

MINUTES

JANUARY 25, 2012

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 January 25, 2012 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, Assistant County Counsel Patricia Melia 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 JANUARY 25, 2012 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 Budget Session held on January 4, 2012 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 Reorganization Session held on January 7, 2012 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 January 11, 2012 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 Executive Session held on January 11, 2012 were approved.
Recorded Vote: Mr. Sarnoski yes, Mr. Gardner yes, Mr. Chamberlain yes

Public Hearing

On motion by Mr. Gardner, seconded by Mr. Sarnoski, **PUBLIC HEARING ON THE AMENDMENT TO THE WARREN COUNTY DEVELOPMENT REVIEW REGULATIONS was opened at 7:04 p.m.**
Recorded Vote: Mr. Sarnoski yes, Mr. Gardner yes, Mr. Chamberlain yes

County Planning Director Dave Dech said this is to inform the public of two proposed changes to the Development Review Regulations that are mostly procedural in nature. The first amendment recommended by the Planning Board would extend the initial time period allowed for

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conditional approval from three months to six months. After that, any requested extensions would be 60 days. This will give the applicant more time without having to come back and request an extension.

The second amendment requires that all official documents submitted or resubmitted for review must include an original signature and a raised seal of a licensed professional. In other words, we want to get away from any idea that an application can be submitted via electronic e-mail.

Mr. Gardner thought these were practical, common sense changes. Sometimes individuals need a little extra time through no fault of their own. Mr. Sarnoski thanked Mr. Dech. The changes are pretty basic and make sense.

There were no comments or questions from the public.

On motion by Mr. Sarnoski, seconded by Mr. Gardner, **PUBLIC HEARING ON THE AMENDMENT TO THE WARREN COUNTY DEVELOPMENT REVIEW REGULATIONS was closed at 7:07 p.m.**

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

Public Comments (Agenda Items Only)

None.

RESOLUTION 62-12

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 January 25, 2012.

RESOLUTION TO PAY BILLS

Be and it is hereby resolved that Master Voucher Certificate **For Certification / Ratification for Payments No. 2012-2 and 2012-3, dated January 25, 2012,** in the amount of **\$2,882,382.96** including payrolls, allowances, bills and investments, is approved subject to the review of the vouchers by the Board of Chosen Freeholders.

2012-2	1/18/12	\$	722,537.89	
2012-3	1/25/12		624,404.30	
TOTAL				\$ 1,346,942.19
Payroll	1/12/12	\$	1,535,440.77	
Subsistence	1/12/12		-	
TOTAL				<u>1,535,440.77</u>
GRAND TOTAL		\$		<u><u>2,882,382.96</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 January 25, 2012.

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

RESOLUTION 63-12

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 January 25, 2012.

**RESOLUTION GRANTING APPROVAL OF THE PURCHASE OF A DEVELOPMENT
EASEMENT ON THE WOHLERS FARM, BLOCK 2101, LOT 4.01 IN BLAIRSTOWN
TOWNSHIP CONSISTING OF APPROXIMATELY 56 ACRES**

WHEREAS, the Board of Chosen Freeholders of the County of Warren has determined that the property known as the Wohlers Farm, located on Block 2101 Lot 4.01, in Blairstown Township, consisting of approximately 56 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, the property is part of the approved Warren County Planning Incentive Grant application and is funded by the Warren County Open Space, Farmland, Recreation and Historic Preservation Trust Fund; 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 \$4,200 per acre as certified by the State Agricultural Development Committee (SADC) and purchase price of \$5,200 per acre. Cost to be shared with the SADC as follows: SADC \$2,920 per acre, Warren County \$1,280 per acre, Blairstown \$1,000 per acre.

2. This approval includes the following conditions

- a. No housing opportunities on premises to be preserved
- b. No existing agricultural labor housing units
- c. One non-severable exception of three acres around existing single family residence and carriage house
- d. No RDSOs allocated
- e. No non-agricultural uses
- f. No preexisting access easements or proposed trails
- g. 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 \$71,680.00. 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 Blairstown, County of Warren, State of New Jersey under the terms outlined above.

BE IT FURTHER RESOLVED that adequate funds in the amount of \$71,680.00 in account #03895-5067-8951202-5067 have been certified by the Chief Financial Officer.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 64-12

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 January 25, 2012.

RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR TO EXECUTE THE SUBCONTRACT AGREEMENT FOR FISCAL YEAR 2012 SUBREGIONAL TRANSPORTATION PLANNING WORK PROGRAM BETWEEN THE NEW JERSEY INSTITUTE OF TECHNOLOGY, THE NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY, INC. AND THE COUNTY OF WARREN IN THE AMOUNT OF \$64,880

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

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

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

WHEREAS, Warren County's proposed Subregional Transportation Planning Work Program for Fiscal Year 2012 follows a specific program designed jointly by the Warren County Planning Department, New Jersey Institute of Technology, and the North Jersey Transportation Planning Authority, Inc., and

WHEREAS, Warren County's proposed Subregional Transportation Planning Work Program for Fiscal Year 2012 has been approved by the NJIT/NJTPA; and

WHEREAS, the NJIT/NJTPA allocated \$64,880 for the Subregional Transportation Planning Program as outlined in Volume II of the FY 2012 Unified Work Program for Warren County; and

WHEREAS, under the subcontract, Warren County is authorized to incur costs, starting July 1, 2011 and ending June 30, 2012 to a maximum of \$64,880; and

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

WHEREAS, the funding level and the contract agreement are subject to adjustment based on review and audit of Warren County's FY 2010 STP Program performance and the availability of federal funds.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The agreement for subregional transportation planning for FY 2012 between the County of Warren, the New Jersey Institute of Technology, and the North Jersey Transportation Planning Authority, Inc., is approved subject to adjustment based on review and audit of the FY 2010 STP Program performance and availability of federal funds.
2. The Freeholder Director is hereby directed to execute said agreement.
3. Costs incurred under this contract shall not exceed \$64,880.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 65-12

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 January 25, 2012.

RESOLUTION TO RESCIND A 25 TON WEIGHT LIMIT ON WARREN COUNTY BRIDGE #20011 ON CREEK ROAD OVER THE POHATCONG CREEK, POHATCONG TOWNSHIP

WHEREAS, structural repairs have been made on Bridge #20011, Creek Road Over the Pohatcong Creek, in Pohatcong Township; and

WHEREAS, the previous 25 ton weight limit is no longer necessary.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve the rescinding of the above weight limit.

BE IT FURTHER RESOLVED by the Board that previous notification, placed on said bridge advising the general public and all others that said bridge is restricted to all vehicles exceeding the prescribed limits, shall be removed.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Pohatcong Township Clerk.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 66-12

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 January 25, 2012.

RESOLUTION APPROVING THE WARREN COUNTY DEPARTMENT OF HUMAN SERVICES, DIVISION OF TEMPORARY ASSISTANCE & SOCIAL SERVICES, CY 2012 BUDGET APPLICATION IN THE TOTAL AMOUNT OF \$6,508,247; FUNDS SUBJECT TO AVAILABILITY FROM THE NEW JERSEY DEPARTMENT OF HUMAN SERVICES AND WARREN COUNTY

WHEREAS, the Warren County Department of Human Services, Division of Temporary Assistance and Social Services (TASS) has prepared the Calendar Year 2012 Budget Application to the NJ Department of Human Services, Division of Family Development; and

WHEREAS, the TASS budget reflects a total of \$6,508,247 anticipated revenue for the period January 1, 2012 through December 31, 2012 from the following sources; funds subject to availability:

State & Federal Funds - \$4,554,174

Warren County Funds - \$1,954,073

and; **WHEREAS**, these anticipated funds will be used to support both the administration and operating expenses of TASS.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby approve the Calendar Year 2012 Department of Human Services/TASS Budget Application to the NJ Department of Human Services, Division of Family Development, for an anticipated total of \$6,508,247; funding subject to availability.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 67-12

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 January 25, 2012.

RESOLUTION APPROVING AN AGREEMENT BETWEEN THE COUNTY OF WARREN AND THE OWNERS OF LOT 8, BLOCK 1601, BLAIRSTOWN TOWNSHIP FOR CONSTRUCTION & MAINTENANCE EASEMENTS FOR THE RECONSTRUCTION OF CULVERT #04030, SANDHILL ROAD

WHEREAS, the County of Warren needs to replace County Culvert #04030 on Sandhill Road in Blairstown Township; and

WHEREAS, the County requires construction and maintenance easements outside the existing right-of-way on Lot 8, Block 1601; and

WHEREAS, Marion E. Ramm and James J. Ramm, owners of Lot 8, Block 1601, will grant the required easements on their property for the agreed upon amount of \$1,000.00; and

WHEREAS, adequate funds have been established in account 0410A308 5064 and certified by the County Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby approve the Agreement with Marion E. Ramm and James J. Ramm for Construction and Maintenance Easements on Lot 8, Block 1601, in Blairstown Township for the reconstruction of Culvert #04030, Sandhill Road.

BE IT FURTHER RESOLVED that the Director and Clerk of the Board are hereby authorized and directed to execute said Agreement.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

Steve Marvin, Clerk of the Board

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

Regarding the funding being approved for TASS (Agenda Item E4), Mr. Gardner noted that about 60 percent of that money will come back to the County in the form of reimbursements from state and federal governments.

RESOLUTION 68-12

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 January 25, 2012.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC1213 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR TIRES AND TUBES FOR THE WARREN COUNTY ROAD DEPARTMENT MOTOR POOL

BE IT RESOLVED that specification WC1213 for tires and tubes for the Warren County Road Department Motor pool is hereby approved.

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

Funds for this contract will be provided in budget account 013150/5100 – Motor Pool Program Operating Expenditures.

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 69-12

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 January 25, 2012.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC1214 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR LAB WORK AND TESTS FOR THE WARREN COUNTY PUBLIC HEALTH NURSING AGENCY

BE IT RESOLVED that specification WC1214 for lab work and tests for the Warren County Public Health Nursing Agency is hereby approved.

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

Funds for this contract will be provided in budget accounts 013302/5030 – Public Health Nursing Community Health Services, Operating Supplies and 013302/5046 – Public Health Nursing Community Health Service T.B. 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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 70-12

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 January 25, 2012.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC1215 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR JANITORIAL SERVICE AT COUNTY LIBRARIES FOR THE PERIOD OF MAY 1, 2012 THROUGH APRIL 30, 2013

BE IT RESOLVED that specification WC1215 for janitorial service at Warren County Library locations is hereby approved.

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

Funds for this contract will be provided in budget account 153908/5024 – Library 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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 71-12

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 January 25, 2012.

RESOLUTION RE: APPROVAL OF SPECIFICATION WC1216 AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR MICROWAVE RADIO MAINTENANCE FOR THE WARREN COUNTY COMMUNICATION CENTER

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BE IT RESOLVED that specification WC1216 for microwave radio maintenance 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 The Star-Ledger.

Funds for this contract will be provided in budget account 012500/5031 – Communications Center Repair and 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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 72-12

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 January 25, 2012.

RESOLUTION RE: REJECTION OF THE BID RECEIVED FOR THE CONGREGATE CENTER BASE SERVICES LOCATED WITHIN WC1162C 2012 HUMAN SERVICES PROGRAMS AND AREA PLAN ON AGING

WHEREAS, bids were received on Monday, November 28, 2011 for 2012 Human Services Programs and Area Plan on Aging; and

WHEREAS, The Congregate Center Base Services was a program within the Human Services Programs and Area Plan on Aging; and

WHEREAS, a stable funding source is not available in the budget to fund this project; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders that the bids for the Congregate Center Base Services located within the 2012 Human Services Programs and Area Plan on Aging – WC1162C be rejected.

BE IT FURTHER RESOLVED that the Director of Purchasing is hereby authorized to rebid the above project at a future date.

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 73-12

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 January 25, 2012.

RESOLUTION RE: EXTENSION OF CONTRACT WC1071 FOR FURNISHING, INSTALLING, SUPPLYING AND SERVICING VENDING MACHINES IN COUNTY BUILDINGS FOR THE PERIOD OF DECEMBER 1, 2011 THROUGH NOVEMBER 30, 2012 FOR THE SECOND YEAR OF A THREE YEAR CONTRACT AS PROVIDED BY THE LOCAL PUBLIC CONTRACT LAW 40A:11-15(10) TO APV ENTERPRISES, INC. WITH A COMMISSION RATE OF 23.5%

BE IT RESOLVED that contract WC1071 for furnishing, installing, supplying and servicing vending machines in county buildings with a commission rate of 23.5% is hereby extended for the second year of a three year contract as provided by the Local Public Contracts Law 40A:11-15(7) said contract is hereby extended for the period of December 1, 2012 through November 30, 2013

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to . . . APV Enterprises Inc., Parsippany, New Jersey
 in the amount of . . . contractor to pay commission in the amount of 23.5%
 as per their bid submitted . . . October 13, 2010
 and reviewed and recommended by the Director of Purchasing as the highest commission rate
 paid, and the responsible and responsive bid received.

No County Funds shall be required for this contract.

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 74-12

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 January 25,
 2012.

**RESOLUTION RE: EXTENSION OF CONTRACT WC1103 FOR OXYGEN CYLINDER REFILLS
 FOR WARREN HAVEN FOR THE PERIOD OF MARCH 1, 2012 THROUGH FEBRUARY 28,
 2013 FOR THE SECOND AND FINAL YEAR OF A TWO YEAR CONTRACT 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 extended for the second and final year of a two year contract, March 1, 2012 thru
 February 28, 2013

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 75-12

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 January 25,
 2012.

**RESOLUTION RE: AWARD OF A PURCHASE ORDER TO THORNBERRY TO PROVIDE
 COMPUTER SOFTWARE MAINTENANCE FOR THE PERIOD OF JANUARY 1, 2012**

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WHEREAS, it has been recommended that the county issue a purchase order for computer maintenance services on specific special licensed computer software; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5(dd)) is an exception and requires a resolution authorizing the award of contracts 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 meets the statute and regulations governing the award of said contracts,

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to Thornberry Ltd., of Lancaster, Pennsylvania for providing computer software maintenance on licensed products for the Warren County Public Health Nursing Agency

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

1. The Director of Purchasing is hereby authorized and directed to issue a purchase order to Thornberry Ltd., of Lancaster, Pennsylvania
2. This contract is awarded without competitive bidding as an "Exception" in accordance with 40A:11-5(dd) of the Local Public Contracts Law because the services provided are for proprietary computer hardware and software maintenance.
3. A notice of this action shall be published in the The Star-Ledger.

Funding for this contract is provided in budget account 013301/5026 – PHNA – 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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 76-12

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 January 25, 2012.

RESOLUTION REAPPOINTING MEMBERS TO THE WARREN COUNTY ADVISORY COUNCIL ON DISABILITIES

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby reappoint the following individuals to the Warren County Advisory Council on Disabilities:

Jeannette Weikel
The ARC
PO Box 389
Washington, NJ 07882

Term to expire: 12/31/14

Russ Willis
25 Edgemere Terrace

Term to expire: 12/31/14

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Washington, NJ 07882

Xochil German
5 Clinton Ave.
Port Murray, NJ 07865

Term to expire: 12/31/14

Mary Papaserge
17 Westgate Apartments
Washington, NJ 07882

Term to expire: 12/31/14

Dennis Lackovic
222 Kerrs Corner Rd.
Blairstown, NJ 07825

Term to expire: 12/31/14

Sally Ann Carpenter
808 Charles Road
Phillipsburg, NJ 08865

Term to expire: 12/31/14

Charlotte Wharton
United Cerebral Palsy of Northern,
Central and Southern NJ, Inc.
245 Main St., Suite 113
Chester, NJ 07930

Term to expire: 12/31/14

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 77-12

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 January 25, 2012.

**RESOLUTION APPOINTING AND REAPPOINTING MEMBERS TO THE WARREN COUNTY
TRANSPORTATION ADVISORY COUNCIL**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren does hereby appoint and reappoint the following individuals to the Warren County Transportation Advisory Council:

APPOINTHelena Matava
DAWN CIL
254B Mountain Ave., Suite 301
Hackettstown, NJ 07840

Term to expire: 12/31/13

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Brian Appezzato
 W.C. Planning Department
 165 Route 519S
 Belvidere, NJ 07823

Term to expire: 12/31/14

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

Term to expire: 12/31/14

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 78-12

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 January 25, 2012.

**RESOLUTION TO APPOINT AN AT-LARGE MEMBER TO THE
 WARREN COUNTY SOLID WASTE ADVISORY COUNCIL**

BE IT RESOLVED that the Board of Chosen Freeholders of the County of Warren hereby appoint the following individual to the Warren County Solid Waste Advisory Council effective January 25, 2012.

At-Large Member
 Ellen L. Nerbak
 765 Rockport Road
 Hackettstown, NJ 07840

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

RESOLUTION 79-12

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 January 25, 2012.

**RESOLUTION APPOINTING AND REAPPOINTING MEMBERS TO THE
 WARREN COUNTY CONSTRUCTION BOARD OF APPEALS**

WHEREAS, N.J.S.A. 52:27D-127 and N.J.A.C. 5:23A-1.3 establish and require specified terms of office and qualifications for members of the Construction Board of Appeals and the Warren County Board of Chosen Freeholders does hereby reappoint members of said Board to comport with the requirements of governing statute and code.

NOW, THEREFORE, BE IT RESOLVED that the Warren County Board of Chosen Freeholders does hereby approve the appointment and reappointment to the Warren County Construction Board of Appeals as follows:

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	<u>Membership Status</u>	<u>Qualification</u>	<u>Term Dates</u>
Barth Johnson	Alternate Member	PE	12/31/14
Kenneth Herzer	Alternate Member	Fire Official	12/31/15

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

Mr. Sarnoski thanked those that volunteer to serve on boards and councils. Sometimes, it's hard to find people to fill such posts, especially on the Construction Board of Appeals which has very specific needs for expertise. "I encourage anyone interested in getting involved to please submit their resumes and their experience with the County because we're always looking for people to fill some of these positions," He said.

Mr. Chamberlain specifically thanked the recently retired Jim Bernaski and his replacement, Barth Johnson.

RESOLUTION 80-12

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 January 25, 2012.

RESOLUTION CREATING A FULL-TIME POSITION OF LIBRARY ASSISTANT, CLASSIFIED AND A FULL-TIME POSITION OF SENIOR LIBRARY ASSISTANT, CLASSIFIED AND ABOLISHING A FULL-TIME POSITION OF PRINCIPAL LIBRARY ASSISTANT, CLASSIFIED WITHIN THE WARREN COUNTY LIBRARY

BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Library Assistant, classified, and a full-time position of Senior Library Assistant, classified, are created in the Warren County Library to enhance the efficiency and effectiveness of operations; and

BE IT FURTHER RESOLVED that a full-time position of Principal Library Assistant, classified, is abolished in the Warren County Library.

NOW, THEREFORE BE IT RESOLVED by the Warren County Board of Chosen Freeholders that a full-time position of Library Assistant is created and established on AFSCME Local 3287, Range 0235 and a full-time position of Senior Library Assistant is created and established on AFSCME Local 3287, Range 0535 and are made effective immediately.

BE IT FURTHER RESOLVED by the Warren County Board of Chosen Freeholders that only one of the aforementioned newly created positions may be filled at any one point in time.

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 January 25, 2012.

Steve Marvin, Clerk of the Board

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

Reports and Comments

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Assistant County Counsel Patricia Melia had no report, but did have a few matters to be addressed in Executive Session.

County Engineer Dave Hicks had an additional resolution for the Board's approval. It had to do with the purchase of Wetlands Mitigation Credits. A small amount of wetlands are being destroyed as a result of widening a bridge in Harmony. He said we tried to award it a simple way and it didn't work well, so we went back and went through a formal bidding process to make sure we're in compliance with the law.

These organizations have approved wetlands banks. Mr. Hicks said it sounds as if these credits can be used for a multitude of environmental programs as regulated by the DEP.

RESOLUTION 81-12

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 January 25, 2012.

RESOLUTION RESCINDING THE APPROVAL OF AN AGREEMENT WITH THE NATURE CONSERVANCY IN NEW JERSEY FOR THE PURCHASE OF WETLAND MITIGATION CREDITS AND AWARDED CONTRACT #WC1212FO FOR WETLANDS MITIGATION CREDITS TO EVERGREEN ENVIRONMENTAL, LLC FOR THE LOW BID AMOUNT OF \$33,962.50

WHEREAS, on December 12, 2011 the County of Warren awarded a contract to the Nature Conservancy for Wetlands Mitigation Credits based upon verbal quotes; and

WHEREAS, after further review and on advise of County Counsel a written request for proposals was solicited; and

WHEREAS, adequate funds are available in account 0409A307 5064 and certified by the County's Chief Financial Officer.

NOW, THEREFORE BE IT RESOLVED that the agreement approved December 12, 2011 with the Nature Conservancy is hereby rescinded and that contract #WC1212FO be awarded to Evergreen Environmental, LLC for Wetlands Mitigation Credits from the Nishisakawick Creek Wetlands Mitigation Bank.

BE IT FURTHER RESOLVED that the Director and Clerk of the Board are hereby authorized and directed to execute said Agreement.

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

Steve Marvin, Clerk of the Board

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

County Planner Dave Dech had no further report.

County CFO Charles Houck said, "See you Saturday," in reference to the upcoming Budget Session. Mr. Chamberlain announced the dates and times of the next couple of Budget Meetings and hoped that by the end of the next one, the Board would be able to give the CFO some direction.

County Administrator Steve Marvin turned the Freeholders' attention to the latest Vacancy Report for approval. Not much had changed since the last meeting. The Board had no further questions or comments on the report.

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The Warren County Community College Board of School Estimate Meeting has to take place between February 1 and 15. Mr. Marvin suggested scheduling it just before the next Regular Session of the Board at 6:30 p.m. on February 8, 2012. All were in agreement. Mr. Chamberlain inquired about the same procedure with the Technical School. That meeting has to be held between the fourth Tuesday in March and April 8. Mr. Marvin thought March 28 would be a good target date, but there is no hurry to schedule that one yet.

Freeholder Comments

Mr. Gardner announced he was now officially President of NJAC (New Jersey Association of Counties) and he felt very honored. In speaking with his colleagues in Trenton, a major topic was healthcare costs wreaking havoc on budgets. He said thirteen counties have elder care facilities. Mr. Marvin interjected that it is now 12; Cumberland entered into an agreement to sell theirs for \$14 million. It's a real problem and we've got a lot of work ahead of us.

Mr. Sarnoski congratulated Mr. Gardner on the great honor. NJAC has really turned around over the last two years and much of that is attributable to his leadership. "I like some of the things I see coming out of there," said Mr. Sarnoski.

Mr. Gardner thanked him and added that the Warren County Technical School culinary students catered the lunch for the event. Along with their instructors, they did a great job.

Mr. Chamberlain offered his congratulations as well.

Closing Public Comments

John Carey of Lopatcong Township had sent letters the last week of December on the State Development and Redevelopment Plans and asked for confirmation that the letters had been received by the Board Members. They said they did recall having received the letters. Mr. Carey was concerned about a few things. First, he noted the draft was 46 pages long and is replacing a 393 page document which made him wonder what's missing.

Further, he was concerned that the current framework for land use decisions was under threat of being usurped by the State. He also mentioned \$5 million in HUD money to be awarded to 13 counties, Warren being one of them, and Mr. Carey was concerned about

how it was to be distributed and what strings may be attached. He hoped the Freeholders would investigate and inform the public. "Until all questions, the doubts and possible hidden agendas are known, I urge the Freeholders to reject this," said Mr. Carey. Mr. Marvin asked Mr. Dech if the County was slated to receive any money. Mr. Dech said it was all still to be worked out.

Mr. Chamberlain said all these groups are just bureaucracies set up by the State. It's top-down planning. He thought it should be grassroots-up. People should be able to live where they want. Having been a local planning board member for a number of years, Mr. Chamberlain said he saw more and more regulation and legislation that took our property rights away. "If you lose your property rights, you have no personal rights anymore," Mr. Chamberlain said.

Mr. Carey then asked for confirmation of receipt of another item of correspondence on a County Plan Bill of Rights and a deferral resolution. He was told it was received late this afternoon. Lastly, he announced training sessions on Agenda 21 being held in Sussex County.

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There were neither other Public Comments nor any questions from the press.

RESOLUTION 82-12

On motion by Mr. Gardner, seconded by Mr. Sarnoski, at 7:34 p.m., the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held on January 25, 2012.

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: PBA 280-Sheriff's Officers-status of interest arbitration; FOP 171-Corrections Officers and PBA 331-Prosecutor's Detectives-status of negotiations; result of January 17, 2011 negotiation with AFSCME 328 and other labor negotiation with AFSCME 671, CWA 1071-PHNA and CWA 1032-Prosecutor's Clerical.

(2) *Matters Relating to Litigation*: Items to be discussed include: Aire Enterprises v. Warren County.

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 January 25, 2012.

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 8:06 p.m. and returned to open session.

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

On motion by Mr. Sarnoski, seconded by Mr. Gardner, and there being no further business to come before the Board at this time, the meeting was adjourned at 8:06 p.m.

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

ATTESTED TO:

Steve Marvin, Clerk of the Board