

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS HELD ON TUESDAY, FEBRUARY 23, 2021 AT 4:30 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Deputy Clerk Doyle presiding and the following members answering roll call:

Commissioner Desiderio, Hayes and Thornton- Present (3)
Commissioner Morey and Pierson via virtual access (2)

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 Wednesday, January 6, 2021.”

MOMENT OF SILENCE

FLAG SALUTE-Led by Commissioner Pierson.

MINUTES – MOTION TO APPROVE MINUTES OF THE 02/09/21 MEETINGS
FH Desiderio moved/ FH Hayes seconded

Commissioners	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:

Bob Church provided the Board with detail of Res. No. 153-21 and Res. 156-21.

2) COUNTY COUNSEL: Jeffrey Lindsay had no report.

3) COUNTY TREASURER: Brittany Smith had no report.

COMMISSIONER REPORTS:

1) COMMISSIONER MOREY: Mr. Morey updated on the Middle Thorofare Bridge Project study, which was now complete. It could progress to the engineering phase, per a letter received just yesterday by the NJDOT Interagency Review Committee. Jennifer Marandino and the SJTPO contributed greatly to the effort to get the project moving forward, he stated.

2) COMMISSIONER PIERSON: Mr. Pierson reported on his activities of the past few weeks. The updated COVID actions list had been e-mailed to fellow board members today for their review.

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2021 (CONTINUED)

He announced the County had been informally notified that it had obtained the designation as a Coast Guard Community, for the second time. The County and Coast Guard Foundation were working on a venue to publicly notify residents and dignitaries. More information to follow.

He let everyone know about the free tax preparation for qualified filers currently underway at the County Aging and Disability Services Division. This was offered yearly.

He recognized Diane Rhile of the NJ Child Protective Services office in Middle Township, on her retirement, serving 36 years for the State and other human service organizations. She was a member of the County MHADA Board. A certificate would be sent to her home, in lieu of an in-person acknowledgement.

3) COMMISSIONER HAYES: Ms. Hayes commented on the retirement of Diane Rhile, who she worked with during her tenure in the Prosecutor's Office.

The freeholder encouraged anyone with room on their schedule, to attend the on-line webinars sponsored by the Cape May County Chamber. Many diverse and interesting topics were being presented.

4) COMMISSIONER DESIDERIO: Mr. Desiderio acknowledged Rita Rothberg and the County Clerk's Office, along with all county employees, for continuing to work extraordinarily well despite the pandemic. He pointed out, in 2020, with the pandemic raging, the second highest amount ever of realty transfer taxes were collected and processed at the Clerk's Office.

5) COMMISSIONER THORNTON: Director Thornton recognized Diane Rhile on her retirement and praised her career efforts, which resulted in better lives for families in the County, he added.

Director Thornton first praised his colleagues on the board, and next, all county employees for COVID-19 related determination and effort.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 134-21 Resolution to exceed the County Budget Appropriation limits and to establish a CAP Bank for Fiscal Year 2021 (N.J.S.A. 40a: 4-45.14).
(This Resolution establishes a CAP Bank for fiscal year 2021 and schedules a public hearing for March 23, 2021 at 4:30 p.m.)
- 135-21 Resolution authorizing Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions under Title VII of the Civil Right Act of 1964".
(This Resolution is a certification of compliance with the United States Equal Opportunity Commission pursuant to P.L. 2017, c.183.)
- 136-21 Resolution authorizing County Entity to exceed the County Entity Budget Request CAP (P.L. 2015, c.249).
(This Resolution authorizes the County Sheriff's Department to exceed the County Entity Budget Request CAP.)
- 137-21 Resolution authorizing County Entity to exceed the County Entity Budget Request CAP (P.L. 2015, c.249).
(This Resolution authorizes the Office of the County Surrogate to exceed the County Entity Budget Request CAP.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2021 (CONTINUED)

- 138-21 Resolution authorizing payment to the Travelers Insurance Company for claims in the total amount of \$1,083.01.
(This Resolution authorizes payment to the Travelers Insurance Company, Deductible Billing Department for claims in the total amount of \$1,083.01.)
- 139-21 Resolution awarding Contract No. C1-33 to McManimon, Scotland, & Baumann, LLC to provide Environmental Counsel and Insurance Recovery Services for County of Cape May.
(This Resolution awards Contract No. C1-33 to McManimon, Scotland, & Baumann, LLC to provide Environmental Counsel and Insurance Recovery Services for County of Cape May for a term of one year with two one-year options.)
- 140-21 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$17,992.24.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department for various claims.)
- 141-21 Resolution authorizing Change Order No. 2 to Contract No. C9-144 with Burns Construction Consulting, LLC for Project Management at County Commons in the amount of \$185,646.75.
(This Resolution authorizes Change Order No. 2 to Contract No. C9-144 for additional project management through project completion at County Commons in the amount of \$185,646.75.)
- 142-21 Resolution authorizing renewal of flood insurance coverage with American Bankers Insurance Company of Florida in the amount of \$2,087.00 for property located at 4800 Central Avenue, Sea Isle City, New Jersey.
(This Resolution renews Flood Insurance Policy #8705140643 for the term of March 30, 2021 through March 30, 2022.)

Commissioners	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

- 143-21 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).)
- 144-21 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.)
- 145-21 Resolution accepting Award Agreement No. 21BZES with the State of New Jersey Department of Children and Families for Human Services Advisory Council 2021 Grant for the period of January 1, 2021 to June 30, 2022 in the amount of \$81,843.00.
(This Resolution accepts funds for the Human Services Advisory Council 2021 Grant for the period of 1/1/21 to 6/30/22 in the amount of \$81,843.00 with a County cash match of \$18,881.00 for a total of \$100,724.00.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2021 (CONTINUED)

Commissioners	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

146-21 117-21 Resolution supplementing the 2021 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.)

147-21 Resolution authorizing the Board to hold a meeting excluding the public on February 23, 2021 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 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 County Commissioners 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.)

148-21 Resolution reconfirming Resolution No. 83-21 and Resolution No. 84-21 adopted January 26, 2021.

(This Resolution reconfirms and ratifies the following Resolutions as adopted by the Board of County Commissioners at a regular meeting held on January 26, 2021: Resolution No. 83-21: consolidating the Cape May County Road Department, Department of County Bridges, Department of Traffic and Maintenance and Department of Traffic and Electric into the Department of Public Works and Resolution No. 84-21: creating the Department of Engineering.)

149-21 Resolution accepting surplus item from the New Jersey Transit Corporation.

(This Resolution authorizes acceptance of a surplus item no longer needed by the New Jersey Transit Corporation for use by Cape May County Fare Free Transportation.)

Commissioners	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

150-21 Resolution authorizing Change Order No. 1 in the amount of \$81,600.00 to Atlantic County Improvement Authority for Design and Construction for the Government Services District at Cape May County Airport.

(This Resolution increases the ceiling amount of Atlantic County Improvement Authority for Design and Construction for the Government Services District at Cape May County Airport.)

151-21 Resolution accepting the work and closing the contract of Gibson Associates, P.A. for Construction Engineering Services required for 2018 Maintenance Paving on Various County Roads.

(This Resolution accepts the work and closes the contract.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2021 (CONTINUED)

- 152-21 Resolution closing the contract and accepting the work of Greenman-Pedersen, Inc. for Professional Engineering Services for Avalon Boulevard (CR601) over Ingram’s Thorofare Underwater Substructure Repairs.
(This Resolution accepts the work and closes the contract.)
- 153-21 Resolution awarding contract to L. Feriozzi Concrete Company in the amount of \$4,798,764.80 for Pacific Avenue (CR621) Resurfacing Improvements, Borough of Wildwood Crest and Township of Lower.
(This Resolution awards the contract for Pacific Avenue (CR621) Resurfacing Improvements from Rambler Road to Madison Avenue, Borough of Wildwood Crest and Township of Lower.)
- 154-21 Resolution accepting the work and closing the contract of Urban Engineers, Inc. for Professional Engineering Services required for Broadway/Seashore Road (CR626) from Sunset Boulevard in West Cape May to Sandman Boulevard, Township of Lower.
(This Resolution accepts the work and closes the contract.)
- 155-21 Resolution accepting the work and closing the contract of Urban Engineers, Inc. for Professional Engineering Services required for Woodbine-Oceanview Road (CR550) and Dennisville-Petersburg Road (CR610) Roundabout, Borough of Woodbine.
(This Resolution accepts the work and closes the contract.)
- 156-21 Resolution accepting proposal of WSP USA, Inc. in the amount of \$334,889.89 for Professional Bridge Engineering Services for Design of Great Channel Bridge Superstructure Repairs and Fender Replacement.
(This Resolution accepts the proposal of WSP USA, Inc. in the amount of \$334,889.89 for Professional Bridge Engineering Services associated with the Great Channel Bridge Superstructure Repairs and Fender Replacement Project. WSP USA, Inc. is one of the consultants in the Professional Bridge Engineering Pool of Consultants established by the Fair and Open Process.)
- 157-21 Resolution authorizing Change Order No. 2 to Contract No. C9-236 with Buell Kratzer Powell, LTD for three phase electrical service to the Lion Ridge Exhibit in the amount of \$7,640.00.
(This Resolution authorizes Change Order No. 2 to Contract No. C9-236 with Buell Kratzer Powell, LTD for three phase electrical service to the Lion Ridge Exhibit in the amount of \$7,640.00.)

Commissioners	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

Commissioners	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: None.

ADJOURN: 5:19 P.M. FH Desiderio moved/FH Hayes seconded

Commissioners	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