department is contracted by the NJ DEP to do inspections and most townships have very active Environmental Commissions. Mr. DiMaio introduced a motion to abolish the commission.

Mr. Gardner said he had spent a fair amount of time working on a plan for the commission's restructure. He had attended a meeting of the group the prior week during which the film "Food for the Future" was shown. The group does seem to have lost their focus, he said. He had hoped it would concentrate on issues pertinent to Warren County. However, Mr. Gardner's proposed restructure would have decreased funding to \$2,500 per year.

Mr. Chamberlain said sometimes commissions are created and they end up growing into bureaucracy. This group was somewhat inactive for a while and some of its members served on other boards making decisions that impacted the environment. This County operates very well due to so many great volunteers, Mr. Chamberlain said. They have been great in pursuit of their mission.

Mr. DiMaio said we're duplicating things over and over again. We have to get back to what we're required to do and lighten the load.

On motion by Mr. DiMaio, seconded by Mr. Chamberlain, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**ABOLITION OF THE WARREN COUNTY ENVIRONMENTAL COMMISSION**

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

Mr. Marvin asked if this was to be effective immediately. The answer was yes and Mr. Chamberlain requested a letter go out to members thanking them for their service.

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Under Closing Public Comments, Judy Chamberlain of White Township came forward to say she is one of the County's many volunteers alluded to earlier. She serves as a member of Warren County Technical School's (WCTS) Board of Education. When she joined the board, she said about 200 students were enrolled at the school and she was surprised by what she found there. A lot of reorganization has taken place and maintenance work has been performed on the building. Enrollment at the school has grown to almost 450 students. Mrs. Chamberlain gave the Freeholders a list of things accomplished by this particular group of volunteers.

Next to approach the Board was Regina Swierc, Superintendent of Warren County Special Services School District (WCSSSD). She urged the Board's help in obtaining rent-free office facilities since WCTS, where WCSSSD is presently headquartered, has decided not to renew their lease. She said WCTS receives tuition and an ancillary service fee. Last year, the ancillary service fee was \$10,000; it is now assessed at \$40,000 for the coming year. They were not notified of this increase until after the budget was struck and approved. While WCSSSD enjoyed being located at WCTS, Ms. Swierc expressed interest in the Caretaker's House next to the Warren Home. We're in a desperate stage right now, she said, as our lease is up on June 30.

Mr. Chamberlain asked some questions regarding the number of people that work in the office and what they do. Ms. Swierc said there were nine employees, a couple of whom are part-time, and provided their job titles.

Mr. DiMaio said we're aware of the situation and are looking at the best way to handle it. He said further dialog would take place.

**RESOLUTION 360-08**

On motion by Mr. Gardner, seconded by Mr. Chamberlain, at 5:53 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on May 28, 2008.

**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.

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

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

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

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

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

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Warren County Board of Chosen Freeholders, assembled in public session on May 28, 2008 that an Executive Session closed to the Public shall be held on May 28, 2008 at 5:53 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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Board adjourned executive session at 6:21 p.m. and returned to open session.

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

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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 May 28, 2008.

**THE BOARD APPROVED WITHDRAWING AS PLAINTIFF IN THE HIGHLANDS LITIGATION v. THE STATE OF NEW JERSEY**

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 May 28, 2008.

Steve Marvin, Clerk of the Board

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

A prepared statement was read into the record by Mr. Marvin on behalf of the Board:

“The role of Warren County as a party in the constitutional challenge to the Highlands Act is now fulfilled. An extensive trial record containing certifications, expert reports and documentary evidence was created to justify an appellate tribunal overturning the Act. Among its many adverse consequences, it has reduced farmers’ equity by 75%, thereby destroying the agricultural and community character of Warren County. We invite review of this record which is posted on the County’s website.

New Jersey legal precedents, including recent decisions in other Highlands Act challenges, make it all but certain that the New Jersey Judiciary will affirm Judge Innes’ decision. Constitutional rights violated by the State of New Jersey must in all likelihood be vindicated by petitioning the United States Supreme Court. Warren County, as a political subdivision of the State of New Jersey, cannot go beyond its Court System. Accordingly, the Freeholders are not appealing the trial decision.

The nine individual plaintiffs, who are property owners and farmers representative of all citizens harmed by the Act, are appealing the decision dismissing the complaint. We support their decision and will continue to use the County’s website to inform the public as the litigation goes forward.

The Highlands Council is poised to adopt a Master Plan which, if municipalities opt in, will extend the dire consequences of the Act to all but 1% of undeveloped property in Warren County’s portion of the Highlands Region. The Board of Freeholders will continue to participate in their proceedings to safeguard the County’s interest and our way of life.”

Mr. Chamberlain said we’ve done all we can to right a wrong that was created by the State Legislature and a governor who was absolutely corrupt. Understanding the Legal System, the ability to pursue a higher Court or go to Federal Court is not available to us. I think we’ve exercised, from a legal standpoint, all that we can do to fight the wrongs that were levied on the individuals within the Highlands.

Mr. Gardner said he wanted to personally thank Steve Shaw for the significant time he had spent – at a professional rate that was of minor expense to the public – to fight this battle. This was the right battle to fight, but he continued, it’s clearly visible to me – after being in the Court Room twice – that it is a politically steered piece of legislation and that follows right through the Court System. When the Court does not agree that new information can make a difference in a Court process ... I felt that we were certainly slighted. Judge Innes did not take into consideration that members of the legislature would not have adopted the 1964 Farmland Assessment Act if they

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didn't believe in the profoundly significant and important rights and privileges of agriculture. In the late 1950's, there was a recession in agriculture in the State of New Jersey as well as in other states and because of the economics, many of the farmers were selling out. So the legislature started with the blueprint initiative that culminated in the Farmland Assessment Act in an effort to save agriculture. They certainly wanted to extend that further into preservation and that happened later, but the 1964 Farmland Assessment Act is a significant reason why this state is still largely open in many of our counties. Otherwise, that would not be the case. The state would be paved over to a greater extent, Mr. Gardner said.

So, he continued, I think we have to look at what's practical here. We cannot go down a dead end road and keep bouncing off a wall. Unfortunately, we cannot right a wrong ship here. The legislation is still about confiscation without compensation to the landowners and individual property owners that don't own a great deal of land are going to pay more in taxes because when businesses cannot locate in the Highlands Region or they are prevented from putting in a parking lot because that's impervious coverage, growth in business and rates are being prevented and that's what the State Legislature did to us, Mr. Gardner said. And until they wake up, that pattern is going to continue as we watch our businesses leave and go over to Pennsylvania or down south, but we did our job in trying to protect these rights. No one I know is against trying to save the water supply or to protect the environment. No one on this Board has said anything to the contrary. None of our colleagues in other counties have stated other than that, but we want what's fair for the citizens. So this legislation is more about taking and as I've indicated, they did not look outside the state and examine what the Chesapeake Bay Area did. They didn't chase businesses away.

Mr. DiMaio said we had always said that we wanted to fight the Act because it was wrong; and protect people's rights – and we did. In my mind, we were going to take it to a point that we could take it to ... we've created a lot of documentation, a lot of tools that can be handed off to the private parties now and they can take the ball into Federal Court where we don't have standing. So for us to continue this any longer wouldn't be a prudent move for us. We don't agree with the law. We think the law is bad. I remember when I was a kid in the 60's, the news guys would always be talking about the state owning everything in the Soviet Union and it's as if we sound more like that now than they did, Mr. DiMaio said.

However, Mr. DiMaio continued, the litigants now have the tools to go forward. As was said in the statement, it is doubtful that further pursuit in the State Courts will be successful because they're all controlled by their appointments, but they can take it to Federal Court with all the tools that we've developed.

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 6:30 p.m.  
Recorded Vote: Mr. Chamberlain yes, Mr. Gardner yes, Mr. DiMaio yes

**ATTESTED TO:****Steve Marvin, Clerk of the Board**