

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS HELD ON TUESDAY, JULY 26, 2022 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 Hayes, Morey, Pierson and Thornton (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 11, 2022.”

MOMENT OF SILENCE-Dedicated to Len Desiderio and his family for the recent loss of their uncle.

FLAG SALUTE-Led by Commissioner General Pierson.

MINUTES – MOTION TO APPROVE MINUTES OF THE 07/12/22 MEETINGS
Commissioner Hayes moved/ Commissioner Pierson seconded

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

COMMUNICATIONS: None.

REPORTS:

1) **ENGINEER:** Mr. Church indicated the following in his report: Traffic calming improvements on the Lafayette Street loop in the City of Cape May had been completed last Thursday. The project included lane texts, approach warning texts as you go around the loop, improvements to crosswalks and yield notices when approaching the intersection. Traffic calming improvements were also done for the Shunpike Road and Oyster Road intersection in Middle Township, in response to neighborhood traffic concerns. Additional lane texts were installed, advising motorists of an upcoming curve and speed limit.

Dennisville Road in Dennis Township and CR 610 had been paved as part of the maintenance paving contract. Only Stagecoach Road in Upper and a portion of Breakwater Road in Lower remained to be paved under that contract. Also, the drainage improvements on Fidler Road were completed by the contractor.

Over the next week, advertisements for the following bid proposal requests would be published: Stagecoach Road Improvements from Tuckahoe Road to Tuckahoe Road Extension, Cape May Point Traffic Calming Improvements, Improvements to Dennisville-Petersburg Road from Rt. 47 to the municipal complex, and Dias Creek Resurfacing from Rt. 47 to Galloping Way, he finished.

MINUTES OF A REGULAR MEETING HELD JULY 26, 2022 (CONTINUED)

2) COUNTY COUNSEL: Jeffrey Lindsay had no report.

3) COUNTY TREASURER : Brittany Smith had no report.

COMMISSIONER REPORTS:

1) COMMISSIONER MOREY: Mr. Morey described meeting with the County Chamber of Commerce to put together a task force to address housing and transportation. Both the availability of permanent, year-round workforce housing, and seasonal worker housing were being focused on at this time. The Covid-19 pandemic coupled with demand for the shore and second homeownership, had seemed to exacerbate the need for affordable year-round housing the county was now experiencing, he said. People were migrating north and out of the county, not being able to find housing here, even when good positions were available. He pointed out that partnerships had been formed in the past between the County, municipalities and the private sector, as with Open Space. The goal of the task force was to explore the different pathways to promote housing development, he explained. They were looking for housing to support wage earners making between \$60,000 to \$150,000. To try to get a sense of the scale of the problem, they would have to gather more data. The Planning Department already had a considerable amount of information around this point, which would be helpful. He emphasized that from the economic development standpoint this was becoming a bigger and bigger issue. He let the Board know he would keep them apprised on a regular basis.

Director Thornton commented this had been an ongoing problem for a lot of years and Commissioner Morey was on target.

2) COMMISSIONER PIERSON: Mr. Pierson reported his attendance at the Coast Guard Leadership Luncheon for the outgoing Commander Kathy Felger. The incoming Commander Warren Judge was introduced. It was a nice luncheon and a productive first meeting, he said. Commander Judge was filled in on Coast Guard Community Foundation concerns and the magnitude of the County's support and involvement at the base. The foundation planned to meet with Commander Judge on a quarterly basis, keeping him apprised of calendar functions and community relationship activities. He also attended the Change of Command ceremony which took place the next day. At the reception following, on behalf of the Board of Commissioners he presented Kathy Felger with a proclamation for the actions overseen by her while she was in command. Commissioner Morey and County Clerk Rita Rothberg were also present in support of the special event.

In closing, he mentioned that his wife Sandy had a desire to donate a few items of memorabilia to the Veterans Corner located in the Administration Building. The donation would be made on behalf of her family, the Dare/Duerr families of the Wildwoods and Rio Grande. The items were World War II memorabilia that belonged to her father; a small gesture for veterans to know Cape May County cared, he stated.

3) COMMISSIONER HAYES: Ms. Hayes reported participating in a ribbon cutting for a new local business, A Piece of Cake bakery located at the Corner Stone Plaza in Middle Township. If you're looking for specialty cakes and cupcakes, stop in, she said. They have something very special there and the place is very nice, she added. The owner had been in the business for a long time but had recently moved to this new location.

The commissioner and Fare Free Transportation Director Dan Mulraney sat for an interview with David Spatz of the WOND radio show. Many helpful particulars regarding the transportation service were discussed and broadcast for the audience.

Commissioners Hayes and Morey participated in the 4-H opening ceremonies on Thursday, July 21st. It was by far the hottest day of the summer and the same every

year, she joked. Nevertheless, she learned from chatting with Rachel Lyons, the 4-H Director for New Jersey, that Cape May County had the only 4-H fairgrounds in the entire state with trees on the property. Commissioner Hayes did notice the trees contributed to a nice breeze that day, making the heat more tolerable. As an aside, the 4-H'ers sold out of the chicken barbeque each night of the fair, which was where they made most of their profit. Also, they had brought back the amusements this year, she informed.

She finished up her report by remarking that she was looking forward tonight to the authorization of Res. No. 492-22, which was the Parents Bill of Rights.

4) COMMISSIONER THORNTON: No report.

RESOLUTIONS:

INTRODUCED BY MR. PIERSON, SECONDED BY MR. MOREY

- 479-22 Resolution supporting Assembly Concurrent Resolution No. 31 increasing the property tax deduction for Veterans to \$1,000.00 and base future deductions on annual Consumer Price Index increases.
(This Resolution supports Assembly Concurrent Resolution No. 31 increasing the property tax deduction for Veterans to \$1,000.00 and base future deductions on annual Consumer Price Index increases.)
- 480-22 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$23,152.56.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department for various claims.)
- 481-22 Resolution awarding Contract No. C2-127 to Garden State General Construction, Inc. for the demolition and site clearing of 1115 & 1117 Route 47 South in the amount of \$41,500.00.
(This Resolution awards Contract No. C2-127 to Garden State General Construction, Inc. for demolition and site clearing of 1115 & 1117 Route 47 South in an amount not to exceed \$41,500.00, commencing July 27, 2022, and expiring upon project completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 482-22 Resolution authorizing final payment in the amount of \$19,114.07 accepting the work and closing Contract No. C1-79 with Aliano Brothers General Contractors, Inc. for construction of Children's Advocacy Center.
(This Resolution authorizes a final payment, accepts the work, and closes Contract No. C1-79.)
- 483-22 Resolution accepting funding from State of New Jersey Department of Law and Public Safety Division of Criminal Justice for the SFY2022 Law Enforcement Officers Training and Equipment Fund Grant Program (Grant No: LEOTEF-04-22) for the period from July 1, 2021 through June 30, 2022 in the amount of \$24,605.00.
(This Resolution authorizes the County to accept funding in the amount of \$24,605.00 to be used for existing Firearms Ranges, Police Center upgrades and vehicle replacement.)
- 484-22 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).)
- 485-22 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 for the Department of Human Services.)

MINUTES OF A REGULAR MEETING HELD JULY 26, 2022 (CONTINUED)

- 486-22 Resolution authorizing Use Agreement with State of New Jersey Department of Military and Veterans Affairs in the amount of \$75.00.
(This Resolution authorizes Use Agreement Number 23026 for lease of space in the National Guard Armory by the Cape May County Health Department from 7/1/22 through 6/30/23.)
- 487-22 Resolution awarding Contract No. C2-129 to Jersey Cape Diagnostic, Training & Opportunity Center, Inc. to provide for Out of School Youth programs for the Cape May County Division of Workforce Development.
(This Resolution awards Contract No. C2-129 to Jersey Cape Diagnostic, Training & Opportunity Center, Inc. to provide for Out of School Youth programs, for a term of eleven (11) months, commencing August 1, 2022, with three (3) one-year options.)
- 488-22 Resolution applying to New Jersey Department of Health for funds to support Local Core Capacity for Public Health Emergency Preparedness (LINCS) for the period July 1, 2022 to June 30, 2023 in the amount of \$661,274.00.
(This Resolution authorizes grant application for funds to support Local Core Capacity for Public Health Emergency Preparedness (LINCS) for the budget period of 7/1/22 through 6/30/23 in the amount of \$661,274.00.)
- 489-22 Resolution appointing certain County employees to their permanent position in their respective offices. (Human Services)
(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 | | |
| Ms. Hayes | X | | | | | |
| Mr. Morey | X | | | | | X |
| Mr. Pierson | X | | | | X | |
| Mr. Thornton | X | | | | | |

INTRODUCED BY MS. HAYES, SECONDED BY MR. PIERSON

- 490-22 Resolution supplementing the 2022 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.)
- 491-22 Resolution authorizing the Board to hold a meeting excluding the public on July 26, 2022 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 involving 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.)
- 492-22 Resolution supporting the adoption of a Parent’s Bill of Rights concerning the protection and education of our children.
(This Resolution supports the creation of a Parent’s Bill of Rights concerning the protection and education of our children.)
- 493-22 Resolution awarding Contract No. C2-132 to Jacob & James, LLC to Furnish and Deliver Epoxy Floor Installation Services on an as needed basis.
(This Resolution awards Contract No. C2-132 to Jacob & James, LLC to furnish and deliver Epoxy Floor Installation Services on an as needed basis, for a term of one (1) year, commencing July 27, 2022, with two (2) one-year options.)
- 494-22 Resolution amending the 2022 Budget for SFY2022 Law Enforcement Officers Training and Equipment Fund Grant No. LEOTEF-04-22 in the amount of \$24,605.00.

MINUTES OF A REGULAR MEETING HELD JULY 26, 2022 (CONTINUED)

(This Resolution amends the 2022 Budget in the amount of \$24,605.00 for Law Enforcement Officers Training and Equipment Fund.)

495-22 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2022 Body Armor Replacement – Sheriff Office.

(This Resolution authorizes application to the State of New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2022 funding for Body Armor Grant.)

496-22 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2022 Body Armor Replacement – Prosecutor’s Office.

(This Resolution authorizes application to the State of New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2022 funding for Body Armor Grant.)

Commissioner Hayes clarified her vote on Res. No. 492-22, the Parents Bill of Rights. She explained, years ago when she worked on child abuse cases in the Prosecutor’s Office, a new program for children was introduced in the schools called Child Abuse Protection (CAP). Coalition Against Rape & Abuse (CARA) was the lead agency. All the school boards of education were notified of the program, and presentations took place including the parents of the school children. The parents were allowed to vet the program and ask questions. She continued, today, with these mandated programs regarding sex education in the schools, parents were not being given the opportunity to find out exactly what would be taught, and parents had the right to know. Get involved, she advised everyone. Now, money was being attached to the issue. If a school board did not follow the standards, the monies could be taken away from the school, she informed. She thanked the Board for listening to her and supporting the passage of the resolution. She was very passionate about this issue, but worried, she said. She thanked Jeff Lindsay for putting the resolution together.

Director Thornton affirmed his agreement with Commissioner Hayes 1000% percent. He mentioned a newer concept whereas the educational money from a person’s taxes would follow the child, instead of the other way around. This way the parents could put their children in private schools if needed. This might be the answer here, he noted.

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

INTRODUCED BY MR. MOREY, SECONDED BY MR. PIERSON

497-22 Resolution authorizing execution of contract between The County of Cape May and New Jersey Department of Human Services for Corrections Center Mat Program for the period of July 1, 2022 through June 30, 2023 in the amount of \$300,000.00.

(This Resolution authorizing execution of contract for Corrections Center MAT Grant No. 23-916-ADA for the period of 7/1/22 through 6/30/23 in the amount of \$300,000.00.)

498-22 Resolution amending the 2022 Budget for the 2023 Jailmat Grant in the amount of \$300,000.00.

(This Resolution amends the 2022 Budget in the amount of \$300,000.00 for the 2023 JAILMAT Grant.)

499-22 Resolution granting permission to the Corinthian Yacht Club of Cape May to close a portion of Delaware Avenue (CR640) in the City of Cape May on July 21, 2022 for the South Jersey Summer Series.

MINUTES OF A REGULAR MEETING HELD JULY 26, 2022 (CONTINUED)

(This Resolution gives permission to the Corinthian Yacht Club to temporarily close a portion of Delaware Avenue (CR640) for the South Jersey Summer Series.)

500-22 Resolution approving contract documents for Traffic Calming Improvements, Borough of Cape May Point and authorizing the Clerk of the Board to advertise for bids for same.

(This Resolution approves contract documents and authorizes advertisement.)

501-22 Resolution authorizing an Indemnification Agreement with Cape May Running Co. for its Murph Mile on Wednesday, August 3, 2022.

(This Resolution gives permission to Cape May Running Co. to close a portion of a County road for a mile run.)

502-22 Resolution authorizing an Indemnification Agreement among the National Multiple Sclerosis Society and the County of Cape May for their 2022 Bike MS City to Shore Ride.

(This Resolution gives permission to the National MS Society to close a portion of Bay Avenue (CR656) for their annual Bike MS City to Shore Ride on September 24th and 25th, 2022.)

503-22 Resolution to modify Speed Limit on Dias Creek Road (CR612), Township of Middle.

(This Resolution modifies existing speed limits on Dias Creek Road (CR612) in the Township of Middle.)

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

Director: This is the date, time and place for the public hearing on the adoption of pre-qualification regulations for perspective bidders.

Deputy Clerk of the Board reads the title of Res. No. 504-22.

PUBLIC HEARING on the adoption of pre-qualification regulations for prospective bidders for Professional Engineering Services for Ocean Drive (CR621) Upgrades and Bridge Improvements from NJ Route 109 to Madison Avenue Township of Lower.

Director: Motion to open the public hearing.

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

Director: Public hearing is now open; do we have any public comment? How about on-line anything, no? I need a motion to close the public hearing.

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

504-22 Resolution adopting pre-qualification regulations for prospective bidders for Professional Engineering Services for Ocean Drive (CR621) Upgrades and Bridge Improvements from NJ Route 109 to Madison Avenue Township of Lower.

(This Resolution establishes reasonable regulations appropriate for controlling the qualifications of prospective bidders upon contracts to be awarded on behalf of the governing body pursuant to N.J.S.A. 40A:11-25.)

MINUTES OF A REGULAR MEETING HELD JULY 26, 2022 (CONTINUED)

Director: I need a motion to adopt.

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

Addition:

505-22 Resolution authorizing the execution of a Memorandum of Understanding with Cape May Seashore Lines, Inc.

(This Resolution authorizes the execution of a MOU for the completion of certain work associated with the reconstruction of County Road 610 in Dennis Township.)

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

MOTION TO PAY BILLS:

Commissioner Hayes moved/ Commissioner Pierson seconded

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

PUBLIC COMMENTS-Mary Fox of Lower Township wanted answers and the position being taken by the Board on two related issues. The first regarding the ending of maternity services at Cape Regional Hospital. The second, the justification for the closing of the Cape May County Department of Health Family Planning Clinic. What actions were they planning to take, to influence the decision of Cape Regional, she asked. Or what steps would the Board take to convince the hospital to revamp the decision.

ADJOURN: 5:11 P.M.

| Commissioners | 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

MINUTES OF A REGULAR MEETING HELD JULY 26, 2022 (CONTINUED)

ATTEST:

CLERK OF THE BOARD