

**MINUTES****FEBRUARY 23, 2011**

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 February 23, 2011 at 7:01 p.m.

The meeting was called to order by Director Chamberlain and upon roll call, the following members were present: Freeholder Everett Chamberlain, Freeholder Richard Gardner and Freeholder Jason Sarnoski. Also attending were County Engineer Dave Hicks, CFO Charles Houck, County Counsel Joseph J. Bell and County Administrator Steve Marvin.

The Pledge of Allegiance was led by Director Chamberlain.

Director Chamberlain read the following statement: **“ADEQUATE NOTICE OF THIS MEETING OF FEBRUARY 23, 2011 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. Sarnoski, the Minutes of the Regular Session held on January 26, 2011 were approved.

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

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the Minutes of the Regular Session held on February 9, 2011 were approved.

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

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the Minutes of the Executive Session held on February 9, 2011 were approved.

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

Public Comments (Agenda Items Only)

Louis Cartabona of Alpha inquired about Agenda Item H2, the award of contract WC1103 to Wilson Products Compressed Gas Company. This business is located in Easton, PA and Mr. Cartabona wanted to make sure the bid was advertised. Purchasing Director Chris Pessolano said yes; all bids legally have to be advertised. Mr. Cartabona asked if Bach's or another Warren County business submitted a bid. Mr. Pessolano said no.

Mr. Cartabona wondered if it might be a wise investment and save taxpayers money in the long run, to obtain oxygen tank filling equipment and refill the cylinders on site. Mr. Pessolano said he thought some kind of certification would be required since it is gas we're dealing with. He set the estimated contract amount at \$25,000 which may be a bit high, it depends upon the type of patient and fluctuates greatly and he just wanted to make sure we're covered. Mr. Houck pointed out that the County does not own these cylinders so we'd have to buy all the equipment, cylinders, get people certified to do it and of course, there

would be liability involved.

**MINUTES****FEBRUARY 23, 2011**

Mr. Chamberlain said it's a question we can ask and compare. Mr. Gardner said Warren County businesses being awarded contracts is a great thing. On this, he agreed with Mr. Cartabona. Obviously, the bidding process is open to that.

**RESOLUTION 113-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION TO PAY BILLS**

**Be and it is hereby resolved** that Master Voucher Certificate **For Certification / Ratification for Payments No. 2011-6 and 2011-7 dated February 23, 2011,** in the amount of **\$3,785,012.88** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

2011-6	2/16/11	\$	1,277,274.56	
2011-7	2/23/11		886,556.77	
			<hr/>	
TOTAL		\$		2,163,831.33

**Wire Transfers**

Payroll	2/10/11		1,530,312.80	
Uniform Pay	2/10/11		90,868.75	
			<hr/>	
TOTAL				<u>1,621,181.55</u>
GRAND TOTAL		\$		<u><u>3,785,012.88</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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

Mr. Sarnoski asked for further clarification of Agenda Item D6 authorizing the transfer of funds from the Health Care Reserve Trust to the General Fund Balance in preparation for the 2011 Budget. Since the Board is still in the midst of budget discussions, he asked what if we decide to raise or lower that amount? Mr. Houck said it's at the discretion of the Board.

"It's a one way street," Mr. Houck said. This is a result of our self-insurance program. We take it out of that fund and bring it over in the current fund then we can use it to offset the increases in medical insurance premiums. If you choose not to use it for that, it remains

in the current fund to be used for anything else.

**RESOLUTION 114-11**

**MINUTES**

**FEBRUARY 23, 2011**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION CHANGING NAMES OF THE CUSTODIANS OF VARIOUS EXISTING WARREN COUNTY PETTY CASH FUNDS**

**WHEREAS**, N.J.S.A. 40A:5-21 authorizes the establishment and abolition of Petty Cash Funds upon written application to and after approval by the Director of the Division of Local Government Services; and

**WHEREAS**, petty cash funds were established for various departments and offices in the County of Warren by resolution by the Board of Chosen Freeholders (the Board) and approval by the Director of Local Government Services on various dates; and

**WHEREAS**, the following individuals are listed as custodians of the Warren County Petty Cash Funds for various departments appearing herein; and

**WHEREAS**, the County of Warren is changing custodians of the department / agency petty cash funds to the individuals listed herein; and

**WHEREAS**, individuals listed herein are bonded and/or insured with amounts listed herein by virtue of a surety bond and/or crime policy limit and subject to policy language.

Department / Agency	Listed Custodian	New Custodian	Coverage Limit
Surrogate	Susan Dickey	Kevin O'Neill	\$ 250,000

**BE IT FURTHER RESOLVED** that the Board directs that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval in accordance with N.J.S.A. 40:5-21.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 115-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION CHANGING NAMES OF THE CUSTODIANS OF VARIOUS EXISTING WARREN COUNTY PETTY CASH FUNDS**

**WHEREAS**, N.J.S.A. 40A:5-21 authorizes the establishment and abolition of Petty Cash Funds upon written application to and after approval by the Director of the Division of Local Government Services; and

**WHEREAS**, petty cash funds were established for various departments and offices in the County of Warren by resolution by the Board of Chosen Freeholders (the Board) and approval by the Director of Local Government Services on various dates; and

**WHEREAS**, the following individuals are listed as custodians of the Warren County Petty Cash Funds for various departments appearing herein; and

**WHEREAS**, the County of Warren is changing custodians of the department / agency petty cash funds to the individuals listed herein; and

**WHEREAS**, individuals listed herein are bonded and/or insured with amounts listed herein by virtue of a surety bond and/or crime policy limit and subject to policy language.

Department / Agency	Listed Custodian	New Custodian	Coverage Limit	Volunteer Fire Company
Training Facility	David Gallant	Frank Wheatley	\$ 250,000	

**BE IT FURTHER RESOLVED** that the Board directs that two copies of this resolution be

**MINUTES****FEBRUARY 23, 2011**

filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval in accordance with N.J.S.A. 40:5-21.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 116-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION CHANGING NAMES OF THE CUSTODIANS OF VARIOUS EXISTING WARREN COUNTY PETTY CASH FUNDS**

**WHEREAS**, N.J.S.A. 40A:5-21 authorizes the establishment and abolition of Petty Cash Funds upon written application to and after approval by the Director of the Division of Local Government Services; and

**WHEREAS**, petty cash funds were established for various departments and offices in the County of Warren by resolution by the Board of Chosen Freeholders (the Board) and approval by the Director of Local Government Services on various dates; and

**WHEREAS**, the following individuals are listed as custodians of the Warren County Petty Cash Funds for various departments appearing herein; and

**WHEREAS**, the County of Warren is changing custodians of the department / agency petty cash funds to the individuals listed herein; and

**WHEREAS**, individuals listed herein are bonded and/or insured with amounts listed herein by virtue of a surety bond and/or crime policy limit and subject to policy language.

Department / Agency	Listed Custodian	New Custodian	Coverage Limit
Public Safety	David Gallant	Frank Wheatley	\$ 250,000

**BE IT FURTHER RESOLVED** that the Board directs that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval in accordance with N.J.S.A. 40:5-21.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 117-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION CHANGING NAMES OF THE CUSTODIANS OF VARIOUS EXISTING WARREN COUNTY PETTY CASH FUNDS**

**WHEREAS**, N.J.S.A. 40A:5-21 authorizes the establishment and abolition of Petty Cash Funds upon written application to and after approval by the Director of the Division of Local Government Services; and

**WHEREAS**, petty cash funds were established for various departments and offices in the County of Warren by resolution by the Board of Chosen Freeholders (the Board) and approval by the Director of Local Government Services on various dates; and

**WHEREAS**, the following individuals are listed as custodians of the Warren County Petty Cash Funds for various departments appearing herein; and

**WHEREAS**, the County of Warren is changing custodians of the department / agency

**MINUTES****FEBRUARY 23, 2011**

petty cash funds to the individuals listed herein; and

**WHEREAS**, individuals listed herein are bonded and/or insured with amounts listed herein by virtue of a surety bond and/or crime policy limit and subject to policy language.

Department / Agency	Listed Custodian	New Custodian	Coverage Limit
County Sheriff	Sal Simonetti	David Gallant	\$ 250,000

**BE IT FURTHER RESOLVED** that the Board directs that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval in accordance with N.J.S.A. 40:5-21.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 118-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION AUTHORIZING THE TRANSFER OF \$696,000 FROM THE HEALTH CARE RESERVE TRUST TO THE GENERAL FUND BALANCE (SURPLUS)**

**WHEREAS**, employee and retiree medical contributions are deposited into the Health Care Trust and

**WHEREAS**, the State Health Benefits Plan & Prescription Coverage premium for medical is increasing eleven percent in 2011.

**NOW, THEREFORE, BE IT RESOLVED** that a fund transfer in the amount of \$696,000 be made from the Health Care Trust to the General Fund Balance to be utilized to offset the increase.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 119-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE THE ROUND 11 SECTION 3037 JOB ACCESS REVERSE COMMUTE AGREEMENT WITH THE FEDERAL TRANSIT ADMINISTRATION IN THE AMOUNT OF \$446,956 (\$223,478 FEDERAL AND MATCHING FUNDS AND \$223,478 IN ANTICIPATED COUNTY MATCHING FUNDS); SUBJECT TO AVAILABILITY OF FUNDS**

**WHEREAS**, NJ Transit Corporation has made available to the Warren County Board of Chosen Freeholders Section 3037 JARC grant in the amount of \$446,956 (\$223,478 federal and matching funds and \$223,478 anticipated county matching funds); and

**WHEREAS**, the JARC funds are available for the period July 1, 2011 through December 31, 2012.

**MINUTES****FEBRUARY 23, 2011**

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Chosen Freeholders that the Director of the Board is authorized to execute the Round 11 JARC grant agreement with the FTA for \$223,478 federal and matching funds and \$223,478 anticipated county matching funds; funds subject to availability for the period July 1, 2011 through December 31, 2012.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 120-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION IN SUPPORT OF THE ROUNDS 12 & 13 JOB ACCESS REVERSE COMMUTE (JARC) GRANT APPLICATION FOR FUNDING THROUGH NEW JERSEY TRANSIT FOR A TOTAL OF \$446,956 (\$223,478 FEDERAL FUNDS AND \$223,478 ANTICIPATED LOCAL MATCHING FUNDS) FOR EACH ROUND; SUBJECT TO THE AVAILABILITY OF FUNDS**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren supports the application for anticipated funding through NJ Transit in the amount of \$223,478 federal funds for each of Rounds 12 & 13 Job Access Reverse Commute (JARC) grant funds;

**BE IT FURTHER RESOLVED** that the county will consider the provision of JARC matching funds totaling \$223,478 through county and state revenue for each Round;

**BE IT FURTHER RESOLVED** that the Director of the Board of Chosen Freeholders is in support of the grant application for anticipated Rounds 12 & 13 Job Access Reverse Commute (JARC) funding through New Jersey Transit for a total of \$446,956 (\$223,478 federal funds; and \$223,478 anticipated local matching funds) for each Round; subject to the availability of funds.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 121-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION APPROVING THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF AGING & DISABILITY SERVICES GRANT APPLICATION TOTALING \$65,000 FROM THE NJ DEPARTMENT OF HEALTH AND SENIOR SERVICES, DIVISION OF AGING AND COMMUNITY SERVICE FOR THE PERIOD OF APRIL 1, 2011-MARCH 31, 2012 TO IMPLEMENT A MEDICARE OUTREACH & ENROLLMENT PROGRAM, SUBJECT TO THE AVAILABILITY OF FUNDS**

**WHEREAS**, the New Jersey Department of Health and Senior Services, Division of Aging and Community Services has made a grant opportunity available to New Jersey Area Agencies on Aging, NJ Aging & Disabled Resource Connection (ADRC) programs, State Health Insurance Assistance Programs (SHIPS) and other county-based public and private not for profit agencies to develop and implement a Medicare Outreach & Enrollment program; and

**MINUTES****FEBRUARY 23, 2011**

**WHEREAS**, the Warren County Division of Aging & Disability Services meets and exceeds all needed qualifications to apply for this Medicare Outreach & Enrollment grant and will develop a strategy to enroll, educate and provide Medicare information and enrollment assistance, as this grant funding is available.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren authorizes the Division of Aging & Disability Services to submit a grant application to the NJ Department of Health and Senior Services, Division of Aging and Community Services in the amount of \$65,000 to assist Warren County residents in enrolling in Benefits for which they are entitled under the Medicare Program and to participate in health promotion and disease prevention programs in an effort to maintain a healthful and independent lifestyle.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 122-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: AUTHORIZING THE DIRECTOR OF THE BOARD TO EXECUTE A LETTER OF AGREEMENT WITH THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE IN THE AMOUNT OF \$160,305 TO SUPPORT THE COORDINATION OF THE MUNICIPAL ALLIANCE FOR THE PERIOD JANUARY 1, 2011 THROUGH DECEMBER 31, 2011**

**WHEREAS**, on October 27, 2010, the Warren County Board of Chosen Freeholders approved the 2011 Municipal Alliance Spending Plan for anticipated funding through the NJ Governor's Council in the amount of \$160,305; and

**WHEREAS**, the funds are to be used as follows:

Alliance Coordination	\$ 50,000
Municipal Alliance Programs	\$109,796
Countywide Training	\$ 509

**NOW, THEREFORE, BE IT RESOLVED** that the Director of the Board of Chosen Freeholders be authorized to execute a Letter of Agreement with the Governor's Council on Alcoholism and Drug Abuse to support Municipal Alliance Coordination; Agreement ceiling not to exceed \$160,305 for the period January 1, 2011 through December 31, 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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 123-11**

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

**MINUTES****FEBRUARY 23, 2011**

by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE A GRANT AGREEMENT WITH THE NJ DEPARTMENT OF COMMUNITY AFFAIRS FOR \$2,190 TO PROVIDE ADMINISTRATIVE FUNDING TO COUNTY WELFARE AGENCIES FOR THE 2011 UNIVERSAL SERVICE FUND**

**WHEREAS**, the Warren County Department of Human Services, Division of Temporary Assistance and Social Services, wishes to enter into an agreement with the New Jersey Department of Community Affairs for the anticipated 2011 Universal Service Fund; and

**WHEREAS**, funding is available for the period July 1, 2010 through June 30, 2011; and

**WHEREAS**, the NJ Department of Community Affairs has subsequently awarded Warren County a total of \$2,190 to provide administrative funding to county welfare agencies for the 2011 Universal Service Fund:

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren that the Director of the Board is authorized to execute the grant agreement with the NJ Department of Community Affairs for a total of \$2,190 to provide administrative funding to county welfare agencies for the 2011 Universal Service Fund; and

**BE IT FURTHER RESOLVED** that the persons whose names and titles appear below are authorized to sign the agreement and any other documents necessary in connection therewith:

Everett Chamberlain, Freeholder Director

Steve Marvin, County Administrator/Clerk of the Board

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 124-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION AUTHORIZING DIRECTOR OF BOARD TO EXECUTE A GRANT AGREEMENT WITH THE NJ DEPARTMENT OF COMMUNITY AFFAIRS FOR \$4,068 TO PROVIDE ADMINISTRATIVE FUNDING TO COUNTY WELFARE AGENCIES FOR THE 2011 LOW INCOME HEATING ENERGY ASSISTANCE PROGRAM (LIHEAP)**

**WHEREAS**, the Warren County Department of Human Services, Division of Temporary Assistance and Social Services, wishes to enter into an agreement with the New Jersey Department of Community Affairs for anticipated 2011 LIHEAP funding; and

**WHEREAS**, funding is available for the period October 1, 2010 through September 30, 2011 and,

**WHEREAS**, the NJ Department of Community Affairs has awarded Warren County a total of \$4,068 to provide administrative funding to county welfare agencies for the 2011 LIHEAP Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren, that the Director of the Board is authorized to execute the grant agreement

**MINUTES****FEBRUARY 23, 2011**

with the NJ Department of Community Affairs for a total of \$4,068 to provide administrative funding to county welfare agencies for the 2011 LIHEAP Program; and

**BE IT FURTHER RESOLVED** that the persons whose names and titles appear below are authorized to sign the agreement and any other documents necessary in connection therewith:

Everett Chamberlain, Freeholder Director

Steve Marvin, County Administrator/Clerk of the Board

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 125-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE NEW JERSEY YOUTH CORPS FOR CERTAIN LANDSCAPING AND MAINTENANCE SERVICES FOR THE PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2011 IN AN AMOUNT NOT TO EXCEED \$20,000.00**

**WHEREAS**, the New Jersey Youth CORPS (CORPS) has been using and maintaining the Stine Property and providing lawn mowing services under prior agreements; and

**WHEREAS**, those arrangements have proven to be beneficial to both parties; and

**WHEREAS**, both parties wish to extend and expand on the activities covered by their agreements; and

**WHEREAS**, such changes will provide the opportunity for additional activities and growth experiences for CORPS members while providing needed services for the County Open Space Program.

**NOW, THEREFORE, BE IT RESOLVED** that the Warren County Board of Chosen Freeholders wish to continue the agreement with the New Jersey Youth CORPS, and expand its scope and therefore, authorize the Freeholder Director to execute a Memorandum of Understanding to effectuate this supplemental arrangement. Be it further resolved that adequate funds in the amount of \$20,000.00 in account 03892-5100 have been certified by the County C.F.O.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 126-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE 2011 MAINTENANCE, REPAIR AND CONSTRUCTION MATERIALS FOR ROAD, BRIDGE AND MAINTENANCE DEPARTMENTS, WARREN COUNTY – CONTRACT #WC1117**

**BE IT RESOLVED** that the plans and specifications for the following Maintenance, Repair and Construction Materials:

1. 1/4" Broken Stone

6. Hot Mix Asphalt Surface Course

**MINUTES**

2. Abrasive Grits
3. Dense Graded Aggregate
4. Curb Mix
5. Emulsified Asphalt

**FEBRUARY 23, 2011**

7. Hot Mix Asphalt Base Course
8. UPM High Performance Bit. Cold Patch
9. Dense Graded Aggregate Using Recycled Concrete

for the Warren County Road, Bridge and Maintenance Departments for the 2011-2012 construction year are hereby approved.

**BE IT FURTHER RESOLVED** that the Director of Purchasing is hereby directed to advertise for proposals for the above project at least ten (10) days prior to the receipt of bids in

**THE STAR-LEDGER****TENTATIVE SCHEDULE**

ADVERTISING DATE – Wednesday, March 2, 2011

BIDS TO BE RECEIVED - Thursday, March 24, 2011

AWARD DATE - Wednesday, April 13, 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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 127-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION APPROVING THE AWARD OF AN AGREEMENT TO MALICK AND SCHERER, P.C. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF INTERCOUNTY BRIDGE #16009/#L-25-W, POINT MOUNTAIN ROAD OVER THE MUSCONETCONG RIVER, MANSFIELD TOWNSHIP, WARREN COUNTY AND LEBANON TOWNSHIP, HUNTERDON COUNTY**

**WHEREAS**, Warren and Hunterdon Counties entered into an agreement on February 09, 2011 for the replacement of the above Intercounty bridge; and

**WHEREAS**, Hunterdon County has requested and received proposals for the necessary survey and engineering services; and

**WHEREAS**, Hunterdon County has awarded an agreement to Malick and Scherer , P.C. based on the criteria established for evaluation of the proposals; and

**WHEREAS**, the Warren County Engineer has reviewed the recommendation and is in agreement; and

**WHEREAS**, adequate funds are available in account 0410A306 5064 and certified by the County Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Warren does hereby approve the award of the engineering design services agreement to Malick and Scherer, P.C. Warren County's share of the contract amount shall be \$60,521.79 in accordance with the agreement dated February 09, 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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 128-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23,

**MINUTES****FEBRUARY 23, 2011**

2011.

**RESOLUTION RE: AWARD OF CONTRACT WC1103 FOR OXYGEN CYLINDER REFILLS FOR WARREN HAVEN FOR THE PERIOD OF MARCH 1, 2011 THROUGH FEBRUARY 29, 2012 WITH THE RIGHT TO EXTEND FOR ONE ADDITIONAL YEAR PERIODS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15 TO WILSON PRODUCTS COMPRESSED GAS COMPANY IN THE AMOUNT OF \$10.53 PER REFILL CYLINDER, TOTAL ESTIMATED CONTRACT AMOUNT OF \$25,000.00**

**BE IT RESOLVED** that contract WC1103 for Oxygen Cylinder Refills for Warren Haven is hereby awarded to . . . Wilson Products Compressed Gas Company, Easton, Pennsylvania in the amount of . . . \$10.53 per cylinder, estimated total contract amount \$25,000.00 as per their bid submitted . . . February 8, 2011 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funds for this contract are provided in budget account 013507/5030 – Warren Haven Nursing Operating Supplies.

**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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 129-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: EXTENSION OF CONTRACT WC0910 FOR ELEVATOR MAINTENANCE TO STATEWIDE ELEVATOR LLC FOR THE PERIOD OF APRIL 1, 2011 THROUGH MARCH 31, 2012 FOR THE THIRD AND FINAL YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(7) IN THE AMOUNT OF \$12,360.00 PER YEAR**

**BE IT RESOLVED** that Warren County Contract WC0910 for elevator maintenance is hereby extended for the third and final year of a three year contract as provided by the Local Public Contract Law 40A:11-15(7) said contract is hereby extended for the period of April 1, 2011 through March 31, 2012

to . . . Statewide Elevator LLC., Succasunna, New Jersey

In the amount of . . . \$12,360.00

as per their bid submitted . . . February 24, 2009

Funding for this contract has been provided in budget accounts 013100/5029 – Buildings & Grounds Contracted Services, 013112/5029 – Buildings & Grounds Annex Contracted Services, and 013504/5029 – Warren Haven Maintenance Contracted 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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 130-11**

**MINUTES****FEBRUARY 23, 2011**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO DELL COMPUTER CORP., INC. FOR NJ INFOSUPPORT SOFTWARE MAINTENANCE UNDER NATIONAL CONTRACT #WSCA77003 COVERING COMPUTER EQUIPMENT AND RELATED COMPUTER SUPPORT SERVICES FOR THE WARREN COUNTY PROSECUTOR'S OFFICE IN THE TOTAL AMOUNT OF \$30,050.00**

**BE IT RESOLVED** that the purchasing department is authorized to issue a purchase order for Computer Software Maintenance for the Warren County Prosecutor's Office and is hereby awarded

to . . . Dell Computer Corp., Austin, Texas  
in the amount of . . . \$30,050.00

at the prices established under National Contract #WSCA77003

Funding for this contract has been provided in budget account 012750/5026 – Prosecutor's Contracted Equipment Maintenance.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 131-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO ATLANTIC COMMUNICATIONS UNDER NEW JERSEY STATE CONTRACT #A53769 COVERING RADIO COMMUNICATIONS EQUIPMENT AND ACCESSORIES FOR MICROWAVE RADIO EQUIPMENT AND ACCESSORIES FOR THE WARREN COUNTY COMMUNICATIONS CENTER IN THE TOTAL AMOUNT OF \$48,720.14**

**BE IT RESOLVED** that the purchasing department is authorized to issue a purchase order for Microwave Radio Equipment and accessories for the Warren County Communications Center and is hereby awarded

to . . . Atlantic Communications, Lake Hopatcong, New Jersey

in the amount of . . . \$48,720.14

at the prices established under New Jersey State Contract #A53769

Funding for this contract has been provided in capital account 0408A406/5054 – Comm Center Network Upgrades.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 132-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO RF DESIGN & INTEGRATION INC. UNDER NEW JERSEY STATE CONTRACT #A53770 COVERING RADIO**

**MINUTES** **FEBRUARY 23, 2011**  
**COMMUNICATION EQUIPMENT AND ACCESSORIES FOR RADIO EQUIPMENT AND**  
**ACCESSORIES FOR THE WARREN COUNTY COMMUNICATIONS CENTER IN THE TOTAL**  
**AMOUNT OF \$80,632.00**

**BE IT RESOLVED** that the purchasing department is authorized to issue a purchase order for Radio Equipment and accessories for the Warren County Communications Center and is hereby awarded to . . . RF Design & Integration Inc., Philadelphia, Pennsylvania in the amount of . . . \$80,632.00 at the prices established under New Jersey State Contract #A53770

Funding for this contract has been provided in capital account 0408A406/5054 – 08 Capital – Comm Center Network Upgrades.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 133-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: APPROVING CHANGE ORDER #1 FOR CONTRACT WC1019 SUPPLY & INSTALLATION OF THE COMMUNICATIONS TOWER AT THE ALLAMUCHY SITE FOR THE WARREN COUNTY DEPARTMENT OF PUBLIC SAFETY WITH CONTI COMMUNICATIONS, INC. OF RARITAN, NEW JERSEY FOR EXPANSION OF THE BARRIER GATE, A NET INCREASE OF \$2,090.00 AND A FINAL CONTRACT AMOUNT OF \$278,784.00**

**WHEREAS**, Conti Communications, Inc., of Raritan, New Jersey were awarded a contract for the Supply & Installation of the Communications Tower at the Allamuchy Site for the Warren County Department of Public Safety in the contract amount of \$276,694.00; and

**WHEREAS**, there is a need for the installation of a barrier gate; and

**WHEREAS**, this change in award will result in a net increase of \$2,090.00 and a final contract amount of \$278,784.00.

**WHEREAS**, adequate funds have been established in capital account 0408A407/5054 – Tower Upgrade, and certified by the County C.F.O.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve Change Order #1 for the above contract for a net increase of \$2,090.00 and a final Contract in the amount of \$278,784.00

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 134-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION RE: APPROVING CHANGE ORDERS #1 THROUGH #11 FOR CONTRACT WC1049 FOR RENOVATIONS OF THE WARREN COUNTY NORTHEAST BRANCH LIBRARY WITH THE ONEKEY, LLC OF HACKENSACK, NEW JERSEY FOR NEW CONCRETE PADS, DRAIN LINE, REMOVAL OF WOOD TRIM, ROOF ALTERATION, CONDUIT INSTALLATION, NEW RAILINGS AND DUCTWORK, A NET INCREASE OF \$45,502.30 AND A FINAL**

**MINUTES****FEBRUARY 23, 2011****CONTRACT AMOUNT OF \$935,502.30**

**WHEREAS**, Onekey LLC., of Hackensack, New Jersey were awarded WC1049 for Renovation of the Warren County Northeast Branch Library in the contract amount of \$890,000.00; and

**WHEREAS**, there is a need for additional renovations as listed above; and

**WHEREAS**, this change in award will result in a net increase of \$45,502.30 and a final contract amount of \$935,502.30.

**WHEREAS**, adequate funds have been established in capital account 0409B701/5061 – NE Branch Library Renovation, 0409A701/5060 – Library HQ Construction & Design and 153908/5062 – Library Account, Library Renovation, and certified by the County C.F.O.

**NOW, THEREFORE, BE IT RESOLVED** that the members of the Board of Chosen Freeholders of the County of Warren do hereby approve Change Order #1 thru #11 for the above contract for a net increase of \$45,502.30 and a final Contract in the amount of \$935,502.30.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RECOMMENDATION**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following recommendation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RECOMMENDATION TO ACCEPT THE RESIGNATION OF CRAIG BARTO FROM THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE**

I hereby certify the above to be a true copy of a recommendation adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RESOLUTION 135-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RESOLUTION APPOINTING AND REAPPOINTING MEMBERS TO THE WARREN COUNTY LOCAL ADVISORY COMMITTEE ON ALCOHOLISM AND DRUG ABUSE**

**BE IT RESOLVED** that the Board of Chosen Freeholders of the County of Warren hereby appoint and reappoint the following individuals to the Warren County Local Advisory Committee on Alcoholism and Drug Abuse to fill terms ending on December 31, 2012.

Naya Tsang  
W.C. Prosecutor's Office  
W.C. Court House  
413 Second Street  
Belvidere, NJ 07823

Term to expire: 12/31/11

**MINUTES****FEBRUARY 23, 2011**

Lou Naumann  
 W.C. Probation Department  
 W.C. Court House  
 413 Second St.  
 Belvidere, NJ 07823

Term to expire: 12/31/12

Megan Moschberger  
 W.C. Correctional Center  
 175 Route 519S  
 Belvidere, NJ 07823

Term to expire: 12/31/12

Jillian Adie  
 DYFS  
 415 E. Washington Ave.  
 Washington, NJ 07882

Term to expire: 12/31/12

Donna Rue  
 8 Good Ole Ln.  
 Belvidere, NJ 07823

Term to expire: 12/31/12

Charles Raffaele  
 443 Russell Ave.  
 Phillipsburg, NJ 08865

Term to expire: 12/31/12

Colleen Baylor  
 941 Mill St.  
 Phillipsburg, NJ 08865

Term to expire: 12/31/12

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

**RECOMMENDATION**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the following recommendation was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**RECOMMENDATION TO ACCEPT THE RESIGNATIONS OF SUZANNE KELL AND JOSEPH SAMUEL FROM THE WARREN COUNTY ADVISORY COUNCIL ON DISABILITIES**

I hereby certify the above to be a true copy of a recommendation adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

Steve Marvin, Clerk of the Board

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



**MINUTES** **FEBRUARY 23, 2011**  
**RESOLUTION ABOLISHING THE POSITION OF COUNTY EMERGENCY MANAGEMENT  
PLANNER, CLASSIFIED, IN THE EMERGENCY MANAGEMENT DIVISION WITHIN THE  
WARREN COUNTY PUBLIC SAFETY DEPARTMENT**

**BE IT RESOLVED** by the Warren County Board of Chosen Freeholders that the position of County Emergency Management Planner, classified, in the Emergency Management Division, within the Warren County Public Safety Department is abolished effective immediately.

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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

Reports and Comments

County Counsel Joe Bell said he had two items for Executive Session regarding litigation and acquisition of property.

County Engineer Dave Hicks reported that the general contractor on the solar project behind the jail has requested an extension of time to complete the job. They've been having problems with a supplier; a delivery requested by February 14 has been pushed back to the second week in March. Mr. Chamberlain asked if the County had been granted the extension from the Board of Public Utilities. Mr. Hicks said we haven't heard one way or the other. Mr. Sarnoski asked if the contractor would bear the cost of these extensions. Mr. Hicks said the general contractor is "on the hook", even though it's not really directly their fault. They are trying their best. Mr. Gardner said they should know the suppliers they're dealing with. "They've heard it all from me," Mr. Hicks said. "I've read them the riot act ... it's their responsibility."

Mr. Chamberlain asked about the likelihood of being granted an extension by the BPU. Mr. Hicks couldn't say one way or the other. They're obviously not moving very fast, but he didn't think they would want to disapprove an extension and create problems for us to build a system. "That's what their whole program is about." Being a month away from making it operational, hopefully, they'll be cooperative and understanding. The general contractor requested a 37 day extension. Mr. Chamberlain's biggest concern was the grant money from BPU. If that doesn't come through, the project will not be as feasible as originally intended. At that point, I think we hold the contractor's feet to the fire. His colleagues shared this concern.

County Planner Dave Dech was absent.

County CFO Charles Houck had no report.

County Administrator Steve Marvin had only the latest Personnel Vacancy Report on which the Board voiced no questions or comments.

Freeholder Comments

Mr. Gardner said tomorrow will be a special day at the Court House. We will be dedicating the completion of the west wing renovations at 5:00 p.m. We have reason to be proud of the public's Number One building in the County. Anyone who has a chance to attend is welcome.

Mr. Sarnoski was looking forward to taking the Polar Bear Plunge over the coming weekend. He thanked all who supported him, some of whom were in the room, in this endeavor for the Special Olympics.

## MINUTES

**FEBRUARY 23, 2011**

Mr. Chamberlain announced that what is expected to be the final Budget Session will be held at 7:00 p.m. on Thursday, March 10, 2011. There are a few meetings on March 23. At 5:30 p.m., the Freeholders will meet with Special Services School District; then at 6:00 p.m., with Warren County Technical School regarding budget matters. The Regular Session is scheduled to take place as usual at 7:00 p.m.

Mr. Chamberlain expanded on Mr. Gardner's mention of the Ribbon Cutting Ceremony to be held at the Court House the following day. The first phase is nearing completion and the Projects Committee is working on the second phase of Court House renovations. Hopefully, the front entrance will be reopened as part of the second phase. This next phase will probably entail a year of planning and a year of construction.

### Closing Public Comments

Harold Warne of Washington approached the Board to read additional deficiencies documented at Warren Haven as he has been doing for the last two meetings. Prior to reading the passages, he wanted to make some general observations.

He said the Freeholders made themselves the governing body of Warren Haven, but have failed to fulfill its responsibilities. "Freeholders Gardner and Chamberlain have displayed zero interest in doing so and although Freeholder Sarnoski originally showed some interest, he has been silent as of late," Mr. Warne said. Freeholder Chamberlain has met with some Tea Party members regarding this issue, yet failed to report his findings to the rest of the governing body unless it was in Executive Session which would be a violation of the Sunshine Law. Mr. Warne said any future meetings with Tea Party members should include all three Freeholders and be held publicly.

The other option would be for Freeholder Chamberlain to become the sole member of the governing body, relieving the other Freeholders of liability. Mr. Warne said a governing body consisting of one individual is not unprecedented.

Mr. Warne continued, saying that at the last Freeholder Meeting, Mr. Chamberlain attempted to minimize the seriousness of Warren Haven's deficiencies, citing the evaluator's rating system. "To me, all deficiencies involving resident care are serious, especially since there are an every-increasing number of them," Mr. Warne said.

Mr. Warne wanted to qualify a statement he had made at the last Freeholder Meeting that his mother had received good care while a resident of Warren Haven. When his mother was admitted in the Year 2000, the care was excellent as was the food. It remained so for two years before beginning a steady decline as evidenced by the deficiencies noted by the annual State evaluations. "This decline was obvious to anyone who visited regularly and rests with the attitudes and policies of both the governing body and the administration," Mr. Warne said.

Mr. Warne then read all the details of a deficiency dealing with dignity and respect of individuality. The facility must promote care for residents in a manner and an environment that maintains and enhances each resident's dignity and respect and full recognition of his or her individuality. Mr. Warne said this requirement was not met, reciting a case in which a wheelchair-bound resident's urinary catheter tubing was lying on floor in plain sight in a common area of the facility. Tubing should be protected from visual contact as an issue of dignity. Mr. Warne then read further details on corrective action and measures taken to ensure the deficient practice would

**MINUTES****FEBRUARY 23, 2011**

not recur.

The next deficiency read by Mr. Warne dealt with developing comprehensive care plans. The facility is to develop such plans to include measurable objectives and timetables to meet a resident's medical, nursing, mental and psychosocial needs that are identified in a comprehensive assessment. He read a case in which a resident identified as requiring one-to-one care during wakeful times was wandering about unsupervised. As a corrective action, this resident was transferred out of Warren Haven to a higher level care facility. Regular audits of care plans for certain at-risk patients are to be conducted by the Director of Nursing or other designee.

"Services Provided Meet Professional Standards" was the third deficiency read by Mr. Warne. Standards were not met in the case of a nurse inappropriately crushing medication with a mortar and pestle and leaving a medication cart unlocked while unattended. The nurse responsible is no longer employed by Warren Haven.

Mr. Chamberlain asked Mr. Warne if he disagreed with the corrective actions. Mr. Warne said no, if they are done.

Regarding his meeting with members of the Tea Party, Mr. Chamberlain said he has reported what took place at these meetings at least twice here at open Freeholder Board Meetings. Mr. Gardner said Mr. Warne was wrong to say the Board in general doesn't care. I do care and I'm doing my own investigation going back to the Year 2000. There were deficiencies even back then, but in every case, there was no harm to the resident and corrective measures were put in place within 10 days.

Mr. Warne said as a governing board which is supposed to adopt policies, review the organization and implementation of those policies, you have not met, have you? What was very bothersome to Mr. Warne was that after two years talking to the Freeholders about oversight of Warren Haven, he came to find out after a phone call to Trenton that the Freeholders themselves are supposed to be providing that oversight.

Mr. Gardner said the people he comes in contact with think Warren Haven is a good facility and despite all the scenarios being read by Mr. Warne, patients have not suffered

harm. "Corrective action was taken," Mr. Chamberlain said.

Louis Cartabona of Alpha, also Vice-President of the Warren County Tea Party Patriots, said the group has meetings every month. There are grassroots movements out there with people identifying themselves as Tea Partiers that may not be associated with this particular organization. Each one of these Freeholders has visited as our guests at one time or another and they have always been open to having dialog with us on the Warren Haven issue.

Since the old Welfare Board was disbanded, the Board of Chosen Freeholders became the governing body. Mr. Gardner alluded to a different oversight committee earlier. "Who exactly is that?" Mr. Cartabona asked. Mr. Gardner said it's not necessarily a complete oversight committee. There is a committee that assembles from time to time and looks at things. It is not necessarily a quality control committee. Mr. Gardner said he thought good points are being raised here. We probably do need to have a committee of professionals to really examine things from time to time.

Mr. Chamberlain said he has told the Tea Party - he thought this was the third time - that after they have another meeting to discuss care issues, the third component will be to put together a physician, a social worker and a nurse familiar with a nursing home setting and have them review practices and procedures there and come back to the Freeholders with a report. "To me, that has

**MINUTES****FEBRUARY 23, 2011**

more merit than individuals sitting on a committee that really have no experience,” Mr. Chamberlain said. The Administrator at the nursing home has agreed to this. It would take some funding to implement, but I do not have a problem with that. He wanted the committee comprised of people completely unrelated to anyone to conduct an impartial, objective review.

Mr. Sarnoski said I think we're all in agreement. I agree with Mr. Chamberlain that it should be set up impartially with experts in this field to look at both resident care and dollars. We want to make sure our dollars are being spent in the best manner for resident care. I think if we take this step by step and do it the right way, that's the way to go, and I think we are.

Governance is also the State of New Jersey, Mr. Chamberlain said. The State does the inspections, they provide the reports. All that Mr. Warne has read has been through State inspections. The nursing home industry is one of the most highly regulated industries in the country.

Mr. Cartabona asked, are you publicly saying you would vote for an oversight board? Mr. Chamberlain said I don't know what you mean by an "oversight board". I would be in favor of having an outside group of professionals come in and give us an objective, comprehensive review.

Mr. Sarnoski said he agreed with Mr. Chamberlain's statement. I think we take it one step at a time and that would be the next logical step after we've gone through all these processes.

Mr. Gardner thought the emphasis should be on patient care and look at the finances secondarily. We need to compile a list of the scope of areas to be evaluated and get an

impartial assessment of the facility. Mr. Chamberlain said this would be a second look at a lot of the things that the State looks at.

Mr. Cartabona said even though corrective actions were taken over a period of four to five years, there seem to be more and more occurrences of deficiencies. Prevention seems to be slipping.

Mr. Chamberlain said, not for the first time, that the facility is given star ratings, one star to five stars. Warren Haven received two stars in 2009; before that, it had gotten four stars. Mr. Warne read about a particular nurse that caused some significant deficiencies and that she was dismissed. We expect the rating to go back to four stars.

Mike Grossmann, the County Insurance Risk Manager, came forward to note that Warren Haven has a separate liability umbrella policy through Lloyds of London. There is an annual review that entails being furnished with all the deficiency data as well as conducting their own primary inspection of the facility. This year, they lowered the liability premium by \$17,000 and this was the third year in a row premiums were decreased.

Elaine Reichart of White Township said, "Highly regulated does not mean a job well done." The reason it's highly regulated is because we're dealing with people; with people's health and people's lives. The deficiencies are real. They're discrete situations. Speaking to Mr. Gardner regarding his research he alluded to earlier, Ms. Reichart said she would provide him with deficiency reports from the Year 2000 to the present. Being familiar with them, she said there were years when there was a Welfare Board that there were no deficiencies. The deficiencies since 2004 have increased. It's a trend in the wrong direction.

Ms. Reichart questioned Mr. Gardner's earlier statement about an oversight committee and if such committee exists, she thought the public should be informed when they meet and have

**MINUTES****FEBRUARY 23, 2011**

access to minutes of the meetings. She said she would like to know what policies they have set, what they have reviewed and what they have done.

Regarding the outside group of professionals Mr. Chamberlain talked about assembling to review the facility, Ms. Reichart thought there should be some financial/business/administrative representation included. Mr. Chamberlain said Sam Penza had been contracted for two years to review all the financial information including Medicare and Medicaid reimbursements and insurance reimbursements. Mr. Marvin said there were separate reports: one at the time of transition after disbanding the Welfare Board by Alman Management which was George Albanese, former Commissioner of the State Department of Human Services and his partner at the time, Sam Penza, who was Deputy Commissioner of the Department of Human Services. They did a report on all the Human Services functions, not just Warren Haven, back in 2001. There were separate reports when Sam was working as an individual contractor around 2005-2006. Mr. Marvin told Ms. Reichart she was more than welcome to file an Open Public Records Request for the reports.

Back to the deficiencies, Ms. Reichart said that Warren Haven was out of compliance for 10 days and at risk of losing its certification because corrective action was not implemented in time. Mr. Gardner wasn't convinced that was all the fault of Warren Haven. He said there seemed to be a communication issue for which the State may have been responsible. Ms. Reichart said, "The deficiencies should never have happened in the first

place." She said there are 125 nursing homes within a 50 mile radius of this zip code; 89 of which have a higher rating than Warren Haven, so we're not doing so well. Mr. Chamberlain said he disagreed. Of the nursing homes that are operated by County facilities, Warren Haven is comparable and we're looking for our rating to go up next time around.

County Counsel Joe Bell asked Ms. Reichart if she had filed a tort claim against the County. She said she had not, but acknowledged that her aunt had.

Regarding the meetings with the Tea Party of which Ms. Reichart is a member, she said we are not satisfied with what we found out from a financial perspective. We are still looking at it. It would be helpful to have an oversight committee that is looking at both care and financial matters. She reiterated her suggestion to include fiscal/business representation on the review committee if and when it is formed and not limit it to just medical professionals.

Ms. Reichart's final request of the evening was to post full resolutions of all Freeholder Meeting Agenda items on the County website so the public can read what it means before coming to a meeting. Mr. Marvin said there is pending legislation that may require us to do that and a whole lot more. We're waiting to see what happens with that.

There were no comments or questions from the press.

**RESOLUTION 138-11**

On motion by Mr. Gardner, seconded by Mr. Sarnoski, at 8:08 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on February 23, 2011.

**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

**MINUTES****FEBRUARY 23, 2011**

**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:

(1) *Matters Relating to Collective Bargaining Agreements*: Items to be discussed include: Results of negotiations with FOP 170, February 23, 2011; AFSCME 671 contract ratification vote of February 22, 2011; and settlement of AFSCME 3287 Unfair Labor Practice/Grievance Arbitration/Order for Interim Relief Actions re: Warren Haven CNA scheduling.

(2) *Matters Relating to Purchase, Lease of Real Property*: Items to be discussed include: Village Square II acquisition- draft report from Appraisal Consultants Corp. and presentation by William Steinhart.

**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 February 23, 2011.

Steve Marvin, Clerk of the Board

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

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

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

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

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

**ATTESTED TO:**

**Steve Marvin, Clerk of the Board**