

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS HELD ON TUESDAY, APRIL 13, 2021 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:

Commissioners Desiderio, Hayes, Morey and Thornton- Present (4)
Commissioner Pierson -Absent (1)

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 Director Thornton

MINUTES – MOTION TO APPROVE MINUTES OF THE 03/23/21 MEETINGS
Commissioner Desiderio moved/ Commissioner 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 briefly updated the Board on the following projects and anticipated finish dates:

- A. Bayshore Road Culvert and headwall replacement in Del Haven, Lower Township.
- B. Emergency Slope stabilization just north of the Ocean Drive Bridge in Upper Township.
- C. Breakwater Road drainage in Erma, Lower Township.
- D. Philadelphia Avenue outfall remediation in the City of Cape May.
- E. Culvert pipe issue on Fish Dock Road in Wildwood.
- F. Bay Avenue paving in the City of Ocean City.

2) COUNTY COUNSEL: No report.

3) COUNTY TREASURER:

Brittany Smith reported that updated guidance had not yet come down from the State for the American Rescue Plan. Also, they had not extended the 2021 Budget deadline for adoption beyond April 30th. A resolution to increase the temporary budget and

another to amend the 2021 Introduced Budget to include new grants awarded after the introduction, would most likely be on the agenda for the April 27th Commissioner Meeting, she informed.

4) DR. GABA, ATLANTIC CAPE COMMUNITY COLLEGE:

Dr. Gaba thanked the board for their support of the college and recognition of the importance of community colleges by the authorization of Res. No. 256-21. In conclusion, she relayed several facts regarding the college and its' mission.

COMMISSIONER REPORTS:

1) COMMISSIONER MOREY: No report.

2) COMMISSIONER HAYES:

Ms. Hayes attended both a SNJCCA Meeting and an NJAC Board of Directors Meeting. At the NJAC Meeting the discussion focused on the use of money from the American Rescue plan, diversion of 9-1-1 funding and early in-person voting issues. At the SNJCCA she learned that guidance had not come down to the State regarding budgets and the American Rescue Plan.

Additionally, she attended an NJAC sponsored webinar on mental health and found out that people had been seeking mental health appointments more now, because the appointments are conducted over the phone. She suggested maybe it would be better to continue mental health visits this way if people were more inclined to reach out for help.

3) COMMISSIONER DESIDERIO:

Mr. Desiderio had participated in a Vietnam Veteran Recognition Day, he said.

Both he and General Pierson honored the Wildwood High School Boys' Basketball Team for winning the Tri-County Championship. They won the title, even though they are the smallest school in the State of New Jersey, he noted.

4) COMMISSIONER THORNTON:

Director Thornton reported that he continued to participate in the weekly State and Health Department phone calls. He participated in the A.C.C.C. School Board of Estimate on-line budget approval hearing with Commissioner Hayes. He attended a business magazine Zoom about the potential for the Cape May County business community and tourism, and its difficulties due to the pandemic. It is imperative to open the County of Cape May this season, he maintained.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

234-21 Resolution Designating April as National Autism Awareness month.
(This Resolution designates April as National Autism Awareness month in Cape May County.)

235-21 Resolution supporting S-3522 establishing a new board of trustees for the Local Part of the Public Employees' Retirement System (PERS) to preserve the structure and integrity of the more solvent Local Part.

MINUTES OF A REGULAR MEETING HELD APRIL 13, 2021 (CONTINUED)

(This Resolution supports S-3522 which establishes a new board of trustees for the Local Part of the Public Employees' Retirement System (PERS) to preserve the structure and integrity of the more solvent Local Part.)

- 236-21 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$29,103.22.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department for various claims.)
- 237-21 Resolution amending Resolution No. 10-21 appointing certifying officers for 2021.
(This Resolution changes/clarifies certifying officers for departments for auditing purposes.)
- 238-21 Resolution appointing a Cape May County Radio Amateur Civil Emergency Services (R.A.C.E.S.) Coordinator and Deputy Coordinator for the County of Cape May.
(This Resolution appoints Tim Cwik R.A.C.E.S. Coordinator and Robert Myers, Jr. Deputy Coordinator for Cape May County for a term of 5/1/21 through 4/30/24.)
- 239-21 Resolution appointing certain County employees to their permanent position in their respective offices. (Public Safety & Training)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 240-21 Resolution accepting a check from Progressive in the amount of \$125.35 for road closure costs while repairing damage to a pole.
(This Resolution accepts payment in the amount of \$125.35 from Progressive for the costs incurred due to a required road closure for repairs to a utility pole resulting from a motor vehicle accident on March 15, 2018.)
- 241-21 Resolution accepting a check from Allstate Fire and Casualty Insurance Company in the amount of \$510.02 for road closure and diversion of traffic costs.
(This Resolution accepts payment in the amount of \$510.02 from Allstate Fire and Casualty Insurance Company for the costs incurred due to road closure and diversion of traffic resulting from a motor vehicle accident on June 21, 2019.)
- 242-21 Resolution applying to State of New Jersey Office of Attorney General Department of Law and Public Safety for the Victims of Crime Act (VOCA) Grant # V-47-19 for the period of July 1, 2021 to June 30, 2022 in the amount of \$481,073.00.
(This Resolution is applying to State of New Jersey Office of Attorney General Division of Administration Department of Law and Public Safety for funding in the amount of \$481,073.00 (\$342,913.00 of the Federal and \$138,160.00 of the In-Kind Match Funds) through the Victims of Crime Act (VOCA), Grant#V-47-19 to support victim service projects for the period of 7/1/21 to 6/30/22.)
- 243-21 Resolution awarding Contract No. C1-64 to Penn Power Group, LLC d/b/a Penn Power Systems to provide Preventative Maintenance, Testing and as Needed Repairs & Parts for Generators for the Department of Facilities & Services.
(This Resolution awards Contract No. C1-64 to Penn Power Group, LLC d/b/a Penn Power Systems commencing April 14, 2021, for a term of one year with two additional one (1) year options.)
- 244-21 Resolution authorizing Change Order No. 1 to Contract No. C9-169 with LGB Mechanical, Inc. to Furnish and Install Four (4) New HVAC Units at the Cape May County Superior Court House Building in the amount of \$9,090.71.
(This Resolution authorizes Change Order No. 1 for bypass installation, control valves, program updates, and software at the Cape May County Superior Court House Building in the amount of \$9,090.71.)

MINUTES OF A REGULAR MEETING HELD APRIL 13, 2021 (CONTINUED)

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 MS. HAYES, SECONDED BY MR. DESIDERIO

- 245-21 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).)
- 246-21 Resolution authorizing Affiliation Agreement with Richard Stockton University for students enrolled in the Nursing/Allied Health Program.
(This Resolution authorizes an Affiliation Agreement with Richard Stockton University where a student(s) will fulfill the requirements of an Internship Program through clinical experience at the Cape May County Health Department, at no cost to the County.)
- 247-21 Resolution authorizing 2021 Aerial Dispensing Operations by the Cape May County Department of Mosquito Control.
(This Resolution authorizes aerial dispensing for control of mosquito populations.)
- 248-21 Resolution awarding Contracts No. C1-63 to Belleplain Emergency Corporation and No. C1-65 to Tricare Medical Transportation, LLC to Provide Medical Transportation Services for Crest Haven Nursing and Rehabilitation Center.
(This Resolution awards two open-end contracts to provide Medical Transportation Services for Crest Haven Nursing and Rehabilitation Center on an as needed basis commencing April 25, 2021, for a term of one year with two additional one (1) year options.)
- 249-21 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.)
- 250-21 Resolution authorizing the Board to hold a meeting excluding the public on April 13, 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); personnel matters, pursuant to N.J.S.A. 10:4-12(b)(8), and 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.)
- 251-21 Resolution appointing certain County employees to their permanent position in their respective offices. (Park/Zoo)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 252-21 Resolution authorizing Application and Indemnification Agreement with Cape Christian Academy for a Walk-a-Thon Fundraiser at the County Park on April 24, 2021.
(This Resolution permits Cape Christian Academy to hold a fundraiser at the County Park on April 24, 2021.)

MINUTES OF A REGULAR MEETING HELD APRIL 13, 2021 (CONTINUED)

- 253-21 Resolution expressing continued support for Legislation increasing State funding to the “Shore Protection Fund” from \$25 Million to \$50 Million (A-639-1071).
(This Resolution expresses support for Legislation increasing State funding to the “Shore Protection Fund” from \$25 Million to \$50 Million.)
- 254-21 Resolution awarding Contract No. C1-68 to DNP Imagingcomm America Corporation D/B/A Innovative FOTO to Furnish, Deliver, and Service Portable Digital Imaging Photo Kiosk for the Cape May County Park & Zoo.
(This Resolution awards Contract No. C1-68 to DNP Imagingcomm America Corporation D/B/A Innovative FOTO commencing April 25, 2021, for a term of one year with two additional one (1) year options.)
- 255-21 Resolution authorizing Change Order No. 4 to Contract No. C0-70 with R. Wilkinson & Sons Construction for Safari Café in the amount of \$42,061.30.
(This Resolution authorizes Change Order No. 4 for additional doors, revised electrical service, and installation of 120 mph roof at the Safari Café in the amount of \$42,061.30.)
- 256-21 Resolution recognizing April 2021 as Atlantic Cape Community College Month.
(This Resolution recognizes April 2021 as Atlantic Cape Community College Month in Cape May County and applauds the contributions and opportunities offered by Atlantic Cape Community College.)

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 MS. HAYES

- 257-21 Resolution reappointing Carol Brand to the Cape May County Bridge Commission.
(This Resolution authorizes the reappointment of Carol Brand to the Cape May County Bridge Commission.)
- 258-21 Resolution authorizing renewal of expansion of pedestrian access for a portion of Beach Avenue.
(This Resolution permits the elimination of the parking lane and replaces it with a pedestrian access along the shoulder of the roadway of Beach Avenue (CR604) from the limits of Decatur to Jackson Streets and from Jackson Street to midway between Perry and Jackson Streets from May 24, 2021 through September 7, 2021.)
- 259-21 Resolution authorizing the execution of a Shared Services Agreement with the Township of Middle for the project known as “Rio Grande Park Creative Placemaking Implementation” providing for the funding of a portion of this project, in a total amount not to exceed \$193,631.25 with adoption of all other terms and conditions of the annexed schedules.
(This Resolution authorizes a Shared Services Agreement with the Township of Middle for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)
- 260-21 Resolution authorizing the execution of a Shared Services Agreement with the Township of Middle for the project known as “Ockie Wisting Complex Creative Placemaking Implementation” providing for the funding of a portion of this project, in a total amount not to exceed \$225,175.00 with adoption of all other terms and conditions of the annexed schedules.
(This Resolution authorizes a Shared Services Agreement with the Township of Middle for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)

MINUTES OF A REGULAR MEETING HELD APRIL 13, 2021 (CONTINUED)

- 261-21 Resolution authorizing the execution of a Shared Services Agreement with the Township of Middle for the project known as “Avalon Manor Fishing Pier Creative Placemaking Implementation” providing for the funding of a portion of this project, in a total amount not to exceed \$24,600.00 with adoption of all other terms and conditions of the annexed schedules.
(This Resolution authorizes a Shared Services Agreement with the Township of Middle for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)
- 262-21 Resolution authorizing the execution of a Shared Services Agreement with the Township of Lower for the project known as “Clem Mulligan Sports Complex” providing for the funding of a portion of this project, in a total amount not to exceed \$1,229,491.28 with adoption of all other terms and conditions of the annexed schedules.
(This Resolution authorizes a Shared Services Agreement with the Township of Lower for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)
- 263-21 Resolution awarding Contract No. C1-70 to MJJ Construction, LLC for Construction of Middle Thorofare Toll Booth Rehabilitation for Cape May County Bridge Commission in the amount of \$163,000.00.
(This Resolution awards Contract No. C1-70 to MJJ Construction, LLC for Construction of Middle Thorofare Toll Booth Rehabilitation, commencing April 14, 2021, and expiring upon project completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 264-21 Resolution granting permission to the Cape May Running Co. to close a portion of Beach Avenue (CR604) and Broadway (CR626) for their Great Cape May Footrace on May 8, 2021.
(This Resolution gives permission to the Cape May Running Co. to close a portion of Beach Avenue (CR604) and Broadway (CR626) for their Great Cape May Footrace on May 8, 2021.)
- 265-21 Resolution approving modification of bridge operations for Ocean Drive (CR619) across Great Channel Bridge (No. 0500-028), Township of Middle and Borough of Stone Harbor.
(This Resolution approves restriction of bridge operations on Ocean Drive (CR619) across Great Channel Bridge (No. 0500-028), Township of Middle and Borough of Stone Harbor.)
- 266-21 Resolution awarding 2021 Miscellaneous Drainage Improvements I on an As-Needed Basis throughout Cape May County to Landberg Construction, LLC based upon unit prices.
(This Resolution awards the contract for 2021 Miscellaneous Drainage Improvements I on an As-Needed Basis throughout Cape May County.)
- 267-21 Resolution authorizing Change Order No. 1-Final in the amount of \$17,955.67 to South State, Inc. for Webster Avenue (CR638) Improvements from Washington Avenue to Commodore Road, Borough of Woodbine.
(This Resolution authorizes a change order to adjust quantities to reflect the as-built conditions.)
- 268-21 Resolution accepting the work and closing the contract of South State, Inc. for Corsons Tavern Road (CR628) Resurfacing Improvements Phase II, Townships of Dennis and Upper.
(This Resolution accepts the work and closes the contract.)
- 269-21 Resolution accepting the work and closing the contract of Stantec Consulting Services Inc. for Professional Traffic and Roadside Safety Engineering Services for Ocean Drive (CR621) Speed Reduction and Speed Zone Adjustment Study, Township of Lower.
(This Resolution accepts the work and closes the contract.)

MINUTES OF A REGULAR MEETING HELD APRIL 13, 2021 (CONTINUED)

270-21 Resolution accepting the work and closing the contract of Stantec Consulting Services Inc for Professional Traffic and Roadside Safety Engineering Services for Reeds Beach Road (CR655) Speed Reduction Study, Township of Middle.
(This Resolution accepts the work and closes the contract.)

271-21 Resolution authorizing Tuckahoe Volunteer Fire Company to solicit contributions along Woodbine-Marshallville Road (CR617), Township of Upper.
(This Resolution permits fire company volunteers to hold ‘coin drops’ to obtain public contributions which help offset operational expenses.)

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

MOTION TO PAY BILLS:

Commissioner Desiderio moved/ Commissioner 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: 5:14 P.M.

Commissioner Desiderio moved/ Commissioner 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