ATLANTIC COUNTY BOARD OF COUNTY COMMISSIONERS

Stillwater Building

201 Shore Road, Northfield, New Jersey 08225 and via Cisco Webex Video Conferencing

Minutes of Meeting April 4, 2023

CALL TO ORDER

A regular meeting of the Atlantic County Board of County Commissioners was called to order by Chairman John Risley at 4:00 p.m., Eastern Standard Time, on the above-mentioned date, in the Stillwater Building located at 201 Shore Road, Northfield, NJ and via Cisco Webex Video.

OPEN PUBLIC MEETING STATEMENT

Statement of Open Public Meeting Compliance: Pursuant to the Open Public Meetings Act, Chairman Risley announced that adequate notice of this meeting, as required by said Act, has been published in *The Press of Atlantic City*, and mailed to *The Current* and *The Hammonton Gazette*; posted on the bulletin boards at 1333 Atlantic Avenue, Atlantic City, the Stillwater Building, 201 Shore Road, Northfield and the County Clerk's Office in Mays Landing.

PRAYER, MOMENT OF SILENCE AND FLAG SALUTE

The prayer was offered by Commissioner Gatto followed by the flag salute led by Chairman Risley.

ROLL CALL

The following roll call was recorded: PRESENT: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. ABSENT: None.

MINUTES OF MEETING March 21, 2023

Commissioner Coursey moved and Commissioner Gatto seconded a motion to adopt and dispense with the reading of the March 21, 2023 minutes.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Coursey, Dase, Fitzpatrick, Gatto, Parker and Risley. NAYS: None. ABSTAINED: Bertino and Kern.

PRESENTATION

Recognizing Lori Herndon in her retirement as AtlantiCare President and CEO (Resolution No. 186).

RESOLUTION NO. 186* Resolution recognizing and congratulating Lori Herndon Commissioner Coursey moved and Commissioner Kern seconded a motion recognizing and congratulating Lori Herndon in her retirement as AtlantiCare President and CEO (Sponsor: Ernest D. Coursey).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

PRESENTATION

Recognizing Atlantic City Chief of Police James Sarkos (Resolution No. 159).

RESOLUTION NO. 159* Resolution recognizing Atlantic City Chief of Police James Sarkos Commissioner Coursey moved and Commissioner Fitzpatrick seconded a motion recognizing Atlantic City Chief of Police James Sarkos (Sponsors: Caren L. Fitzpatrick and Ernest D. Coursey).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

^{*}Not in numerical order

PRESENTATION

RESOLUTION NO. 185*
Resolution declaring the week of April 23 to April 29, 2023 as
National Crime Victims' Rights
Week in Atlantic County

BOND ORDINANCE NO. 1 FINAL READING Bond ordinance providing for various 2023 capital improvements and the acquisition of various capital equipment by and in the County of Atlantic

BOND ORDINANCE NO. 2 FINAL READING Bond ordinance providing for various capital improvements for fiscal year 2023 by and for the Atlantic Cape Community College

CAPITAL ORDINANCE NO. 1 FINAL READING Capital ordinance providing for various capital improvements, equipment and furnishings, in and for the County of Atlantic Declaring National Crime Victims' Rights Week in Atlantic County (Resolution No. 185).

Commissioner Coursey moved and Commissioner Dase seconded a motion declaring the week of April 23 to April 29, 2023 as National Crime Victims' Rights Week in Atlantic County and recognizing and supporting assistance to victims of crimes (Sponsor: John W. Risley, Jr.).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

Commissioner Kern moved and Commissioner Balles seconded a motion to adopt on final reading Bond Ordinance No. 1-2023 providing for various 2023 capital improvements and the acquisition of various capital equipment by and in the County of Atlantic, State of New Jersey; appropriating \$27,475,000 therefor and authorizing the issuance of \$26,101,000 bonds or notes to finance part of the cost thereof.

Chairman Risley opened the public hearing for comments at 4:34 p.m. There being no comments, the meeting was closed to the public at 4:34 p.m.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

Commissioner Kern moved and Commissioner Dase seconded a motion to adopt on final reading Bond Ordinance No. 2-2023 providing for various capital improvements for fiscal year 2023 by and for the Atlantic Cape Community College; appropriating \$3,620,000 therefor and authorizing the issuance of \$3,620,000 bonds or notes of the County of Atlantic, State of New Jersey, for financing such appropriation, the principal of and interest on the aggregate principal amount of which will be entitled to state aid, pursuant to Chapter 12 of the Laws of New Jersey of 1971.

Chairman Risley opened the public hearing for comments at 4:35 p.m. There being no comments, the meeting was closed to the public at 4:35 p.m.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

Commissioner Coursey moved and Commissioner Balles seconded a motion to adopt on final reading Capital Ordinance No. 1-2023 providing for various capital improvements, equipment and furnishings, in and for the County of Atlantic, State of New Jersey; and appropriating \$4,303,655 from the capital improvement fund and/or the capital surplus fund to pay for the cost thereof.

Chairman Risley opened the public hearing for comments at 4:36 p.m. There being no comments, the meeting was closed to the public at 4:36 p.m.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

RESOLUTION NO. 160 Amending Resolution No. 623 (11-15-22), a grant acceptance for the Older Americans Act 2023 Area Plan Contract Grant Commissioner Fitzpatrick moved and Commissioner Kern seconded a motion amending Resolution No. 623 adopted on November 15, 2022, a grant acceptance from the New Jersey Department of Human Services, Division of Aging Services for the Older Americans Act 2023 Area Plan Contract Grant for a net increase of \$517,852.00 and a total program amount not to exceed \$2,821,668.00 for the period commencing January 1, 2023 and terminating December 31, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

RESOLUTION NO. 161 Amending Resolution No. 47 (2-7-23), a grant acceptance for Opt for Help and Hope Grant Program Commissioner Coursey moved and Commissioner Kern seconded a motion amending Resolution No. 47 adopted on February 7, 2023, a grant acceptance from the New Jersey Office of the Attorney General for the 2023-24 Opt for Help and Hope Grant Program to include the subaward number at no additional cost for the period commencing March 1, 2023 and terminating February 28, 2025.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

RESOLUTION NO. 162 Grant agreement for the FY 2024 Subregional Transportation Planning Work Program Commissioner Coursey moved and Commissioner Dase seconded a motion authorizing a grant agreement with the South Jersey Transportation Authority (SJTA) for the FY 2024 Subregional Transportation Planning Work Program for a funded amount of \$113,600.00, a County in-kind match of \$28,400.00 and a total program amount not to exceed \$142,000.00 for the period from July 1, 2023 through June 30, 2024.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

RESOLUTION NO. 163
Grant application and acceptance for the Summer Youth Employment Program

Commissioner Kern moved and Commissioner Dase seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Labor and Workforce Development for the Summer Youth Employment Program for an amount not to exceed \$682,000.00 for the term commencing April 1, 2023 and terminating October 31, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

RESOLUTION NO. 164 Professional services agreements to provide post offer preemployment physicals and associated diagnostic testing to prospective employees

Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing professional services agreements with AtlantiCare Physician's Group and Health Med Associates, PC d/b/a Health Med Urgent Care to provide post offer pre-employment physicals and associated diagnostic testing to prospective employees for an amount not to exceed \$44,696.00 for a term commencing April 1, 2023 and ending March 31, 2028.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Kern, Parker and Risley. NAYS: None. ABSENT: Gatto.

RESOLUTION NO. 165 Competitive contract for fire and security alarm monitoring, security surveillance, access control equipment installation and maintenance services Commissioner Balles moved and Commissioner Gatto seconded a motion authorizing a competitive contract with Atlantic Coast Alarm for fire and security alarm monitoring, security surveillance, access control equipment installation and maintenance services for an amount not to exceed \$4,338,800.00 for a five (5) year period commencing July 1, 2023 and ending June 30, 2028.

Kathleen Spaeth, resident of Linwood, inquired about the length of competitive contracts. County Counsel Ferguson responded.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 166 Bid contract to furnish and deliver medical supplies to members of the Atlantic County Cooperative Commissioner Gatto moved and Commissioner Kern seconded a motion authorizing a bid contract with various vendors to furnish and deliver medical supplies to members of the Atlantic County Cooperative for an amount not to exceed \$534,945.98 for the period commencing from notice of award and terminating March 31, 2024.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 167 Bid contract for the Anthony Canale Training Center student parking lot area restoration Commissioner Gatto moved and Commissioner Kern seconded a motion authorizing a bid contract with Arawak Paving Company, Inc. for the Anthony Canale Training Center student parking lot area restoration for an amount not to exceed \$372,900.00 for the period commencing from notice of award and terminating December 31, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 168 Bid contract to provide window cleaning services for various Atlantic County locations Commissioner Coursey moved and Commissioner Gatto seconded a motion authorizing a bid contract with Eagle Building Services, LLC to provide window cleaning services for various Atlantic County locations for an amount not to exceed \$87,170.00 for a two-year period commencing from May 1, 2023 and terminating April 30, 2025.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 169 Bid contract for generator replacement at Harborfields Youth Detention Center Commissioner Coursey moved and Commissioner Gatto seconded a motion authorizing a bid contract with MJF Electrical Contracting, Inc. for generator replacement at Harborfields Youth Detention Center for an amount not to exceed \$697,500.00 for the period commencing from notice of award and terminating December 31, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 170 Bid contract to provide display advertisements for Atlantic County Commissioner Gatto moved and Commissioner Kern seconded a motion authorizing a bid contract with Lee Enterprises/Atlantic City Press to provide display advertisements for Atlantic County for an amount not to exceed \$160,000.00 for the term commencing January 1, 2023 and terminating December 30, 2024.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Coursey, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: Balles and Dase.

RESOLUTION NO. 171 Bid contract to furnish and deliver custodial supplies to members of the Atlantic County Cooperative Commissioner Coursey moved and Commissioner Gatto seconded a motion authorizing a bid contract with various vendors to furnish and deliver custodial supplies to members of the Atlantic County Cooperative for an amount not to exceed \$202,479.65 for the term commencing upon notice of award through December 31, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 172 Bid contract to provide sanitizing of various Atlantic County buildings Commissioner Coursey moved and Commissioner Gatto seconded a motion authorizing a bid contract with Electro Ion Cleaning to provide sanitizing of various Atlantic County buildings for an amount not to exceed \$76,185.00 for the period commencing from March 1, 2023 and terminating February 28, 2024.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 173 Change order contract for the replacement of Nacote Creek Bridge (PR-07) Commissioner Gatto moved and Commissioner Dase seconded a motion authorizing change order no. 1, a contract with South State, Inc. for the replacement of Nacote Creek Bridge (PR-07) to extend the term date to December 31, 2023, for a net increase of \$401,088.30 and a total amendatory amount not to exceed \$12,263,515.40.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 174 Change order contract for the 2019 various mill and overlay projects Commissioner Gatto moved and Commissioner Kern seconded a motion authorizing change order no. 6, a contract with Arawak Paving Company, Inc. for the 2019 various mill and overlay projects for a net decrease of \$34,450.13 and a total amendatory amount not to exceed \$1,095,019.86.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 175 Change order contract for the 2020 Phase 1 County Highway Improvement Program Commissioner Gatto moved and Commissioner Dase seconded a motion authorizing change order no. 3, a contract with Arawak Paving Company, Inc. for the 2020 Phase 1 County Highway Improvement Program to extend the term date until September 30, 2023, at no additional cost.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 176 Amending Resolution No. 265 (5-17-22), authorizing the County to make purchases through the State of New Jersey's Cooperative Purchasing Program Commissioner Balles moved and Commissioner Gatto seconded a motion amending Resolution No. 265 adopted on May 17, 2022, authorizing the County to make purchases through the State of New Jersey's Cooperative Purchasing Program for a net increase of \$1,314,887.83 and a total amendatory amount not to exceed \$11,696,887.83 for the term commencing January 1, 2022 and terminating December 31, 2022.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 177 Intergovernmental services agreement for summer concerts Commissioner Gatto moved and Commissioner Kern seconded a motion authorizing an intergovernmental services agreement with the Borough of Buena for summer concerts for an amount not to exceed \$2,000.00 for the term commencing June 1, 2023 and terminating September 1, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 178 Intergovernmental services agreement for the provision of library services at Buena Regional High School Commissioner Gatto moved and Commissioner Kern seconded a motion authorizing an intergovernmental services agreement with the Board of Education of the Buena Regional School District for the provision of library services at Buena Regional High School for an amount not to exceed \$10,500.00 for the period of July 1, 2023 through June 30, 2024.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 179 Contract for prisoner transport and extradition services Commissioner Balles moved and Commissioner Gatto seconded a motion authorizing a contract with US Corrections, LLC for prisoner transport and extradition services for an amount not to exceed \$150,000.00 for the term commencing January 1, 2023 and terminating December 30, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: Coursey.

RESOLUTION NO. 180
Agreement to permit registered nurse students to participate in clinical observation at Meadowview Nursing and Rehabilitation Center

Commissioner Kern moved and Commissioner Gatto seconded a motion authorizing an agreement with Atlantic Cape Community College to permit registered nurse students to participate in clinical observation at Meadowview Nursing and Rehabilitation Center at no cost during the period commencing January 1, 2023 and terminating December 31, 2023.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 181 Acceptance of deeds/easements in accordance with Atlantic County Planning Standards Commissioner Gatto moved and Commissioner Dase seconded a motion accepting deeds/easements from various grantors in accordance with Atlantic County Planning Standards.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 182 Memorandum of Agreement (MOA) authorizing a formal written collective bargaining agreement incorporating the terms of the MOA Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing a Memorandum of Agreement (MOA) with Independent Senior Officers of Atlantic County (ISOAC) FOP #112 (Corrections Captains and Lieutenants) authorizing a formal written collective bargaining agreement incorporating the terms of the MOA for a four (4) year period commencing January 1, 2023 through and including December 31, 2026.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 183 AND 184

Commissioner Coursey moved and Commissioner Gatto seconded a motion to combine and adopt Resolution Nos. 183 and 184.

RESOLUTION NO. 183 Roadway solicitation event in Absecon

Authorizing consent for a roadway solicitation event by Absecon-Galloway Rotary Club at the intersection of Mill Road (CR 651) and New Jersey Avenue (CR 601) in the City of Absecon on Sunday, May 7, 2023 from 9 am to 3 pm.

RESOLUTION NO. 184 Roadway solicitation event in Absecon

Authorizing consent for a roadway solicitation event by American Legion Post 28 at the intersection of Mill Road (CR 651) and New Jersey Avenue (CR 601) in the City of Absecon on Saturday, June 3, 2023 and Sunday, June 4, 2023 from 9 am to 3 pm.

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 159* WITHDRAWN (3-20-23): **Resolution recognizing Atlantic City Chief of Police James** Sarkos

Moved to the top of the agenda. Commissioner Coursey moved and Commissioner Fitzpatrick seconded a motion recognizing Atlantic City Chief of Police James Sarkos (Sponsors: Caren L. Fitzpatrick and Ernest D. Coursey).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 185 Resolution declaring the week of April 23 to April 29, 2023 as **National Crime Victims' Rights Week in Atlantic County**

Moved to the top of the agenda. Commissioner Coursey moved and Commissioner Dase seconded a motion declaring the week of April 23 to April 29, 2023 as National Crime Victims' Rights Week in Atlantic County and recognizing and supporting assistance to victims of crimes (Sponsor: John W. Risley, Jr.).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 186 Resolution recognizing and congratulating Lori Herndon

Moved to the top of the agenda. Commissioner Coursey moved and Commissioner Kern seconded a motion recognizing and congratulating Lori Herndon in her retirement as AtlantiCare President and CEO (Sponsor: Ernest D. Coursey).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 187 Resolution declaring April 2023 "National County Government Month"

Commissioner Coursey moved and Commissioner Kern seconded a motion declaring April 2023 "National County Government Month" (Sponsor: John W. Risley, Jr.).

The above-mentioned motion was adopted by the following roll call: AYES: Balles, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Parker and Risley. NAYS: None.

REPORTS OF SPECIAL

Commissioner Bertino reported that the Solid Waste Advisory COMMITTEES OF THE BOARD Committee met and will meet again regarding the ACUA. The Roads, Bridges and Dams Committee met and there are a lot of projects in construction around the County.

UNFINISHED BUSINESS

Chairman Risley disagrees with the "Clash over Trash" article in the Press of Atlantic City. There is no dispute with the ACUA and dialogue is healthy.

NEW BUSINESS

Commissioner Fitzpatrick attended a recent Southern New Jersey County Commissioners Association meeting (SNJCCA) where Camden County Commissioner Young proposed a regional jail.

AND PETITIONS

WRITTEN COMMUNICATIONS Written communications and petitions were received by this office from March 22, 2023 to April 4, 2023.

PUBLIC COMMENTS

Chairman Risley opened the meeting to the public at 5:32 p.m.

Kathleen Spaeth, resident of Linwood, asked if Committee meetings are open to the public. Commissioner Bertino and Legislative Counsel Andrien responded.

There being no further comments, Chairman Risley closed the public portion at 5:37 p.m.

GOOD OF THE ORDER

Commissioner Parker requested a moment of silence to honor the anniversary of Dr. Martin Luther King Jr.'s assassination.

Commissioner Balles wished everyone a Happy Easter and Passover.

Commissioner Kern reminded everyone that April is Autism Acceptance Month and wished everyone a Happy Easter.

Commissioner Gatto shared information about South Jersey Legal Services, Inc., who provides free estate planning to Atlantic County residents over the age of 60.

ADJOURNMENT

Chairman Risley entertained a motion to adjourn the meeting. Commissioner Parker moved and Commissioner Kern seconded a motion to adjourn the Commissioners meeting. The motion was unanimously passed. The meeting was adjourned at 5:40 p.m.

Submitted by,

Tara Silipena Clerk of the Board