

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS HELD ON TUESDAY, SEPTEMBER 13, 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 Desiderio, Hayes, Morey, Pierson and Thornton (5)

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 Philip Matalucci and his family.

FLAG SALUTE-Led by Commissioner General Pierson.

MINUTES – MOTION TO APPROVE MINUTES OF THE 08/23/22 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 provided the Board an update to his projects. The Pacific Avenue Road Improvements Stage II would resume on October 3rd , beginning with drainage work. Between now and then the gas company would come in and do offsets and install a new main. That section of road runs from St. Louis to Madison Avenue in Wildwood Crest, he informed.

The Ocean Drive project from 62nd to 80th Street was resuming also. They were doing test pits now and the contractor was expected to start drainage within the next 2 weeks.

At the Airport the government services building work was continuing. The foundations had been completed. Today, the contractor poured one of the first cast in place walls to support the superstructure.

Stagecoach Road and County Route 610 projects would start within the next 2 weeks, he stated. As he had already mentioned, Petersburg Road and CR 610 work would need to be accelerated due to the Christmas house tours that take place every year in December.

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

Bayshore Road to Fishing Creek Road paving would take place next week for the maintenance paving contract. By the end of the week Stagecoach Road paving should be finished.

2) COUNTY COUNSEL: Jeffrey Lindsay had no report.

3) COUNTY TREASURER : Brittany Smith had no report.

COMMISSIONER REPORTS:

1) COMMISSIONER MOREY: No report.

2) COMMISSONER PIERSON:

Mr. Pierson commented on the events of the County's Patriot Day Ceremony, which was scheduled to take place on September 11th outside of the William Sturm Administration Building in the Memorial Garden. He stated his appreciation for all the Commissioners and everyone else in attendance. He acknowledged Diane Wieland, Tourism Director, Denis Brown, Public Information Officer, and Facilities and Services staff members for moving the ceremony inside to the Commissioners Meeting Room at the last minute, due to the forecast for rain. The ceremony still went off very well, he noted.

Commissioner Pierson informed the Firemen's Convention would be happening this upcoming weekend in Wildwood. He received a phone call and asked to serve as the Grand Marshal of the Firemen's Parade; he humbly accepted. The parade would be held on Saturday at 2:00 p.m. along New Jersey Avenue, from Cresse Avenue in Wildwood Crest, proceeding north to 26th Avenue in North Wildwood. Give me a wave or throw something at me if you see me out there, he said. He was honored and happy to be given the opportunity, he added.

3) COMMISSIONER HAYES:

Ms. Hayes reported the Board of County Commissioners had recently received a letter of gratitude from the Ocean City American Legion Morvay-Miley-Cruice Post 524. She read the letter to the Board, which thanked them for their very generous gift, the CMC Zoo tour, to the Williams family, the 2022 R & R (Rest and Relaxation) family. The R & R Program provided an all-inclusive, one-week vacation stay to a military veteran that recently returned from overseas duty and to their families. The letter from Joe Masington, R & R committee chair credited the county for contributing to another successful year for the program which was going into its' 10th year.

She attended a groundbreaking ceremony for Cape May County Habitat for Humanity. This round, a home was being afforded to a single mother and her son. They would move into their new modular home within the month. The land to put the home down was donated by Upper Township. This might be the tenth home put together and donated by the organization to date, she noted. One more was to be erected across the street from this one.

She attended the 2022 Burke Motor Group Car, Truck & Cycle Show and the Car Show at the Air Station Wildwood. She was amazed how many people have antique and restored cars in the county, she said. She met and spoke with many people at both events.

The Commissioner did a walk through of the Whitesboro Reunion Festival over Labor Day Weekend. Every year this was a nice event, she commented.

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

She gave an update to the Middle Township AARP, regarding county issues and spoke to the members about available services for the seniors. She did the same county update for the Lower Township Chamber of Commerce while attending the “Municipal Report Month” luncheon.

Ms. Hayes attended the 9-1-1 Memorial Service in Sea Isle City this year, which was beautiful, and the service was wonderful, she commented. Additionally, she was afforded the opportunity to speak at the County’s Patriot Day ceremony. For this she described her 9-1-1 response experience and what it was like on that awful day 21 years ago.

4) COMMISSIONER DESIDERIO: No report.

5) COMMISSIONER THORNTON:

Director Thornton stated he was very impressed with the Patriot’s Day ceremony on 9-1-1. He personally thanked Diane, Denis as well as Facilities and Services for a fantastic job. It was outstanding and well done, he finished.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

569-22 Resolution appointing Search and Rescue Coordinator for the County of Cape May.

(This Resolution appoints Captain Matthew Johnson Search and Rescue Coordinator for the County of Cape May for a term of 10/1/2022 to 9/30/2025.)

570-22 Resolution authorizing execution of a Memorandum of Agreement between the County of Cape May and the Baptist Resource Network of Pennsylvania/South Jersey for use of SOAR Church in Woodbine during declared emergency situations.

(This Resolution authorizes the County to enter into a Memorandum of Agreement with the Baptist Resource Network of Pennsylvania/South Jersey for the provision of a site to be used during any declared emergency situation.)

571-22 Resolution amending Resolution No. 507-22 appointing Zeth Matalucci as a member to the Cape May County Municipal Utilities Authority.

(This Resolution amends Resolution No. 507-22 changing the expiration date from February 1, 2027 to February 1, 2025 of the appointment of Zeth Matalucci as a member to the Cape May County Municipal Utilities Authority.)

572-22 Resolution authorizing renewal of policies with Travelers Property Casualty Company of America for Commercial Watercraft Liability and Excess Maritime Protection & Indemnity Liability for the Prosecutor’s patrol boat in the total amount of \$14,955.00.

(This Resolution authorizes commercial insurance policies for the Prosecutor’s patrol boat for the term of August 24, 2022, through August 24, 2023.)

573-22 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$13,837.36.

(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department for various claims.)

574-22 Resolution authorizing a Redevelopment Collaboration Agreement with the Township of Dennis.

(This Resolution authorizes a Redevelopment Collaboration Agreement with the Township of Dennis.)

575-22 Resolution authorizing acceptance of Grant Award from the New Jersey Department of Law and Public Safety for the FFY21 Stop Violence Against Women (VAWA) Grant Program in the amount of \$18,093.00.

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

(This Resolution authorizes a grant award from the New Jersey Department of Law and Public Safety to secure funding for direct services on the municipal court level to victims of domestic violence in the amount of \$18,093.00 (with \$7,372.00 In-Kind Match) for the period 7/1/22 to 6/30/23.)

- 576-22 Resolution amending the 2022 Budget in the amount of \$18,093.00 for the FFY21 Stop Violence Against Women Act (VAWA) Grant Program.
(This Resolution amends the 2022 Budget in the amount of \$18,093.00 for the FFY 21 Stop Violence Against Women Act (VAWA) Grant Program.)

- 577-22 Resolution authorizing renewal of Group Accident Coverage for Fire Fighting Instructors with National Union Fire Insurance Company in the amount of \$500.00.
(This Resolution authorizes renewal of Group Accident Policy No. SRG009151844 for firefighting instructors for the term of July 26, 2022, through July 26, 2023.)

- 578-22 Resolution establishing a pool of firms for as needed mechanical, electrical & plumbing engineering services and awarding Contract No. C2-166 to Remington & Vernick Engineers for task 1 Department of Health HVAC replacement/upgrade in the amount of \$68,950.00.
(This Resolution establishes a Pool of Mechanical, Electrical & Plumbing Engineering Firms to be utilized on as as-needed competitive basis and awards Contract No. C2-166 to Remington & Vernick Engineers for Task 1 Department of Health HVAC Replacement/Upgrade in the amount of \$68,950.00.)

- 579-22 Resolution rejecting all proposals submitted June 29, 2022, in response to 2022 Specification No. 32 to provide Medical Services for the Cape May County Correctional Center.
(This Resolution rejects all proposals received June 29, 2022, for 2022 Specification No. 32, pursuant to N.J.S.A.40A:11-13.2(b), lowest bid substantially exceeds the appropriation.)

- 580-22 Resolution authorizing use of Competitive Contracting to provide Accreditation Consulting Services for Office of Emergency Management.
(This Resolution authorizes the use of Competitive Contracting to solicit proposals for Accreditation Consulting Services for Office of Emergency Management pursuant to N.J.S.A. 40A:11-4.1 through 40A:11-4.5.)

- 581-22 Resolution authorizing Contract No. C2-170 with Cellebrite Inc., to provide proprietary software supplement for office of Prosecutor in the amount of \$32,883.00.
(This Resolution authorizes Contract C2-170 with Cellebrite Inc., for proprietary software supplement for use countywide, through the Prosecutor’s office, for a term of one (1) year, commencing October 28, 2022, in the amount of \$32,883.00, pursuant to N.J.S.A.40A:11-5(1)(dd).)

- 582-22 Resolution authorizing execution of a Second Amendment to Lease Agreement with Stone Harbor Theater, LLC.
(This Resolution authorizes a Lease Amendment with Stone Harbor Theater, LLC.)

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

- 583-22 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).)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

- 584-22 Resolution authorizing a Letter of Agreement with The Governor’s Council on Alcoholism and Drug Abuse for participation in the FY23 Municipal Alliance Grant Program for the period of July 1, 2022 to June 30, 2023 in the amount of \$106,199.00.
(This Resolution authorizes a Letter of Agreement with the State of New Jersey for the Alliance to Prevent Alcoholism and Drug Abuse Grant from 7/1/2022 to 6/30/2023 in an amount not to exceed \$106,199.00.)
- 585-22 Resolution amending the 2022 Budget for the FY23 Municipal Alliance Grant in the amount of \$106,199.00.
(This Resolution amends the 2022 Budget in the amount of \$106,199.00 for the Municipal Alliance Grant FY23.)
- 586-22 Resolution authorizing a Letter of Agreement with The Governor’s Council on Alcoholism and Drug Abuse for participation in The Alliance to Prevent Alcoholism and Drug Abuse DMHAS Youth Leadership Grant for the period of July 1, 2022 to March 30, 2023 in the amount of \$12,491.00.
(This Resolution authorizes a Letter of Agreement with the State of New Jersey for the Alliance to Prevent Alcoholism and Drug Abuse DMHAS Youth Leadership Grant from 7/1/2022 to 3/30/2023 in an amount not to exceed \$12,491.00.)
- 587-22 Resolution amending the 2022 Budget for the Alliance to Prevent Alcoholism and Drug Abuse DMHAS Youth Leadership Grant in the amount of \$12,491.00.
(This Resolution amends the 2022 Budget in the amount of \$12,491.00 for the Youth Leadership Grant.)
- 588-22 Resolution accepting a Grant Award from the New Jersey Department of Health for The Cancer Education and Early Detection Grant (CEED) No. DCHS23CED006 for the period of July 1, 2022 to June 30, 2023 in the amount of \$146,897.00.
(This Resolution accepts a grant award in the amount of \$146,897.00 to support breast and cervical cancer screening and education services.)
- 589-22 Resolution amending the 2022 Budget for the New Jersey Cancer Education and Early Detection 2023 Grant in the amount of \$146,897.00.
(This Resolution amends the 2022 Budget in the amount of \$146,897.00 for the New Jersey Cancer Education and Early Detection Grant.)
- 590-22 Resolution accepting Grant Award from the Workfirst New Jersey (WFNJ) Grant for the period of July 1, 2022 to June 30, 2023 in the amount of \$311,028.00.
(This Resolution authorizes acceptance of a grant award in the amount of \$311,028.00 for WFNJ Funds for the period of 07/01/22 to 6/30/23.)
- 591-22 Resolution amending the 2022 Budget for The Workfirst New Jersey (WFNJ) Grant for the period of July 1, 2022 to June 30, 2023 in the amount of \$311,028.00.
(This Resolution amends the 2022 Budget in the amount of \$311,028.00 to support efforts in assisting adults, youth and dislocated workers in finding employment.)
- 592-22 Resolution extending Contract No. C9-175 with MatrixCare, Inc., through July 1, 2023, for Crest Haven Nursing and Rehabilitation Center.
(This Resolution extends Contract No. C9-175 with MatrixCare, Inc., through July 1, 2023, for MealTracker, EHR Elite and Training Assurance Plus software for Crest Haven Nursing & Rehabilitation Center.)
- 593-22 Resolution reappointing members to the Cape May County Human Services Advisory Council.
(This Resolution authorizes the reappointments of members to the Human Services Advisory Council.)

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

Ms. Hayes	X					
Mr. Morey	X					X
Mr. Pierson	X				X	
Mr. Thornton	X					

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO

- 594-22 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.)
- 595-22 Resolution authorizing the Board to hold a meeting excluding the public on September 13, 2022, at 3:00 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); pending litigation, 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.)
- 596-22 Resolution authorizing Application and Indemnification Agreement with Cape May County Technical High School to hold Cross Country practices and meets at County Park Central.
 (This Resolution permits use of a portion of the Cape May County Park, Cape May Court House location, by the Cape May County Technical High School from September 1, 2022, through November 1, 2022, for Cross Country practices and meets.)
- 597-22 Resolution amending Contract No. C0-174 with Hy-Point Dairy Farms, Inc., to allow Producer Price Index Increase for Dairy Products.
 (This Resolution amends Contracts No. C0-174 with Hy-Point Dairy, Inc., for net price increase due to increase in producer cost for Crest Haven Nursing and Rehabilitation Center and Cape May County Cooperative participating agencies (25CMACP 09-14-20).)
- 598-22 Resolution authorizing renewal of Public Official Bond for County Clerk, Rita Marie Rothberg with RLI Insurance Company in the amount of \$350.00.
 (This Resolution authorizes renewal of Bond #RSB4079978 for Rita Marie Rothberg, County Clerk for the term of July 1, 2022, through July 1, 2023.)

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

- 599-22 Resolution appointing certain County employees to their permanent position in their respective offices. (Engineer, Planning)
 (This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 600-22 Resolution authorizing release of Performance Guarantee funds in the amount of \$6,842.00 to James Shroder for improvements to Commonwealth Avenue (CR#619), Upper Township.
 (This Resolution authorizes release of the funds held as a performance guarantee for improvements within a County right-of-way to James Shroder.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

- 601-22 Resolution approving contract documents for Pittsburgh Avenue (CR622) Resurfacing Improvements, City of Cape May and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)
- 602-22 Resolution awarding contract to South State, Inc. in the amount of \$2,476,429.53 for Dennisville-Petersburg Road (CR610) Resurfacing, Township of Dennis.
(This Resolution awards the contract for Dennisville-Petersburg Road (CR610) Resurfacing, Township of Dennis.)
- 603-22 Resolution awarding contract to South State, Inc. in the amount of \$3,366,672.04 for Dias Creek Road (CR612) Resurfacing Improvements, Township of Middle.
(This Resolution awards the contract for Dias Creek Road (CR612) Resurfacing Improvements, Township of Middle.)
- 604-22 Resolution authorizing Change Order No. 14 in the amount of \$309,320.00 to the Professional Services Agreement with Tetra Tech, Inc. for Professional Engineering and Licensed Site Remediation Services at the Cape May County Airport.
(This Resolution increases the ceiling amount of Tetra Tech, Inc. professional services agreement for remediation at the Cape May County Airport associated with the final closure of the balance of remaining open Areas of Concern.)
- 605-22 Resolution authorizing acquisition of interest in real estate known as Block 47 Lot 1 in the City of Wildwood for use in connection with County road system.
(This Resolution authorizes the acquisition by the County of Cape May of a sight triangle easement pursuant to the County Planning Act, N.J.S.A. 40:27-1, et seq.)
- 606-22 Resolution accepting Grant Award from New Jersey Department of Labor and Workforce Development for the Workforce Innovation and Opportunity Act (WIOA) Grant for the period of July 1, 2022 to June 30, 2023 in the amount of \$1,831,573.00.
(This Resolution authorizes acceptance of a grant award in the amount of \$1,831,573.00 for the period of 7/01/22 to 6/30/23.)
- 607-22 Resolution amending the 2022 Budget for the Workforce Innovation and Opportunity Act (WIOA) Grant in the amount of \$1,831,573.00.
(This Resolution amends the 2022 Budget in the amount of \$1,831,573.00 to support efforts in assisting adults, youth and dislocated workers in finding employment.)
- 608-22 Resolution authorizing an Addendum to the Shared Services Agreement with the Borough of Woodbine for Cost-Sharing for Landscape Architectural Services for Jake’s Law Playground at the Woodbine Eco-Park.
(This Resolution authorizes additional work in an amount not to exceed \$7,500.00.)

Commissioners	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:

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					

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 13, 2022 (CONTINUED)

PUBLIC COMMENTS- Jim Chew of Rio Grande talked to the Board about his idea to help homeless individuals in Middle Township have a designated place outdoors to call home. He asked the Board for support of the plan or to present no opposition to the plan if others want to see it implemented.

Donna Groome, Department of Human Services responded by saying that Mr. Chew was at the agency today, showing interest in the Homeless Trust Fund. She described the four prescribed uses for the trust fund monies. None of the uses met the criteria for Mr. Chew's idea to provide a place for homeless individuals to set up a living space.

ADJOURN: 5:10 P.M.

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