

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, APRIL 24, 2018 AT 4:30 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Director Thornton presiding and the following members answering roll call:

Freeholders Desiderio, Hayes, Morey, Pierson and Thornton (5)

STATEMENT OF DIRECTOR

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Tuesday, January 9, 2018.”

MOMENT OF SILENCE-Dedicated to former Freeholder Ralph Bakley who passed away on April 16, 2018.

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 04/11/18 REGULAR MEETING
FH Desiderio moved/ FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio			X		X	
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Pierson	X					
Mr. Thornton	X					

COMMUNICATIONS: None.

REPORTS:

- 1) COUNTY ENGINEER: Dale Foster reported the Community Stakeholders Meeting for the Ocean Drive (CR621) Upgrade and Bridge Improvements Project in Lower Township was held on Monday, April 16, 2018. Over twenty people attended to learn about existing conditions of Ocean Drive. The stakeholders were the people most affected by the project, such as the adjacent property owners he stated.

On Tuesday, April 17, 2018 he was speaker on a panel, called *The Uncomfortable Truth Five Years after Superstorm Sandy* at the NJ Transaction Conference in Atlantic City. Approximately one thousand transportation officials were in attendance. Dale presented information of what Sandy did to the Cape May County road system, and what had been done to the roads to help survive another storm such as Sandy.

A public forum for Commonwealth Avenue, Strathmere and Landis Avenue, Sea Isle City was held on Friday afternoon to talk about possible restriping solutions. The goal was to make the roads a little safer for pedestrian activity, particularly bicyclists he stated. Over forty people came out to learn about possible alternatives.

Presently, various construction projects were impacting traffic throughout the county. Last night between 8:00 p.m. and 6:00 a.m. Seashore Road in Lower Township was being paved from the north side of the bridge over the canal, up to the driveway of West Cape May Borough Hall. More paving would take place the next two nights as well, he informed.

MINUTES OF A REGULAR MEETING HELD APRIL 24, 2018 (CONTINUED)

A section of Bayshore Road was closed in front of the Wawa in Villas, Lower Township for paving.

The Townsends Inlet Bridge had been closed for three weeks, before re-opening one lane this past weekend. Work was being done on the Avalon end, ocean side of the bridge.

The Roosevelt Boulevard Bridge was scheduled to be completed by the first week of May. The contractors were very close to having both lanes of traffic open on the weekends he stated.

- 2) COUNTY COUNSEL: Jeffrey Lindsay had no report.
- 3) COUNTY TREASURER: Francine Springer has no report.

FREEHOLDER REPORTS:

- 1) FREEHOLDER MOREY: Freeholder Morey reconfirmed that a few more stakeholder meetings would be held for the Middle Thorofare Bridge.

The "Cape May Peninsula" AVA for wineries would become official on May 7, 2018 he announced. This would bolster the county's diversity in terms of tourism and agricultural product.

The Coast Guard Ball would be held on May 3, a few days before the Coast Guard Festival on May 5-6, 2018. There would be special emphasis during the program to recognize Congressman LoBiondo, who has been a tremendous advocate of the Coast Guard through high points and low points, he stated. The Munroe Enlisted Memorial Groundbreaking was scheduled for May 4, 2018.

He reported the Airport Everlon Building was in the process of coming down. Big portions of the building had already been removed. This would be a giant improvement to the Airport, generally, he stated.

The E-Z Pass system over Bridge Commission bridges would soon be implemented, with Ocean City-Longport Bridge being first. Progressively the rest of the bridges would be added, helping with functional efficiency. People in possession of ticket books would still be able to use them for a period of time after the changeover he explained.

- 2) FREEHOLDER PIERSON: The freeholder thanked the Facilities & Services Department for the hard work and upkeep of the Veterans Cemetery dedication markers for the trees on the property. (He held up one of the old markers for everyone to see). He reported they were being replaced a little at a time, with new, sturdier markers. The project fell under the direction of Facilities & Services Director, Annmarie McMahon who reported a total of 289 tree markers in all.

Freeholder Pierson informed his colleagues of his participation and/or experience at the following events: Cape May County Fire Academy Volunteer RUST Training, Ocean City Board of Education Benefit at the Beach, Cape May County Health Department 13th Annual Health Fair at Wildwood Convention Center, Ocean City American Legion 524 ribbon cutting ceremony, Cape Assist Knock Out Opioid Abuse Program, Cape May County Education Association Annual Legislative Dinner, Wildwood High School Adverse Childhood Experiences (ACES) event, Ocean City Crew Team boat dedication and Cape Assist Annual Public Policy and Awards breakfast.

- 3) FREEHOLDER HAYES: Freeholder Hayes attended and assisted in presenting awards with Freeholder Pierson and Director Thornton at Cape Assist's Public Policy and Awards breakfast event. What impressed her the most were the kid's presentations, she stated. They really seemed to appreciate having the

libraries and parks as place to go and have fun. The kids related some of the good things that had taken place in the county, influencing them positively.

Freeholder Hayes informed her colleagues of participation/attendance at the following events: Cape May County Art Show, Park & Zoo Earth Day Celebration, Ocean City Crew Team boat dedication, Cape May County Education Association Annual Dinner and Fare Free Transportation Rodeo.

She announced the winners of the Fare Free Transportation In-service Training (Rodeo). The following individuals would be moving on to state competition:

- 1st place-Diana Hufana
- 2nd place-Brian Fitzpatrick
- 3rd place-Eugene Glembocki
- 4th place-Richard Karrasch

- 4) FREEHOLDER DESIDERIO: Freeholder Desiderio had the opportunity to start the Ocean Drive Marathon on Sunday. Nearly six hundred runners turned out for the event he stated.

He reported the Cape May County Special Law Enforcement Officers (Class II) graduation took place yesterday. Prosecutor Sutherland, and Chief Skill of the Prosecutor's Office attended. He addressed and offered the graduates the oath of office. On Monday, 120 new recruits (Class II) would begin training. The next fulltime police officer graduation would take place on June 8, 2018 he informed.

He acknowledged Dale Foster for the Townsends Inlet Bridge Project being completed with the bridge opening earlier than anticipated.

- 5) FREEHOLDER THORNTON: Director Thornton reported his attendance at the following meetings/events: South Jersey Freeholders Association Meeting in Atlantic County, Ocean City American Legion 524 ribbon cutting ceremony, County Park & Zoo Earth Day Celebration, and the Cape Assist Annual Public Policy and Awards breakfast.

As promised, a meeting was held regarding the homelessness problem in the county he stated. Donna Groome, Director, Human Services had been asked to compile some figures prior to the meeting with Middle Township, Wildwood and Lower Township. In 2018 alone, the homeless hotline reported 137 people placed for Wildwood, 132 people placed for Middle Township and 114 people placed for Lower Township. The homeless problem is a municipal problem. We've been working really well with Middle and Lower Townships on this issue. Code Blue placements were also discussed at the meeting. In 2018, Wildwood had 56 placements for Code Blue, Middle had 54 placements, Lower had 55 placements. The County's responsibility was to declare the Code Blue only, sending out the notification to the municipalities to respond. The municipalities had the responsibility to create warming centers he stated.

Freeholder Morey questioned the detachment of Wildwood from the data and questioned the result of the meeting; the effect on the various communities as far as next steps.

Freeholder Hayes wanted to know if there was any spirit of collaboration at any of the meetings and if it was known how trust fund money would be allocated.

On the topic of Viniculture and the Appalachian, mentioned earlier by Freeholder Morey, Director Thornton stated his opposition to the possibility of Cape May County being branded the Cape May Peninsula. A short discussion ensued with Freeholders Morey and Hayes commenting.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 341-18 Resolution accepting check from Plymouth Rock Assurance in the amount of \$7,475.23 for damage to a County vehicle.
(This Resolution accepts payment from Plymouth Rock Assurance in the amount of \$7,475.23 for damage to a County vehicle during a motor vehicle accident on February 16, 2018.)

- 342-18 Resolution accepting check from Mercury Indemnity Company of America in the amount of \$6,002.70 for damage to a County vehicle.
(This Resolution accepts payment from Mercury Indemnity Company of America in the amount of \$6,002.70 for damage to a County vehicle during a motor vehicle accident on November 16, 2017.)

- 343-18 Resolution accepting check from Plymouth Rock Assurance in the amount of \$476.70 for damage to a County road sign.
(This Resolution accepts payment from Plymouth Rock Assurance in the amount of \$476.70 for damage to a County road sign during a motor vehicle accident on August 9, 2016.)

- 344-18 Resolution authorizing extension of Contract No. 13-58 with Securus Technologies, Inc. through September 30, 2018.
(This Resolution extends Contract No. 13-58 with Securus Technologies, Inc. for Inmate Telephone and Jail Management Systems at the Correctional Center through September 30, 2018 consistent with the existing terms and conditions.)

- 345-18 Resolution authorizing extension of Contract No. 12-190 with Correct Care Solutions/Conmed, LLC through September 30, 2018.
(This Resolution extends Contract No. 12-190 with Conmed, LLC for Medical and Pharmaceutical Services at the Correctional Center through September 30, 2018 consistent with the existing terms and conditions.)

- 346-18 Resolution authorizing execution of Lease Agreement with the Township of Lower for the Lower Township Public Safety Building.
(This Resolution authorizes the execution of a Lease Agreement with the Township of Lower for the Lower Township Public Safety Building.)

- 347-18 Resolution applying to U.S. Department of Justice Office Bureau of Justice Assistance for the FY18 Bulletproof Vest Partnership Grant in the amount of \$20,000.00.
(This Resolution authorizes application for grant funding to provide law enforcement with protective armored vests for the period of 4/1/18 to 8/31/20 in the amount of \$20,000.00 (\$10,000.00 Federal and \$10,000.00 In-Kind match).)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio					X	
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Pierson	X					
Mr. Thornton	X					

INTRODUCED BY MR. PIERSON, SECONDED BY MR. MOREY

- 348-18 Resolution granting and amending various Leaves of Absence to County Employees.
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)

- 349-18 Resolution awarding open-end Contracts No. C8-63 to Belleplain Emergency Corps., and C8-64 to TriCare Medical Transportation, LLC to provide Medical Transportation Services for Crest Haven Nursing and Rehabilitation Center.

MINUTES OF A REGULAR MEETING HELD APRIL 24, 2018 (CONTINUED)

(This Resolution awards Open-End Contracts No. C8-63 to Belleplain Emergency Corps., and C8-64 to TriCare Medical Transport, LLC to provide medical transportation services for Crest Haven Nursing and Rehabilitation Center for a term of one year, commencing April 25, 2018, with two one-year options.)

350-18 Resolution awarding open-end Contract No. C8-70 to Merial, Inc. to furnish and deliver oral rabies vaccine baits for Department of Health in the amount of \$1.46 per vaccine bait.

(This Resolution awards an open-ended Contract No. C8-70 to Merial, Inc. to furnish and deliver Oral Rabies Vaccine Baits for the Department of Health in the amount of \$1.46 per bait, for a term of one year commencing April 25, 2018, with a one-year option.)

351-18 Resolution awarding Contract No. C8-71 to Eastern Lift Truck Co., Inc. to furnish and deliver one new 4-wheel electric forklift for Department of Health in the amount of \$28,325.00.

(This Resolution awards Contract No. C8-71 to Eastern Lift Truck Co., Inc., to furnish and deliver one new 4-wheel electric forklift for use at the Facilities and Services Warehouse paid for by a Department of Health grant, in the amount of \$28,325.00.)

352-18 Resolution approving the monthly disbursements from the Department of Human Services for the TANF, General Assistance and Clearing Accounts.

(This Resolution accepts and approves the monthly disbursements for the TANF, General Assistance and Clearing Accounts as submitted by the fiscal Department of Human Services.)

353-18 Resolution designating April 2018 as Child Abuse Prevention Month in Cape May County.

(This Resolution designates April as Child Abuse Prevention Month in Cape May County.)

354-18 Resolution designating Cape Counseling Services, Inc., as the Intoxicated Driver Resource Center for 2018.

(This Resolution designates Cape Counseling Services, Inc., as a provider for the Intoxicated Driver Resource Center (for 2018) for Cape May County residents who are convicted of driving under the influence.)

355-18 Resolution authorizing Use Agreement with State of New Jersey Department of Military and Veterans Affairs in the amount of \$75.00.

(This Resolution authorizes Use Agreement Number 19026 for lease of space in the National Guard Armory by the Cape May County Health Department from 7/1/18 through 6/30/19.)

356-18 Resolution appointing certain County employees to their permanent position in their respective offices. (Mosquito Control)

(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Hayes	X					
Mr. Morey	X					X
Mr. Pierson	X				X	
Mr. Thornton	X					

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO

357-18 Resolution supplementing the 2018 Salary Resolution and approving appointments and salaries.

(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)

MINUTES OF A REGULAR MEETING HELD APRIL 24, 2018 (CONTINUED)

358-18 Resolution awarding Contract No. C8-74 to Foto Fantasy, Inc. D/B/A Innovative Foto to furnish, deliver and service portable photo kiosks for Park and Zoo.

(This Resolution awards concession Contract No. C8-74 to Foto Fantasy, Inc. D/B/A Innovative Foto to furnish, deliver and service Portable Imaging Photo Kiosk for Cape May County Park and Zoo, for a term of one year commencing April 25, 2018 with two one-year options.)

359-18 Resolution awarding Contract No. C8-67 to Independent Imaging to furnish, and deliver one new Wireless Mobile Digital Radiography System for Park and Zoo in the amount of \$59,395.00.

(This Resolution awards Contract No. C8-67 to Independent Imaging to furnish and deliver one new Wireless Mobile Digital Radiography System for the Veterinarians at the Zoo in the amount \$59,395.00.)

360-18 Resolution authorizing the Board to hold a meeting excluding the public on April 24, 2018 at 3:30 p.m. or as soon thereafter as possible or as practicable. Matters falling within attorney-client privilege, pursuant to N.J.S.A. 10:4-12(b)(7), and contract negotiations, pursuant to N.J.S.A. 10:4-12(b)(4).

(This Resolution authorizes the Board of Chosen Freeholders to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Thornton	X					

INTRODUCED BY MR. MOREY, SECONDED BY MR. PIERSON

361-18 Resolution honoring Congressman Frank LoBiondo for his many years of service on behalf of the United States Coast Guard.

(This Resolution recognizes and commends Congressman Frank LoBiondo for the enduring benefits brought to the men, women and children of the United States Coast Guard through his efforts.)

362-18 Resolution recognizing Janelle Quigley as Cape May County’s 2018 “Coast Guard Community Spouse of the Year”.

(This Resolution recognizes and commends Janelle Quigley with the title of Cape May County’s 2018 “Coast Guard Community Spouse of the Year”.)

363-18 Resolution recognizing Cape May Brewing Company as Cape May County’s 2018 “Community Coast Guard Hometown Hero”.

(This Resolution recognizes and commends Cape May Brewing Company with the title of Cape May County’s 2018 “Community Coast Guard Hometown Hero”.)

364-18 Resolution authorizing Change Order No. 2 in the amount of \$50,572.14 to Asphalt Paving Systems, Inc. for Ocean Drive (CR619) Resurfacing Improvements from 29th Street to 62nd Street, Borough of Avalon.

(This Resolution authorizes a change order to adjust quantities to reflect the as-built conditions.)

365-18 Resolution awarding contract to South State, Inc. in the amount of \$3,187,290.50 for 2018 Maintenance Paving on Various County Roads.

(This Resolution awards the contract for 2018 Maintenance Paving on Various County Roads.)

366-18 Resolution establishing a pool of consulting firms through a fair and open process for 2018 Professional Construction Engineering Services on an As-Needed Basis.

(This Resolution authorizes acceptance of Greenman-Pedersen, Inc., Gibson Associates, Pennoni Associates Inc., and Remington & Vernick Engineers, Inc. to provide Professional Construction Engineering Services on an As-Needed basis. Selection was pursuant to the Fair and Open Process.)

MINUTES OF A REGULAR MEETING HELD APRIL 24, 2018 (CONTINUED)

- 367-18 Resolution granting permission to the Borough of West Wildwood to close a portion of Glenwood Avenue (CR614) in the Borough of West Wildwood on July 4, 2018 for a Fourth of July Parade.
 (This Resolution gives permission to the Borough of West Wildwood to temporarily close a portion of Glenwood Avenue (CR614) for their Fourth of July Parade.)
- 368-18 Resolution rejecting all bids for Building 98 Demolition at the Cape May County Airport and authorizing Clerk of the Board to re-advertise for receipt of bids.
 (This Resolution rejects all previous bids and authorizes re-bid of the project due to defect in the specifications.)
- 369-18 Resolution rejecting all bids for Landscaping for the Cape May County Park Ponds Restoration Project.
 (This Resolution rejects all bids due to the cost exceeding the budget for the project.)
- 370-18 Resolution authorizing Change Order No. 1 in the amount of \$25,092.50 to Landberg Construction, LLC for Resurfacing Improvements to portions of Indian Trail Road (CR618), Shunpike Road (CR620), Hand Avenue (CR658) and Shell Bay Avenue (CR674), Township of Middle.
 (This Resolution authorizes a change order to adjust quantities to reflect the as-built conditions.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Pierson	X					X
Mr. Thornton	X					

BOND ORDINANCE NUMBER 1-18 (PUBLIC HEARING)

Director Thornton stated this is the date, time and place for consideration of Bond Ordinance 1-18.

Clerk of the Board, Elizabeth Bozzelli stated she had proof of publication for Bond Ordinance 1-18.

Director Thornton stated the Public Hearing is now open and asked if there was any public comment.

Seeing no hands he asked for a motion to close the Public Hearing.

MOTION TO CLOSE PUBLIC HEARING: FH Hayes moved/ FH Desiderio seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Thornton	X					

Clerk of the Board read Bond Ordinance 1-18 by title:

Bond Ordinance providing for various 2018 capital improvements, by and in the County of Cape May, State of New Jersey (the County); Appropriating \$88,200,000 therefor (including grants from the New Jersey Department of Transportation in the aggregate amount of \$7,885,903) and authorizing the issuance of \$87,700,000 bonds or notes of the County to finance part of the costs thereof.

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the County of Cape May, State of New Jersey (the "County") as general improvements or purposes. For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$88,200,000, said sum being inclusive of grants received or expected to be received from the New Jersey Department of Transportation in the amount of \$7,885,903 (the "Grants"), and a down payment in the aggregate amount of \$500,000 for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"). The down payment is now available therefor by virtue of either a provision or provisions in a previously adopted budget or budgets of the County for down payment or for capital improvement purposes or from moneys actually held by the County.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$88,200,000 appropriation not provided for by application hereunder of said down payment and until said Grants are received, negotiable bonds of the County are hereby authorized to be issued in the aggregate principal amount not exceeding \$87,700,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the County in an aggregate principal amount not exceeding \$87,700,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued, include but are not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Various General Capital Improvements In And Throughout The County Including, But Not Limited To, Environmental And Hazardous Materials' Remediation At Various Locations; Fishing Creek Pump Station Improvements; County Park Improvements; Improvements To And/Or Construction Of Salt Storage Facilities; Parking Lot Improvements At Various County Facilities; County Shelter Improvements Including, But Not Limited To, Acquisition And Installation Of A Generator; And Various Other County-Wide General Capital Improvements Including, But Not Limited To, Improvements Funded In Whole Or In Part By Monies From FEMA (Federal Emergency Management Agency);	\$10,000,000	\$9,500,000	\$500,000	15 years
(ii) Various Bridge Improvements Throughout The County Including, But Not Limited To, Ocean City-Longport; Corsons Inlet; Townsends Inlet; Grassy Sound; Middle Thorofare; Avalon Boulevard (CR601) Over Ingrams Thorofare; Avalon Boulevard (CR601) Over Gravens Thorofare; Roosevelt Boulevard (CR623) Over Crook Horn Creek; Sea Isle Boulevard (CR625) Over Ludlam Thorofare; Stone Harbor Boulevard (CR657) Over Great Channel (96 th Street); Avalon Boulevard (CR601) Over Leonards Thorofare; 21 st Street	\$38,850,000	\$38,850,000	\$0 (No Down Payment Is Required Due To The Grants)	20 years

MINUTES OF A REGULAR MEETING HELD APRIL 24, 2018 (CONTINUED)

Description	Appropriation	Authorization	Down Payment	Useful Life
Over Avalon Canal; Glenwood Avenue (CR614) Over Sunset Lake; Tuckahoe Road (CR631) Over Cedar Swamp Creek; 104 th Street Over Carnival Bay; 25 th Street Over Avalon Canal; Elmira Street Over Cape Island Creek; Ocean Drive (CR619) Over Great Channel; Ocean Drive (CR621) Over Upper Thorofare; Ocean Drive (CR621) Over Mill Creek; Hand Avenue (CR658) Over Skeeter Island Creek; 17 th Avenue Culvert; Springers Mill Road (CR643) Over Dias Creek; Woodbine-Marshallville Road (CR557) Over Mill Creek; And Mill Road (CR557) Over Mill Creek; And				
(iii) Various Road Improvements Throughout The County Including, But Not Limited To, Woodbine-Ocean View Road/DeHirsch Avenue/Belleplaine-Woodbine Road (CR550); Mill Road/Reading Avenue (CR557)/Marshallville-Woodbine Road (CR617); Church Road (CR602); Bayshore Road (CR603); Beach Avenue (CR604); Belleplaine Road (CR605); Sunset Boulevard, West Perry Street, And Myrtle Avenue (CR606); Dennisville-Petersburg Road/Main Street (CR610); Dias Creek Road (CR612); Goshen Road/Mechanic Street (CR615); Ocean Drive/Third Avenue/Landis Avenue/West Avenue/55 th Street (CR619/CR619 Spur); New Jersey Avenue/Pacific Avenue/Rambler Road (CR621); Roosevelt Boulevard/34 th Street (CR623); Corson Tavern Road And New Bridge Road (CR628); Fish Dock Road (CR630); Tuckahoe Road/Tuckahoe Road Extension (CR631/CR662); Lafayette Street (CR633); Butter Road (CR637); Webster Avenue (CR638); Fishing Creek Road/Academy Road (CR639); Delaware Avenue (CR640); Fulling Mill Road (CR654); Bay Avenue (CR656); Court House-South Dennis Road/Stone Harbor Boulevard/96 th Street (CR657); Rio Grande Avenue (CR661); Stagecoach Road (CR667), Which Improvements Shall Include, But Not Be Limited To, Road Resurfacing And Various Other Roadway Safety Improvements Including, But Not Limited To Pavement Markings, Drainage, Bikeway, Roundabout, Traffic Signal, And ADA (Americans With Disabilities Act) Improvements.	\$39,350,000	\$39,350,000	\$0 (No Down Payment Is Required Due To The Grants)	20 years
Totals	<u>\$88,200,000</u>	<u>\$87,700,000</u>	<u>\$500,000</u>	

(b) Until the Grants are received, the aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$87,700,000.

(c) The aggregate estimated cost of said improvements or purposes is \$88,200,000, the excess thereof and until the Grants have been received, being the amount of \$500,000 is comprised of the down payment for said improvements or purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall also include, but shall not be limited to, as applicable, all engineering, architectural and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Board of Chosen Freeholders and available for public inspection and hereby approved.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or a private entity make a contribution or grant in aid to the County for the improvements and purposes authorized hereby and the same shall be received by the County prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or a private entity. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or a private entity shall be received by the County after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the County as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer/County Treasurer, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer/County Treasurer. The Chief Financial Officer/County Treasurer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer/County Treasurer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer/County Treasurer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer/County Treasurer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the County is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs, as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in

the office of the Clerk of the Board of Chosen Freeholders and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the County may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 19.46 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Board of Chosen Freeholders of the County and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the County as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$87,700,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$10,000,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes hereinbefore described.

SECTION 8. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment of the principal of such debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The County hereby declares the intent of the County to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Chief Financial Officer/County Treasurer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the County and to execute such disclosure document on behalf of the County. The Chief Financial Officer/County Treasurer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the County pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the County and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the

requirements of the Rule. In the event that the County fails to comply with its undertaking, the County shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The County covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance will be considered for final adoption after a public hearing thereon at a meeting of the Board of Chosen Freeholders of the County. The Clerk of the Board of Chosen Freeholders of the County is hereby authorized and directed to arrange for the publication of this bond ordinance in full or in summary after introduction upon first reading and after final adoption in an authorized newspaper of the County, such publications to be in accordance with the requirements of the Local Bond Law.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Motion to adopt Bond Ordinance 1-18: FH Morey moved/ FH Pierson seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Moved
Mr. Desiderio	X					
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Pierson	X					X
Mr. Thornton	X					

Director Thornton declared Bond Ordinance 1-18 adopted.

**ADOPTED ON SECOND READING
DATED: APRIL 24, 2018**

**ELIZABETH BOZZELLI,
Clerk of the Board of Chosen Freeholders**

MOTION TO PAY BILLS: FH Desiderio moved/FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Pierson	X					
Mr. Thornton	X					

PUBLIC COMMENTS: Tim Rose, Upper Township, Tuckahoe section addressed the board with his concerns regarding alternatives discussed at the meeting for the Strathmere Restriping Project, held on Friday. Elimination of parking spaces without exploring other options was the main concern. The speed limit on Mill Road in Upper Township was another concern.

Natalie Neiss of Upper Township agreed regarding the parking problem in Strathmere. Additionally she commented on a matter related to the County Agriculture Board.

ADJOURN: 6:15 P.M. FH Desiderio moved/FH Hayes seconded.

MINUTES OF A REGULAR MEETING HELD APRIL 24, 2018 (CONTINUED)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Pierson	X					
Mr. Thornton	X					

APPROVED

DIRECTOR

ATTEST:

CLERK OF THE BOARD