

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, JULY 23, 2019 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:

Freeholders 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 Thursday, January 3, 2019.”

MOMENT OF SILENCE

FLAG SALUTE-Led by Freeholder Pierson.

MINUTES – MOTION TO APPROVE MINUTES OF 07/09/19 REGULAR MEETING
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: Mr. Church reported that the Townsends Inlet Bridge was set to reopen on Friday, July 26th. In Stone Harbor, the 96th Street Bridge had resumed normal operations for marine traffic, and on Sea Isle Boulevard the roadway was complete except for a small amount of work to be done on Sunks Creek. Following up on a previous meeting inquiry regarding the 55 mile per hour speed limit on Sea Isle Boulevard, the engineer had found upon checking that statutorily the speed limit could be lowered to 50 mph, without the need for a study. A brief discussion on how and time needed to implement the change followed.

Motion by Freeholder Desiderio, seconded by Freeholder Hayes to lower the speed limit on the Sea Isle Boulevard to 50 mph and to further investigate a decrease in speed for the approach to the bridge.

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

Mr. Church added, they had started the work on Main Street in Cape May Court House; the drainage work was complete. Additionally, work would be starting on Corson Tavern Road the week of August 5th.

MINUTES OF A REGULAR MEETING HELD JULY 23, 2019 (CONTINUED)

- 2) COUNTY COUNSEL: Jeffrey Lindsay had no report.
- 3) COUNTY TREASURER: Brittany Smith had no report.

FREEHOLDER REPORTS:

- 1) FREEHOLDER MOREY: In regards to the work on the TI Bridge, Mr. Morey recognized and thanked Bob Church and Lou Donofrio for staying focused on the details of the project. He acknowledged Joe Ragusa and Dante Sylvestri of Remington Vernick Engineers as well as Jeff Davis, project manager for Agate Construction and his team. Everyone worked in a very collaborative and cooperative way to move this bridge to the earliest possible opening date that could safely be achieved, and he was looking forward to seeing the traffic flowing on Friday, he commented.

He reported that word was received that the collaborative application with Atlantic County submitted for USEDA i6 Challenge had been awarded in the amount of \$750,000. The grant required matching funds. It focused on smart airports, UAS innovation and business acceleration. A partnership between Atlantic and Cape May County had been discussed from the outset; smart airports was Atlantic County, and the UAS innovative business incubator was intended to be in Cape May County. There were details that still had to be worked out, he stated. With freeholder director approval, Lauren Moore, Executive Director of Atlantic County Economic Alliance (ACEA) would speak at the next caucus, providing an overview of the project. Carole Mattessich did a lot of really fine work on this too, he added.

- 2) FREEHOLDER PIERSON: Mr. Pierson informed his colleagues of his participation and/or experience at the following events: Coast Guard Foundation meeting, Veteran's Day (Nov. 11th) planning meeting, Mosquito Control lab installation preview, roundtable discussion on emerging needs of youth, 4th annual flag retirement ceremony, and American Legion Post 184 Summer Benefit.
- 3) FREEHOLDER HAYES: Ms. Hayes informed her colleagues of her participation and/or experience at the following events: Gold Award ceremony for Girl Scout Tamara Farrow, Miss North Wildwood Pageant/Crowning, 4-H Fair opening ceremony, 4-H Fair awards ceremony, and retirement party for Ray Brown, County Tax Administrator.
- 4) FREEHOLDER DESIDERIO: Mr. Desiderio relayed a constituent concern regarding the Code Red notification system. The system had alerted persons living within a certain area of Sea Isle City to take cover immediately, but the predicated weather didn't arrive until five hours later. He wondered whether the alerts originated from the county. Director Thornton advised they come through the National Weather Service (NWS) to the county. Freeholder Morey asked how often this occurred, and if someone on the county level was able to filter the information before it went out. Director Thornton responded that it wasn't feasible because Emergency Management staff were not weather forecasters, but tasked with responding to extreme weather situations as they arose.

The freeholder acknowledged those responsible for the getting the work done to get the TI Bridge open again on Friday. He thanked Freeholder Morey for attending the weekly meetings.

- 5) FREEHOLDER THORNTON: Director Thornton reported on his participation at the 4-H Fair opening ceremony. He also attended a South Jersey Transportation Planning Organization (SJTPA) meeting with Vice-Director Desiderio, learning what the organization had been doing currently. Lastly, he and Administrator Bozzelli met with Assemblyman Bruce Land and Senator Bob Andrezjczak concerning county projects and state grants for the County.

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 538-19 Resolution appointing a Cape May County Emergency Medical Services Coordinator.
(This Resolution appoints a Cape May County Emergency Medical Services Coordinator for the term August 1, 2019 to July 31, 2020.)
- 539-19 Resolution authorizing Change Order No. 2 to Contract C9-14 with Buell Kratzer Powell, LTD for Professional Architectural Services for renovation of 1127 Rt. 47 S. Rio Grande in an amount not to exceed \$35,120.00.
(This Resolution authorizes Change Order No. 2 with Buell Kratzer Powell LTD for removal and replacement of entire roofing system at 1127 Rt. 47 S. Rio Grande.)
- 540-19 Resolution awarding Contract No. C9-123 to Inservco Insurance Services, Inc. to provide Third-Party Administration for County's Self-Insured Workers Compensation Program.
(This Resolution awards Contract No. C9-123 to Inservco Insurance Services, Inc. to provide Third-Party Administration for the County's self-insured Workers Compensation Program, for a term of one year, commencing July 24, 2019 with two (2) one-year options.)
- 541-19 Resolution awarding Contract No. C9-124 to Capehart & Scatchard P.A. and Contract No. C9-125 to Brown & Connery, LLP to provide Workers Compensation Counsel Services as needed.
(This Resolution awards contracts to Capehart & Scatchard P.A. and Brown & Connery, LLP to Provide Workers Compensation Counsel Services, as needed for a term of one year, commencing July 24, 2019 with two (2) one-year options.)
- 542-19 Resolution authorizing Change Order No. 1 to Contract No. C9-21 with DeBlasio & Associates PA for Construction Engineering Services for Site Work of 1127 Rt. 47 S. Rio Grande, NJ in an amount not to exceed \$40,000.00.
(This Resolution authorizes Change Order No. 1 to DeBlasio & Associates PA for Construction Engineering Services for Site Work of 1127 Rt. 47 S. Rio Grande, NJ in an amount not to exceed \$40,000.00.)
- 543-19 Resolution accepting Grant Award from New Jersey Department of Law and Public Safety for FY19 Paul Coverdell Forensic Science Improvement Grant No. 18-PC-02 in the amount of \$12,076.42.
(This Resolution authorizes acceptance of a grant from the State for the period of 1/1/19 through 12/31/19.)
- 544-19 Resolution amending the 2019 Budget for the FY19 Paul Coverdell Forensic Science Improvement Grant No. 18-PC-02 for the period of 1/1/19 to 12/31/19 in the amount of \$12,076.42.
(This Resolution amends the 2019 Budget in the amount of \$12,076.42, funding to be used to aid in laboratory repairs and renovation.)
- 545-19 Resolution authorizing signatories for the Prosecutor's Special Investigative Unit and Regular Petty Cash Accounts.
(This Resolution authorizes changes to the signatories for petty cash accounts managed by the County Prosecutor's office.)
- 546-19 Resolution in support of the Cape May County Sheriff's Office's commitment to upholding public safety in Cape May County.
(This Resolution supports Sheriff Robert Nolan's commitment to upholding public safety and security in Cape May County through execution of an agreement to continue the 287(g) Program at the Cape May County Correctional Facility.)
- 547-19 Resolution authorizing a Reciprocal Use of Facilities for Emergency-Displaced Residents Memorandums of Agreement within the County of Cape May on behalf of Crest Haven Nursing and Rehabilitation Center.

MINUTES OF A REGULAR MEETING HELD JULY 23, 2019 (CONTINUED)

(This Resolution authorizes Memorandums of Agreement within the County of Cape May for reciprocal use of facilities for emergency-displaced residents from Crest Haven Nursing and Rehabilitation Center.)

- 548-19 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.)
- 549-19 Resolution accepting Subgrant Award from New Jersey Department of Law and Public Safety for Victims of Crime Act (VOCA/Victim Assistance Grant Program No. V-05-17) for the period of 7/1/19 to 6/30/20 for a total amount of \$338,340.00.
(This Resolution accepts a subgrant award for the VOCA Grant from 7/01/19 to 6/30/20 in the amount of \$338,340.00 (Federal) and \$251,455.00 (In-Kind County Match), totaling \$589,795.00.)
- 550-19 Resolution appointing certain County employees to their permanent position in their respective offices. (Human Resources)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)

Georgina Shanley, Ocean City asked the Board to vote against Res. No. 546-19 which supported execution of an agreement to continue the 287(g) program at the Cape May County Correctional Facility. She read into the record a letter dated July 6, 2019, from Veronica Allende, Director, Division of Criminal Justice to Sheriff Robert Nolan, which detailed the necessity of Law Enforcement Directive 2018-6 issued by Attorney General Grewal.

Jacob Perskie, American Civil Liberties Union (ACLU), Board of Trustees member asked the Board to vote against Res. No. 546-19 offering a number of reasons as to why they should oppose the 287(g) program.

Dr. Steve Fenichel, Ocean City spoke against the renewal of 287(g) agreements with ICE.

Scott Wolf, West Cape May wondered if there would be any legal fees connected with the adoption of Res. 546-19 by the board. To help make an informed decision, he had looked for the agreement between the county and ICE on the county website but was unable to find it.

Sheriff Nolan explained his decision to renew the 287(g) agreements.

Jeff Lindsay, County Counsel commented on the legality of Attorney General Grewal's Law Enforcement Directive 2018-6.

Freeholder Morey indicated support of Sheriff Nolan's decision but asked him to notify Attorney General Grewal in writing of the deficiency of process (explained by Mr. Lindsay) in issuing the Directive 2018-6 dated November 29, 2018.

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

- 551-19 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 JULY 23, 2019 (CONTINUED)

- 552-19 Resolution awarding Contract No. C9-128 to Spectrum Fitness, LLC and Contract C9-129 to General Healthcare Resources, LLC to provide Physical and Occupational Therapy Services for Crest Haven Nursing and Rehabilitation Center.
(This Resolution awards contracts to Spectrum Fitness, LLC and General Healthcare Resources, LLC to provide Physical and Occupational Therapy Services for Crest Haven Nursing and Rehabilitation Center, commencing August 11, 2019 for a term of one year with two one-year options.)
- 553-19 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.)
- 554-19 Resolution reappointing and appointing members to the Mental Health, Alcohol and Drug Abuse Board.
(This Resolution authorizes the reappointments of Deborah Lukens and Tom Maletto and appoints Mary Dozier to a 3-year term, as members of the Mental Health, Alcohol and Drug Abuse Board. Terms shall expire June 30, 2022. Members of this board are volunteers and serve without compensation.)
- 555-19 Resolution applying to New Jersey Juvenile Justice Commission for New Jersey Juvenile Detention Alternatives Initiative Innovations Funding for the period of January 1, 2020 to December 31, 2020 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 1/1/20 to 12/31/20.)
- 556-19 Resolution accepting Grant Award from the New Jersey Department of Health Division of Epidemiology, Environmental and Occupational Health for the Right to Know Program for the period of July 1, 2019 to June 30, 2020 in the amount of \$8,976.00.
(This Resolution accepts a grant award for the Right to Know Program for the period of 07/01/19 through 06/30/20 in the amount of \$8,976.00.)
- 557-19 Resolution amending the 2019 Budget for the Right to Know Program No. EPID20RTK04L for the period of July 1, 2019 to June 30, 2020 in the amount of \$8,976.00.
(This Resolution amends the 2019 Budget in the amount of \$8,976.00, funding to be used for the Right to Know Program for the period 7/1/19 to 6/30/20.)
- 558-19 Resolution appointing certain County employees to their permanent position in their respective offices. (Human Services)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 559-19 Resolution applying to the Delta Dental of New Jersey Foundation Mini Grant in the total amount of \$10,000.00.
(This Resolution authorizes application to Delta Dental of New Jersey Foundation for the period of 1/1/20 to 12/31/20.)
- 560-19 Resolution applying to the Delta Dental of New Jersey Foundation Grant in the total amount of \$150,000.00.
(This Resolution authorizes application to Delta Dental of New Jersey Foundation for the period of 1/1/20 to 12/31/22.)
- 561-19 Resolution authorizing execution of a Services Agreement between the Cape May County Correctional Center and Saint Francis Medical Center.
(This Resolution authorizes the execution of a Services Agreement between the Cape May County Correctional Center and Saint Francis Medical Center for health care services for inmates in the custody and care of the Cape May County Correctional Center.)

MINUTES OF A REGULAR MEETING HELD JULY 23, 2019 (CONTINUED)

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

562-19 Resolution supplementing the 2019 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.)

563-19 Resolution authorizing the Board to hold a meeting excluding the public on July 23, 2019 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); Pending 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.)

564-19 Resolution reconfirming Resolution No. 537-19 adopted July 9, 2019.

(This Resolution reconfirms Resolution No. 537-19 authorizing execution of an Affiliation Agreement with Drexel University for participation in the Student Internship Program.)

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

565-19 Resolution authorizing the County of Cape May to enter into an Encroachment and a License and Indemnification Agreement with Glenn Kapuscinski and Paul Weibel regarding Right-of-Way along Landis Avenue, City of Sea Isle City.

(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 on Landis Avenue, Sea Isle City.)

566-19 Resolution authorizing execution of an Addendum to Shared Services Agreement pursuant to the Uniform Shared Services and Consolidation Act for Project Management Services concerning the County of Cape May's Airport Tech Village Buildings.

(This Resolution authorizes execution of an addendum to clarify and supplement the sub-tenant leasing provisions of the June 21, 2018 Shared Services Agreement.)

567-19 Resolution appointing certain County employees to their permanent position in their respective offices. (Engineering)

(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)

568-19 Resolution approving contract documents for 2019 Maintenance Drainage Improvements on an As-Needed Basis and authorizing the Clerk of the Board to advertise for bids for same.

(This Resolution approves contract documents and authorizes advertisement.)

569-19 Resolution granting permission to the Cape May Beach Patrol to close a portion of Beach Avenue (CR604) for their Murph Mile on August 7, 2019.

(This Resolution gives permission to the Cape May Beach Patrol to close a portion of Beach Avenue (CR604) for their Murph Mile on August 7, 2019.)

MINUTES OF A REGULAR MEETING HELD JULY 23, 2019 (CONTINUED)

- 570-19 Resolution granting permission to the Corinthian Yacht Club to close a portion of Delaware Avenue (CR640) in the city of Cape May on August 8, 2019 for a Youth Sailing Event.
(This Resolution gives permission to the Corinthian Yacht Club to temporarily close a portion of Delaware Avenue (CR640) for their Youth Sailing Event.)
- 571-19 Resolution closing the contract and accepting the work of Michael Baker International, Inc. for Emergency Repairs 2018 Stone Harbor Boulevard (CR657) 96th Street Bridge, Borough of Stone Harbor.
(This Resolution accepts the work and closes the contract.)
- 572-19 Resolution closing the contract and accepting the work of Remington & Vernick Engineers, Inc. for Emergency Repairs 2018 Stone Harbor Boulevard (CR657) 96th Street Bridge, Borough of Stone Harbor.
(This Resolution accepts the work and closes the contract.)
- 573-19 Resolution authorizing application for Road Opening Permit to South Jersey Gas Company for Shunpike Road (CR649), Township of Lower.
(This Resolution authorizes South Jersey Gas Company to renew a gas main on Shunpike Road (CR649), Township of Lower. Work will be completed promptly.)
- 574-19 Resolution closing the contract and accepting the work of South State, Inc. for Emergency Repairs 2018 Stone Harbor Boulevard (CR657) 96th Street Bridge, Borough of Stone Harbor.
(This Resolution accepts the work and closes the contract.)
- 575-19 Resolution accepting the work and closing the contract with Stantec Consulting Services, Inc. for Professional Engineering Services for Emergency Slope Restoration and Scour Protection at the North Abutment of the Ocean Drive (CR619) Bridge over Middle Thorofare.
(This Resolution accepts the work and closes the contract.)
- 576-19 Resolution authorizing Change Order No. 4-Final in the amount of <\$10,171.52> to Thomas Barry Marine Construction, Inc. for Ocean Drive (CR619) over Townsends Inlet Bridge Railing Replacement.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 577-19 Resolution authorizing Change Order No. 1-Final in the amount of \$2,219.26 to Zone Striping, Inc. contract for 2017 Pavement Markings II on Various County Roads throughout Cape May County.
(This Resolution authorizes a change order to adjust quantities to reflect the as-built conditions.)
- 578-19 Resolution approving contract documents for 2019 Maintenance Traffic Striping Improvements on Various County Roads and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves documents and authorizes advertisement.)
- 579-19 Resolution authorizing modification along Sea Isle Boulevard (CR625) a No Passing Zone, City of Sea Isle City.
(The Resolution authorizes a modification of existing no passing zones on Sea Isle Boulevard (CR625) from west of the Garden State Parkway to Ludlams Thorofare Bridge.)
- 580-19 Resolution designating No Parking along 104th Street Bridge over Carnival Bay, Borough of Stone Harbor.
(This Resolution establishes a no parking zone along 104th Street at the 104th Street Bridge (Structure No. 0500-023) in the Borough of Stone Harbor.)
- 581-19 Resolution 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.)

MINUTES OF A REGULAR MEETING HELD JULY 23, 2019 (CONTINUED)

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:

INTRODUCED BY MR. MOREY, SECONDED BY MR. PIERSON

582-19 Resolution authorizing Modification No. 1 in the amount of \$71,283.45 to the Professional Engineering Services Agreement with Michael Baker International, Inc. Professional Bridge Engineering Services for Emergency to the 96th Street Bridge due to deterioration and distortion of the outer web support.

(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 96th Street Bridge in the Borough of Stone Harbor.)

Freeholders	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 – OPEN SPACE

Director Thornton stated this is the date, time and place for the Public Hearing on the Open Space funding.

Elizabeth Bozzelli, Clerk of the Board stated she had Proof of Publication for the Public Hearing.

Director Thornton stated the Public Hearing was now open and asked if there was any public comment.

Seeing none, he asked for a motion to close the public hearing.

Motion by Mr. Morey, seconded by Mr. Pierson to close the public hearing.

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: None.

ADJOURN: 5:52 P.M. FH Desiderio moved/FH Hayes seconded

MINUTES OF A REGULAR MEETING HELD JULY 23, 2019 (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:

COUNTY ADMINISTRATOR