

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS HELD ON TUESDAY, SEPTEMBER 14, 2021 AT 4:30 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Vice-Director Desiderio presiding and the following members answering roll call:

Commissioners Hayes, Morey, Pierson and Desiderio- (4)
Commissioner Thornton-Absent (1)

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 to the family of Kerry Higgs, a retired Wildwood police officer that passed away.

FLAG SALUTE-Led by Commissioner Pierson.

MINUTES – MOTION TO APPROVE MINUTES OF THE 08/24/21 MEETINGS
Commissioner Pierson moved/ Commissioner Morey seconded

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

COMMUNICATIONS: None.

REPORTS:

1) **ENGINEER:**

Bob Church reported the following:

Tomorrow they would be taking bids on the second countywide miscellaneous drainage contract. The first miscellaneous drainage contract for the year was coming to an end. The ceiling amount had been reached on the first contract necessitating a second.

Work was being performed on the Carnival Bay abutment repairs. It was an ongoing project he said. It started three weeks ago to fortify the abutments of the small bridge.

The drainage work on Goshen Road would resume tomorrow. The contractor had delays related to acquiring pipe for the job. The materials were onsite now. It was anticipated the work would be complete by October 15.

By the end of the month, the County would be submitting its 2022 County Aid application for road project reimbursements from the State. A list of approximately 70 locations would be put together for submittal. To be qualified the location had to

be listed ahead of time. As projects were designed and permits issued, work would begin on them.

- 2) COUNTY COUNSEL: Jeff Lindsay had no report.
- 3) COUNTY TREASURER: Brittany Smith reported on the two bond sales held last week. There was a \$35 million tax exempt sale and a \$21 million taxable bond sale. They were successful sales, she informed. The County's Moody Rating continued to be a high AA1.

COMMISSIONER REPORTS:

1) COMMISSIONER MOREY: Mr. Morey gave an update on the Wildwood Municipal Redevelopment Plan which was approved by the municipality at their second August meeting. It then went to the CMC Planning Board for their review and approval, last night. There were no adverse comments, therefore it was recommended the plan move toward final adoption. As early as September 22 or the beginning of October, it could be acted on, and officially adopted by Wildwood. A developer could then come in with a redevelopment proposal. Afterwards, a study would be completed declaring the area as one in need of redevelopment. He described the entire process as one that would entail design standards, zoning, an area in need of redevelopment plan and finally tax incentives for businesses.

2) COMMISSIONER PIERSON: Mr. Pierson informed his colleagues of his participation and/or attendance at the following meetings/events: Army National Guard Association Breakfast, Coast Guard Foundation Strategic Planning meeting, Naval Air Station Wildwood Airfest, Annual Tee Off for Veterans, NJAC online meeting, County and Ocean City 9-11 ceremonies, Andrew Lea Eagle Scout Court of Honor, Jersey Shore Partnership networking meeting and Grand Opening of the End of the Road Theatre.

3) COMMISSIONER HAYES: Ms. Hayes informed her colleagues of her participation and/or attendance at the following meetings/events: Naval Air Station Wildwood Airfest, NJAC online meeting, County and Ocean City 9-11 ceremonies, Andrew Lea Eagle Scout Court of Honor, Jersey Shore Partnership networking meeting, Park & Zoo's Unity in the Community and the Women of Achievement Kick-off.

Everyday next week, there would be a commemoration of the 50th anniversary of the County library, held at the Main Library. On Saturday, closing ceremonies would take place, along with burial of a time capsule outside on the property.

The commissioner announced Boo at the Zoo would be held again this year on October 30, 2021. She invited everyone to come out and enjoy the event with their families.

4) COMMISSIONER DESIDERIO: Mr. Desidero reminded, during the August 24th Commissioner meeting, members of the Regional Search and Rescue Team (RUST) were recognized for their heroic efforts. This same group of men and women were called out again, during the recent flooding and tornadoes which took place in Gloucester County, South Jersey and in North Jersey. These men and women would be acknowledged at the next meeting for their response to these latest natural disasters.

He announced the ½ year occupancy tax collection figure through June 2021 was indicating the county was well on its way to recovery. In the first six months of 2021, \$4,685,643.65 was collected per Diane Wieland, Tourism Director.

RESOLUTIONS:

INTRODUCED BY MR. PIERSON, SECONDED BY MR. MOREY

- 620-21 Resolution appointing certain County employees to their permanent position in their respective offices. (Sheriff)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 621-21 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 \$13,953.00.
(This Resolution authorizes commercial insurance policies for the Prosecutor's patrol boat for the term of August 24, 2021 through August 24, 2022.)
- 622-21 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, 2021 through July 1, 2022.)
- 623-21 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, 2021 through July 26, 2022.)
- 624-21 Resolution authorizing execution of a Lease Agreement with Cape May Sports Training, LLC d/b/a Cape May Dance Company for County-owned Property.
(This Resolution authorizes execution of Lease Agreement with Cape May Sports Training, LLC d/b/a Cape May Dance Company.)
- 625-21 Resolution adopting a Military Leave of Absence Policy.
(This Resolution adopts a policy for employees taking a leave of absence to serve in any branch of the military.)
- 626-21 Resolution awarding Contract No. C1-150 to Johnson Controls, Inc., for HVAC equipment, systems & controls inspection, maintenance and repair services for Department of Facilities & Services.
(This Resolution awards Contract No. C1-150 to Johnson Controls, Inc., for HVAC equipment, systems & controls inspection, maintenance and repair services for a term of one year with two (2) additional one-year options commencing on October 1, 2021.)
- 627-21 Resolution authorizing Change Order No. 1 with Aliano Brothers General Contractors, Inc. for construction of Child Advocacy Center in the amount not to exceed \$33,841.00.
(This Resolution authorizes Change Order No. 1 with Aliano Brothers General Contractors, Inc., for additional services in the amount not to exceed \$33,841.00.)
- 628-21 Resolution authorizing Change Order No. 8 in the credit amount of \$2,895.67 and Change Order No. 9 in the amount of \$798,115.77 to Contract No. C9-211 with Arthur J. Ogren, Inc. for additional services at County Commons.
(This Resolution authorizes Change Order No. 8 in the credit amount of \$2,895.67 and Change Order No. 9 in the amount of \$798,115.77 to Contract No. C9-211 with Arthur J. Ogren, Inc. for a net amount of \$795,220.10.)
- 629-21 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).)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 14, 2021 (CONTINUED)

- 630-21 Resolution awarding various contracts to vendors for an array of services for Cape May County Department of Human Services Division of Aging and Disability Services.
(This Resolution awards Contract No. C1-168 to South Jersey Legal Services, Inc., for Legal Assistance, in the amount of \$20,000.00, Contract No. C1-169 to South Jersey Geriatric Care, PC for Caregiver Mental Health, in the amount of \$22,400.00, Contract No. C1-170 to South Jersey Geriatric Care, PC for Professional In-Home Education and Support, in the amount of \$13,200.00, Contract No. C1-171 to Cape Assist for Caregiver Support Group, in the amount of \$6,500.00 and Contract C1-172 to Stockton University for Socialization and Recreation in the amount of \$15,000.00 for a term of one year commencing January 1, 2022 with two (2) one-year options.)
- 631-21 Resolution authorizing Change Order No. 03 to Professional Services Agreement with Excellence in Caring, LLC.
(This Resolution authorizes a Change Order No. 03 to Contract No. C1-96 with Excellence in Caring, LLC increasing the amount by \$150,000.00.)
- 632-21 Resolution authorizing renewal with RLI Insurance Company for Patient Trust Fund Bond for Crest Haven Nursing and Rehabilitation Center in the amount of \$1,000.00.
(This Resolution authorizes renewal of Bond No. RSB4133382 for Crest Haven Nursing and Rehabilitation Center for the term June 18, 2021 through June 18, 2022.)
- 633-21 Resolution accepting Grant Award from the New Jersey Department of Health for Local Core Capacity for Public Health Emergency Preparedness (LINCS) Grant No. PHLP22LNC012 for the period July 1, 2021 to June 30, 2022 in the amount of \$661,274.00.
(This Resolution accepts a grant award in the amount of \$661,274.00 for the period 7/1/21 through 6/30/22 to be utilized in the building and enhancing area-wide critical core capacities and expertise needed to plan, coordinate, and respond to any future public health threats and emergencies.)
- 634-21 Resolution amending the 2021 Budget for the Local Core Capacity for Public Health Emergency Preparedness (LINCS) Grant No. PHLP22LNC012 in the amount of \$661,274.00.
(This Resolution amends the 2021 Budget for the Local Core Capacity for Public Health Emergency Preparedness (LINCS) grant in the amount of \$661,274.00.)
- 635-21 Resolution accepting Grant Award from New Jersey Department of Human Services, Division of Aging Services for the State Health Insurance Program (SHIP) Grant No. DOAS21SHF009 for the period of April 1, 2021 to March 31, 2022 in the amount of \$39,000.00.
(This Resolution authorizes acceptance of a grant award from the New Jersey Department of Human Services for the period 04/01/21 to 03/31/22 in the amount of \$39,000.00 providing funds to support services offered to Cape May County residents.)
- 636-21 Resolution amending the 2021 Budget for the State Health Insurance Program (SHIP) Grant No. DOAS21SHF009 for the period of April 1, 2021 to March 31, 2022 in the amount of \$39,000.00.
(This Resolution amends the 2021 Budget in the amount of \$39,000.00 for the State Health Insurance Program (SHIP) Grant for the period of 04/01/2021 to 03/31/2022 providing funds to support community-based services offered to Cape May County residents.)
- 637-21 Resolution accepting Delta Dental of New Jersey Foundation Grant for the Senior Oral Health Program for the period July 1, 2021 to June 30, 2022 in the amount of \$10,000.00.
(This Resolution accepts funding for Delta Dental of New Jersey Foundation in the amount of \$10,000.00.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 14, 2021 (CONTINUED)

- 638-21 Resolution amending the 2021 Budget for Delta Dental of New Jersey Foundation for the Senior Oral Health Program in the amount of \$10,000.00.
(This Resolution amends the 2021 Budget in the amount of \$10,000.00 for Senior Oral Health Program services.)

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

- 639-21 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.)
- 640-21 Resolution authorizing use of competitive contracting to solicit proposals for communication engineering and architecture for broadband study and identification.
(This Resolution authorizes use of competitive contracting for broadband study, mapping, etc. pursuant to N.J.S.A. 40A:11-5 et seq. and N.J.A.C. 5:34-4 et seq.)
- 641-21 Resolution deeming a trailer mounted generator surplus property and authorizing execution of a Bill of Sale for conveyance to the Borough of West Wildwood.
(This Resolution deems a trailer mounted generator as surplus property and authorizes conveyance to the Borough of West Wildwood for the nominal sum of One (\$1.00) Dollar.)
- 642-21 Resolution deeming a 5-ton cargo truck as surplus property and authorizing execution of a Bill of Sale for conveyance to the Borough of Stone Harbor.
(This Resolution deems a 5-ton cargo truck as surplus property and authorizes conveyance to the Borough of Stone Harbor for the sum of One (\$1.00) Dollar.)
- 643-21 Resolution authorizing Change Order No. 7 to Contract No. C0-70 with R. Wilkinson & Sons Construction for Safari Café in the amount of \$32,085.94.
(This Resolution authorizes Change Order No. 7 to Contract No. C0-70 for fabrication of custom extensions for light fixtures, supply and install larger fryers with filter system, install 4 surface mounted hand dryers, and install FRP walls at the Safari Café in the amount of \$32,085.94.)
- 644-21 Resolution authorizing the Board to hold a meeting excluding the public on September 14, 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. 12(b)(7) and pending litigation, 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.)
- 645-21 Resolution authorizing Agreement with the Department of Transportation Federal Transit Administration for the 5339 Bus and Bus Facilities Cape May County Fare Free Transportation Bus Facility Grant in the amount of \$2,200,000.00.
(This Resolution authorizes an agreement with the Department of Transportation Federal Transit Administration in the amount of \$1,200,000.00 (\$1,000,000.00 County Matching Funds) for a total grant award of \$2,200,000.00.)
- 646-21 Resolution authorizing Application to NJ Transit for 2022 Senior Citizen and Disabled Resident Transportation Assistance Program Grant under the Federal Transit Act in the amount of \$414,649.00.

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 14, 2021 (CONTINUED)

(This Resolution authorizes an application for funds to support the 2022 Senior Citizen/Disabled Residents Transportation Assistance Program from 1/1/22 through 12/31/22.)

- 647-21 Resolution authorizing Application to NJ Transit Corporation and Department of Transportation on behalf of County of Cape May for FTA Section 5311 Grant for a total amount of \$162,805.26.

(This Resolution authorizes the County to apply for funds to aid in the financing of administration, capital and/or operating assistance projects for a mass transportation program. The approximate County local share will be \$37,401.13 with the State share of \$37,401.13 and Federal Share of \$88,003.00 (total amount \$162,805.26); grant period 1/1/22 to 12/31/22.)

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

- 648-21 Resolution authorizing an Indemnification Agreement with the Township of Middle for their 23rd Annual Olde Tyme Harvest Festival on October 23, 2021.

(This Resolution gives permission to the Township of Middle for the temporary closure of a portion of Mechanic Street (CR615) for their Annual Olde Tyme Harvest Festival.)

- 649-21 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, 2021 to June 30, 2022 in the amount of \$1,651,423.00.

(This Resolution authorizes acceptance of a grant award in the amount of \$1,651,423.00 for the period of 7/01/21 to 6/30/22.)

- 650-21 Resolution amending the 2021 Budget for the Workforce Innovation and Opportunity Act (WIOA) Grant for the period of July 1, 2021 to June 30, 2022 in the amount of \$1,651,423.00.

(This Resolution amends the 2021 Budget in the amount of \$1,651,423.00 to support efforts in assisting adults, youth, and dislocated workers in finding employment.)

- 651-21 Resolution authorizing an Indemnification Agreement among Ocean City Aquatic & Fitness Center, Cape May County Bridge Commission and the County for the OCNJ Half Marathon on September 26, 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.)

- 652-21 Resolution authorizing an Indemnification Agreement among Police Unity Tour Chapter II, Cape May County Bridge Commission and the County for a group bicycle ride on October 11, 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.)

- 653-21 Resolution closing the contract and accepting the work of Colliers Design & Engineering for Professional Construction Engineering Services for Roosevelt Boulevard (CR623) over Crook Horn Creek Bridge Deck Rehabilitation, City of Ocean City, Cape May County, New Jersey.

(This Resolution accepts the work and closes the contract.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 14, 2021 (CONTINUED)

- 654-21 Resolution awarding contract to Asphalt Paving Systems, Inc. in the amount of \$1,294,800.00 for DeHirsch Avenue (CR550) Phase II, Borough of Woodbine.
(This Resolution awards the contract for DeHirsch Avenue (CR550) Phase II from Madison Avenue to Washington Avenue, Borough of Woodbine.)
- 655-21 Resolution awarding contract to Charles Marandino, LLC in the amount of \$2,190,026.00 for Bayshore Road (CR603) Resurfacing Improvements Phase I, Township of Lower.
(This Resolution awards the contract for Bayshore Road (CR603) Resurfacing Improvements Phase I from Townbank Road (CR648) to Charles Street, Township of Lower.)
- 656-21 Resolution authorizing an Indemnification Agreement with Township of Lower Department of Parks & Recreation for its Coombs/Douglass Memorial Bay Run on September 25, 2021.
(This Resolution gives permission to Lower Township Department of Parks & Recreation to utilize County roads for a memorial run.)
- 657-21 Resolution amending Resolution No. 153-21 awarding contract to L. Feriozzi Concrete Company in the amount of \$4,798,764.80 for Pacific Avenue (CR621) Resurfacing Improvements, Borough of Wildwood Crest and Township of Lower.
(This Resolution amends and modifies the contract award for Pacific Avenue (CR621) Resurfacing Improvements from L. Feriozzi Concrete Company to South State, Inc.)
- 658-21 Resolution closing the contract and accepting the work of Urban Engineers, Inc. for Professional General Engineering Services for review and submission process of bid documents for Seashore Road (CR626) Missing Bicycle Link Improvements, Township of Lower.
(This Resolution accepts the work and closes the contract.)
- 659-21 Resolution closing the contract and accepting the work of Urban Engineers, Inc. for Professional General Engineering Services to assist in shop drawing review for Seashore Road (CR626) Missing Bicycle Link Improvements, Township of Lower.
(This Resolution accepts the work and closes the contract.)
- 660-21 Resolution granting permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Patriots Day Ceremony on September 11, 2021.
(This Resolution gives permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their Patriots Day Ceremony on September 11, 2021.)
- 661-21 Resolution authorizing an Indemnification Agreement among the National Multiple Sclerosis Society and the County of Cape May for their 2021 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 25 and 26, 2021.)
- 662-21 Resolution authorizing execution of Agreement No. 2-DT-BLA-834 for Ocean Drive (CR619) 62nd Street to 80th Street Resurfacing Improvements, Borough of Avalon.
(This Resolution establishes the terms for cost reimbursement of Federal funds for Ocean Drive (CR619) Resurfacing from 62nd Street to 80th Street, Borough of Avalon.)
- 663-21 Resolution approving contract documents for Ocean Drive (CR619) 62nd Street to 80th Street Resurfacing Improvements, Borough of Avalon and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 14, 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		

PUBLIC HEARING

Vice-Director Desiderio: This is the date, time and place for the public hearing on the adoption of Pre-Qualification Regulations for prospective bidders for “Historic Preservation Work to Improve and Adapt the Historic Franklin Street School to become the Cape May City Library”.

MOTION TO OPEN THE PUBLIC HEARING:

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

Vice-Director Desiderio: The public hearing is now open. Are there any comments? (Long pause.) Hearing none, I need a motion to close the public hearing.

MOTION TO CLOSE THE PUBLIC HEARING:

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

Deputy Clerk Doyle reads the resolution:

664-21 Resolution adopting Pre-Qualification Regulations for Prospective Bidders for Historic Preservation Work to Improve and Adapt the Historic Franklin Street School to become Cape May City Library.

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

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 Pierson moved/ Commissioner Hayes 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: No public comment.

ADJOURN: 5:05 P.M.

Commissioner Pierson moved/ Commissioner Hayes seconded

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 14, 2021 (CONTINUED)

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

ATTEST:

CLERK OF THE BOARD