

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN  
FREEHOLDERS HELD ON TUESDAY, JULY 28, 2020 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:

Freeholders Desiderio and Hayes-Present (2)  
Freeholders 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 Friday, January 3, 2020.”

**MOMENT OF SILENCE**

FLAG SALUTE-Led by Freeholder Pierson.

MINUTES – MOTION TO APPROVE MINUTES OF THE 07/14/20 MEETING  
FH Desiderio moved/ FH Hayes seconded

<b>Freeholders</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 his report which detailed projects in various stages of completion. He updated the Board on the progress of the Woodbine Roundabout, 96<sup>th</sup> Street Bridge emergency repairs, Corson Tavern Road and the Pacific Avenue federal aid project. Currently, Public Works was proceeding with other planned road and bridge projects in preparation of accepting bid proposals in the fall and winter.

2) COUNTY COUNSEL: Jeff Lindsay had no report.

3) COUNTY TREASURER: Brittany Smith was absent.

4) COUNTY ADMINISTRATOR:

Mike Donohue had nothing more to report than what had already been discussed at the caucus; the steps being made by the County in terms of being proactive, requesting a 10 percent reduction in certain line items by each department, and no new borrowing until everything was examined to determine where they were financially.

**FREEHOLDER REPORTS:**

1) FREEHOLDER MOREY:

MINUTES OF A REGULAR MEETING HELD JULY 28, 2020 (CONTINUED)

Mr. Morey reported that the "Safely Together" COVID public health campaign was moving into a second phase with the addition of a pledge component and other aspects. Diane Wieland and the Department of Public Information would share the information, which was to go out to the public, with the Freeholder Board.

2) FREEHOLDER PIERSON:

Mr. Pierson announced that through discussion with the Administrator and David Louderback, it had been decided the Veteran's Day Ceremony at Naval Air Station Wildwood would be cancelled this year due to the concern of the COVID virus and possible effects on the vulnerable population that normally attend and participate in the ceremony. A video would be released on the county website instead, like what had been done for Memorial Day.

He reported a drive through COVID test site would open on Thursday at 8:00 a.m. at the Public Safety Training Center on Crest Haven Road and remain open for approximately four hours. Interested persons would need to call ahead to a Complete Care Health Network location to schedule for the testing and bring appropriate paperwork. Drive-up testing would be available 1 day per week at the site through August 20, 2020.

The Coast Guard Booklets for the recertification program had been delivered to key people. The remaining booklets would be mailed to the appropriate agencies by Clerk, Lisa Vogdes, moving that forward.

He reported receiving a letter from the Secretary of the Interior on behalf of the President, regarding protecting monuments and memorials around the country. A copy was forwarded to Director Thornton. This was something they would follow up on later.

3) FREEHOLDER HAYES:

Ms. Hayes was one of the judges for the Miss North Wildwood Pageant again this year. The lovely young ladies with their many talents always amazed, she related.

She and Freeholder Pierson met with Eagle Scout Zachary Dufault recently, to discuss his Eagle Scout Project. For his project, Zachary would erect a fire pit down at Park South for the purpose of retiring old flags. A presentation would be made before the Board early next year.

The freeholder read into the record a letter from the American Association of Zookeepers awards committee regarding the selection of the Cape May County Zoo AAZK Chapter to receive the Barbara Manspeaker AAZK Chapter of the Year Award. The chapter was acknowledged for their contributions to conservation, chapter members, local community and their support. The annual conference was being cancelled due to COVID. The Zoo would receive the national award virtually this year but would be invited to attend the next conference in person, in California in 2021.

4) FREEHOLDER DESIDERIO: No report.

5) FREEHOLDER THORNTON:

He reported an update, with the State EDA looking at the small business funding again for the County of Cape May. COVID funding would be 25% from the State, 75% from FEMA.

The Director recommended they keep the August meetings scheduled the same as they were doing now.

**RESOLUTIONS:**

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

- 466-20 Resolution authorizing emergency appropriation to establish funding for COVID 19 pandemic related expenses.  
(This Resolution authorizes an emergency appropriation post - adoption of the 2020 Budget for the purposes of emergency expenses directly related to the COVID 19 pandemic.)
- 467-20 Resolution authorizing Covid-19 Public Health Emergency contract with ACULABS in the amount not to exceed \$100,000.00.  
(This Resolution authorizes a contract with ACULABS to administer COVID-19 testing in an amount not to exceed \$100,000.00 pursuant to N.J.S.A. 40A:11-6 ....*emergency affecting the public health, safety and welfare.*)
- 468-20 Resolution awarding Contract No. C0-122 to Keefe Commissary Network, LLC to provide inmate commissary services for Cape May County Correctional Center.  
(This Resolution awards Contract No. C0-122- to Keefe Commissary Network, LLC to provide inmate commissary services, commencing August 1, 2020 for a term of two (2) years with three (3) one-year options.)
- 469-20 Resolution awarding Contract No. C0-41 to Anaconda Protective Concepts, Inc. for inspection, service, repair and maintenance of wet/dry chemical, halon and FM200 clean agent fire protection systems.  
(This Resolution awards Contract No. C0-41 to Anaconda Protective Concepts for inspection, service, repair and maintenance of wet/dry chemical Halon and FM200 clean agent fire protection systems, commencing July 29, 2020 for a term of one year with two one-year options.)
- 470-20 Resolution accepting check from Progressive Insurance Company in the amount of \$377.45 as additional payment for damage to a County lane use sign.  
(This Resolution accepts additional payment in the amount of \$377.45 from Progressive Insurance Company for damage to a County lane use sign sustained during a motor vehicle accident on January 15, 2019.)
- 471-20 Resolution authorizing court-approved settlement of Claim Petition #2018-19441 pursuant to N.J.S.A. 34:15-20.  
(This Resolution authorizes a court-approved settlement of CP#2018-19441 pursuant to N.J.S.A. 34:15-20 for total payments of \$30,000.00.)
- 472-20 Resolution appointing certain County employees to their permanent position in their respective offices. (County Clerk)  
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 473-20 Resolution adding New Classification for County Employees.  
(This Resolution establishes the use of additional NJCSC titles and their salary ranges for County employees by amending Resolution No. 5117-78.)
- 474-20 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2020 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 2020 funding for Body Armor Grant.)
- 475-20 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2020 Body Armor Replacement-Prosecutor Office.  
(This Resolution authorizes application to the State of New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2020 funding for Body Armor Grant.)

MINUTES OF A REGULAR MEETING HELD JULY 28, 2020 (CONTINUED)

476-20 Resolution authorizing application to New Jersey Department of Law and Public Safety Division of Criminal Justice for FFY 2019 Victims of Crime Act, S.A.R.T./F.N.E. Grant Program for the period of October 1, 2020 to September 30, 2021 in the amount of \$67,150.00.

(This Resolution authorizes application for funding in the amount of \$67,150.00 (\$49,844.00 Federal and \$17,306.00 In-Kind Match provided by Cape Regional Medical Center) through the Victims of Crime Act SART/FNE Grant to support victim service projects for the period of 10/1/20-9/30/21.)

477-20 Resolution applying to New Jersey Juvenile Justice Commission for New Jersey Juvenile Detention Alternatives Initiative Innovations funding for the period of January 1, 2021 to December 31, 2021 in the amount of \$117,000.00.

(This Resolution authorizes application to the State of New Jersey Juvenile Justice Commission for New Jersey Detention Alternatives Initiative Innovations Funding for the period of 1/1/21-12/31/21.)

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**

478-20 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).)

479-20 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.)

480-20 Resolution authorizing execution of various Memorandums of Understanding for Cancer Education Early Detection Grant on an as needed basis.

(This Resolution authorizes the execution of Memorandums of Understanding with various vendors for the Cancer Education Early Detection Grant on an as needed basis.)

481-20 Resolution authorizing State Equipment Use Agreement between New Jersey Department of Environmental Protection and County of Cape May for use of State Mosquito Control Commission-Assigned Equipment.

(This Resolution authorizes an agreement with the New Jersey Department of Environmental Protection and the County of Cape May Department of Mosquito Control for use of equipment for mosquito control, effective July 1, 2020 through June 30, 2021.)

482-20 Resolution accepting Grant Award for FEMA Phase 37 Emergency Food and Shelter Program (EFSP) for the period of January 1, 2020 to May 31, 2021 in the amount of \$13,373.00.

(This Resolution authorizes acceptance of grant award from FEMA for the Emergency Food and Shelter National Board Program in the amount of \$68,690.00; County of Cape May will receive \$13,373.00 of the award and FEMA will administer \$55,317.00 on behalf of Cape May County, to submit an application to the Local EFSP; to act as a Local Recipient Organization; to solicit applications to qualifying organizations; and to execute applications and subsequent contracts as applicable in order to administer the food and shelter program.)

MINUTES OF A REGULAR MEETING HELD JULY 28, 2020 (CONTINUED)

- 483-20 Resolution amending the 2020 Budget for FY20 FEMA Phase 37 Emergency Food and Shelter Program (EFSP) in the amount of \$13,373.00. (This Resolution amends the 2020 Budget in the amount of \$13,373.00 for the Emergency Food and Shelter National Board Program.)
- 484-20 Resolution accepting Grant Award for FEMA Phase Cares Emergency Food and Shelter Program (EFSP) for the period January 27, 2020 to May 31, 2021 in the amount of \$32,581.00. (This Resolution authorizes acceptance of grant award from FEMA for the Emergency Food and Shelter National Board Program in the amount of \$97,932.00; County of Cape May will receive \$32,581.00 of the award and FEMA will administer \$65,321.00 on behalf of Cape May County, to submit an application to the Local EFSP; to act as a Local Recipient Organization; to solicit applications to qualifying organizations; and to execute applications and subsequent contracts as applicable in order to administer the food and shelter program.)
- 485-20 Resolution amending the 2020 Budget for FY20 FEMA Phase Cares Emergency Food and Shelter Program (EFSP) in the amount of \$32,581.00. (This Resolution amends the 2020 Budget in the amount of \$32,581.00 for the Emergency Food and Shelter National Board Program.)
- 486-20 Resolution accepting Grant Award for CARES ACT Provider Relief Fund from Department of Health and Human Services for COVID-19 related expenses in the amount of \$642,222.64. (This Resolution authorizes acceptance of grant award from Department of Health and Human Services in the amount of \$642,222.64 for COVID - 19 related expenses.)
- 487-20 Resolution amending the 2020 Budget for CARES ACT Provider Relief Fund in the amount of \$642,222.64. (This Resolution amends the 2020 Budget in the amount of \$642,222.64 for CARES ACT Provider Relief Fund.)

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**

- 488-20 Resolution supplementing the 2020 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.)
- 489-20 Resolution authorizing the Board to hold a meeting excluding the public on July 28, 2020 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); anticipated litigation, 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 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.)
- 490-20 Resolution authorizing Application and Indemnification Agreement with Make It, Take It Basketball Camp for use of County Park East for youth basketball camp. (This Resolution permits use of the basketball courts located at County Park East by Make It, Take It Basketball Camp.)

MINUTES OF A REGULAR MEETING HELD JULY 28, 2020 (CONTINUED)

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**

- 491-20 Resolution approving the division of a Permanently Preserved Farm, Stiles Farm and Nursery LLC, Middle Township, Block 167.01, Lot 92.  
(This Resolution approves the subdivision of a preserved farm, Stiles Farm and Nursery LLC, Middle Township, Block 167.01, Lot 92.)
- 492-20 Resolution authorizing Release of Performance Guarantee funds in the amount of \$2,602.20 to Kenneth Moore for improvements to Tyler Road (County Road #616), Upper Township.  
(This Resolution authorizes release of the funds held as a performance guarantee for improvements within a County right of way to Kenneth Moore.)
- 493-20 Resolution establishing pool of firms for Professional Engineering Services on an as-needed basis.  
(This Resolution establishes a pool of firms for professional engineering services on an as-needed basis commencing July 29, 2020 for a term of one year, with two (2) one-year options.)
- 494-20 Resolution establishing pool of firms for Professional Construction Engineering Services on an as-needed basis.  
(This Resolution establishes a pool of firms for professional construction engineering services on an as-needed basis commencing July 29, 2020 for a term of one year, with two (2) one-year options.)
- 495-20 Resolution authorizing extension of Contract No. C7-173 with Maser Consulting, P.A. for Professional Planning and Development of Wastewater Management Plan through October 25, 2021.  
(This Resolution extends Contract No. C7-173 with Maser Consulting P.A. for professional planning and development of wastewater management plan through October 25, 2021.)
- 496-20 Resolution granting permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Murph Mile on August 5, 2020.  
(This Resolution gives permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Murph Mile on August 5, 2020.)
- 497-20 Resolution authorizing an Indemnification Agreement with Cape May Running Co. for its Beach to Brewery 10K on September 19, 2020.  
(This Resolution gives permission to Cape May Running Co. to utilize County roads for a 10K.)
- 498-20 Resolution authorizing application for Road Opening Permit to South Jersey Gas Company for Stone Harbor Boulevard (CR657), Township of Middle.  
(This Resolution authorizes South Jersey Gas Company to install an 8" plastic pipe high pressure gas main on Stone Harbor Boulevard (CR657), Township of Middle. Work will be completed promptly.)
- 499-20 Resolution closing the contract and accepting the work of South State, Inc. for Hope Corson Road (CR671) Phase II Drainage and Roadway Improvements from US Route 50 to Stagecoach Road (CR667), Township of Upper.  
(This Resolution accepts the work and closes the contract.)
- 500-20 Resolution authorizing Change Order No. 2 in the amount of \$0.00 to Landberg Construction, LLC for 2019/2020 Miscellaneous Drainage Improvements on an As-Needed Basis throughout Cape May County.

MINUTES OF A REGULAR MEETING HELD JULY 28, 2020 (CONTINUED)

(This Resolution authorizes a change order for extra work that was performed at 21<sup>st</sup> Street and Ocean Drive and also 78<sup>th</sup> Street and Ocean Drive, Borough of Avalon.)

501-20 Resolution authorizing the County of Cape May to enter into Encroachment and Indemnification Agreements with Bujar Daku regarding Right-of-Way along Landis Avenue, City of Sea Isle.

(This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right-of-way of Landis Avenue, Sea Isle City.)

502-20 Resolution authorizing the County of Cape May to enter into Temporary Encroachment and Indemnification Agreements with Joseph Iacovino regarding Right-of-Way along Third Avenue, Borough of Stone Harbor.

(This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right-of-way of Third Avenue, Stone Harbor.)

503-20 Resolution authorizing the County of Cape May to enter into Temporary Encroachment and Indemnification Agreements with Cape Coachman Realty, LLC regarding Right-of-Way along Beach Avenue, City of Cape May.

(This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right-of-way of Beach Avenue, Cape May.)

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: No public comments.

ADJOURN: 5:02 P.M. 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					

APPROVED

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DIRECTOR

MINUTES OF A REGULAR MEETING HELD JULY 28, 2020 (CONTINUED)

ATTEST:

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DEPUTY CLERK OF THE BOARD