

MINUTES**JULY 23, 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 July 23, 2008 at 7:33 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, County Counsel Joseph J. Bell and County Administrator Steve Marvin. County CFO Charles Houck was on vacation.

The Pledge of Allegiance was led by Director DiMaio.

Director DiMaio read the following statement: **“ADEQUATE NOTICE OF THIS MEETING OF JULY 23, 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. Gardner, seconded by Mr. DiMaio, the Minutes of the Regular Session held on July 9, 2008 were approved.

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

On motion by Mr. Gardner, seconded by Mr. DiMaio, the Minutes of the Executive Session held on July 9, 2008 were approved.

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

On motion by Mr. Chamberlain, seconded by Mr. Gardner, the Executive Session Minutes March 24, 2004-May 28, 2008 (all inclusive) – approval for public release

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

On motion by Mr. Gardner, seconded by Mr. Chamberlain at 7:35 p.m., **OPENED PUBLIC HEARING ON OBTAINING A COMMUNITY DEVELOPMENT BLOCK GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.**

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

Carol Lowy introduced herself and distributed information and a sign-in sheet. It is now time to plan for funding the 23009 program and the County has prepared an application to the State of New Jersey. The application emphasized housing rehabilitation and public facilities as areas of urgent need.

The County has been providing the program since 1979. The proposed funding request from the State is \$500,000 with an additional \$150,000 – representing a 30 percent match – in a continuing revolving account. Ms. Lowy reported that the program has been totally self-sustained so far. In 2008, the program funded projects for 27 houses. Normally

awards are made in late winter/early spring. Over the years, the amount received in grants total more than \$12 million.

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Ms. Lowy asked that any comments be submitted in writing to the Board via the County Administrator or to the State. Both addresses were provided in the handout.

Patty Sue Rolak of Washington Township asked how one can apply for assistance and who is in charge. Ms. Lowy said they do advertise and word of mouth seems to be working. Interested parties may apply at the Warren County Housing Program Office located at 415B Front Street in Belvidere. People are taken in order and put on a list. Emergency situations such as lack of heat or roofing programs are considered exceptions and those applicants would be fast-tracked. There are already 34 homes on the list for 2009 so there would be a waiting list.

Mr. Chamberlain inquired about the income standards. Ms. Lowy said the numbers are relative to household size. In a two-person household, all combined income must fall below \$42,200. Other assets are not considered.

Mr. Gardner said the County has a good solid history with this program and it seems to be working well.

On motion by Mr. Gardner, seconded by Mr. Chamberlain at 7:47 p.m., **CLOSED PUBLIC HEARING ON OBTAINING A COMMUNITY DEVELOPMENT BLOCK GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.**

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

On motion by Mr. Gardner, seconded by Mr. Chamberlain at 7:47 p.m., **OPENED PUBLIC HEARING ON STATUS OF SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ON HOUSING REHABILITATION.**

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

Ms. Lowy reported that in April 2007, the County was awarded a \$500,000 grant from the New Jersey Department of Community Affairs (DCA) utilizing Community Development Block Grant resources from the U.S. Department of Housing and Urban Development. A total of 27 homes were improved to construction code standards with all health and safety violations addressed. At least 51 percent of the award has to be expended by September 2008 and that requirement is being met. One of the reasons the County has been so successful, Ms. Lowy said, is that the program is completed in a timely fashion.

There were no further comments or questions from the public.

On motion by Mr. Chamberlain, seconded by Mr. Gardner at 7:49 p.m., **CLOSED PUBLIC HEARING ON STATUS OF SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ON HOUSING REHABILITATION.**

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

Mr. DiMaio then invited Greenwich Township Mayor Elaine Emiliani to come forward. She has been involved in the I-78 Scenic Corridor Program and explained how Route 78 goes through a number of Warren County municipalities that could be under the threat of

billboards. In addition to spoiling the rural character of the area, Ms. Emiliani said this is also about safety. The digital billboards make it difficult for drivers to keep their eyes on the road.

If the designation is granted, more federal dollars will come into towns that support the measure. Hunterdon and Somerset Counties are pursuing this as well. She requested a letter of support from the Board of Chosen Freeholders.

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County Counsel Joe Bell said Morris County mounted an unsuccessful challenge to the billboards. Once they are up, it becomes a free speech issue. It is an absolute necessity to jump on board with this now, he said. Having this highway designation is the only way to prevent these digital billboards.

Mr. Chamberlain asked about any other conditions of the designation. Ms. Emiliani said there are buffer needs along the highway edge, but not prohibitive of what's existing. Any signage currently in place will be grandfathered in.

Mr. Chamberlain wanted to know if every municipality affected was seeking the designation. Ms. Emiliani said yes; only Alpha had been "on the fence", but she thought she had since convinced them. Mr. Bell reiterated how important he thought it was to take action.

The Board directed County Planner Dave Dech to prepare a resolution for the next meeting.

Ms. Emiliani then brought up another issue. She said Greenwich Township has entered into litigation – "both the League of Municipalities and the big one" – in regard to COAH (Council on Affordable Housing) directives. We're challenging the numbers because they're wrong, she said. The Department of Community Affairs admits they are wrong, but won't change the numbers.

RESOLUTION 442-08

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 July 23, 2008.

RESOLUTION TO PAY BILLS

Be and it is hereby resolved that Master Voucher Certificate **For Certification / Ratification for Payments No. 2008-28 and 2008-29, dated July 23, 2008** in the amount of **\$2,922,228.70** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

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2008-28	7/16/08	\$ 929,387.74	
2008-29	7/23/08	475,517.62	
TOTAL			\$ 1,404,905.36
Payroll	7/17/08	\$ 1,517,323.34	
TOTAL			1,517,323.34
GRAND TOTAL			<u>\$ 2,922,228.70</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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 443-08

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 July 23, 2008.

INSERTION INTO THE 2008 BUDGET OF THE COUNTY OF WARREN IN THE AMOUNT OF \$62,771.00 FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW & PUBLIC SAFETY, CRIME VICTIM ASSISTANCE GRANT #V-30-06

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 \$ 62,771.00, which item is now available from the State of New Jersey, Department of Law & Public Safety, Crime Victim Assistance Grant #V-30-06.

BE IT FURTHER RESOLVED that the Grant Match of \$ 15,693.00 is included in the 2008 County Budget, Sheet 19 Prosecutor's Office S&W.

BE IT FURTHER RESOLVED that a like sum of \$ 62,771.00 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, Crime Victim Assistance Grant #V-30-06 (administered by the Prosecutor's 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.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 444-08

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 July 23, 2008.

**RESOLUTION APPROVING THE APPLICATION FOR A SMALL CITIES COMMUNITY
DEVELOPMENT BLOCK GRANT**

WHEREAS, the County of Warren has applied for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs for a County of Warren housing rehabilitation project; and

WHEREAS, that Grant Agreement requires the County of Warren to comply with all federal regulations with respect to citizen participation; and

WHEREAS, the County of Warren has reviewed the Citizen Participation Plan prepared for Small Cities Community Development Block Grant grantees;

NOW, THEREFORE, BE IT RESOLVED by the Freeholder Director and Board of Chosen Freeholders of the County of Warren, Warren County and State of New Jersey, that:

The Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the County of Warren; and

The County of Warren will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 445-08

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 July 23, 2008.

**RESOLUTION APPROVING THE APPLICATION FOR A GRANT FROM THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS FOR APPROXIMATELY \$500,000 TO CARRY OUT
A PROJECT TO REHABILITATE DWELLING UNITS IN
WARREN COUNTY TARGET AREAS**

WHEREAS, the County of Warren desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$500,000 to rehabilitate dwelling units in Warren County target areas;

NOW THEREFORE BE IT RESOLVED:

1. That the Board of Chosen Freeholders of the County of Warren does hereby authorize the application for such a grant; and

2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Board of Chosen Freeholders of the County of Warren and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that the persons whose names, titles and signatures appear below are authorized to sign the application and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection

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therewith:

John DiMaio
Freeholder DirectorSteve Marvin
County Administrator

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 446-08

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 July 23, 2008.

**RESOLUTION IDENTIFYING COMMUNITY DEVELOPMENT BLOCK GRANT
FAIR HOUSING OFFICER FOR WARREN COUNTY**

WHEREAS, the County of Warren is intending to apply for a Small Cities Community Development Block Grant from the New Jersey Department of Community Affairs (hereinafter DCA) for a housing rehabilitation project within the County of Warren; and

WHEREAS, the housing rehabilitation project will be provided on a County wide basis;
and

WHEREAS, the County of Warren must make efforts to affirmatively further fair housing;
and

WHEREAS, the County of Warren has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the U.S. Department of Housing and Urban Development; and

WHEREAS, the County of Warren has made assurances in the grant agreement that:

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued thereto; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing;
and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED that Steve Marvin, County Administrator, shall be designated as the Fair Housing Officer for the County of Warren.

BE IT FURTHER RESOLVED that the Fair Housing Officer shall contact the USHUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights, inform those agencies of his appointment as Fair Housing Officer and request Fair Housing Information; and

BE IT FURTHER RESOLVED that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advice to persons requesting such assistance from the County of Warren; and

BE IT FURTHER RESOLVED that the County of Warren will publish in the local newspaper of record and post at the Administration Building, a public notice announcing the appointment of the Fair Housing Officer and the availability of fair housing advisory 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 447-08

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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 July 23, 2008.

RESOLUTION APPROVING ADOPTION OF HOUSING REHABILITATION POLICY AND PROCEDURAL MANUAL

WHEREAS, the County of Warren is applying for a 2009 Small Cities Community Development Program Housing Rehabilitation Program Grant from the New Jersey Department of Community Affairs, and

WHEREAS, in accordance with program terms and conditions, it is necessary that the Board of Chosen Freeholders prepare and approve a Housing Rehabilitation Policy and Procedural Manual for submission to the Department of Community Affairs;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders that the Housing Rehabilitation Policy and Procedural Manual for the Small Cities Program is approved and the County Administrator is authorized and directed to submit a copy of this resolution and the manual to the Department of Community Affairs.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 448-08

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 July 23, 2008.

RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM (JAG) ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

WHEREAS, the Warren County Prosecutor's Office wishes to apply for funding for a project under the Edward Byrne Memorial Justice Assistance Grant Program (JAG), and

WHEREAS, the Board of Chosen Freeholders of the County of Warren has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Warren County Prosecutor's Office for the purpose described in the application;

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

1. As a matter of public policy the Warren County Prosecutor's Office wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

Grant # JAG 1-21TF-07

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 449-08

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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 July 23, 2008.

RESOLUTION TO AUTHORIZE EXTENDING A MEMORANDUM OF UNDERSTANDING WITH THE HIGHLANDS PROJECT, INC. FOR THE MANAGEMENT OF BLOCK 39, LOTS 1.01, 3.03, 3.05 & 4 IN FRANKLIN TOWNSHIP

WHEREAS, the County of Warren purchased Block 39, Lots 1.01, 3.03, 3.05 and 4 in Franklin Township as part of the County's Morris Canal acquisition program; and

WHEREAS, said property contains remnants of the Morris Canal and a modern ranch dwelling and a commercial style building; and

WHEREAS, the Highlands Project, Inc. works with the students and youth of New Jersey including those in the juvenile court system, to provide structured community service projects coupled with an environmental cultural and vocational curriculum; and

WHEREAS, the Highlands Project, Inc. wishes to continue to manage these sites and to occupy the dwelling to establish a "Warren County Historical Learning Center", and use the commercial style building to store artifacts and as a workshop learning center, and to develop the "Bread Lock Park".

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders have reviewed the Memorandum of Understanding with the Highlands Project, Inc. and authorize the Freeholder Director to execute said Memorandum of Understanding upon return of the signed agreement from the Highlands Project, Inc.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 450-08

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 July 23, 2008.

RESOLUTION TO RENEW LEASE AGREEMENT WITH THE FRIENDS OF THE NEW JERSEY RAILROAD AND TRANSPORTATION MUSEUM, INC. FOR THE MORTON BUILDING AND PUMP HOUSE LOCATED ON BLOCK 5, LOT 1 IN LOPATCONG TOWNSHIP

WHEREAS, the County of Warren purchased Block 5, lot 1 in Lopatcong Township as part of the County's open space acquisition program; and

WHEREAS, said property contains a Morton building and pump house; and

WHEREAS, Friends of the New Jersey Railroad and Transportation Museum, Inc. ("Friends") have a need to store vehicles and equipment related to the Museum; and

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders have reviewed the lease agreement with the "Friends" and authorize the Freeholder Director to execute said agreement upon return of the signed agreement from the "Friends."

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 451-08

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 July 23, 2008.

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

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

Project No.	Project Title	Amount Funded
08210001	Records Manager – Staffing	\$57,000
08210003	Municipality Records Inventory, Needs Assessment, and Strategic Plan (Continuation)	\$190,000
	Total	\$247,000

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren, that the County of Warren does hereby accept the PARIS grants totaling \$247,000 for grant programs to meet the strategic records management, preservation, and storage needs of the County of Warren.

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

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 452-08

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 July 23, 2008.

RESOLUTION RE: AUTHORIZATION TO AUCTION SURPLUS EQUIPMENT, VEHICLES, PARTS, FURNITURE AND SUPPLIES OF THE COUNTY OF WARREN AND OTHER APPROVED AGENCIES

WHEREAS, the County of Warren is presently storing various items no longer needed for public use by county departments and agencies;

BE IT RESOLVED, by the County of Warren pursuant to the provisions of N.J.S.A. 40A:11-36, that the said equipment, vehicles and supplies be and the same are hereby ordered to be disposed of by Public Auction, to be held Saturday, September 6, 2008 beginning at 10:00 A.M.

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prevailing time at the Warren County Road Department facility, Route 519, White Township, New Jersey.

BE IT FURTHER RESOLVED that Notice of said sale be published and in newspapers at least seven (7) days prior to sale;

BE IT FURTHER RESOLVED that all items shall be sold to the highest bidder, and the terms of the sale shall be sold as is and where is, without warranty or guarantee of any kind, upon payment of the full amount, subject to all lawfully advertised terms and restriction:

NOW THEREFORE BE IT RESOLVED that the Director of Purchasing is hereby authorized and directed to perform all acts and to execute, on behalf of this body, all documents required by Statute or this Resolution to effectuate said sale.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

Regarding the Memorandum of Understanding with the Highlands Project, Inc. (E5), Mr. Chamberlain said this marks our second or third renewal of this successful program.

RESOLUTION 453-08

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 July 23, 2008.

RESOLUTION APPROVING CHANGE ORDER #2 FOR CONTRACT #WC0706 TO SPARWICK CONTRACTING, INC. FOR THE REHABILITATION OF COUNTY BRIDGE #03002, HARDWICK/PROSPECT STREET OVER THE PEQUEST RIVER, BELVIDERE HISTORIC DISTRICT FOR A NET INCREASE OF \$67,975.12 AND A REVISED CONTRACT AMOUNT OF \$1,284,076.65

WHEREAS, Contract #WC0706 was awarded to Sparwick Contracting, Inc. for the Rehabilitation of County Bridge #03002, Hardwick/Prospect Street over the Pequest River, Belvidere Historic District in the revised contract amount of \$1,216,101.53; and

WHEREAS, additional large areas of concrete deterioration were found on underside of arch which resulted in a net increase of \$67,975.12; and

WHEREAS, said changes were recommended by the County Engineer; and

WHEREAS, adequate funds have been established in accounts S71655302 5063 and S81655302 5063 certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve change order #2 for the above project with Sparwick Contracting, Inc. for a net increase of \$67,975.12 and a revised contract amount of \$1,284,076.65.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 454-08

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 July 23, 2008.

RESOLUTION AWARING CONTRACT #WC0834FO-3 TO SUBURBAN CONSULTING ENGINEERS, INC. FOR ENGINEERING SERVICES FOR THE INSPECTION OF COUNTY ROUTES #519, #521, #604, #608, #628, #631, #678 & #680, BLAIRSTOWN, FRELINGHUYSEN,

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HOPE, MANSFIELD, OXFORD, WASHINGTON & WHITE TOWNSHIPS & TOWNS OF
HACKETTSTOWN & PHILLIPSBURG
IN THE CONTRACT AMOUNT OF \$12,000.00

WHEREAS, the County requested proposals to be received on Tuesday, May 20, 2008 for Contract #WC0834FO-3 for Engineering Services for the Inspection of Resurfacing and Rehabilitation of County Routes #519, #521, #604 #608, #628, #631, #678 & #680, Blairstown, Frelinghuysen, Hope, Mansfield, Oxford, Washington & White Townships & Towns of Hackettstown & Phillipsburg; 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 Suburban Consulting Engineers, Inc. meets the needs of the program, price and other factors considered in the amount of \$12,000.00; and

WHEREAS, adequate funds are available in account 0408A101 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 Suburban Consulting Engineers Inc. of Mt. Arlington, N.J. for professional services for the above projects in the amount of \$12,000.00, 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 455-08

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 July 23, 2008.

**RESOLUTION RE: AWARD OF CONTRACT WC0836 FOR ONE 2009 FORD E-450 GOSHEN GCII SIXTEEN PASSENGER VAN WITH WHEELCHAIR LIFTS AND TWO WHEELCHAIR POSITIONS FOR THE PARATRANSIT PROGRAM IN THE WARREN COUNTY HUMAN SERVICES DEPARTMENT TO AMERICAN BUS & COACH LLC
 IN THE CONTRACT AMOUNT OF \$57,491.00**

BE IT RESOLVED that contract WC0836 for one 2009 Ford E-450 Goshen GCII Sixteen Passenger Van with Wheelchair Lift and Two Wheelchair Positions for the Paratransit Program in the Warren County Human Services Department is hereby awarded

to . . . American Bus & Coach LLC., Trenton, New Jersey

in the amount of . . . \$57,491.00

as per their bid submitted . . . June 17, 2008

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

Funding for this contract has been provided in capital account 0408A606/5050 – Replace Minibuses Human Services.

BE IT FURTHER RESOLVED that the Director of the Board of Chosen

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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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 456-08

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 July 23, 2008.

RESOLUTION RE: AWARD OF CONTRACT WC0846 FOR RE-ROOFING OF THE WARREN COUNTY ADMINISTRATION BUILDING TO PATWOOD ROOFING IN THE CONTRACT AMOUNT OF \$104,500.00

BE IT RESOLVED that contract WC0846 for Re-Roofing of the Warren County Administration Building is hereby awarded

to . . . Patwood Roofing, Lyndhurst, New Jersey

in the amount of . . . \$104,500.00

as per their bid submitted . . . July 15, 2008

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

Funding for this contract has been provided in capital account 0408A506/5062 – 08 Capital – Various Roof Door Window Replacements.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 457-08

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 July 23, 2008.

RESOLUTION RE: AWARD OF CONTRACT WC0847 FOR 12,000 TONS OF ROCKSALT OR SOLAR SALT FOR THE WARREN COUNTY ROAD DEPARTMENT FOR THE PERIOD OF SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 TO INTERNATIONAL SALT CO., LLC AT THE UNIT PRICE OF \$67.39 PER TON AND AN APPROXIMATE TOTAL CONTRACT AMOUNT OF \$808,630.00

BE IT RESOLVED that contract WC0847 for 12,000 tons of rock salt or solar salt for the Warren County Road Department is hereby awarded

to . . . International Salt Co., L.L.C., Clarks Summit, Pennsylvania

in the approximate amount of . . . \$808,630.00

as per their bid submitted . . . July 15, 2008

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

Funds for this contract will be provided in budget account 012900/5125 – Road Department M & R Materials.

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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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 458-08

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 July 23, 2008.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO ML RUBERTON CONSTRUCTION CO., INC. FOR BEAM GUIDE RAIL AND ASSOCIATED PRODUCTS UNDER THE MORRIS COUNTY COOP CONTRACT #26, FOR THE WARREN COUNTY BRIDGE DEPARTMENT IN THE CONTRACT AMOUNT OF \$46,266.70

BE IT RESOLVED that the purchasing department is authorized to issue purchase orders for beam guided rails and associated products for the Warren County Bridge Department and is hereby awarded

to . . . ML Ruberton Construction Co., Inc., Hammonton, New Jersey
in the amount of . . . \$46,266.70

at the prices established under the Morris County Cooperative Contract #26

Funding for this contract has been provided in capital account 0407A308/5064 – Capital Bridge – 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 459-08

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 July 23, 2008.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO GLOBAL TEL LINK CORPORATION UNDER NEW JERSEY STATE CONTRACT #A61618 COVERING INMATE TELEPHONE SERVICES FOR THE PERIOD OF SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 FOR THE WARREN COUNTY CORRECTIONAL CENTER WITH A COMMISSION RATE OF 53%

BE IT RESOLVED that the purchasing department is authorized to issue a purchase order for Inmate Telephone Services for the Warren County Correctional Center and is hereby awarded

to . . . Global Tel Link Corp., Mobile, Alabama
in the amount of . . . contractor to pay commission in the amount of 53%

at the prices established under New Jersey State Contract #A61618

No County Funds shall be required for this 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 460-08

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 July

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RESOLUTION RE: EXTENSION OF CONTRACT WC0665 FOR INMATE COMMISSARY SERVICES FOR THE WARREN COUNTY CORRECTIONAL CENTER TO ARAMARK CORRECTIONAL SERVICES, INC. FOR THE PERIOD OF SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 FOR THE THIRD AND FINAL YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10) AT A COMMISSION RATE OF 29.5%

BE IT RESOLVED that Warren County Contract WC0665 for inmate commissary services for the Warren County Correctional Center is hereby extended for a third and final year of a three year contract as provided by the Local Public Contract Law 40A:11-15(10) said contract is hereby extended for the period of September 1, 2008 through August 31, 2009 to . . . Aramark Correctional Services, Inc., Oakbrook Terrace, Illinois
In the amount of . . . contractor to pay commission in the amount of 29.5% as per their bid submitted . . . July 18, 2006

No county funds are required for this 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 461-08

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 July 23, 2008.

RESOLUTION RE: EXTENSION OF CONTRACT WC0757 FOR COMMERCIAL PROPANE TO AMERIGAS PROPANE, L.P. FOR THE PERIOD OF SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 FOR THE SECOND AND FINAL YEAR OF A TWO YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(1) AT THE FIXED MARK-UP RATE OF \$.405 PER GALLON, APPROXIMATE AMOUNT OF \$75,000.00

BE IT RESOLVED that Warren County Contract WC0757 for commercial propane is hereby extended for the second and final year as provided by the Local Public Contract Law 40A:11-15(1) said contract is hereby extended for the period of September 1, 2008 through August 31, 2009
to . . . Amerigas Propane, L.P., King of Prussia, Pennsylvania
In the amount of . . . approximately \$75,000.00
as per their bid submitted . . . July 31, 2007

Funding for this contract has been provided in budget accounts 013100/5070 – Bldgs & Grds – Heating Fuel, 014470/5951 – Roads Heating Fuel, and 013510/5030 – Warren Haven Utilities – Operating 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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 July 23, 2008.

RESOLUTION RE: EXTENSION OF CONTRACT WC0765 DENTAL SERVICES AT THE WARREN COUNTY CORRECTIONAL CENTER TO DENTRUST DENTAL, P.A. FOR THE PERIOD OF SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 FOR THE SECOND YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(29) IN THE CONTRACT AMOUNT OF \$2,600.00 PER MONTH, TOTAL CONTRACT AMOUNT \$31,200.00

BE IT RESOLVED that Warren County Contract WC0765 for dental services at the Warren County Correctional Center is hereby extended for the second year of a three year contract

to . . . Dentrust Dental, P.A., Pipersville, Pennsylvania
In the amount of . . . \$2,600.00 per month, \$31,200.00 yearly
as per their bid submitted . . . August 14, 2007

Funding for this contract has been provided in budget account 012800/5093 – Correctional Center – Medical Expenses.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 463-08

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 July 23, 2008.

RESOLUTION AWARDING CONTRACT #WC0851FO TO KELLER & KIRKPATRICK FOR ENGINEERING SERVICES FOR THE RECONSTRUCTION OF COUNTY ROUTE #602 (BRIDGE STREET) AND COUNTY ROUTE #601 (BLAIR PLACE), BLAIRSTOWN TOWNSHIP IN THE CONTRACT AMOUNT OF \$28,600.00

WHEREAS, Warren County received proposals on Tuesday, July 15 ,2008 for Contract #WC0851FO for Engineering Services for the Reconstruction of County Route #602 (Bridge Street) and County Route #601 (Blair Place), in Blairstown Township; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bidding must be publicly advertised; 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 Keller & Kirkpatrick of Morris Plains, New Jersey meets the needs of the program, price and other factors considered in the amount of \$28,600.00; and

WHEREAS, adequate funds are available in account 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:

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1. The agreement between the Board of Chosen Freeholders of the County of Warren and Keller & Kirkpatrick of Morris Plains, New Jersey for Engineering Services for the above project in the amount of \$28,600.00, 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.
4. 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

Mr. Marvin noted that the price of road salt increased from \$49/ton to \$67/ton (H5). Apparently, this is actually a preferential price compared to everyone else, he said.

RESOLUTION 464-08

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 July 23, 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, 2009:

Sally Ann Carpenter
808 Charles Road
Phillipsburg, NJ 08865

Term to expire: 12/31/09

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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

RESOLUTION 465-08

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 July 23, 2008.

**RESOLUTION CREATING A TEMPORARY FULL-TIME POSITION OF SUPERVISOR, ROADS,
CLASSIFIED, WITHIN THE WARREN COUNTY ROAD DEPARTMENT**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a temporary full-time position of *Supervisor, Roads*, classified, is created within the Warren County Road Department for the purpose of supplanting a supervisor on an indefinite leave of absence; and

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the newly created position of temporary *Supervisor, Roads* is created and

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established on AFSCME Local 671, Range 1640 and made retroactive to July 1, 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 July 23, 2008.

Steve Marvin, Clerk of the Board

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

Mr. Marvin assured Mr. Chamberlain that this action costs nothing additional. The person formerly employed in this position is on disciplinary suspension without pay pending criminal charges.

County Counsel had no report.

County Engineer Dave Hicks distributed a written report summarizing the increase in asphalt cement costs and its impact on Warren County construction projects and Road Department maintenance materials. There is usually a rate adjustment to the Asphalt Price Index once a month; in July, it was raised twice. We're going to have to adjust to stay within budget, Mr. Hicks said. Either some of the road work will have to be delayed, we have to find other money, or wait for prices to come down. The asphalt cement has gone up disproportionately compared to other materials.

Mr. Gardner inquired about alternatives. Mr. Hicks said some micropaving and resurfacing will be done in the interim and we'll look at polymer. The Road Supervisor will try to stretch a three to four year program over five years and move the bulk of it into the capital portion of the budget.

Mr. Chamberlain asked, once a project has been bid on, can they change the price? Mr. Hicks said there is an escalation clause that can go either way, the fairest way to do it. The contractors don't have any control over this.

Discussion then turned to alternative energy possibilities for the new building. The County's application for the solar program has not moved up. The program is being phased out. The options are grants or solar renewal energy credits, not both. The credits seem to be better, but it would still take about 20 years to pay for the system. Mr. Hicks thought it was probably not worth it.

Mr. Chamberlain said it doesn't seem viable now, but in the future, the technology may be more efficient. He didn't like the idea of having solar panels on the roof for fear of future leaks, but perhaps panels could be placed in the field at some point which the building could hook into. Mr. Gardner agreed.

Mr. Chamberlain asked if the roof could be constructed so that it could handle the panels in the future. Mr. Hicks said yes; you want to keep your options open, but that's not a decision that has to be made right away, unlike the geothermal decision. Mr. DiMaio said

even if we broke even after 20 years, it's a matter of energy independence. Mr. Chamberlain said 30% efficiency is not a good investment, although the feasibility study did not take into account the solar energy credits.

Regarding the geothermal option, Mr. Hicks met with a mechanical engineer. A project utilizing this technology is currently underway at Northampton Community College. This is not new technology and is viable in this area. Mr. Hicks thought it was "a no-brainer".

On motion by Mr. Chamberlain, seconded by Mr. Gardner, **RESOLUTION TO PURSUE GEOTHERMAL ENERGY FOR HEATING AND COOLING IN THE NEW BUILDING.**

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

Mr. Gardner said he hoped the system would exceed a lifespan of 20 years. Mr. Hicks said you will always have failures and repairs. It's hard to predict. Mr. Marvin said this system is much less mechanically complicated and has fewer moving parts. He noted that the Wayne Dumont, Jr. Administration Building had been equipped with a state of the art HVAC System 20 years ago, only to have the A/C replaced 12 years later at a cost of \$700,000.

County Planner Dave Dech had no report. County CFO Charles Houck was absent.

County Administrator Steve Marvin reminded the Board they had wanted to meet with Architect James Guerra to give some direction on finishing materials for the new building. Mr. Marvin suggested an earlier start for the August 27 meeting.

On motion by Mr. Chamberlain, seconded by Mr. Gardner, **CHANGE THE TIME OF THE REGULAR MEETING SCHEDULED FOR WEDNESDAY, AUGUST 27, 2008 TO BEGIN AT 7:00 P.M.**

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

The Board had also wanted to schedule a meeting on budget matters that will attract Department Heads and program advocates. Mr. Marvin thought the Technical School would be a suitable venue and proposed it be held on August 28.

Mr. Chamberlain said he viewed this as a Work Session and didn't think it should turn into a Public Hearing. Mr. DiMaio agreed, saying this was intended as a fact-finding give and take with Department Heads, but all agreed it was necessary for the meeting to be open to the public.

On motion by Mr. Chamberlain, seconded by Mr. Gardner, **THE BOARD OF CHOSEN FREEHOLDERS WILL HOLD A WORK SESSION MEETING ON THURSDAY, AUGUST 28, 2008 AT 6:30 P.M. AT THE WARREN COUNTY TECHNICAL SCHOOL AUDITORIUM FOR THE PURPOSE OF DISCUSSING FY '09 BUDGET MATTERS.**

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

The Board had no comments on the latest Personnel Vacancy Report.

Mr. Marvin said his office had received written confirmation from the Assignment Judge stating her approval of the Court House Renovation Plans.

Under Freeholder Comments, Mr. Chamberlain mentioned the recent Actuarial Valuation of post-employment benefits other than pension for Warren County which he found interesting. Mr. Marvin explained this was an actuarial valuation of health benefits of retirees. He thought it had little meaning other than it may be an issue if we go for bonds. Mr. Chamberlain said while actuaries base information on assumptions, they can be quite accurate.

Mr. Gardner thought the Appellate Division of New Jersey Superior Court made a "reasonable decision" in calling for a special evidentiary hearing regarding the validity of the Department of Environmental Protection's (DEP) septic density standards for the Highlands Region.

Regarding COAH, Mr. Gardner said this is an absolute nightmare. The mandate on our municipalities to come up with this money is devastating to our local communities. Our population

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is stabilizing and businesses are leaving, yet the numbers keep going up. He said the DEP and DCA need to back off and slow down.

Mr. Gardner said he would like to see some movement on the situation between the Technical School (WCTS) and Special Services School District (SSSD). He had drafted a resolution and thought the time had come to take care of this issue. These are two conflicting agencies and WCTS needs the space currently occupied by SSSD. The Caretaker's House on the Warren Haven Campus is unoccupied and Mr. Gardner thought it was time to work with Information Systems Director Barry Smith on getting the space equipped with phone and internet service.

Mr. Chamberlain asked if space in the Administration Building at WCTS had been investigated. Mr. Gardner said it had been considered, but it seemed there was not adequate space for the SSSD Administration. The program is shrinking, Mr. Chamberlain said. Having gone from roughly 130 students to 58, the Administration should be shrinking too. The trend appears to be school systems creating their own Special Services Programs rather than supporting SSSD. Mr. DiMaio asked how many employees SSSD had. Mr. Gardner thought about 10, three of whom are part-time.

In terms of accessibility and coordination of programs, Mr. Chamberlain thought it made the most sense for SSSD to remain close to where it is now. The County Superintendent of Schools is on the SSSD Board. It would seem they should stay near each other.

Mr. DiMaio said he has made his feelings clear on the matter. He said space in the WCTS Building was dedicated for SSSD Offices. He didn't think rent should have been charged in the first place. I don't agree with moving them at all, he said.

Mr. Gardner said this is a "festering issue" that is not going to improve without the Board's intervention. We need to provide direction. Mr. DiMaio said he failed to understand how eight people in the building had become such a burning issue. The taxpayers of Warren County built that building, he said. It was noted that WCTS did not levy tuition charges to

SSSD until after the Boards of School Estimate Meeting.

Mr. Chamberlain said he appreciated Mr. Gardner's time and effort attempting to resolve the matter. Barry Smith estimated it would take about 30-45 days to provide connectivity to high speed internet service. Their phone service could be independent of the County's system. DSL would not be available.

WCTS Board Member Judith Chamberlain said there is no hostility between the two School Boards. SSSD Superintendent Regina Swierc was told they could stay another year. SSSD has 12 to 13 students placed in WCTS programs. Regarding tuition, Mrs. Chamberlain said WCTS charges \$3,200 versus \$40,000 charged by SSSD. The enrollment at WCTS has grown from 150 students to roughly 450. The students can stay; it's mainly SSSD's Administration that needs to be housed elsewhere.

Mr. Marvin wanted to know who would be taking responsibility for expenses related to the move and continuity of operations such as maintenance, janitorial and nursing services. Mr. Gardner said they would all be charged back to SSSD.

Mr. Chamberlain asserted that he did not want the move to affect education. This is a matter of housing SSSD Administration only.

MINUTES**JULY 23, 2008****RESOLUTION 466-08**

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 July 23, 2008.

RESOLUTION AUTHORIZING THE RELOCATION OF THE WARREN COUNTY SPECIAL SERVICES SCHOOL DISTRICT OFFICES FROM THE VOCATIONAL TECHNICAL SCHOOL TO THE "CARETAKER'S HOUSE" AT THE WARREN HAVEN CAMPUS

WHEREAS, due to the increased student enrollment at the Vocational Technical School, space is rapidly becoming a priority to manage appropriately; and

WHEREAS, this move will enable the Warren County Vocational Technical Education Board to administrate the programs more efficiently; and

WHEREAS, the Warren County Special School District will benefit additionally from certain present budgetary requirements;

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren will authorize the relocation of the Warren County Special School District Offices to the "Caretaker's House" when all required utility and electrical connections have been performed.

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 July 23, 2008.

Steve Marvin, Clerk of the Board

Recorded Vote: Mr. Chamberlain yes, Mr. Gardner yes, Mr. DiMaio no

Mr. Chamberlain said he would like to know more about the costs associated with retrofitting the building. It would seem that accessibility to the WCTS Building would be beneficial to Ms. Swierc.

Under Press Comments & Questions, Bill Wichert of The Express-Times asked about the next step in terms of the SSSD move. He was told Barry Smith will have to put together some cost estimates.

RESOLUTION 467-08

On motion by Mr. Gardner, seconded by Mr. Chamberlain, at 9:20 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on July 23, 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

NOW, THEREFORE, BE IT RESOLVED that this Board hereby excludes the public in order to discuss such matters. The general nature of the subjects to be discussed are as follows:

(4) *Matters Relating to Collective Bargaining Agreements*: Items to be discussed include: Arbitration/Mediation with PBA 331-Prosecutor's Detectives.

(6) *Matters Relating to Public Safety and Property*: Items to be discussed include: Additional Court House security measures and the State's AOC's failure to identify funding for same.

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(7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Items to be discussed include: Pending contractual matters concerning juvenile detention, Morris County and the Juvenile Justice Commission.

BE IT FURTHER RESOLVED that the Board shall disclose to the public, as soon as practicable, the contents of the discussions after the final disposition of the matters discussed.

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 July 23, 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 10:07 p.m. and returned to open session.

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

On motion by Mr. Gardner, seconded by Mr. Chamberlain, and there being no further business to come before the Board at this time, the meeting was adjourned at 10:07 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board