

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, MAY 22, 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

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 05/08/18 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: Mr. Foster reported that many of the county paving projects were behind schedule because of the rainy weather. Now they were trying to get caught up, paving day and night he stated. The contractor was currently assembling the precast elements on the southern half of the 17th Street Bridge in Ocean City with the bridge being closed temporarily until later tonight. This project was moving right along and scheduled to be completed by the middle of June. The Middle Thorofare Bridge reopened to both lanes of traffic last week. The Railing Replacement Project had been shut down for the summer season he informed. For the Sea Isle Boulevard Bridge, Phase 4 of the Railing Replacement Project still had to be completed. This was the east side of the northbound lane going into Sea Isle City. Plates were going to be installed on the moveable span, the first week of June, causing periodic lane closings on the Townsends Inlet Bridge. The approaches were paved last night on the 34th Street Bridge in Ocean City. Line striping would be done in the morning, as soon as the rain from the previous night dried. In Avalon, the milling and paving would be worked on tomorrow between 29th Street and 44th Streets. They were hoping to get a center line stripe down on that road before the weekend. Broadway in West Cape May was partially milled yesterday. More milling and paving to be done on Wednesday, before finishing up on Thursday night. Bayshore Road in Lower Township had work halted altogether due to the rain and the upcoming holiday weekend. Work on that project would resume again first thing Tuesday morning, May 29th. Indian Trail and Shunpike Roads were being milled and paved this week, some of the paving being done in the overnight hours.

- 2) COUNTY COUNSEL: Jeffrey Lindsay, County Counsel had no report.

- 3) COUNTY TREASURER: Francine Springer had no report.

FREEHOLDER REPORTS:

- 1) FREEHOLDER MOREY: Freeholder Morey reported the Everlon building demolition was progressing. Last week, a pre-application meeting was held regarding a grant for a new commercial building on the site, which would feature various technology companies. During the pre-application meeting, the New Jersey Economic Development Authority (EDA) approved full application submittal status for the proposed project, to cost between \$2.5 to \$3 million dollars. The county team has done a great job preparing for the project in collaboration with Lou Joyce of the South Jersey Economic Development District and Triad Associates.

He announced the Coast Guard National Band would be giving a performance on June 8, 2018 at 7:00 p.m. at the Lower Township Regional High School Auditorium. Tickets for the performance must be reserved ahead of time, he noted and Freeholder Hayes confirmed that tickets had to be set aside, people couldn't just show up for the event.

- 2) FREEHOLDER PIERSON: Freeholder Pierson reported he had attended a meeting recently with the regional director of the Veterans Administration (VA) at the Community Based Outpatient Clinic (CBOC) in Northfield. There are going to be a lot of things happening in the VA community over the next several months, he informed. More information would be provided, as it was too much material to cover right now, he stated.

Pat Devaney, Human Services Director and Freeholder Pierson attended an hour long movie at the Stone Harbor Theatre, followed by a presentation on Resilience Training, intended for students affected by abusive home and school relationships. The training was superb he commented. Faculty and educators in the local school system will also be trained on this issue in the very near future, he stated.

The freeholder attended the Atlantic County Family Support Organization Gala at the Atlantic City Country Club. It was a well-attended and at times very moving event he stated. The presentation consisted of young people relating their stories of abuse taking place in their personal relationships with family or others.

A flag installation took place over the weekend at the Gerald M. Thornton Veterans' Cemetery. Over 70 people participated, which included both Cub and Boy Scouts lending their assistance in the installation of approximately 5600 commemorative flags on the graves. He appreciated the outpouring from the various service organizations like the Elks, etc. that came out.

Both Director Thornton and Freeholder Pierson attended the Armed Forces Day event sponsored by the Cape May Mid Atlantic Center for the Arts. It was held in the Cape May Point State Park Education Building on Saturday, May 19th. The ceremony took place inside due to heavy rainfall.

National Poppy Day would be celebrated this year on Friday, May 25th the freeholder informed everybody present. He urged people to show their support by buying a poppy, which were made by severely injured Veterans, part of their rehabilitation, as a way to keep them involved and active. A portion of the money from the sale of the poppies would stay within the individual organizations.

The City of Wildwood would host a Memorial Day Parade would on Saturday, May 26th. The parade started on Wildwood Avenue, continuing to Andrews and Ocean Avenues, where a candlelight vigil would be held. Many other programs would be held on Memorial Day including the County program at the Gerald M. Thornton Veterans' Cemetery at 2:00 p.m. he further stated.

MINUTES OF A REGULAR MEETING HELD MAY 22, 2018 (CONTINUED)

If raining, the Memorial Day ceremony would be held inside the Cape May County Public Safety Training Center.

- 3) FREEHOLDER HAYES: Freeholder Hayes announced that the Cape May County Park & Zoo would celebrate its' 40th Anniversary from 11:00 a.m. to 2:00 p.m. on June 9th. A ceremony would kick off the event, followed by zookeeper discussions, introduction of the newest addition to the primate families, the Gibbons apes, bounce houses, steel drums presentation and a magic show. There was something for everyone so come out and enjoy the celebration and family fun she invited.

She witnessed a high elevation rescue response drill at Morey's Piers. The drill was part of training for real life scenario response for possible rescues of persons stuck on rides at the boardwalk piers. It was fascinating to watch the teams working together to accomplish a rescue she commented.

She reported on the efforts of the Board of Chosen Freeholders in collaboration with the Technical School and WIB for a program to have CDL drivers licensed for the purpose of creating a special route with Fare Free Transportation. The plan entailed the drivers picking up employees from the mainland transporting them over to the islands for various job positions during the summer. This was in the works with more information to come as things developed she stated.

The freeholder would once again this year, be participating in a fundraiser for Big Brothers and Big Sisters on June 23rd in Atlantic City. She would rappel down the side of the Sheraton Hotel, from the patio of the penthouse suite, 16 stories high. Donations would be appreciated she stated and could be made on-line at the Big Brothers and Big Sisters website. The fundraiser could be found under the project title, "Over the Edge" where her name would be listed as one of the participants.

On behalf of herself and the Board, Freeholder Hayes recognized Ocean City Intermediate School Principal, Jeff Haines for being chosen as 2018 Atlanticare Healthy Educator of the Year. (Res. No. 439-18)

- 4) FREEHOLDER DESIDERIO: The freeholder reported the Cape May County Police Academy had won a National Achievement Award from the National Association of Counties (NACO) in the category of Criminal Justice and Public Safety for the program "Updating the County Police Academy to Meet the Needs of a Changing Law Enforcement Environment". This is a prime example of multiple departments working together to achieve a goal, he commented. The driving simulator and indoor range were highlighted in the submitted application. Diane Wieland, Director, Department of Tourism and Chief Tom DePaul, Director, Public Safety and others worked together compiling the information for the application. Chief DePaul credited the continuing success of the Academy to the support given by the Freeholder Board and the working relationships with the Prosecutor's Office, Sheriff's Department, Facilities & Services, Information Technology, Treasurer's, Human Resources, Purchasing and Administration.

Freeholder Desiderio presented a donation to the county, on behalf of a Sea Isle City family owned business; the same family who also sponsored the Polar Bear Plunge Run/Walk for Autism each year, the Monichetti's of Mike's Seafood, Sea Isle City. A check in the amount of \$5,000 was given by Mike and Ginny Monchetti towards the upcoming County Park & Zoo *Dreamnight* event. *Dreamnight*, an international event for the benefit of disabled and chronically ill children, allowed the kids to explore the park and zoo at their own pace, learning about the animals and exhibits, during a time the facility was closed to the general public, he explained.

- 5) FREEHOLDER THORNTON: Freeholder Director Thornton reported his attendance at the May department head meeting, the CMC Wellness Division *Lunch and Learn* presentation with endocrinologist, Dr. Christopher Zitnay, annual Armed Forces Day held in Cape May Point, and the monthly Southern New Jersey Freeholder Association (SNJFA) Meeting.

He spoke in his role as President of the SNJFA, last evening, regarding the County's Wellness Program, which had won a national award recently, being recognized for the implementation of components into the program that produced results. We've seen some significant change in our medical experience since this happened he stated. Good job by all those who have participated in that, he added.

Additionally, a resolution was passed at the SNJFA Meeting last night opposing the State Legislature sponsored bill, changing the board name from "County Freeholders" to "County Commissioners", he informed. The New Jersey Association of Counties (NJAC) also opposed the name change. We simply don't want a name change, he stated. Freeholder Morey questioned the reasons given by the legislature for the proposition. It was an antiquated term, no longer relevant, according to the state, was the Director's response.

He reminded everyone of the Memorial Day Ceremony at 2:00 p.m. at the Veteran's Cemetery. Freeholder Pierson and Thornton were to take part in the Wildwood Memorial Day Parade on Saturday and were also chosen to judge the VFW Parade, held in June.

The freeholder commended Rita Fulginiti, County Clerk for implementation of the Veterans and Gold Star Families discount card program in her office. Freeholder Morey asked if businesses were welcome to join the program at any point in the year.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 419-18 Resolution accepting check from State Farm Guaranty Insurance Company in the amount of \$263.25 for damage to a County traffic sign.
(This Resolution accepts payment in the amount of \$263.25 from State Farm Guaranty Insurance Company for damage to a County traffic sign sustained during a motor vehicle accident on April 23, 2018.)
- 420-18 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$31,378.88.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department for various claims.)
- 421-18 Resolution adding New Classification for County Employees.
(This Resolution establishes the use of additional NJCSC titles and their salary ranges for County employees by amending Resolution No. 5117-78.)
- 422-18 Resolution appointing certain County employees to their permanent position in their respective offices. (Emergency Management)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 423-18 Resolution authorizing a Shared Services Agreement with the Township of Lower for Use of County Resources at Special Municipal Events.
(This Resolution authorizes a Shared Services Agreement for the request of County Resources by the Township of Lower for Special Municipal Events, and establishes a fee schedule for the resource at such events.)

MINUTES OF A REGULAR MEETING HELD MAY 22, 2018 (CONTINUED)

- 424-18 Resolution authorizing a Shared Services Agreement with the City of North Wildwood for Use of County Resources at Special Municipal Events.
 (This Resolution authorizes a Shared Services Agreement for the request of County Resources by the City of North Wildwood for Special Municipal Events, and establishes a fee schedule for the resource at such events.)
- 425-18 Resolution authorizing emergency purchase with TriState HVAC Equipment LLP to replace HVAC condensing unit at Upper Township Senior Center in the amount of \$19,120.62.
 (This Resolution authorizes an emergency purchase with TriState HVAC Equipment LLP to replace the existing air conditioning and heating condensing unit at the Upper Township Senior Center in the amount of \$19,120.62 pursuant to N.J.S.A. 40A:11-6.)

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. PIERSON, SECONDED BY MR. MOREY

- 426-18 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).)
- 427-18 Resolution authorizing purchases without public bidding with Flight Level Cape May, LLC for Jet Aviation Fuel for Department of Mosquito Control.
 (This Resolution authorizes purchases of Jet A Aviation Fuel from Flight Level Cape May, LLC by Department of Mosquito Control to operate its Bell 206B3 Jet Ranger Helicopter, pursuant to N.J.S.A. 40A:11-5(3).)
- 428-18 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.)
- 429-18 Resolution supporting a full interchange at Exit 20 on the Garden State Parkway, Upper Township, Cape May County, New Jersey.
 (This Resolution supports a full interchange at Exit 20 on the Garden State Parkway, Upper Township Cape May County, New Jersey.)
- 430-18 Resolution authorizing renewal with TDC Specialty Insurance Company for Commercial Liability Package for Crest Haven Nursing and Rehabilitation Center in the amount of \$149,000.00.
 (This Resolution authorizes renewal of Commercial Liability Package for Crest Haven Nursing and Rehabilitation Center for the term of May 1, 2018 through May 1, 2019.)
- 431-18 Resolution authorizing the execution of a Memorandum of Understanding between the County of Cape May Department of Human Services Division of Social Services and Cape Counseling Services for the Continuum of Care Grant.
 (This Resolution authorizes the execution of Memorandum of Understanding between the County of Cape May Department of Human Services Division of Social Services and Cape Counseling Services for the Continuum of Care Grant.)
- 432-18 Resolution authorizing Separation Agreement and General Release in matter Docketed CSV-09630-2017S.
 (This Resolution authorizes Separation Agreement and General Release in matter Docketed CSV-09630-2017S.)

MINUTES OF A REGULAR MEETING HELD MAY 22, 2018 (CONTINUED)

433-18 Resolution authorizing Memorandum of Understanding between New Jersey Department of Health and Cape May County Department of Mosquito Control for remote access to Garden State Network, Virtual Private Network. (GSN VPN)

(This Resolution authorizes Memorandum of Understanding which allows Cape May County Department of Mosquito Control to access system and upload County arbovirus results into the New Jersey Department of Health database.)

434-18 Resolution authorizing Letter of Understanding with Gateway Community Action Partnership for the WIC Nutrition Program.

(This Resolution authorizes the provision of supportive services for at-risk women, infants and children, along with access to health care and nutrition education administered by the County Health Department, effective 1/1/18 through 12/31/18.)

435-18 Resolution designating the month of May as Community Action Month in Cape May County.

(This Resolution designates Community Action Month in Cape May County in recognition of O.C.E.A.N., Inc. and the services provided to Cape May County residents throughout the years.)

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

Freeholder Pierson presented Channel Wilkins, President/CEO of O.C.E.A.N., Inc. with a certified copy of Res. No. 435-18 in recognition of the designation of the month of May as National Community Action Month, for the various services offered to residents of Cape May County via O.C.E.A.N. programs.

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERO

436-18 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.)

437-18 Resolution awarding open-end Contract No. C8-101 to Smeltzer & Sons, Inc. to furnish and deliver various animal feed and miscellaneous non-feed products to the Cape May County Park and Zoo.

(This Resolution awards open-end Contract No. C8-101 to Smeltzer & Sons, Inc. to deliver and furnish various animal feed and non-feed products for Cape May County Park and Zoo on an as-needed basis.)

438-18 Resolution authorizing the Board to hold a meeting excluding the public on May 22, 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); contract negotiations pursuant to N.J.S.A. 10:4-12(b)(4), and matters falling within the purchase, lease or acquisition of real property, pursuant to N.J.S.A. 10:4-12(b)(5).

(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.)

439-18 Resolution congratulating Geoffrey Haines on being chosen as 2018 AtlantiCare Healthy Educator of the Year.

(This Resolution honors Geoffrey Haines, Principal, on being selected as the 2018 AtlantiCare Healthy Educator of the Year.)

MINUTES OF A REGULAR MEETING HELD MAY 22, 2018 (CONTINUED)

- 440-18 Resolution appointing members to the Cape May County Women’s Advisory Commission.
 (This Resolution appoints Beverly Fedorko-Ott and Jacqueline J. Simonson as members to the Cape May County Women’s Advisory Commission. Terms to expire May 21, 2021.)
- 441-18 Resolution in opposition of proposed legislation to require Counties to adopt the name of “County Commissioner” replacing the name “County Freeholder”.
 (This Resolution is in opposition of proposed legislation to require counties to adopt the name of “County Commissioner” replacing the name “County Freeholder”.)
- 442-18 Resolution authorizing application to New Jersey Department of State Division of Travel and Tourism for FY19 Cooperative Marketing Grant in the amount of \$31,250.00.
 (This Resolution authorizes application for funds to promote tourism opportunities for the period of 10/01/18 through 9/30/19.)
- 443-18 Resolution applying to New Jersey Department of Military and Veterans Affairs for Veterans Transportation Grant No. VL19T73 in the amount of \$13,000.00.
 (This Resolution applies to the State for funds to support the Veterans Transportation Program for the period of 7/1/18 through 6/30/19.)

Freeholder Morey raised a question on the use of the wording “to allow” in Res. No. 441-18, prompting a change from the wording “to allow” to the wording “to require”. Change of wording stated and confirmed by Elizabeth Bozzelli, Clerk of the Board, prior to roll call.

Director Thornton added comment regarding Res. No. 441-18; the legislation if passed would cost thousands of dollars to change documentation and letterhead for all the counties.

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

- 444-18 Resolution authorizing the County of Cape May to enter into an Encroachment Agreement with Polaris Properties LLC regarding Right of Way along New Jersey Avenue, City of Wildwood.
 (This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right of way of New Jersey Avenue, Wildwood.)
- 445-18 Resolution amending Resolution No. 196-18 with the City of Ocean City for the temporary use of County-owned property.
 (This Resolution amends Resolution No. 196-18 and authorizes an extension of Agreement with the City of Ocean City for the temporary use of County-owned property located at 3304 Bay Avenue, in the City of Ocean City, New Jersey, pursuant to N.J.S.A. 40A:12-14(c).)
- 446-18 Resolution accepting proposal of Gibson Associates, P.A. in the amount of \$144,347.96 to provide Professional Construction Engineering Services for 2018 Maintenance Paving on Various County Roads.
 (This Resolution accepts the proposal of Gibson Associates, P.A. in the amount of \$144,347.96 for professional construction engineering services associated with the 2018 Maintenance Paving on Various County Roads project. Gibson Associates, P.A. is one of the consultants in the professional construction engineering pool of consultants established by the Fair and Open Process.)

MINUTES OF A REGULAR MEETING HELD MAY 22, 2018 (CONTINUED)

- 447-18 Resolution closing the contract and accepting the work of Stantec Consulting Services, Inc. for Professional Engineering Services for Potential FEMA Mitigation Grant Applications to extend the Revetment Wall along the east side of Ocean Drive (CR619), Township of Upper.
(This Resolution accepts the work and closes the contract.)
- 448-18 Resolution authorizing Change Order No. 8 in the amount of \$500,000.00 for the contract of Hall Construction Co., Inc. for Re-Bid Cape May County Correctional Center.
(This Resolution authorizes a change order for extended general conditions due to multiple design revisions/clarifications, code upgrades and owner requested additions.)
- 449-18 Resolution authorizing Change Order No. 3 in the amount of <\$5,786.85> for the contract of Command Co., Inc. for Cape May County Technical High School Softball Field Construction.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 450-18 Resolution awarding contract to The Ambient Group LLC in the amount of \$69,150.00 for Re-Bid Building 98 Demolition at the Cape May County Airport.
(This Resolution awards the contract for Re-Bid Building 98 Demolition at the Cape May County Airport.)
- 451-18 Resolution authorizing execution of a Partnership Agreement between the Department of the Army and Cape May County for Design and Construction of the Delaware Avenue (CR640) Emergency Shoreline Protection Program.
(This Resolution authorizes execution of a partnership agreement for the purpose of the design and construction of the Delaware Avenue (CR640), City of Cape May, project for emergency streambank and shoreline protection.)
- 452-18 Resolution authorizing the use of Competitive Contracting for Professional Bridge Engineering Services for overseeing the County's Bridge Improvement Program.
(This Resolution authorizes the use of competitive contracting process pursuant to N.J.S.A. 40A:11-4.1(3)i for selecting a consultant to oversee the County Bridge Improvement Program.)
- 453-18 Resolution approving contract documents for Ocean Drive (CR619) Bridge over Townsends Inlet Spans 1-7 Replacement, Borough of Avalon and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)

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

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: No public comments.

ADJOURN: 5:31 P.M. FH Desiderio moved/FH Hayes seconded

MINUTES OF A REGULAR MEETING HELD MAY 22, 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