

MINUTES**MARCH 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 March 23, 2011 at 7:00 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 MARCH 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 Special Session held on March 9, 2011 were approved.

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

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

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

PROCLAMATION 158-11

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

ALCOHOL AWARENESS MONTH, APRIL 2011

WHEREAS, adolescents are more vulnerable than adults to the effects of alcohol on learning and memory; and

WHEREAS, alcohol is a major contributing factor in the death of persons ages 10-24 in: motor vehicle crashes, unintentional injuries, homicide and suicide; and

WHEREAS, according to the 2009 NJ Household Survey on Drug Use and Health, 16.7% of residents reported first drinking alcohol at age 14 or under which is higher than the state median rate of 13.1%; and

WHEREAS, young people who begin drinking before age 15 are four times more likely to develop alcohol dependence than those who begin drinking at age 21; and

WHEREAS, there are an estimated 11,000 people in need of alcohol and substance

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abuse treatment in Warren County; and

WHEREAS, Warren County ranks second highest in the state (365 per 100,000) in residential admission rates for alcohol abuse and dependence; and

WHEREAS, health and social problems arising from alcohol and substance abuse can be prevented through education and adoption of healthy attitudes and lifestyles; and

WHEREAS, responsibility rests with both public and private sectors for assuring reductions of alcohol and substance abuse related problems and for providing access to treatment for all individuals and family members affected by alcohol and substance abuse.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby proclaim the month of April as **ALCOHOL AWARENESS MONTH** and calls upon all citizens, parents, governmental agencies, public and private institutions, businesses, hospitals and schools in Warren County to support efforts to end underage drinking, increase awareness of alcohol use disorders and the success of prevention and treatment.

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

Steve Marvin, Clerk of the Board

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

Mr. Gardner expressed concern regarding the County's high statistics regarding alcohol abuse and lamented the related problem of young people driving under the influence. That's a very tragic situation that can be prevented. Just one death is too many. Awareness programs in the schools are good, but he wasn't convinced they were strong enough to have enough impact.

Mr. Sarnoski agreed that the statistics were quite alarming, yet it is important to make people aware of the detrimental affects of alcohol abuse and help curb poor decision making. Parents need to be involved in their kids' lives. He was glad for the opportunity to help raise awareness of the dangers.

Mr. Chamberlain concurred with his colleagues. This is a sad issue, but education starts in the home with parental guidance.

PROCLAMATION 159-11

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

STAND AGAINST RACISM DAY, APRIL 29, 2011

WHEREAS, Racism can be defined as hatred or intolerance of another race or other races; as a belief that inherent differences among the various human races determine cultural or individual achievement, usually involving the idea that one's own race is superior and has the right to rule others; or as a policy or system of government based upon or fostering such a doctrine; and

WHEREAS, is a movement of the YWCA that aims to eliminate racism by raising awareness with an annual event, where throughout the United States of America people are urged to host their own "Stand" locally; and

WHEREAS, Stand Against Racism Day will take place this year on Friday, April 29, when hundreds of thousands of people throughout the nation will join to take a stand against racism; and

WHEREAS, the Warren County Human Relations Commission will operate as the facilitator for individuals and groups to observe Stand Against Racism Day in Warren County,

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with the Warren/Sussex Chapter NAACP as its partner to disseminate information in the community and raise awareness about this event; and

WHEREAS, groups, schools, houses of worship and community organizations can raise awareness of this important issue by planning their own Stand Against Racism event, examples of which could be a hosting a program to celebrate many cultures with food and discussion; viewing a film whose topic helps to stand against racism; contacting local elected officials and ask them to stand against racism; or inviting a guest speaker to stand against racism;

NOW, THEREFORE, BE IT RESOLVED by the Warren County Board of Chosen Freeholders takes a stand against racism by endorsing the efforts of the Warren County Human Relations Commission and the Warren/Sussex Chapter NAACP to stop hate now, and, as Stand Against Racism organizers say, "Take a Stand for Freedom, Justice and Dignity for All."

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

Steve Marvin, Clerk of the Board

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

Mr. Sarnoski thanked the Warren County Human Relations Commission for facilitating this proclamation. He said he hoped one day statements such as this will no longer be necessary in our society. For now, it is important to promote equality, tolerance and diversity in our county. He also expressed thanks to the Warren/Sussex Chapter of the NAACP.

Mr. Gardner said racism has been an issue since the beginning of our country. It has taken a long time for change to come about. While great strides have been made, pockets of racism still exist. "I support this proclamation absolutely," he said, and thought it was a good thing for all people to reflect on its words.

Mr. Chamberlain agreed. We're becoming a world culture, just as we've become a world economy and there is no place for racism.

Oveston Cox, President of the Warren/Sussex NAACP thanked the Board for the cornerstone in an effort to create a diverse community. Warren County Human Relations Commission President Ethel Conry thanked the Freeholders for abiding by the proclamation.

Public Comments (Agenda Items Only)

None.

RESOLUTION 160-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION TO PAY BILLS

Be and it is hereby resolved that Master Voucher Certificate **For Certification / Ratification for Payments No. 2011-10 and 2011-11 dated March 23, 2011,** in the amount of **\$3,032,991.64** 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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2011-10	3/16/11	\$	835,796.06	
2011-11	3/23/11		736,677.66	
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TOTAL		\$		1,572,473.72
Payroll	3/10/11	\$	1,460,517.92	
Subsistence	3/10/11		-	
			<hr/>	
TOTAL				<u>1,460,517.92</u>
GRAND TOTAL		\$		<u><u>3,032,991.64</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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 161-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

ORDINANCE 2011-A - AN ORDINANCE AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND THE APPROPRIATION OF \$5,735,431 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES

BE IT ORDAINED AND ENACTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF WARREN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The capital improvements described in Section 2(A) of this Ordinance are hereby authorized as General Improvements to be made by the County of Warren, New Jersey. There is hereby appropriated the sum of \$ 5,735,431 from the Capital Improvement Fund account in the General Capital Fund of the County of Warren, for the said improvements or purposes stated in Section 2(A).

Section 2(A). The improvements hereby authorized and the proposed appropriations are for the following purposes:

- | | | |
|-----|--|--------------|
| (1) | Road Resurfacing Improvements | \$ 1,226,900 |
| (2) | Road and Drainage Improvements | \$ 1,560,000 |
| | Design, construct or reconstruct and improve various county roads and intersections. | |
| (3) | Bridge and Culvert Improvements | \$ 1,175,000 |
| | Design, construct or reconstruct and improve various county bridges and culverts | |
| (4) | Equipment and Furnishings | \$ 743,337 |
| | Acquisition of office, communications, safety & security, maintenance equipment, furniture & furnishings, and computer hardware and software | |

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- | | | |
|-----|---|------------------------------------|
| (5) | Buildings & Grounds Improvements
Design, construct or renovate and improve various county facilities | \$ 247,500 |
| (6) | Specialty Vehicles and Maintenance
and Construction Equipment
Trucks, snowplows, sanders, tractors, mowers,
and maintenance and heavy construction equipment | \$ 782,694 |
| (7) | Building and Land Acquisitions
Total appropriations | \$ <u>0</u>
<u>\$ 5,735,431</u> |

Section 2(B). The maximum amount of money to be appropriated for said purposes is \$ 5,735,431, no part of which is to be borrowed.

Section 3. The said purpose(s) described in Section 2(A) of this Ordinance are not Current Expenses and can be funded by the issuance of bonds if they were not being permanently funded by capital funds on hand.

Section 4. These appropriations are made as a result of the need to improve existing county infrastructure and facilities.

Section 5. This Ordinance shall be published, together with a Notice of Introduction thereof and of the Date of Final Passage in the manner provided by law. Final Passage is scheduled for Wednesday, April 27, 2011 at 7:00 PM., in the Freeholders Meeting Room, Wayne Dumont Jr. Administration Building, 165 County Road 519 South, Belvidere, New Jersey or at such other date and time to which it may be adjourned.

Section 6. At least one (1) week prior to the date set for Final Passage of this Ordinance, there shall be posted on the bulletin board of the Board of Chosen Freeholders, a copy of this Ordinance and a notice that copies of same will be made available upon request during the ensuing week up to and including the date set for final passage and the notice shall set forth the place at which such copies may be made available; and

Section 7. This Ordinance shall take effect upon final passage as provided herein.

On motion by Mr. Sarnoski, seconded by Mr. Gardner, Capital Improvement 2011-A was introduced on the first reading by the Board of Chosen Freeholders of the County of Warren at a meeting held March 23, 2011:

ADOPTED BY RESOLUTION 161-11 ON FIRST READING

DATED: March 23, 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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 162-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION AMENDING 2011 TEMPORARY COUNTY BUDGET

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of a county budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, The Board of Chosen Freeholders approved the 2011 temporary county budget on January 1, 2011 stating:

PROVISION UNDER N.J.S.A. 40A:4-19 TO OPERATE UNDER A TEMPORARY APPROPRIATIONS IN THE AMOUNT OF \$26,922,347 THROUGH THE DATE OF ADOPTION OF THE 2011 BUDGET

and;

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WHEREAS, the total 2011 temporary county budget appropriations, excluding the amount of the appropriations made for Debt Service, in said 2011 budget is the sum of **\$26,922,347**;

WHEREAS, there is a need to delay the date of final adoption of the 2011 county operating budget and extend the timeframe under which the county will operate under the temporary county operating budget; and

WHEREAS, the delay in the date of final adoption necessitates that additional appropriations to be included in the temporary budget to allow the continuation of county administered programs and services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren, New Jersey that additional temporary appropriations in the amount of **\$26,922,347** be added to the temporary operating budget for a total temporary operating budget appropriation amount of **\$53,844,694** and that a certified copy of this Resolution be transmitted to the Chief Financial Officer's Department for their records.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 163-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION TO EXCEED THE COUNTY TAX LEVY LIMITS AND TO ESTABLISH A CAP BANK AS PER N.J.S.A. 40A:4-45.14

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a county shall limit any increase in its county tax levy to 2.0% unless authorized by resolution to increase it to 3.5% over the previous year's county tax levy, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a county may, when authorized by resolution, appropriate the difference between the amount of its actual county tax levy and the 3.5% percentage rate , subject to certain exceptions, as an exception to its final county tax levies in either of the next two succeeding years; and,

WHEREAS, the Board of Chosen Freeholders of the County of Warren finds it advisable and necessary to increase its CY 2011 budget by up to 3.5%, subject to certain

exceptions, over the previous year's final county tax levy, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Board of Chosen Freeholders hereby determines that a 1 ½% increase in the budget for said year, amounting to **\$ 711,396** in excess of the increase in final county tax levy otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Board of Chosen Freeholders hereby determines that any amount authorized hereinabove that is not levied as part of the final budget shall be retained as an exception to final county tax levy in either of the next two succeeding years.

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2011 budget year, the budget of the County of Warren shall, in accordance with this resolution and N.J.S.A. 40A: 4-45.14, be increased by **1.5%**,

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amounting to \$ **711,396** and that the CY 2011 county budget for the County of Warren be approved and adopted in accordance with this resolution; and,

BE IT FURTHER RESOLVED, that any amount authorized hereinabove that is not levied as part of the final budget shall be retained as an exception to the final county tax levy in either of the next two succeeding years; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such 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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 164-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION APPROVING THE ANNUAL BUDGET AND COUNTY PURPOSE TAX LEVY OF THE COUNTY OF WARREN FOR THE FISCAL YEAR 2011

BE IT RESOLVED by the Board of Chosen Freeholders of the County of Warren that the following statements of revenues and appropriations herein set forth shall constitute the County Budget for the year 2011;

BE IT FURTHER RESOLVED that a summary of said budget shall be published in the Star Ledger in the issue of April 13, 2011.

BE IT FURTHER RESOLVED that notice is hereby given that the budget and Tax Resolution was approved by the Board of Chosen Freeholders of the County of Warren on the date herein indicated. A public hearing on the County Operating, Open Space and County Library budget and Tax Resolution is scheduled on Wednesday April 27 2011 at 7:00 pm in the Freeholders' Meeting Room, Wayne Dumont Jr. Administration Building,

165 County Road 519 So., Belvidere (White Township), New Jersey. Objections to the Budget and Tax Resolution for the year 2011 may be presented by taxpayers and other interested persons.

SUMMARY OF BUDGET REVENUES AND APPROPRIATIONS FOR THE YEAR 2011

Total Appropriations	\$109,844,211.68
Less: Anticipated Revenues	\$ 42,943,425.68
Amount to be Raised by Taxation – County Purpose Tax	\$ 66,900,786.00

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 165-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION CANCELLING CERTAIN FUNDED APPROPRIATION BALANCES

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

Section 1. The following funded appropriations remaining as balances in capital ordinances heretofore adopted by the County of Warren, New Jersey (the County) are hereby cancelled and transferred to the Capital Improvement Fund:

1.a: ORDINANCE NUMBER 2005-A, AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND APPROPRIATING \$ 4,137,250.00 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES.

Date of Introduction: 3/23/2005 Date of Adoption: 4/27/2005

Amount of Appropriation to be transferred to Capital Improvement Fund:

0405A411 5057 Equipment & Furnishings	\$ 1,458.02
0405A505 5062 Building & Grounds Imp	<u>\$ 7,864.50</u>
Total Cancellation	\$ 9,322.52

1.b: ORDINANCE NUMBER 2006-A, AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND APPROPRIATING \$ 8,809,110.00 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES.

Date of Introduction: 2/15/2006 Date of Adoption: 3/08/2006

Amount of Appropriation to be transferred to Capital Improvement Fund:

0406A501 5062 Building & Grounds Imp	\$ 131,751.57	
0406A504 5062 Building & Grounds Imp	<u>\$ 7,166.04</u>	Total
Cancellation	\$ 138,917.61	

1.c: ORDINANCE NUMBER 2007-A, AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND APPROPRIATING \$8,747,906.00 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES.

Date of Introduction: 2/14/2007 Date of Adoption: 3/14/2007

Amount of Appropriation to be transferred to Capital Improvement Fund:

0407A502 5062 Building & Grounds Imp	\$ 76,057.20
0407A511 5062 Building & Grounds Imp	\$ 33,299.20
0407A514 5062 Building & Grounds Imp	\$ 48,200.00
0407A516 5062 Building & Grounds Imp	<u>\$ 21,841.25</u>
Total Cancellation	\$ 179,397.65

1.d: ORDINANCE NUMBER 2008-A, AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND APPROPRIATING \$ 7,462,695.00 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES.

Date of Introduction: 4/23/2008 Date of Adoption: 5/14/2008

Amount of Appropriation to be transferred to Capital Improvement Fund:

0408A205 5063 Road & Drain Imp	\$ 4,058.50
0408A206 5063 Road & Drain Imp	\$ 5,815.65
0408A308 5064 Bridge Imp	\$ 8,339.06
0408A402 5057 Equipment & Furnishings	\$ 514.00
0408A404 5057 Equipment & Furnishings	\$ 451.00
0408A504 5062 Building & Grounds Imp	\$ 50,000.00

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0408A606 5050 SP Vehicles & Equipment	\$ 53,704.76
Total Cancellation	\$ 122,882.97

1.e: ORDINANCE NUMBER 2009-A, AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND APPROPRIATING \$ 16,659,943.00 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES.

Date of Introduction: 4/08/2009 Date of Adoption: 4/22/2009

Amount of Appropriation to be transferred to Capital Improvement Fund:

0409A101 5063 Road Resurfacing	\$ 284,168.58
0409A301 5064 Bridge Imp	\$ 50,000.00
0409A302 5064 Bridge Imp	\$ 70,875.64
0409A506 5062 Building & Grounds Imp	\$ 19,454.24
0409A601 5050 Special Vehicles & Equip	<u>\$ 19,626.85</u>
Total Cancellation	\$ 444,125.31

1.f: ORDINANCE NUMBER 2010-A, AUTHORIZING CERTAIN CAPITAL IMPROVEMENTS AND APPROPRIATING \$ 7,460,870.00 FROM THE WARREN COUNTY GENERAL CAPITAL FUND BUDGET FOR SUCH PURPOSES.

Date of Introduction: 03/24/2010 Date of Adoption: 4/28/2010

Amount of Appropriation to be transferred to Capital Improvement Fund:

0410A502 5062 Building & Grounds Imp	<u>\$ 365,000.00</u>
Total Cancellation	\$ 365,000.00

TOTAL RETURNED TO CAPITAL IMPROVEMENT FUND \$ 1,259,646.06

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

Mr. Chamberlain noted that the budget was now being introduced. A Public Hearing will be held prior to adoption on April 27, 2011.

RESOLUTION 166-11

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 March 23, 2011.

**APPROVAL OF BYLAW AMENDMENTS TO THE
NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND**

WHEREAS, N.J.S.A. 40A:10-36 et seq. permits local units to join together to form a joint insurance fund; and

WHEREAS, said statute was designed to give local units the opportunity to use alternative risk management techniques providing they are based on sound actuarial principles; and

WHEREAS, the New Jersey Intergovernmental Insurance Fund, hereinafter the Fund, was established effective February 1, 1991 pursuant to said statutes; and

WHEREAS, The County of Warren is a member of the Fund; and

WHEREAS, revisions to the existing bylaws of the Fund were reviewed and approved by the Fund's Executive Committee at their December 9, 2010 meeting.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders hereby adopts the Fund's bylaw amendments as approved by the Fund on December 9, 2010.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

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RESOLUTION 167-11

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 March 23, 2011.

RESOLUTION TO AUTHORIZE A TRAFFIC CONTROL SIGNAL AT THE INTERSECTION OF COUNTY ROUTE #517 AND COUNTY ROUTE #665, INDEPENDENCE TOWNSHIP, WARREN COUNTY, NEW JERSEY

WHEREAS, a traffic condition exists at the intersection of County Route #517 and County Route #665 (Bilby Road), in Independence Township, in the County of Warren, which requires a traffic control signal; and

WHEREAS, the County Engineer has certified that the proposed traffic signal is in the interest of safety and the expedition of traffic.

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

1. Subject to the provisions of Subtitle 1 of Title 39, the following location shall be controlled by a traffic control signal based on the designated traffic signal plan.

<u>Location</u>	<u>Designated Plan</u>
County Route #517 and County Route #665 (Bilby Road) Independence Township	Traffic Signal Operational Plan for Warren County Routes 517 & 665, Sheet 1 of 1, bearing the latest revision date 2/24/2011

2. This resolution shall take effect upon completion of signal installation and turn on.
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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 168-11

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 March 23, 2011.

RESOLUTION APPROVING THE CLOSING OF VALLEY STREET/DELAWARE ROAD, COUNTY ROUTE #605 FROM KNOWLTON ROAD (CR #616) TO LIME KILN ROAD IN THE TOWNSHIP OF KNOWLTON ON SATURDAY, APRIL 9, 2011 FOR THE KID FUN RUN AND 5K RUN SPONSORED BY THE KNOWLTON TOWNSHIP ELEMENTARY SCHOOL

WHEREAS, the Knowlton Township Elementary School of the Township of Knowlton has requested permission to close Valley Street/Delaware Road, County Route #605, starting at Knowlton Road, County Route # 616, to Lime Kiln Road, on Saturday, April 09, 2011 from 8:00 AM to 10:30 AM for the Knowlton Township Elementary School Kid Fund Run and 5K Run.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve the use and closing of a County Route #605, Valley Street/Delaware Road in the Township of Knowlton for the above mentioned event with the following conditions:

1. Approval of the events by the Municipality.
2. All barricades, detours, and traffic control signs shall conform to the Manual on Uniform Traffic Control Devices.

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3. Police supervision of the barricading of the roads and handling of safety shall be provided.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 169-11

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 March 23, 2011.

**RESOLUTION GRANTING APPROVAL OF THE PURCHASE OF A DEVELOPMENT
EASEMENT ON THE KINNEY FARM, BLOCK 34, LOT 16 IN HARMONY TOWNSHIP
CONSISTING OF APPROXIMATELY 127 ACRES**

WHEREAS, the Board of Chosen Freeholders of the County of Warren has determined that the property known as the Kinney Farm, located on Block 34 Lot 16, in Harmony Township, consisting of approximately 127 acres, has available for purchase a development easement in accordance with the requirements of the farmland preservation programs; and

WHEREAS, final approval for the purchase of development rights on this farm has been granted by the Warren County Agricultural Development Board and preliminary approval of the purchase by the SADC is dependent upon that approval and the approval of this Board; and

WHEREAS, although the State Agricultural Development Committee has certified the Fair Market Value at \$4,300 per acre, the applicant has applied to the Warren County Agriculture Development Board for a higher value, and presented a reasonable case to support a value of \$4,500 per acre for an estimated total value of \$571,500; and

WHEREAS, the property is part of the approved Warren County Planning Incentive Grant application; and

WHEREAS, the purchase of the development easement on the property will encourage the survivability of the productive agriculture in Warren County.

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

1. The Board hereby grants permission for the purchase of the development easement on the above described property based on an easement value of \$4,500 per acre. Cost to be shared with the SADC as follows: SADC \$2,980 per acre based on the normal formula and the certified market value of \$4,300 per acre, Warren County \$1,520 per acre.

2. This approval includes the following conditions

- a. No additional housing opportunities on preserved premises.
- b. No agriculture labor housing
- c. One non-severable exception of 3.5 acres
- d. No RDSO's allocated
- e. No preexisting non-agricultural uses.
- f. SADC funding from Base grant, competitive round or both

3. The County's share in regard to the purchase of said easement is estimated at \$193,040.00. The Freeholder Director or Administrator of Warren County is authorized to sign the Assignment of Deed of Easement, the Cost Share Agreement, and any and all documents necessary for the acquisition of the development easement on the above property in the Township of Harmony, County of Warren, State of New Jersey under the terms outlined above.

BE IT FURTHER RESOLVED that adequate funds in the amount of \$193,040.00 in account # 03895-5067-8951102-5067 have been certified by the Chief Financial Officer.

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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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 170-11

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 March 23, 2011.

RESOLUTION AUTHORIZING THE WARREN COUNTY CULTURAL AND HERITAGE COMMISSION TO APPLY FOR A \$13,000 ARTS PROJECT SUPPORT GRANT FOR POETRY FROM THE NEW JERSEY STATE COUNCIL ON THE ARTS FOR FY 2011

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby authorize the Warren County Cultural and Heritage Commission to apply for and administer the New Jersey State Council on the Arts Project Support funds in the amount of \$13,000 for FY 2011 in Warren County.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 171-11

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 March 23, 2011.

RESOLUTION AUTHORIZING THE WARREN COUNTY CULTURAL AND HERITAGE COMMISSION TO APPLY FOR LOCAL ARTS PROGRAMMING GRANT FOR AN UNSPECIFIED AMOUNT FROM THE NEW JERSEY STATE COUNCIL ON THE ARTS FOR FY 2012

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby authorize the Warren County Cultural and Heritage Commission to apply for and administer the New Jersey State Council on the Arts Local Arts Program Grant funds for an unspecified amount for FY 2012 in Warren County.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 172-11

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 March 23, 2011.

RESOLUTION AUTHORIZING THE WARREN COUNTY OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT A FEDERAL FISCAL YEAR 2011 SUBGRANT AWARD IN THE AMOUNT OF \$50,000.00 FROM THE DEPARTMENT OF HOMELAND SECURITY, EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM

WHEREAS, the Warren County Office of Emergency Management has applied for and been awarded State Homeland Security Grant Program Subgrant CFDA #97.042 from the New Jersey State Police Office of Emergency Management, incorporating all conditions and representations contained or made in application and notice of this award; and

WHEREAS, the Subgrant, consisting of a total amount of \$100,000.00, including \$50,000.00 Federal Award and \$50,000.00 Local Matching Funds, which the Warren County Office of Emergency Management adequately satisfies through the 2011 Warren County draft budget for Division salaries and wages and fringe benefits: and

WHEREAS, it would be in the best interest of the County of Warren and the State of New Jersey to participate in this initiative and enhance Warren County's ability to prevent, protect against, respond to, and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies:

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby accept this Award and that the Director of the Board, the Clerk, the Chief Fiscal Officer, and the County Emergency Management Coordinator are hereby authorized to sign certain documents relative to their positions in order to effectuate with the NJ State Police Office of Emergency Management, funding from the FFY 2011 Homeland Security, Emergency Management Performance Grant Program.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 173-11

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 March 23, 2011.

RESOLUTION SUPPORTING THE DIVISION OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES' RECOMMENDATION TO ACCEPT THE LIQUIDATION OF REAL ESTATE FOR THE PURPOSE OF DETERMINING MEDICAID ELIGIBILITY; ACCEPTANCE BASED ON SALE OF PROPERTY AT AN AMOUNT LESS THAN FAIR MARKET VALUE; LISTED AT \$139,900; ACCEPTANCE OF SALE AT \$120,000

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

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

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

WHEREAS, the property listed below has been listed for sale at \$139,900 which exceeds the amount offered for the sale of the property:

336 Willow Grove Street
Hackettstown, NJ 07840

and; **WHEREAS**, Warren County TASS recommends the county accept this offer of \$120,000.

NOW, THEREFORE BE IT RESOLVED, that the Warren County Board of Freeholders supports the recommendation of Warren County TASS to accept the sale offer for 336 Willow Grove Street, Hackettstown, NJ 07840 for the purpose of determining program

eligibility for a Medicaid applicant.

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

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 174-11

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 March 23, 2011.

RESOLUTION RE: AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES WITH COVENTRY FAMILY PRACTICE FAMILY HEALTH TO PROVIDE AMBULATORY OUTPATIENT VD AND TB SERVICES THROUGH THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY FOR THE PERIOD OF MAY 1, 2011 THROUGH APRIL 30, 2012 IN AN AMOUNT NOT TO EXCEED \$6,000.00

WHEREAS, there exists a need for Tuberculosis and Venereal Disease services through the Warren County Public Health Nursing Agency for the period of May 1, 2011 through April 30, 2012; and

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

WHEREAS, the Director of Purchasing has certified that this contract meets the statute and regulations governing the award of such contracts; and

WHEREAS, adequate funds are available in budget account 013302/5046 – Venereal Disease and TB, and certified by the Chief Financial Officer,

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

Ambulatory Tuberculosis (TB) and Venereal Disease (VD) Services

1. Said services to be provided by Coventry Family Practice, 755 Memorial Parkway, Suite 30, Phillipsburg, New Jersey 08865, at \$40.00 per visit not to exceed \$6,000.00 total.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Ledger, as required by law, within ten days of its adoption.

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

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

RESOLUTION 175-11

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 March 23, 2011.

RESOLUTION RE: AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES WITH WARREN HEALTHCARE ALLIANCE (WARREN HILLS FAMILY HEALTH CENTER) TO PROVIDE TUBERCULOSIS AND VENEREAL DISEASE SERVICES THROUGH THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY FOR THE PERIOD MAY 1, 2011 THROUGH APRIL 30, 2012 IN AN AMOUNT NOT TO EXCEED \$6,000.00

WHEREAS, there exists a need for Tuberculosis and Venereal Disease services through the Warren County Public Health Nursing Agency for the period of May 1, 2011 through April 30, 2012; and

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

WHEREAS, the Director of Purchasing has certified that this contract meets the statute and regulations governing the award of such contracts; and

WHEREAS, adequate funds are available in budget account 013302/5046 – Venereal Disease and TB, and certified by the Chief Financial Officer,

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

Ambulatory Tuberculosis (TB) and Venereal Disease (VD) Services

1. Said services to be provided by Warren Healthcare Alliance, (Warren Hills Family Health Center), 315 Route 31 South, Washington, New Jersey 07882, at \$40.00 per visit not to exceed \$6,000.00 total.
2. This contract is awarded without competitive bidding as a Professional Service in accordance with the provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i))
3. A notice of this action shall be published in the Star Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 176-11

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 March 23, 2011.

RESOLUTION IN SUPPORT OF AN APPLICATION BY THE LIVESTOCK COOPERATIVE AUCTION MARKET ASSOCIATION OF NORTH JERSEY FOR A GRANT FROM THE RURAL DEVELOPMENT PROGRAM OF THE U.S. DEPARTMENT OF AGRICULTURE

WHEREAS, the Board of Chosen Freeholders of the County of Warren is aware that the Livestock Cooperative Auction Market Association of North Jersey (the Market) has applied to the Rural Development Program of the U.S. Department of Agriculture (the Program) for a grant

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to perform necessary maintenance and repairs to its facility in Hackettstown; and

WHEREAS, the Market has long performed the very necessary function of providing an avenue for the sale and purchase of locally grown livestock; and

WHEREAS, its location has been, and continues to be, of great value to the farmers of Warren County; and

WHEREAS, its facility is in dire need of repair and improvement to continue to provide a professional, safe and efficient venue to support agriculture in Warren County.

NOW THEREFORE BE IT RESOLVED that the Warren County Board of Chosen Freeholders enthusiastically endorses the application of the Market and requests the Program to give every consideration to the grant that is possible.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

Mr. Sarnoski asked about the implications of changes to the bylaws of the Intergovernmental Insurance Fund (Agenda Item E1). Risk Manager Mike Grossmann said this action was simply a matter of "housekeeping" to catch up with the times. For example, the JIF cannot at this time, move out of a 10 mile radius of Wayne. He said there would be no negative implications for Warren County.

Regarding the federal subgrant (Agenda Item E7), Mr. Sarnoski asked about the matching dollars in the budget. He was told it was an in-kind match; a level of productivity in the department is documented to match the money that is drawn down.

Mr. Gardner commented on the Livestock Cooperative resolution. In operation since around 1937, he said this is the last cooperative auction market in the State of New Jersey. Mr. Gardner thought it was essential that the market stay in place and intended to draft a letter to go along with the resolution and forward both to the other 6 County Coalition counties. The market also supports some of the lower New York State counties as well as Eastern Pennsylvania.

RESOLUTION 177-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

**RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE
ADVERTISEMENT FOR BIDS FOR THE 2011 PAVEMENT MARKINGS ON VARIOUS
WARREN COUNTY ROADS, CONTRACT #WC1121**

BE IT RESOLVED that the plans and specifications for Contract #WC1121 for the 2011 Pavement Markings on Various Warren County Roads are hereby approved.

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

THE STAR LEDGER

TENTATIVE SCHEDULE

ADVERTISING DATE – THURSDAY, MARCH 31, 2011
BIDS TO BE RECEIVED – TUESDAY, APRIL 26, 2011
AWARD DATE – WEDNESDAY, MAY 11, 2011

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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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 178-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC1102 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE WARREN COUNTY COMMUNICATIONS CENTER TEMPERATURE CONTROL REPLACEMENT PROJECT

BE IT RESOLVED that specification WC1102 for the temperature control replacement project for the Warren County Communications Center is hereby approved.

BE IT FURTHER RESOLVED that the Director of Purchasing is hereby directed to advertise for bids for the above in The Star Ledger.

Funding for this contract will be provided in capital account 0410A509/5062 – HVAC – 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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 179-11

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 March 23, 2011.

RESOLUTION AWARDED CONTRACT #WC1081FO-5 TO CHERRY, WEBER & ASSOCIATES, P.C. FOR ENGINEERING SERVICES FOR REPAIRS TO COUNTY ROUTE #636 RETAINING WALL ALONG THE POHATCONG CREEK, POHATCONG TOWNSHIP IN THE CONTRACT AMOUNT OF \$49,500.00

WHEREAS, the County is in need of Engineering Services for repairs to a 350 ft. retaining wall which is failing on County Route #636 along the Pohatcong Creek in Pohatcong Township; and

WHEREAS, the County has received Qualification Statements for Contract #WC1081FO for Bridge and Culvert Survey, Design, and Permitting; 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 Cherry, Weber & Associates, P.C. meets the needs of the program, price and other factors considered in the amount of \$49,500.00; and

WHEREAS, adequate funds are available in account 0410A207 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 Cherry, Weber & Associates, P.C. of Phillipsburg, N.J. for professional services for the

above project in the amount of \$49,500.00 currently on file in the Office of the County Engineer,

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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. A notice of this action shall be published in the Star Ledger

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 180-11

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 March 23, 2011.

RESOLUTION RE: EXTENSION OF CONTRACT WC0703 TO GARY W. GRAY TRUCKING, INC. FOR PICKUP AND DISPOSAL OF TRASH FROM COUNTY BUILDINGS FOR THE PERIOD OF MAY 1, 2011 THROUGH APRIL 30, 2012 FOR THE FIFTH AND FINAL YEAR OF A FIVE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(3) IN THE APPROXIMATE TOTAL CONTRACT AMOUNT OF \$73,000.00

BE IT RESOLVED that Warren County Contract WC0703 for pickup and disposal of trash for a fifth year as provided by the Local Public Contract Law 40A:11-15(3) said contract is hereby extended for the period of May 1, 2011 through April 30, 2012 to . . . Gary W. Gray Trucking, Inc., Delaware, New Jersey
In the approximate amount of . . . \$73,000.00
as per their bid submitted . . . March 20, 2007

Funding for this contract has been provided in budget accounts 013100/5029 – Buildings & Grounds Contracted Services, 012900/5029 – Road Maintenance Contracted Services, 012770/5029 – Juvenile Detention Center Contracted Services, 013504/5029 – Warren Haven Maintenance Contracted Services, 153901/5029 – Library Administration 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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 181-11

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 March 23, 2011.

RESOLUTION RE: EXTENSION OF CONTRACT WC1024FO FOR CORRECTIONS DOCUMENTS MANAGEMENT ABSTRACT & MUNICIPAL SHARED SERVICES IMAGING FOR THE WARREN COUNTY INFORMATION SYSTEMS DEPARTMENT TO CHENOA INFORMATION SERVICES, INC. FOR THE PERIOD OF MAY 1, 2011 THROUGH APRIL 30, 2012 FOR THE SECOND YEAR OF A FIVE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15.5 IN AN AMOUNT NOT TO EXCEED \$70,000.00

BE IT RESOLVED that contract WC1024FO for Corrections Documents Management Abstract & Municipal Shared Services Imaging for the Warren County Information Systems Department is hereby extended for the second year of a five year contract as provided by the Local Public Contract Law 40A:11-15.5 said contract is hereby extended for the period of May 1, 2011 through April 30, 2012 to . . . Chenoa Information Services, Inc., Edison, New Jersey

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in the amount of . . . not to exceed \$70,000.00
as per their proposal submitted . . . April 5, 2010

Funds will be provided in budget account 011400/5028 – Information Systems Consulting Services.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 182-11

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 March 23, 2011.

RESOLUTION RE: AWARD OF CONTRACT WC1108 TO CHE MECHANICAL SERVICES, INC. FOR HEATING AND AIR CONDITIONING MAINTENANCE AND SERVICE FOR THE PERIOD OF MAY 1, 2011 THROUGH APRIL 30, 2012 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(7) IN THE BASE AMOUNT OF \$4,640.00 WITH UNSCHEDULED MAINTENANCE TO BE BILLED AT FIXED LABOR CHARGES IN THE AMOUNT OF \$88.00, \$132.00 AND \$176.00 (REGULAR, OVERTIME AND HOLIDAY RATES) AND PARTS AT 25% ABOVE COST, APPROXIMATE TOTAL CONTRACT \$80,000.00

BE IT RESOLVED that Warren County Contract WC1108 for heating and air conditioning maintenance and service is hereby awarded to . . . Che Mechanical Services, Inc., Easton, Pennsylvania
In the approximate amount of . . . \$80,000.00
as per their bid submitted . . . March 3, 2011

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

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 183-11

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 March 23, 2011.

RESOLUTION RE: AWARD OF CONTRACT WC1115 PREPARATION, PACKAGING & DELIVERY OF MEALS TO HOMEBOUND INDIVIDUALS IN PHILLIPSBURG & SURROUNDING AREA FOR THE WARREN COUNTY DEPARTMENT OF SENIOR SERVICES TO PHILLIPSBURG AREA MEALS ON WHEELS, INC. FOR THE PERIOD OF MAY 1, 2011 THROUGH APRIL 30, 2012 WITH THE RIGHT TO EXTEND FOR TWO ADDITIONAL ONE YEAR PERIODS AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10) AT THE RATE OF \$11.00 PER DAY PER CLIENT, AN ESTIMATED TOTAL CONTRACT AMOUNT OF \$176,000.00

BE IT RESOLVED that contract WC1115 for preparation, packaging & delivery of meals

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to homebound individuals in Phillipsburg and the surrounding area is hereby awarded to . . . Phillipsburg Area Meals on Wheels, Inc., Phillipsburg, New Jersey in the approximate amount of . . . \$176,000.00 as per their bid submitted . . . March 15, 2011 and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive bid received.

Funding for this contract will be provided in trust account F1352 5303 115303 – H 5029 – Area Plan Grant Meals at Home and budget account 48352/5029 – Aging – Meals, Contracted Services.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 184-11

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 March 23, 2011.

RESOLUTION RE: AWARD OF CONTRACT WC1120R FOR A SHARED SERVICE AGREEMENT FOR FARMLAND MONITORING AND INSPECTION SERVICES FOR THE WARREN COUNTY DEPARTMENT OF LAND PRESERVATION TO THE WARREN COUNTY SOIL CONSERVATION DISTRICT FOR THE PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2011 AT THE RATES AS PER THEIR ATTACHED SCHEDULE, TOTAL CONTRACT AMOUNT NOT TO EXCEED \$25,000.00

BE IT RESOLVED that contract WC1120R for farmland monitoring and inspection services for the Warren County Department of Land Preservation is hereby awarded to . . . Warren County Soil Conservation District, Hackettstown, New Jersey at the rates stated in the attached schedule for the period of January 1, 2011 through December 31, 2011, total contract not to exceed \$25,000.00

Funds for this contract are provided in trust account 03892/5100 – Open Space Trust Fund – Maintenance of Properties.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 185-11

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 March 23, 2011.

RESOLUTION RE: AWARD OF CONTRACT WC1123FO FOR ECONOMIC DEVELOPMENT FUNCTIONS & SERVICES TO THE WARREN COUNTY REGIONAL CHAMBER OF COMMERCE FOR THE PERIOD OF APRIL 1, 2011 THROUGH MARCH 31, 2012 IN THE TOTAL AMOUNT OF \$50,000.00

BE IT RESOLVED that contract WC1123FO for Economic Development Functions & Services, for the Warren County Board of Chosen Freeholders is hereby awarded to . . . Warren County Regional Chamber of Commerce, Washington, New Jersey

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in the amount of . . . \$50,000.00

as per their proposal submitted . . . March 15, 2011

and reviewed and recommended by the Director of Purchasing as the lowest responsible and responsive proposal received price and other factors considered through the Fair and Open Process in accordance with N.J.S.A.19:44A-20.4. Award based upon experience and familiarity with providing the services listed above under the direction of the Warren County Freeholders, and quality of past services rendered.

Funds will be provided in budget accounts 011100/5028 – Freeholder, Professional Services.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 186-11

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 March 23, 2011.

RESOLUTION RE: AWARD OF CONTRACT WC1125R FOR PROFESSIONAL ARCHITECTURAL SERVICES FOR SCOPING AND PLANNING FOR NEW LIBRARY, WARREN ACRES DETENTION CENTER RENOVATION AND PROSECUTOR'S GARAGE STORAGE BUILDING TO RAYMOND E. O'BRIEN R.A. INC. OF BLAIRSTOWN, NEW JERSEY IN THE CONTRACT AMOUNT NOT TO EXCEED \$15,225.00

WHEREAS, there exists a need for the professional services of an architect to provide scoping and planning For new Library, Warren Acres Detention Center Renovation and Prosecutor's Garage Storage Building; and

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

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

WHEREAS, Warren County has received all necessary documentation to allow award of this contract including the Business Entity Disclosure Certification, Certificate of Compliance With Campaign Contribution Law and the Determination of Value and these

forms are on file; and

WHEREAS, the Director of Purchasing has certified that this contract meets the statute and regulations governing the award of such contracts; and

WHEREAS, adequate funds are available in capital account 0409A701/5060 – County Buildings Design Renovation & Expansion.

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

1. The agreement between the Board of Chosen Freeholders of the County of Warren and Raymond E. O'Brien R.A. Inc., of Blairstown, New Jersey, for professional services for the above project, in the contract amount not to exceed \$15,225.00 per letter of agreement currently on file in the Office of the Director of Purchasing, be made part of this resolution by reference and approved and entered into by the Board on behalf of the County of Warren.
2. The Director of the Board of Chosen Freeholders is hereby authorized to execute said letter of Agreement by signing same.
3. This contract is awarded without competitive bidding as a Professional Service under the

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provisions of the Local Public Contracts Law (40A:11-5(1)(a)(i) because the services are to be performed by a person or persons authorized by law to practice a recognized profession.

4. A notice of this action shall be published in the Star-Ledger, as required by law, within ten days of its adoption.

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

Steve Marvin, Clerk of the Board

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

RESOLUTION 187-11

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 March 23, 2011.

RESOLUTION RE: AWARD OF CONTRACT WC10112FO FOR THE TWENTY FIVE YEAR ACTION PLAN FOR THE MORRIS CANAL GREENWAY FOR THE WARREN COUNTY PLANNING DEPARTMENT TO LANGAN ENGINEERING & ENVIRONMENTAL SERVICES IN THE TOTAL AMOUNT OF \$146,255.00

BE IT RESOLVED that contract WC10112FO for The Twenty Five Year Action Plan for the Morris Canal Greenway, for the Warren County Planning Department is hereby awarded to . . . Langan Engineering & Environmental Services, Warrington, Pennsylvania in the amount of . . . \$146,255.00

as per their proposal submitted . . . January 26, 2011

and reviewed and recommended by the Director of Planning as the lowest responsible and responsive proposal received price and other factors considered through the Fair and Open Process in accordance with N.J.S.A.19:44A-20.4. Award based upon experience and familiarity with providing the services listed above.

Funds will be provided in grant account S01805341/5029 – NJTPA Morris Canal Study.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 188-11

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 March 23, 2011.

RESOLUTION RE: AUTHORIZATION TO ISSUE A PURCHASE ORDER TO COMPUTER SYSTEMS AND METHODS FOR TWELVE PANASONIC T8 LAPTOP COMPUTERS UNDER NATIONAL CONTRACT #WSCA 75583 COVERING COMPUTERS, SOFTWARE, LICENSE SUPPORT MAINTENANCE AND RELATED COMPUTER SUPPORT SERVICES FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY IN THE TOTAL AMOUNT OF \$34,855.61

BE IT RESOLVED that the purchasing department is authorized to issue a purchase order for the above listed laptop computers for the Warren County Public Health Nursing Agency and is hereby awarded

to . . . Computer Systems and Methods, Somerville, New Jersey

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in the amount of . . . \$34,855.61

at the prices established under National Contract #A75583

Funding for this contract has been provided in trust account 19330/5710 – Public Health Nursing Trust.

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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

Mr. Gardner inquired about the heating and air conditioning maintenance contract (Contract WC1108). He wondered what percentage of the time was billed at holidays and overtime rates. Mr. Marvin said typically, none; perhaps in rare emergent cases.

Mr. Chamberlain pointed out the Morris Canal Greenway Action Plan and asked County Planner Dech if he had anything to add. Mr. Dech said it is a great project that is grant funded.

RESOLUTION 189-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION CREATING A FULL-TIME POSITION OF SENIOR CLERK, CLASSIFIED AND ABOLISHING A FULL-TIME POSITION OF CLERK TRANSCRIBER, CLASSIFIED WITHIN THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF TEMPORARY ASSISTANCE AND SOCIAL SERVICES

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Senior Clerk, classified, is created within the Department of Human Services, Division of Temporary Assistance and Social Services to ensure the efficiency

and effectiveness of operations; and

BE IT FURTHER RESOLVED that a full-time position of Clerk Transcriber, classified, is hereby abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that the full-time position of Senior Clerk is created and established on Range 11 of the contract agreement between CWA 1071 and the Warren County Board of Chosen Freeholders, and that the position be made effective March 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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 190-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

RESOLUTION CREATING A FULL-TIME POSITION OF ASSISTANT PUBLIC HEALTH NURSE SUPERVISOR, CLASSIFIED AND ABOLISHING A FULL-TIME POSITION OF CONFIDENTIAL ASSISTANT WITHIN THE WARREN COUNTY ENVIRONMENTAL HEALTH DEPARTMENT, DIVISION OF PUBLIC HEALTH NURSING

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Assistant Public Health Nurse Supervisor, classified, is created within the Warren County Environmental Health Department, Division of Public Health Nursing for purposes of efficiency and economy and;

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BE IT FURTHER RESOLVED that a full-time position of Confidential Assistant, classified, is hereby abolished.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Assistant Public Health Nurse Supervisor is created and established at a salary of \$70,726 and made effective March 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 March 23, 2011.

Steve Marvin, Clerk of the Board

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

RESOLUTION 191-11

On motion by Mr. Sarnoski, 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 March 23, 2011.

**RESOLUTION CREATING A FULL-TIME INTERIM POSITION OF LAUNDRY MANAGER,
CLASSIFIED, WITHIN THE DEPARTMENT OF LONG TERM CARE SERVICES,
WARREN HAVEN**

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time interim position of Laundry Manager, classified, is created within the Department of Long Term Care Services, Warren Haven, for the purpose of maintaining effective service in the absence of a permanent supervisor who is away on approved medical leave, and;

BE IT FURTHER RESOLVED that this position be made effective March 17, 2011 and remain in effect until the return of the permanent supervisor of building 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 March 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 had no report, but Mr. Chamberlain raised the topic of Mr. Bell's opinion in favor of allowing a contractor to withdraw a bid. Mr. Hicks elaborated that this bid was for a "pretty big job" basically, rebuilding the stone arch bridge over the Musconetcong River. The low bid contractor was about \$200,000 less than the next highest bid and about \$400,000 less than the Engineer had estimated the job would cost. The low bidder made an error and requested permission to withdraw the bid. Mr. Hicks thought an honest mistake was made and agreed with everything stated in Mr. Bell's letter. A vote was required to allow the bidder to rescind.

Since there was mention of a new law, Mr. Sarnoski wondered if this action would set a precedent. Is there a danger of getting lower proposals only to be pulled at the last minute if they realize they won't be able to come through? Mr. Bell did not believe that to be a concern. In this case, it appeared to be an honest mistake. Mr. Chamberlain didn't think there would be any motivation for a contractor to submit a low bid only to withdraw it. They would be tarnishing their own reputation.

On motion by Mr. Gardner, seconded by Mr. Sarnoski, **GRANT PERMISSION TO INTERSTATE CONTRACTORS TO RESCIND BID.**

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

County Planner Dave Dech reported that the RC&D (Resource Conservation &

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Development) Program appears to be in danger of being discontinued. The proposed federal budget has zero funding for the program. The Senate proposal is to fund it at \$25 million nationwide. For the past several years, the program's funding level was about \$50.7 million. Mr. Dech said the RC&D Program is involved in a variety of areas that have a positive influence including providing environmental services to the local farming community and working with Warren County Volunteer Fire Departments to install dry hydrants. Mr. Chamberlain said the RC&D has been under fire for many years now. Mr. Dech agreed. Yet funding had been restored through letter writing and phone campaigns in the past and this year, the program's chances of survival does not look good at all.

County CFO Charles Houck had no report. Mr. Chamberlain announced that the Public Hearing on the 2011 County Budget will take place at 7:00 p.m. on Wednesday, April 27, 2011.

County Administrator Steve Marvin reported that there was nothing unusual in the latest Vacancy Report, but would be happy to answer any questions. There were no questions or comments on the report.

A 6 County Coalition Meeting is being hosted by Passaic County on April 6 with an RSVP deadline of March 30. Mr. Gardner and Mr. Sarnoski both said they were planning to attend.

Freeholder Comments

Regarding the County Budget, Mr. Gardner said that while he was pleased with the County's position, the overall economy remains a concern for future budgets. Hopefully, our revenue will start to pick up. Unlike other counties, Warren doesn't have much in the way of industry to help spread out the tax base, so the burden falls on private homeowners. This Board does its due diligence and examines all the nuts and bolts of the budget.

Neither Mr. Sarnoski nor Mr. Chamberlain had further comments.

Closing Public Comments

Harold Warne of Washington wanted to follow up on whether County Counsel Joe Bell had further researched the Warren Haven governing body issue. Mr. Bell said he had looked into the applicability of 42CFR483.75 and some resulting cases. He said he believed that the federal regulations were in line with his prior conclusion that the governing body appoints a licensed administrator.

Mr. Bell thought that if a matter were brought to the Freeholders' attention involving harm caused to residents of the facility due to actions or inaction where there's a potential liability for a failure to act, "I believe that we're adequately covered by case law – State and Federal," Mr. Bell said.

Mr. Warne read the following excerpt from the law: "The facility must have a governing body of designated persons ... that's legally responsible for establishing and implementing policies regarding the management operation." Mr. Warne said his interpretation, along with having read about related cases, is that the governing body should operate similar to the way a school board does. The governing body would not manage the operation; that would fall to the licensed administrator, but it would adopt policies and oversee the management.

Press Comments and Questions

None.

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On motion by Mr. Gardner, seconded by Mr. Sarnoski, at 7:38 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on March 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

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: Scheduled negotiations with FOP 170, March 24, 2011; results of negotiations with CWA 1071-PHNA, March 22, 2011 and results of negotiations with AFSCME 3287, March 23, 2011.
- (2) *Matters Relating to Purchase, Lease of Real Property*: Items to be discussed include: Renew lease agreement at Belvidere Hotel?
- (3) *Matters Relating to Litigation, Negotiations & Attorney-Client Privilege*: Items to be discussed include: Zika v. Warren County, DiLauri.

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 March 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 8:10p.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 8:10p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board