

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY  
COMMISSIONERS HELD ON TUESDAY, JANUARY 12, 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 and Hayes- Present (2)  
Commissioner Morey, Pierson and Thornton via virtual access (3)

**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 12/22/20 MEETINGS  
FH Desiderio moved/ FH Hayes seconded

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

COMMUNICATIONS: None.

**REPORTS:**

- 1) COUNTY ENGINEER: Bob Church gave an update on the progress of the Ingram’s Thorofare Re-decking project, 96<sup>th</sup> Street Emergency repairs, Rio Grande Gateway, Hudson Avenue pocket park, Fishing Creek Pumping Station, award of Miscellaneous Drainage II project, Seashore Road Missing Bicycle Link project, County wide Rumble Strip project and Pacific Avenue Resurfacing project.
- 2) COUNTY COUNSEL: Jeffrey Lindsay had no report.
- 3) COUNTY TREASURER: Brittany Smith had no report.
- 4) COUNTY ADMINISTRATOR: Kevin Lare had no report. His comments were recorded at the 3:00 p.m. Caucus.

**COMMISSIONER REPORTS:**

- 1) COMMISSIONER MOREY:

Mr. Morey reported that the South Jersey Economic Development District held reorganization last evening. He would continue in his role as chairman of the organization. CARES Act money in the amount of \$400,000.00 had been

MINUTES OF A REGULAR MEETING HELD JANUARY 12, 2021 (CONTINUED)

allocated to the district to share among its member counties. Various counties were in the process of submitting plan proposals for a share the money.

2) COMMISSIONER PIERSON:

Mr. Pierson e-mailed the 23 page, 2020 COVID-19 Actions Task list to fellow board members, closing it out on December 31, 2020. He e-mailed the 2021 list today in draft form.

3) COMMISSIONER HAYES:

Ms. Hayes participated in a Zoom meeting rally with Senator Testa regarding NJ S3330, aka the Reproductive Freedom Act. Cape May County Commissioners had a resolution prepared in opposition to the bill which was authorized on November 24, 2020. On January 22, 2021, a rally opposing the bill was planned. It was to be held in Trenton. People wanting to state their opposition too could do so via JerseyVotesNo.com.

Commissioner Hayes was recently presented with a plaque of framed Cape May County Res. 39-20 authorized on January 14, 2020, declaring the County of Cape May a Second Amendment/Lawful Gun Owner Sanctuary. The Retired Police Officers Association in CMC had the plaque created in recognition of and for the Board.

4) COMMISSIONER DESIDERIO:

Mr. Desiderio congratulated Mr. Morey on his work with SJTPO. He congratulated Commissioner Hayes on the plaque she had received from the Retired Police Officers Association.

5) COMMISSIONER THORNTON:

Director Thornton reported that new information was sent to the mayors and his fellow board members as he received the updated coverage of the Covid-19 pandemic via Zoom meetings or conference calls, sometimes as many as 5 or 6 per week.

Last evening, he was on a call for approximately one hour regarding the Office of Emergency Management five-year update of the Hazard Mitigation Plan. The updated plan would be forwarded to the state, federal government and FEMA for approval.

**RESOLUTIONS:**

**INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES**

- 20-21 Resolution reappointing George Betts a member to the Cape May County Municipal Utilities Authority.  
(This Resolution authorizes the reappointment of George Betts as a member to the Cape May County Municipal Utilities Authority. Term shall expire 2/1/26.)
- 21-21 Resolution authorizing extension of Shared Services Agreements with various municipalities and County of Cape May for use of Emergency Management equipment.  
(This Resolution authorizes extension of Shared Service Agreements with various municipalities for use of equipment on an as-needed basis.)
- 22-21 Resolution accepting check from Progressive Insurance in the amount of \$506.99 for damage to a County vehicle.

MINUTES OF A REGULAR MEETING HELD JANUARY 12, 2021 (CONTINUED)

(This Resolution accepts payment in the amount of \$506.99 from Progressive Insurance for damage to a County vehicle sustained during a motor vehicle accident on September 17, 2020.)

- 23-21 Resolution amending Resolution No. 10-21 appointing certifying officers for 2021.  
(This Resolution changes/clarifies certifying officers for departments for auditing purposes.)
- 24-21 Resolution accepting checks from Arch Insurance Company in the amounts of \$34,949.27, \$33,020.69 and \$3,743.60, totaling \$71,713.56, for additional reimbursement to the County for court-approved settlement of Claim Petition #2010-31401.  
(This Resolution accepts checks totaling \$71,713.56 from Arch Insurance Company, excess carrier, as additional reimbursement to the County of Cape May for excess recoveries with respect to settlement of Claim Petition #2010-31401.)
- 25-21 Resolution adopting a COVID-19 Leave of Absence Policy.  
(This Resolution adopts a temporary leave of absence policy to address COVID-19-related absences from work.)
- 26-21 Resolution authorizing renewal of Surety Bond with RLI Insurance Company for Janet M. McMahan, Division Director of Finance & Purchasing in the amount of \$1,750.00.  
(This Resolution authorizes renewal of Bond No. LSM1316441 for Janet M. McMahan, Division Director of Finance & Purchasing for the term of 01/01/21 through 01/01/22.)
- 27-21 Resolution recognizing Wildwood Catholic High School Thespian Troupe 8938.  
(This Resolution recognizes the local students from Wildwood Catholic High School who remain committed to combating hunger in New Jersey.)
- 28-21 Resolution authorizing Agreement with Jersey Cape Diagnostic, Training and Opportunity Center to provide Recyclable Materials Pickup Service for County of Cape May Facilities in the amount of \$58,812.00.  
(This Resolution authorizes a Sheltered Workshop Agreement with Jersey Cape Diagnostic, Training and Opportunity Center, a non-profit corporation, for a term of one year, commencing January 1, 2021 pursuant to N.J.S.A. 40A:11-5(1)(n).)
- 29-21 Resolution appointing Public Agency Compliance Officer in accordance with N.J.A.C. 17:27-3.2.  
(This Resolution appoints a Public Agency Compliance Officer in accordance with N.J.A.C. 17:27-3.2.)
- 30-21 Resolution constituting an Agreement with certain State and National Contract Vendors for 2021.  
(This Resolution enables the County to utilize State, Regional, National and Cooperative contracted vendors.)
- 31-21 Resolution authorizing on-going public sale of surplus property and vehicles through contracted online auction service.  
(This Resolution authorizes the County to hold online auctions as needed to dispose of County surplus property and vehicles through December 31, 2021.)
- 32-21 Resolution awarding Contract No. C0-239 to Seneca Mineral Company to furnish and deliver Sodium Formate to County of Cape May.  
(This Resolution awards Contract No. C0-239 to Seneca Mineral Company to furnish and deliver sodium formate for a term of one year commencing January 13, 2021 with one (1) one-year option.)
- 33-21 Resolution awarding Contract No. C0-241 to Richard E. Pierson Materials Corp. and Contract No. C0-242 to Seashore Asphalt Corp. to furnish and deliver Rip Rap Stone for Cape May County.

MINUTES OF A REGULAR MEETING HELD JANUARY 12, 2021 (CONTINUED)

(This Resolution awards Contract No. C0-241 to Richard E. Pierson Materials Corp. in the amount of \$50.50 per ton for 24” Rip Rap Stone and \$40.75 per ton for 18” Rip Rap Stone and Contract No. C0-242 to Seashore Asphalt Corp. in the amount of \$33.70 per ton for 8” Rip Rap Stone, for a term of one year commencing January 13,2021 with a one-year option.)

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**

- 34-21 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).)
- 35-21 Resolution authorizing Consent to Assignment of Contract No. C9-235 with Daytop Village of New Jersey, Inc. to Acenda, Inc.  
(This Resolution authorizes the County’s Consent of Assignment of Contract No. C9-235 with Daytop Village of New Jersey, Inc. to Ascenda, Inc. effective October 2, 2020.)
- 36-21 Resolution authorizing renewal with Travelers Property Casualty Company of America for Commercial Property Insurance Coverage for the Department of Human Services building in the amount of \$7,019.00.  
(This Resolution authorizes renewal of Commercial Property Coverage for the Department of Human Services building, 4005 Route 9, Rio Grande, NJ 08242 for the term of January 1, 2021 through January 1, 2022.)
- 37-21 Resolution appointing Elizabeth Meenan as a member to the Cape May County Human Services Advisory Council.  
(This Resolution authorizes the appointment of Elizabeth Meenan to the Human Services Advisory Council, term to be 01/01/21 to 12/31/23.)
- 38-21 Resolution to decrease petty cash funds for Crest Haven Nursing and Rehabilitation Center Regular Account and Crest Haven Nursing and Rehabilitation Special Account.  
(This Resolution authorizes decreasing the petty cash account of the Crest Haven Nursing and Rehabilitation Center Regular Account from \$500.00 to \$50.00 and the Crest Haven Nursing and Rehabilitation Center Special Account from \$710.00 to \$50.00.)
- 39-21 Resolution authorizing execution of various Memorandums of Understanding for Disease Prevention and Health Promotion Service Program Dental Grants.  
(This Resolution authorizes the execution of Memorandums of Understanding with various vendors for Disease Prevention and Health Promotions Service Program Dental Grants on an as-needed basis.)
- 40-21 Resolution authorizing renewal with Travelers Property Casualty Company of America for Commercial Liability Equipment Breakdown/Boiler Coverage for Department of Human Services building in the amount of \$614.00.  
(This Resolution authorizes renewal of Equipment Breakdown/Boiler Coverage for the Department of Human Services building for the term of January 1, 2021 through January 1, 2022.)
- 41-21 Resolution reappointing a member to the Cape May County Human Services Advisory Council.  
(This Resolution authorizes the appointment of John Roy to the Human Services Advisory Council, term to be 01/01/21 to 12/31/23.)

MINUTES OF A REGULAR MEETING HELD JANUARY 12, 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**

- 42-21 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.)
- 43-21 Resolution authorizing the Board to hold a meeting excluding the public on January 12, 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 personnel matters, pursuant to N.J.S.A. 10:4-12(b)(8).  
 (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.)
- 44-21 Resolution authorizing Change Order No. 3 to Contract No. C0-70 with R. Wilkinson & Sons Construction for Safari Café in the amount of \$30,115.56.  
 (This Resolution authorizes Change Order No. 3 for additional site work at the Safari Café in the amount of \$30,115.56.)
- 45-21 Resolution appointing and reappointing members to the Local Citizens Transportation Advisory Committee.  
 (This Resolution appoints and reappoints members to the Local Citizens Transportation Advisory Committee.)
- 46-21 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.)

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**

- 47-21 Resolution designating February 2021 as Career and Technical Education (CTE) month in Cape May County.  
 (This Resolution designates February as Career and Technical Education (CTE) month in Cape May County.)
- 48-21 Resolution approving contract documents for 2021 Miscellaneous Drainage Improvements I on an As-Needed Basis throughout Cape May County and authorizing the Clerk of the Board to advertise for bids for same.  
 (This Resolution approves documents and authorizes advertisement.)
- 49-21 Resolution amending Resolution No. 873-20 and authorizing the execution of an Assignment of Contract between the County of Cape May and Total Control Systems, Inc. to Marchetti Bros., LLC, DBA Total Control Systems.  
 (This Resolution authorizes the County to execute an Assignment of Contract from Total Control Systems, Inc. to Marchetti Bros., LLC, DBA Total Control Systems for electrical engineering services on an As-Needed Basis for County owned bridges.)

MINUTES OF A REGULAR MEETING HELD JANUARY 12, 2021 (CONTINUED)

- 50-21 Resolution authorizing application for Road Opening Permit to Arthur R. Henry, Inc. for Bayshore Road (CR603), Township of Lower.  
 (This Resolution authorizes Arthur R. Henry, Inc. to install a new water main on Bayshore Road (CR603) for Lower Township MUA. Work will be completed promptly.)
- 51-21 Resolution authorizing application for Road Opening Permit to New Jersey American Water Company for the intersection of Mechanic Street (CR615) and Magnolia Drive (CR673), Township of Middle.  
 (This Resolution authorizes New Jersey American Water Company to install a jack, bore and a main at the intersection of Mechanic Street (CR615) and Magnolia Drive (CR673), Township of Middle. Work will be completed promptly.)

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

**Addition:**

- 52-21 Resolution authorizing an application to the US EDA Public Works and Economic Adjustment Assistance Program and appointing authorized representatives for matters involving documentation for same.  
 (This Resolution authorizes the County of Cape May to submit an application to the US EDA for funds to be used at the Cape May County Airport.)

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: 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: Administrator Kevin Lare attempted to read into the record a question submitted to the online Microsoft Teams platform by an anonymous party. He was stopped by Director Thornton who asked for a ruling from counsel. Jeffrey Lindsay, County Counsel advised the Rules of the Board for Cape May County Commissioners require comments can be conveyed by an individual who identifies themselves, and the town in which they reside.

Ben Seraco of Camden, New Jersey after providing requested information offered comment and posed a question regarding the use of public property, such as the Old County Courthouse, for meetings by outside organizations. Counsel recommended getting contact information and looking into the matter further before responding. Mike Donohue, former Acting Administrator responded briefly because his name was mentioned specifically in a portion of the comments.

ADJOURN: 5:10 P.M. FH Desiderio moved/FH Hayes seconded

MINUTES OF A REGULAR MEETING HELD JANUARY 12, 2021 (CONTINUED)

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

APPROVED

---

DIRECTOR

ATTEST:

---

CLERK OF THE BOARD