

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY  
COMMISSIONERS HELD ON TUESDAY, AUGUST 10, 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:

Commissioners Hayes, Pierson and Thornton- (3)  
Commissioners Desiderio and Morey arrived at 4:39 p.m. (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**-Dedicated in memory Commissioner Pierson’s father, a World War II Veteran. He would have been 104 years today.

**FLAG SALUTE**-Led by Commissioner Pierson.

**MINUTES – MOTION TO APPROVE MINUTES OF THE 07/27/21 MEETINGS**  
Commissioner Hayes moved/ Commissioner Pierson 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>Ms. Hayes</b>	<b>X</b>				<b>X</b>	
<b>Mr. Morey</b>				<b>X</b>		
<b>Mr. Pierson</b>	<b>X</b>					<b>X</b>
<b>Mr. Thornton</b>	<b>X</b>					

**COMMUNICATIONS:** None.

**REPORTS:**

- 1) **ENGINEER:** Bob Church reported the following:

The Goshen Road drainage project was almost complete.

Next week, they would be taking bids for the resurfacing of Bayshore Road from Charles Street to Townbank Road and DeHirsch Avenue from Madison to Washington Street in Woodbine.

Final approval was received for the federal submission of the Ocean Drive Resurfacing project from 62<sup>nd</sup> to 80<sup>th</sup> Street in Avalon. They were waiting for authorization of the grant funding of \$1.6 million.

On August 18<sup>th</sup> the RFP would be going out for the replacement of the Bascule Span of the 96<sup>th</sup> Street bridge and other rehabilitation aspects. Bids for design would be accepted on September 29.

His office had received notification that the county aid from the State would be \$3.3 million for FY 2022. He was going to submit his 2022 road program early, before a new system from the State was in place, which was harder to work

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with. A resolution for the road plan would be presented to the Board at the next regular meeting.

- 2) COUNTY COUNSEL: Jeff Lindsay had no report.
- 3) COUNTY TREASURER: Brittany Smith explained Res. No. 543-21 on tonight's agenda. The emergency appropriation for the voting machines was only a mechanism for obtaining the machines initially. The cost would be reimbursed by the State, applied to the line in the budget before the end of the year, therefore having no effect on the tax levy for 2021.

COMMISSIONER REPORTS:

- 1) COMMISSIONER PIERSON: Mr. Pierson reported the following:

He participated in the monthly Coast Guard Foundation meeting. A long-range plan was in the process of being developed.

He and Director Thornton attended a working meeting with Wilmington VA Director Vincent Kane. A plan for the formal dedication of the new Veterans Clinic in Rio Grande was the main reason for meeting. It was to be held sometime in October, he said.

He met with local Veterans Bureau to plan the Veteran's Day Ceremony taking place on November 11. It would be held at the Naval Air Station Wildwood again. They wanted to do something different this year to make up for not having a ceremony in 2020. So far, the plan was to acknowledge and honor one veteran from each organization; the American Legion, VFW, DAV, Marines and VVA.

- 2) COMMISSIONER HAYES: Ms. Hayes reported the following:

She attended the birthday celebration of a WWII U.S. Marine, Doris, "Doie" Barnes, who turned 100 years old. There was a ceremonial flag raising in honor of Doie on the Ocean City boardwalk.

She participated in the ribbon cutting for the new Tiki Top Grill at the Waikiki Oceanfront Inn in Wildwood Crest on August 2.

A teen photography contest was planned for August 16. It was to be held outside in the pocket park located next to the Main library in CMCH. The Commissioner encouraged everybody to come out and see the local talent.

The annual Women of Wonder (WOW) event would take place November 10 at the Flanders in Ocean City. It was a fundraiser going to scholarships for young women to attend college. You could nominate someone for a scholarship by going to the A.C.C.C. website and downloading a nomination form.

- 3) COMMISSIONER MOREY: No report.

- 4) COMMISSIONER DESIDERIO: Mr. Desiderio reported the following:

He and Commissioner Pierson met with the NJ attorney general, Andrew Bruck, welcoming him to Cape May County. While he was here, the commissioner had a chance to speak with him about the ongoing problem with the juveniles in seashore communities.

Both, Commissioners Morey and Desiderio were in Wildwood today, participating in a Unity walk sponsored by the Prosecutor's Office. Law enforcement, clergy and many residents of the Wildwoods walked together to promote good will. Book bags

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for school children were distributed. There was a large turnout for the event, with everyone happy to be walking together, promoting unity.

5) COMMISSIONER THORNTON: Director Thornton reported doing the following since the last meeting:

He participated in the state conference calls with the governor.

He sat in on an on-line meeting regarding the status of offshore wind farms.

He was on a conference call with CMC Planning Board regarding the Comprehensive Plan for the county.

He attended the 75<sup>th</sup> Anniversary of the American Legion in Stone Harbor.

He attended the Eagle Scout Court of Honor for two boy scouts.

**RESOLUTIONS:**

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

Res. 542-21 (Held for August 24, 2021 Meeting)

543-21 Resolution authorizing an Emergency Appropriation to purchase voting equipment in compliance with the In-Person Early Voting Mandate (under 3% limitation.)

(This Resolution authorizes an emergency appropriation after the adoption of the 2021 budget Mandate for the purchases of Voting Machines, Electronic Poll Books and other related equipment for the purposes of compliance with the In-Person Early Voting Mandate.)

544-21 Resolution authorizing Contract No. C1-143 to Sassafras Design, LLC to provide Graphic Design Services for County of Cape May.

(This Resolution awards Contract No. C1-143 to Sassafras Design, LLC to provide graphic design services for the County of Cape May for a term of three years commencing August 11, 2021 with two (2) additional one-year options.)

545-21 Resolution opposing the Responsible Collective Negotiations Act (S-3810/A-5862).

(This Resolution opposes the Responsible Collective Negotiations Act.)

546-21 Resolution authorizing execution of a Right to Use License Agreement with the City of Cape May for use of County Dispatch Center.

(This Resolution authorizes a Right to Use License Agreement with the City of Cape May for use of Cape May County Dispatch Center.)

547-21 Resolution accepting check from Mid-Century Insurance Company in the amount of \$3,758.17 for damage to a County Traffic Signal Standard.

(This Resolution accepts payment in the amount of \$3,758.17 from Mid-Century Insurance Company, for damage to a county traffic signal standard sustained during a motor vehicle accident on April 20, 2021.)

548-21 Resolution applying to New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2021 Body Armor Replacement-Sheriff's Office.

(This Resolution authorizes application to the State of New Jersey Department of Law and Public Safety, Division of Criminal Justice for 2021 funding for Body Armor Grant.)

549-21 Resolution accepting Subgrant Award from New Jersey Department of Law and Public Safety Office of the Attorney General for the SFY21 Body-Worn Camera Grant Program-Sheriff's Office in the amount of \$95,786.00.

(This Resolution accepts a subgrant award for the SFY21 Body-Worn Camera Grant Program-Sheriff's Office in the amount of \$95,786.00 for the period 1/1/21 to 12/31/25.)

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- 550-21 Resolution amending the 2021 Budget in the amount of \$95,786.00 for the SFY21 Body-Worn Camera Grant Program-Sheriff's Office.  
 (This Resolution amends the 2021 Budget in the amount of \$95,786.00 for the SFY21 Body-Worn Camera Grant-Sheriff's Office.)

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**

- 551-21 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).)
- 552-21 Resolution authorizing a Shared Services Agreement with Atlantic County for Public Health Officer Services.  
 (This Resolution authorizes a Shared Services Agreement with Atlantic County for Public Health Officer services.)
- 553-21 Resolution authorizing Hospital/Facility Agreement with Cape May County Technical School District for Practical Nurse Training.  
 (This Resolution authorizes a Hospital/Facility Agreement with the Cape May County Technical School and the Cape May County Health Department for the school year 2021-2022. No funds are involved.)
- 554-21 Resolution applying to New Jersey Juvenile Justice Commission for New Jersey Juvenile Detention Alternatives Initiative Innovations Funding for the period of January 1, 2022 to December 31, 2022 in the amount of \$120,000.00.  
 (This Resolution authorizes application to the State of New Jersey Juvenile Justice Commission for New Jersey Detention Alternatives Initiative Innovations Funding for the period 1/1/22 to 12/31/22.)
- 555-21 Resolution accepting a Grant Award from the New Jersey Department of Health for the Cancer Education and Early Detection Grant (CEED) No. DCHS22CED011 for the period of July 1, 2021 to June 30, 2022 in the amount of \$123,487.00.  
 (This Resolution accepts a grant award in the amount of \$123,487.00 to support breast and cervical cancer screening and education services.)
- 556-21 Resolution amending the 2021 Budget for the New Jersey Cancer Education and Early Detection 2022 Grant in the amount of \$123,487.00.  
 (This Resolution amends the 2021 Budget in the amount of \$123,487.00 for the New Jersey Cancer Education and Early Detection Grant.)
- 557-21 Resolution accepting a Grant Award from the New Jersey Department of Health for the Covid-19 Vaccination Supplemental Funding 2022 Grant No. OLPH22VSF005 for the period July 1, 2021 through June 30, 2022 in the amount of \$150,000.00.  
 (This Resolution accepts a grant award in the amount of \$150,000.00 for the Covid-19 Vaccination Supplemental Funding 2022, Grant #OLPH22VSF005 for the period 7/1/21 to 6/30/22.)
- 558-21 Resolution amending the 2021 Budget for the New Jersey Covid-19 Vaccination Supplemental Funding 2022 in the amount of \$150,000.00.  
 (This Resolution amends the 2021 Budget in the amount of \$150,000.00 for the Covid-19 Vaccination Supplemental Funding 2022.)

MINUTES OF A REGULAR MEETING HELD AUGUST 10, 2021 (CONTINUED)

- 559-21 Resolution accepting Grant Agreement from the State of New Jersey Department of Health for Special Child Health for Special Child Case Management Grant No. DFHS22CSE007 for the period of July 1, 2021 to June 30, 2022 in the amount of \$83,751.00.  
(This Resolution accepts grant funds from the State of Department of Health in the amount of \$45,000.00 and \$38,751.00 County Cash Matching funds for the period 7/1/21 through 6/30/22 for case management services.)
- 560-21 Resolution amending the 2021 Budget for Case Management (Special Child Health) Grant No. DFHS22CSE007 in the amount of \$83,751.00.  
(This Resolution amends the 2021 Budget in the amount of \$45,000.00 (with Matching funds of \$38,751.00), thus providing appropriate services and support to children, birth to age three, in need of case management services.)
- 561-21 Resolution authorizing Subcontract with Township of Middle for participation in the Municipal Alliance Program in the amount of \$13,511.00.  
(This Resolution authorizes a subcontract for the period of 7/1/21 through 6/30/22: Township of Middle \$13,511.00.)
- 562-21 Resolution authorizing Subcontract with Township of Lower for participation in the Municipal Alliance Program in the amount of \$26,215.00.  
(This Resolution authorizes subcontract for the period of 7/1/21 through 6/30/22: Township of Lower \$26,215.00.)
- 563-21 Resolution authorizing Subcontract with Township of Dennis for participation in the Municipal Alliance Program in the amount of \$6,319.00.  
(This Resolution authorizes subcontract for the period of 7/1/21 through 6/30/22: Township of Dennis \$6,319.00.)
- 564-21 Resolution authorizing Subcontract with Township of Upper/City of Ocean City for participation in the Municipal Alliance Program in the amount of \$18,894.00.  
(This Resolution authorizes a subcontract for the period of 7/1/21 through 6/30/22: Township of Upper/City of Ocean City Municipal Alliance Consortium \$18,894.00.)
- 565-21 Resolution authorizing Change Order No. 1 to Contract Nos. C0-30, 31, 32, 33, 34, 35 to provide Agency Nurse Staffing to Crest Haven Nursing and Rehabilitation Center.  
(This Resolution authorizes Change Order No. 1 to the Agency Nurse Staffing contracts to reflect a COVID-19 rate adjustment for on-going staffing requirements at Crest Haven Nursing and Rehabilitation Center.)
- 566-21 Resolution authorizing second amendment to Professional Services Agreement with Excellence in Caring, LLC.  
(This Resolution authorizes a second addendum to Contract No. C1-96 with Excellence in Caring, LLC increasing the amount by \$120,000.00 and extending the term to November 1, 2021.)

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**

- 567-21 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.)

MINUTES OF A REGULAR MEETING HELD AUGUST 10, 2021 (CONTINUED)

568-21 Resolution authorizing the Board to hold a meeting excluding the public on August 10, 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).

(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.)

569-21 Resolution awarding Contract No. C1-142 to MJJ Construction, LLC for construction of Toucan Exhibit at Cape May County Zoo in the amount not to exceed \$223,000.00.

(This Resolution awards Contract No. C1-142 to MJJ Construction, LLC for construction of Toucan Exhibit at Cape May County Zoo for a term of one year commencing August 11, 2021, or until project completion.)

570-21 Resolution awarding Contract No. C1-149 to Election Systems & Software, LLC to provide hardware, software, licensing, support and maintenance for the 2021 General Election Early Voting Mandate in the amount not to exceed \$1,123,585.00.

(This Resolution awards Contract No. C1-149 to Election Systems & Software, LLC to provide hardware, software, licensing, support and maintenance for the 2021 General Election Early Voting Mandate in the amount not to exceed \$1,123,585.00.)

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**

571-21 Resolution amending Resolution No. 531-21 authorizing Release of Performance Guarantee Funds to Dollar General for improvements to Indian Trail Road, Middle Township.

(This Resolution amends Resolution No. 531-21 changing the amount of a Release of Performance Guarantee Funds to Dollar General from \$35,151.90 to \$32,151.90.)

572-21 Resolution authorizing the execution of a Shared Services Agreement with the Borough of Stone Harbor for the project known as “Bay Marina Park” providing for the funding of a portion of this project, in a total amount not to exceed \$1,780,862.50 with adoption of all other terms and conditions of the annexed schedules.

(This Resolution authorizes a Shared Services Agreement with the Borough of Stone Harbor for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)

573-21 Resolution approving contract documents for 2021 Miscellaneous Drainage Improvements II 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 contract documents and authorizes advertisement.)

574-21 Resolution amending Resolution No. 581-19 approving contract documents for 2019 Maintenance Paving Improvements on Various County Roads Throughout Cape May County and authorizing the Clerk of the Board to advertise for bids for same.

(This Resolution approves contract documents and authorizes advertisement.)

575-21 Resolution authorizing purchase of Estuarine Credits between Evergreen Environmental, LLC and Cape May County as part of required Wetlands Mitigation for Ocean Drive (CR621) over Upper Thorofare and Mill Creek Bridges Subsurface Repairs.

MINUTES OF A REGULAR MEETING HELD AUGUST 10, 2021 (CONTINUED)

(This Resolution authorizes execution of an agreement for the purchase of Mitigation Credits as required by NJ Department of Environmental Protection to satisfy the mitigation resulting from the disturbance of the coastal area associated with the Ocean Drive (CR621) Bridges over Upper Thorofare and Mill Creek Subsurface Repairs, Township of Lower.)

- 576-21 Resolution granting permission to the Cape May Beach Patrol to close a portion of Beach Avenue (CR604) for their Murph Mile on August 18, 2021.  
(This Resolution gives permission to the Cape May Beach Patrol to close a portion of Beach Avenue (CR604) for their Murph Mile on August 18, 2021.)
- 577-21 Resolution authorizing Modification No. 1 in the amount of \$150,746.77 to Colliers Engineering & Design for Professional Construction Engineering Services for repair of the Southwest Bascule Girder Cover Plate and Various Structural Components at the 96<sup>th</sup> Street Bridge over Great Channel (No. 0500-006 in the Township of Middle and Borough of Stone Harbor.  
(This Resolution increases the ceiling amount for additional work to be performed by Colliers Engineering & Design under their professional construction engineering services agreement for various emergency repairs to the 96<sup>th</sup> Street Bridge over Great Channel (No. 0500-006, Township of Middle and Borough of Stone Harbor.)
- 578-21 Resolution authorizing Modification No. 4 in the amount of \$39,700.00 to the Professional Engineering Services Agreement with Michael Baker International, Inc. for Emergency Repair Design of the 96<sup>th</sup> Street Bridge due to deterioration of precast box beams at the easterly approach span.  
(This Resolution increases the ceiling amount for additional work to be performed by Michael Baker International, Inc. under their professional engineering services agreement for Emergency to the 96<sup>th</sup> Street Bridge in the Borough of Stone Harbor.)
- 579-21 Resolution authorizing an Indemnification Agreement among NJ Run for the Fallen, Inc., Cape May County Bridge Commission and the County for a group run on September 23, 2021.  
(This Resolution authorizes an organization to conduct an event involving the use of bridges and roads owned by the Bridge Commission and the County, respectively.)
- 580-21 Resolution closing the contract and accepting the work of Remington & Vernick Engineers, Inc. for Professional Construction Engineering Services for Demolition of Various Buildings at Cape May County Airport, Township of Lower.  
(This Resolution accepts the work and closes the contract.)
- 581-21 Resolution authorizing Change Order No. 1 to Contract No. C1-70 with MJJ Construction, LLC for Middle Thorofare Toll Booth Rehabilitation in the amount not to exceed \$9,059.00.  
(This Resolution authorizes Change Order No. 1 to Contract No. C1-70 with MJJ Construction, LLC for Middle Thorofare Toll Booth Rehabilitation in the amount not to exceed \$9,059.00.)
- 582-21 Resolution authorizing Cape May County Bridge Commission to approve Change Order No. 1 to Contract No. C0-197 with Pennoni Associates, Inc. for Construction Engineering Services for Ocean Drive (CR619) Bridge over Middle Thorofare Rehabilitation in the amount not to exceed \$27,728.90.  
(This Resolution authorizes the CMC Bridge Commission to approve Change Order No. 1 to Contract No. C0-197 with Pennoni Associates, Inc. for Construction Engineering Services for Ocean Drive (CR619) Bridge over Middle Thorofare Rehabilitation in the amount not to exceed \$27,728.90.)

<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>Ms. Hayes</b>	<b>X</b>					
<b>Mr. Morey</b>	<b>X</b>				<b>X</b>	
<b>Mr. Pierson</b>	<b>X</b>					<b>X</b>
<b>Mr. Thornton</b>	<b>X</b>					

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: No public comment.

ADMINISTRATOR LARE:

Mr. Lare detailed several requests for use of rescue plan/recovery money that were suggested by commissioners. A Chapter 159 would be the mechanism to allocate the monies after lost revenue for 2020 was funded, he explained.

Item 1-Proposal of a broadband study throughout the county for \$250,000.

A short discussion ensued prompted by various comments. Mr. Morey made it known he wasn't certain of the full parameters for spending the recovery money. It was noted Brittany Smith would provide the information.

Item 2- Increase the county's advertising budget by \$250,000.

Diane Wieland, Tourism Director was advised to present the plan of how the \$250,000. would be spent at another time.

Item 3-Expenditure of \$150,000 to address the recent uptick in COVID-19 cases.

ADJOURN: 5:16 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

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DIRECTOR

ATTEST:

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CLERK OF THE BOARD