

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, JULY 10, 2018 AT 7:00 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Vice-Director Desiderio presiding and the following members answering roll call:

Freeholders Hayes, Morey, Pierson and Desiderio (4)

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 Christopher Thornton, son of Freeholder Director Gerald Thornton, who died in a motorcycle accident over the weekend.

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 06/26/18 REGULAR MEETING
FH Hayes moved/ FH Pierson seconded

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

COMMUNICATIONS: Letter of correspondence received from Pete Gilson, frequent freeholder meeting attendee, who recently decided to give up driving his vehicle due to his advancing age; read in entirety by Clerk of the Board, Elizabeth Bozzelli.

Freeholder Pierson recommended Mr. Gilson be recognized at a future meeting for his faithful attendance. The board concurred; arrangements would be made to pick up Mr. Gilson for attendance at a meeting on a predetermined date to honor him with a certificate of recognition.

REPORTS:

- 1) COUNTY ENGINEER: Dale Foster had no report
- 2) COUNTY COUNSEL: Jeffrey Lindsay had no report.
- 3) COUNTY TREASURER: Lisa Burkhead, Acting Treasurer had no report.

FREEHOLDER REPORTS:

- 1) **FREEHOLDER MOREY:** The Atlantic County Improvement Authority (ACIA) received several responses to the Request for Proposals (RFP) for the Tech Village. A team would be traveling to Atlantic City to review them tomorrow.

Carol Mattessich, Director, Economic Development and Vicki Clarke, Director, Cape May County Chamber and others, traveled to the State House, to meet with the Governor’s Office regarding Assembly Bill 3190 today.

- 2) **FREEHOLDER PIERSON:** Freeholder Hayes and Pierson attended the new Farmers’ Market started at Atlantic Cape Community College in CMCH. This was the first market to be held each Thursday from 2 p.m. to 6 p.m. during the summer months.

MINUTES OF A REGULAR MEETING HELD JULY 10, 2018 (CONTINUED)

Both freeholders Hayes and Pierson participated in an Eagle Scout ceremony for Andrew Halliday.

Freeholder Pierson gave each board member a copy of an article written by Dennis Levinson regarding the proposal to change the title of "freeholder" to "commissioner". The article explained how the title came to exist and why the name "freeholder" should continue and not be changed.

- 3) FREEHOLDER HAYES: Freeholder Hayes attended the 60th Anniversary of the celebration of Dr. Martin Luther King's visit to City of Cape May in 1958. Dr. King attended the Friends Annual Conference held at the Convention Center in 1958, a fact uncovered by current Cape May City Mayor, Clarence Lear. Reverend Dr. Derek McQueen read the speech given by Dr. King at the conference, about nonviolence and racial justice. Dr. Harold Dean, Associate Professor at Howard University was the main speaker of the day.

She attended the June 29th New Jersey Association of Counties (NJAC) Meeting in Trenton. Many topics were discussed including the proposal to change the title "freeholder". Extending the 2% CAP and school funding formula were also matters contemplated.

She attended the Annual *Night Out with the Critters* at the County Park & Zoo, the biggest fundraising event put on by the American Association of Zoo Keepers.

The Fare Free employee shuttle was up and running. The state funded pilot project had begun to shuttle employees back and forth between the mainland and the islands for their jobs. The various routes mainly run down in the lower part of the county, but the hope was, if successful, it could be extended to other parts of the county in the future.

The freeholder read a letter received from Pete Gilson regarding his experience using Fare Free Transportation for the first time, since no longer driving his personal vehicle.

- 4) FREEHOLDER DESIDERIO: Freeholder Desiderio attended a graduation of Class II Special Law Enforcement Officers on June 28th at the Cape May County Convention Center. He addressed and offered the oath of office to 93 graduates.

He and Director Thornton attended the swearing in ceremony for Mayor Gillian and the Council at Large in Ocean City at the Ocean City Music Pier on July 1st.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 527-18 Resolution authorizing Settlement Agreement and Release in matter Docketed CPM-L-265-14.

(This Resolution authorizes Settlement Agreement and Release in matter Docketed CPM-L-254-14.)

- 528-18 Resolution awarding Contract No. C8-120 to Yannuzzi Environmental Services Inc. for removal of asbestos containing materials at existing Cape May County Correctional Facility in the amount of \$41,840.00.

(This Resolution awards Contract No. C8-120 for removal of asbestos containing materials at existing Cape May County Correctional Facility in the amount of \$41,840.00 which must be completed prior to demolition.)

- 529-18 Resolution awarding Contract No. C8-122 to First Priority Emergency Vehicles, Inc. to furnish and install custom upfit to County supplied 1997 Chevrolet Diesel P-30 Step Van for Cape May County Prosecutor's Office in the amount of \$55,503.00.

MINUTES OF A REGULAR MEETING HELD JULY 10, 2018 (CONTINUED)

(This Resolution awards Contract No. C8-122 to First Priority Emergency Vehicles, Inc. to furnish and install a custom upfit to County supplied 1997 Chevrolet Diesel P-30 Step Van for Cape May County Prosecutor's Office in the amount of \$55,503.00 known as the HopeOne van.)

530-18 Resolution authorizing Change Order No. 2 to County Contract No. 16-145 with The Design Collaborative Architects and Planners, PA for additional Professional Service Fees for Superior Courthouse Renovations in the amount of \$9,150.00.

(This Resolution authorizes Change Order No. 2 with The Design Collaborative Architects and Planners, PA, for additional professional service fees for the Superior Courthouse renovation project, in the amount of \$9,150.00.)

531-18 Resolution strongly opposing New Jersey American Water's proposed twelve percent rate increase.

(This Resolution is in strong opposition of New Jersey American Water's proposed twelve percent rate increase and urges the BPU to deny the company's application to permanently raise its rates.)

532-18 Resolution reappointing Cape May County Fire Coordinator and Deputy Fire Coordinators for Cape May County.

(This Resolution appoints J. Greg Neill as Cape May County Fire Coordinator and Chris Walters, Ronald McGowen, Jonathan Schwartz and Jerome Inderwise as Deputy Fire Coordinators for Cape May County for terms of 01/10/18 through 12/31/19.)

533-18 Resolution appointing and reappointing members to the Cape May County Animal Shelter Advisory Board.

(This Resolution appoints and reappoints various members to the Cape May County Animal Shelter Advisor Board.)

534-18 Resolution appointing certain County employees to their permanent positions in their respective offices. (Facilities & Services and Emergency Management)

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

535-18 Resolution adopting Standard Title VI/Non-Discrimination Assurances pursuant to DOT Order No. 1050.2A.

(This Resolution adopts Standard Title VI/Non-Discrimination Assurances pursuant to DOT Order No. 1050.2A.)

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

536-18 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).)

537-18 Resolution awarding Contract No. C8-119 to OI Analytical to furnish, deliver and install waters only auto sampler and automated volatile organic compound sample prep system for Department of Health in the amount of \$28,993.00.

(This Resolution awards Contract No. C8-119 to OI Analytical to furnish, deliver and install waters only auto sampler and automated volatile organic compound sample prep system for Department of Health laboratory in the amount of \$28,993.00.)

MINUTES OF A REGULAR MEETING HELD JULY 10, 2018 (CONTINUED)

538-18 Resolution authorizing a Shared Services Agreement between the Cape May County Municipal Utilities Authority and the County of Cape May to provide for the temporary staffing of the position of Cape May County Municipal Utilities Authority Microbiology Supervisor.

(This Resolution authorizes a mutual agreement between the County of Cape May and the Cape May County Municipal Utilities Authority for the temporary staffing of the position of Cape May County Municipal Utilities Authority Microbiology Supervisor.)

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

539-18 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.)

540-18 Resolution authorizing the Board to hold a meeting excluding the public on July 10, 2018 at 6:00 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 litigation captioned Barbara Bakley-Marino v. County of Cape May, Workers' Compensation C.P. 2010-31401; Allen Gurdgiel v. County of Cape May, Workers' Compensation C.P. # 2012-29966, and Jose Gomez v. County of Cape May, Workers' Compensation C.P.#2016-20400, pursuant to N.J.S.A. 10:4-12(b)(7).

(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.)

541-18 Resolution amending Resolution No. 9-18 appointing certifying officers for 2018.

(This Resolution changes/clarifies certifying officers for departments for auditing purposes.)

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

542-18 Resolution amending the Shared Services Agreement Pursuant to the Uniform Shared Services Act for Project Management Services concerning the County of Cape May's Airport Tech Village Buildings.

(This Resolution amends the Shared Services Agreement with ACIA to include Professional Services Agreements with an Architect and Civil/Site Engineer.)

543-18 Resolution authorizing an Indemnification Agreement with Good Day for a Run for a 5K/3 mile run on September 23, 2018.

(This Resolution gives permission to Good Day for a Run to utilize County roads for a triathlon.)

MINUTES OF A REGULAR MEETING HELD JULY 10, 2018 (CONTINUED)

- 544-18 Resolution granting permission for Middle Township Ambulance Corps, Inc. to solicit contributions along Stone Harbor Boulevard (CR657) in the Township of Middle.
 (This Resolution permits Middle Township Ambulance Corps, Inc. volunteers to hold 'coin drops' on various dates throughout the summer to obtain public contributions which help offset operational expenses.)
- 545-18 Resolution authorizing Modification No. 2 in the amount of \$88,454.00 to the Professional Engineering Services Agreement with Urban Engineers, Inc. for West Perry Street, Myrtle Avenue (CR606) and Park Boulevard, Borough of West Cape May.
 (This Resolution increases the ceiling amount of Urban Engineers, Inc. professional services agreement for extra right-of-way services, federalizing contract documents and completing the categorical exclusion documentation.)
- 546-18 Resolution authorizing Change Order No. 2 in the amount of \$92,313.44 to South State, Inc. for Roadway and Infrastructure Improvements at the Cape May County Airport.
 (This Resolution authorizes a change order for street signs and their supports, new electrical service for parking lot and roadway lighting and re-setting electrical service for the Lower Public Safety Building parking lot lights.)
- 547-18 Resolution accepting proposal of T&M Associates in the amount of \$298,915.59 for Professional Engineering Services for New Jersey Avenue (CR621) Improvements in the Borough of Wildwood Crest.
 (This Resolution accepts the proposal of T & M Associates in the amount of \$298,915.59 for Professional Engineering Services for New Jersey Avenue (County Road No. 621) Improvements from Rambler Road to Cresse Avenue in the Borough of Wildwood Crest.)
- 548-18 Resolution awarding contract to Agate Construction Company, Inc. in the amount of \$8,567,647.20 for Ocean Drive (CR619) Bridge over Townsends Inlet Spans 1-7 Replacement, Borough of Avalon.
 (This Resolution awards the contract for Ocean Drive (CR619) Bridge over Townsends Inlet Spans 1-7 Replacement, Borough of Avalon.)
- 549-18 Resolution establishing a pool of consulting firms through a fair and open process for 2018 Professional General Engineering Services on an As-Needed Basis.
 (This Resolution authorizes acceptance of Stantec Consulting Services Inc., Urban Engineers, Inc., T&M Associates and Taylor, Wiseman & Taylor to provide Professional General Engineering Services on an As-Needed basis. Selection was pursuant to the Fair and Open Process.)

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: Georgina Shanley, Ocean City, thanked the board for passing Res. No. 531-18, strongly opposing New Jersey American Water's proposed twelve percent rate increase. Alternately raising another issue, she voiced her concern of the excessive fees being charged prisoners, by Securus Technologies, for their use of the County's inmate telephone and video systems at the correctional facility. She

MINUTES OF A REGULAR MEETING HELD JULY 10, 2018 (CONTINUED)

asked for the county to look into joining with the state contract, which allowed for a much lower rate for the service. Ms. Shanley also inquired if visits with inmates were limited to remote by phone/video, or allowed for personal contact between inmate and family members.

Dr. Steve Fenichel, Ocean City, offered condolences to Director Thornton on the tragic loss of his son. He thanked the board for the warm response given to Georgina Shanley for her proposal to allow human contact between inmates and their families at the correctional facility. He spoke regarding his concern of elevated incidence rate of pediatric cancer in the county, possible toxic waste products at the county airport, and chemicals used for mosquito spraying. He asked the county consider banning or severely limiting the use of permethrin. Additionally he requested a public forum be held for the exchange of ideas on alternatives to the usage of the most harmful chemicals.

Mary Carey, Cape May Court House asked about the possibility of Fare Free Transportation making a trip to St. Christopher’s Hospital in Philadelphia, twice a month, to assist a family that must travel to the hospital for cancer treatments for their 17 month old son.

Linda Bateman, Strathmere Improvement Association president, sought resolution of two local matters; Commonwealth Avenue for an official decision on the restriping project, which would create a recreation lane and one-sided parking on the road. Subsequent to the public forum held on the project, communication on the county’s decision, had not been made available to date. Additionally, a welcome sign, paid for by the Strathmere Improvement Association, was moved by the construction firm during the revetment of the Ocean City side of Corsons Inlet Bridge, and later damaged beyond repair. Replacement value and new location for the sign was being sought.

ADJOURN: 8:01 P.M. FH Hayes moved/FH Pierson seconded

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

APPROVED

DIRECTOR

ATTEST:

CLERK OF THE BOARD