

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, SEPTEMBER 22, 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 09/08/20 MEETINGS
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					

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 pump station for the Gateway Project, Corson’s Tavern Road Project, Ingrams Thorofare Decking Project, 96th Street Bridge, Woodbine Roundabout, Pacific Avenue Drainage Project, Pacific Avenue Resurfacing Project, Bay Avenue Resurfacing Project and Stagecoach Road.

2) COUNTY COUNSEL: Assistant Counsel, Lauren Fogarty had no report.

3) COUNTY TREASURER: Brittany Smith had no report.

FREEHOLDER REPORTS:

1) FREEHOLDER MOREY:

Mr. Morey reported that he and Bob Church presented the County Comprehensive Bridge Plan via Zoom to the Cape May County Chamber of Commerce meeting participants on September 17.

The Municipal Redevelopment Initiative was moving forward steadily, working on the Pacific Avenue Pilot Program. He hoped to see some real benchmarks by the end of the year, he stated.

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 22, 2020 (CONTINUED)

A medical technology company out of Rochester, New York had signed a letter of intent to move their operations and begin leasing space at Tech Village.

Triad had been notified to begin work on the next phase of building for Tech Village. A completion date was set for September 2021 or sooner.

Director Thornton asked how many jobs the new company would provide the County. Mr. Morey responded he would follow up with the actual number later, but considering the size of the space, ten people or so possibly.

2) FREEHOLDER PIERSON:

Mr. Pierson informed his colleagues of his participation and/or experience at the following events: Tee Off for Veterans golf tournament in Egg Harbor Township, virtual retirement ceremony for Lt. Colonel Mark Berlenbach of the Army Reserve, Veteran's Drive Thru Resource Fair in Rio Grande organized by David Louderback, Acting Director, Veterans Bureau, September 11th Ceremony in Ocean City, Virtual Cape May County 9/11 Ceremony, POW/MIA Ceremony with the Ocean City American Legion Post 524 on the Parkway, and Eagle Scout Court of Honor for Caleb J. Schumacher.

He informed they had started to see a trend in the average daily positives of COVID-19 in the county. Since August, the numbers had started to increase, which he wanted everyone to be aware. Mr. Morey commented the numbers did appear to still be in the low range relatively speaking. Mr. Thornton added the increase was something they had to continue to look at. With the upcoming fall weather, more people would be spending time indoors and he was concerned about the possible uptick of positive cases. So far, Cape May County had been very fortunate compared to other counties he stated, and he was proud of the work done by all staff and the task force, contributing to a more favorable outcome.

3) FREEHOLDER HAYES:

Ms. Hayes attended the Ocean City 9/11 Ceremony and commented the message delivered by the fire chief of how we must never forget was very moving.

In celebration of the 100th Anniversary of Women's Suffrage, certain county buildings would be lit with the colors white, gold and blue from October 31st through Election Day, she informed.

She announced that Fare Free Transportation had completed production of a Smart phone application that allowed riders to use service on demand, like Uber & Lyft. On Wednesday, September 16 the pilot program promoting the App and the on-demand service was initiated in Ocean City. All residents can open the App and book a trip within minutes. It would show the rider where the transporting vehicle was located and the approximate time it would arrive at their home. Riders could be transported anywhere on the island from now until December 31st, Monday thru Friday, 9:00 a.m. until 3:30 p.m. The pilot program was an effort to make Fare Free more user friendly, streamline services, increase ridership while reducing costs. By day three of the introduction of the App it had been downloaded over 100 times. If successful in Ocean City the program would be expanded throughout the county. She gave kudos to Dan Mulraney and his staff for implementing the software.

4) FREEHOLDER DESIDERIO:

Mr. Desiderio complimented Freeholder Hayes for the innovation and idea for the addition of on-demand services being provided Ocean City by Fare Free Transportation. He would like to find out more about the program.

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 22, 2020 (CONTINUED)

He attended the ribbon cutting at the Harriet Tubman Museum on September 9th. He had prior to the 9th taken a tour of the museum with Assemblyman McClellan and Senator Rice of Essex County. On September 9th, Freeholder Desiderio, Senator Testa, Assemblyman Simonsen, Assemblyman McClellan, and Mayor Lear along with a large crowd, observed as Governor Murphy cut the ribbon on the museum. The governor had nice things to say about Director Thornton and Cape May County Board of Chosen Freeholders, saying what a pleasure they were to work with throughout the pandemic. Mr. Desiderio gave kudos and congratulations to the Mullock family and the City of Cape May.

He was speaker at VFW Post 1963 for the POW/MIA Ceremony on September 18th. We need to continue to hope these individuals will be found and reunited with their loved ones he commented. We need to not forget, he finished.

5) FREEHOLDER THORNTON:

Mr. Thornton reported the virtual 9/11 Ceremony sponsored by the County was well received. Additionally, the drive thru for the Veterans was well done, he noted.

Due to current circumstances Zoom meetings would continue through October, he stated.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 575-20 Resolution authorizing renewal of policies with Travelers Property Casualty Company of America for Commercial Watercraft Liability and Excess Protection & Indemnity Liability for the Prosecutor's patrol boat in the total amount of \$12,920.00.
(This Resolution authorizes commercial insurance policies for the Prosecutor's patrol boat for the term of August 24, 2020 through August 24, 2021.)
- 576-20 Resolution amending Resolution No. 9-20 appointing certifying officers for 2020.
(This Resolution changes/clarifies certifying officers for departments for auditing purposes.)
- 577-20 Resolution amending Resolution No. 94-19 with respect to court-approved settlement of Claim Petition #2018-2020.
(This Resolution authorizes an amendment to Resolution No. 94-19 increasing the amount of court-approved settlement of CP#2018-2020 for total payments of \$14,008.75.)
- 578-20 Resolution accepting check from Arch Insurance Company in the amount of \$484.10 as additional reimbursement to the County for court-approved settlement of Claim Petition #2010-31401.
(This Resolution accepts a check in the amount of \$484.10 from Arch Insurance Company, excess carrier, as additional reimbursement to the County of Cape May for excess recoveries with respect to settlement of Claim Petition #2010-31401.)
- 579-20 Resolution accepting a Grant Award from the New Jersey Office of Homeland Security and Preparedness for FFY20 Homeland Security Grant No. EMW-2020-SS-00042 in the amount of \$200,180.28.
(This Resolution accepts FFY20 Homeland Security Grant in the amount of \$200,180.28 for the period 9/1/20 to 8/31/23.)
- 580-20 Resolution amending the 2020 Budget for the State Homeland Security Program FFY20 SHSP Local Share Grant No. EMW-2020-SS-00042 in the amount of \$200,180.28.
(This Resolution amends the 2020 Budget in the amount of \$200,180.28 providing funding for SHSP Local Share Grant Program for the period 9/1/20 to 8/31/23.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 22, 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. PIERSON, SECONDED BY MR. MOREY

- 581-20 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).)
- 582-20 Resolution appointing members to the Cape May County Homeless Trust Fund Advisory Board.
 (This Resolution appoints the following members to the Cape May County Homeless Trust Fund Advisory Board: Hugh Blair, Elizabeth Cunningham, Jackie Meiluta, Steven Mallek, Heather Messick, Stanley Higgs, Chief Chris Leusner, Krista Fitzsimons, Lt. Doug Whitten, Patricia Devaney, Freeholder Jeffrey Pierson from October 1, 2020 to December 31, 2023.)
- 583-20 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.)
- 584-20 Resolution appointing and reappointing members to the Cape May County Human Services Advisory Council.
 (This Resolution authorizes the appointments of members to the Human Services Advisory Council.)
- 585-20 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, 2020 through June 18, 2021.)
- 586-20 Resolution authorizing renewal with Coverys-Proselect Insurance Company for General and Professional Liability Coverage for Cape May County Health Department Outpatient Clinic in the amount of \$3,824.81.
 (This Resolution authorizes renewal of Policy #002NJ000009654 for Health Department Outpatient Clinic for the term of October 6, 2020 through October 6, 2021.)
- 587-20 Resolution recognizing October 6, 2020 as Knock Out Opioid Abuse Day in Cape May County.
 (This Resolution recognizes October 6, 2020 as Knock Out Opioid Abuse Day in Cape May County.)
- 588-20 Resolution approving the proposed Cape May County Water Quality Management Plan Amendment.
 (This Resolution approves the proposed Cape May County Water Quality Management Plan Amendment for Ocean Isle Campground, Block 453.01, Lots 361 and 363.03, Township of Upper, County of Cape May, New Jersey.)
- 589-20 Resolution authorizing application for reimbursement from the New Jersey Department of Health for the 2020-2021 Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Diseases (ELC) Grant in the amount of \$910,013.00.
 (This Resolution authorizes application for funding for the period of 10/15/20 through 6/30/21 to support Covid-19 testing offered to Cape May County residents through the Cape May County Health Department.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 22, 2020 (CONTINUED)

- 590-20 Resolution authorizing grant application for FY21 County Environmental Health Act (CEHA) for the period of July 1, 2020 to June 30, 2021 in the amount of \$146,263.00.
(This Resolution authorizes application for funds for FY21 County Environmental Act funding in the amount of \$146,263.00 (State) and up to \$147,984.00 (County In-Kind Match) for the period 7/1/20 to 6/30/21.)
- 591-20 Resolution accepting Grant Agreement from the State of New Jersey Department of Health for Special Child Health Case Management Grant No. DFHS21CSE004 for the period July 1, 2020 to September 30, 2020 in the amount of \$11,250.00.
(This Resolution accepts grants funds from the State Department of Health in the amount of \$11,250.00 and \$7,117.00 County Cash Matching funds for the period 7/1/20 through 9/30/20 for case management services.)
- 592-20 Resolution amending the 2020 Budget for Case Management (Special Child Health) Grant No. DFHS21CSE004 for the period July 1, 2020 to September 30, 2020 in the amount of \$11,250.00.
(This Resolution amends the 2020 Budget in the amount of \$11,250.00 (with Matching funds of \$7,117.00), thus providing appropriate services and support to children, birth to age three, in need of case management services.)
- 593-20 Resolution amending the 2020 Budget for the 2020 Overdose Fatality Review Teams Grant in the amount of \$100,000.00.
(This Resolution amends the 2020 Budget in the amount of \$100,000.00 for Overdose Fatality Review Teams Grant.)
- 594-20 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, 2020 to June 30, 2021 in the amount of \$1,892,079.00.
(This Resolution authorizes acceptance of a grant award in the amount of \$1,892,079.00 for the period of 07/01/20 to 6/30/21.)
- 595-20 Resolution amending the 2020 Budget for the Workforce Innovation and Opportunity Act (WIOA) Grant for the period of July 1, 2020 to June 30, 2021 in the amount of \$1,892,079.00.
(This Resolution amends the 2020 Budget in the amount of \$1,892,079.00 to support efforts in assisting adults, youth and dislocated workers in finding employment.)
- 596-20 Resolution approving the proposed Cape May County Water Quality Management Plan Amendment.
(This Resolution approves the proposed Cape May County Water Quality Management Plan Amendment for Harriet Lane Residential Dwellings, Township of Upper, County of Cape May, Block 567, Lot 24.)
- 597-20 Resolution amending the 2020 Budget for the New Jersey Cancer Education and Early Detection 2021 Grant in the amount of \$56,812.00.
(This Resolution amends the 2020 Budget in the amount of \$56,812.00 for the New Jersey Cancer Education and Early Detection Grant.)
- 598-20 Resolution authorizing an emergency contract and payment to Shore Medical Center for emergency COVID-19 testing of Crest Haven Nursing and Rehabilitation Center employees in the amount of \$120,285.00.
(This Resolution authorizes a public health and safety emergency contract and payment to Shore Medical Center for emergency COVID-19 testing of employees of Crest Haven Nursing and Rehabilitation Center pursuant to *N.J.S.A. 40A:11-6 ...public health, safety and welfare requires the immediate delivery of goods or the performance of services*, in the amount of \$120,285.00.)

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 22, 2020 (CONTINUED)

599-20 Resolution authorizing emergency contract/Memorandum of Agreement with Cape Regional Medical Center for COVID-19 Vulnerable Population Testing Plan in the amount of \$580,520.00.

(This Resolution authorizes a Memorandum of Agreement with Cape Regional Medical Center for COVID-19 testing plan for first responders and vulnerable populations pursuant to *N.J.S.A. 40A:11-6 ...public health, safety and welfare requires the immediate delivery of goods or the performance of services*, in the amount of \$580,520.00.)

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

600-20 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.)

601-20 Resolution applying for reimbursement to the State of New Jersey Department of State for the 2020 COVID – 19 CARES Act Grant Program for conducting Primary Election in the amount of \$360,596.99.

(This Resolution authorizes application for funding from the New Jersey Department of State for the 2020 COVID – 19 CARES Act Grant Program for increase in vote by mail ballots according to Executive Order No. 144 and preparation of polling places to assure compliance with current COVID-19 hygiene and safety requirements in the July 7, 2020 Primary Election.)

602-20 Resolution authorizing the Board to hold a meeting excluding the public on September 22, 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) and pending litigation, pursuant to N.J.S.A. 10:4-12(b)(7).

(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.)

603-20 Resolution authorizing execution of Settlement Agreement and Release in matter Docketed CPM-000063-20.

(This Resolution authorizes execution of Settlement Agreement and Release by the County of Cape May in matter Docketed CPM-L-000063-20.)

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

604-20 Resolution authorizing execution of a renewal lease for certain lands within the Crest Haven Complex with the Federal Aviation Administration.

(This Resolution authorizes execution of a renewal lease with the Federal Aviation Administration for certain lands within Crest Haven Complex, Township of Middle, County of Cape May, for the term commencing on October 1, 2020 through September 30, 2040.)

605-20 Resolution approving contract documents for 2020 Miscellaneous Drainage Improvements II in the Townships of Middle and Lower 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 22, 2020 (CONTINUED)

606-20 Resolution authorizing the use of Competitive Contracting to provide Professional Engineering Services for Design of Replacement of the Bascule Span of the 96th Street Bridge.

(This Resolution authorizes the use of competitive contracting process pursuant to N.J.S.A. 40A:11-4.1(3)i for selecting consultants for professional engineering services.)

607-20 Resolution authorizing Change Order No. 1 in the amount of \$0.00 to South State, Inc. for Corsons Tavern Road (CR628) Resurfacing Improvements Phase II, Townships of Dennis and Upper.

(This Resolution authorizes a change order for an extension of time that will not exceed October 9, 2020.)

608-20 Resolution accepting proposal of Stantec Consulting Services, Inc. in the amount of \$7,708.07 for Professional Traffic and Roadside Safety Engineering Services for Cape May Point Traffic Calming Study, Borough of Cape May Point.

(This Resolution accepts the proposal of Stantec Consulting Services, Inc. in the amount of \$7,708.07. Stantec Consulting Services, Inc. is one of the consultants in the professional traffic and roadside safety engineering pool of consultants established by the Fair and Open Process.)

609-20 Resolution authorizing a No Parking Restriction along Lafayette Street (CR633), City of Cape May along the west side between Madison Avenue and Queen Street.

(This Resolution authorizes the full-time “No Parking” restriction on Lafayette Street (CR633), City of Cape May within the school drop off zone from Madison Avenue to Queen Street.)

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

Addition:

610-20 Resolution urging Governor Phil Murphy to further lift restrictions imposed upon businesses of Cape May County.

(This Resolution urges Governor Murphy to lift the restrictions that are still prohibiting business of Cape May County from more fully resuming operations.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Hayes	X				X	
Mr. Morey	X					X
Mr. Pierson	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: None

ADJOURN: 5:14 P.M. FH Desiderio moved/FH Hayes seconded

MINUTES OF A REGULAR MEETING HELD SEPTEMBER 22, 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					

APPROVED

DIRECTOR

ATTEST:

DEPUTY CLERK OF THE BOARD