

**ATLANTIC COUNTY BOARD OF CHOSEN FREEHOLDERS
STILLWATER BUILDING
201 SHORE ROAD
NORTHFIELD, NEW JERSEY**

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**Minutes of Meeting
December 4, 2012**

CALL TO ORDER

A Regular meeting of the Atlantic County Board of Chosen Freeholders was called to order by Chairman Frank D. Formica at 4:00 p.m., Standard Time, on the above mentioned date, at the Stillwater Building, 201 Shore Road, Northfield, New Jersey.

**OPEN PUBLIC MEETING
STATEMENT**

Statement of Open Public Meeting Compliance: Pursuant to the Open Public Meetings Act, Chairman Frank D. Formica announced that adequate notice of this meeting, as required by said Act, has been provided to The Press of Atlantic City, the Mainland Journal, posted on the bulletin boards at the County Office Building, 1333 Atlantic Avenue, Atlantic City, the Stillwater Building, 201 Shore Road, Northfield and the County Clerk's Office in Mays Landing.

**PRAYER AND
FLAG SALUTE**

The prayer was led by Freeholder Dase, followed by the Flag Salute led by Chairman Formica.

ROLL CALL

The following roll call was recorded: PRESENT: Bertino, Dase, Garrett, Marino, McDevitt, Risley, Sutton and Formica. ABSENT: Giordano.

**MINUTES OF MEETING
NOVEMBER 20, 2012**

Freeholder Bertino moved and Freeholder Sutton seconded a motion to adopt and dispense with the reading of the November 20, 2012, meeting minutes.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**CAPITAL ORDINANCE
NO. 2 - FINAL READING
AMENDING CAPITAL
ORDINANCE NUMBER 1-
2011 TO AMEND THE
DESCRIPTION THEREIN**

Freeholder Sutton moved and Freeholder Bertino seconded a motion to approve passage on final reading Capital Ordinance No. 2 amending Capital Ordinance No. 1-2011 (providing for various capital improvements or purposes) heretofore finally adopted by the County of Atlantic, State of New Jersey, on March 8, 2011, to amend the description therein.

Chairman Formica opened the meeting to the public for their input on Capital Ordinance No. 2-2012 at 4:05 p.m. There being no comments, Chairman Formica closed the public portion at 4:05 p.m.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley,

Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**CPAITAL ORDINANCE
NO. 3 – FINAL READING
AMENDING AND
RESTATING CAPITAL
ORDINANCE 1-2012 TO
AMEND THE
DESCRIPTION THEREIN**

Freeholder Bertino moved and Freeholder Garrett seconded a motion to approve passage on final reading Capital Ordinance No. 3 amending and restating Capital Ordinance No. 1-2012 (providing for various capital improvements or purposes) heretofore finally adopted by the County of Atlantic, State of New Jersey, on May 29, 2012, to amend the description therein.

Chairman Formica opened the meeting to the public for their input on Capital Ordinance No. 3-2012 at 4:10 p.m. There being no comments, Chairman Formica closed the public portion at 4:10 p.m.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**ORDINANCE NO. 15 –
FINAL READING
ESTABLISHING AND
AMENDING FEES
CHARGED BY THE
ATLANTIC COUNTY
POLICE TRAINING
ACADEMY AND THE
ATLANTIC COUNTY
PISTOL RANGE**

Freeholder Sutton moved and Freeholder Garrett seconded a motion to approve passage on final reading Ordinance No. 15-2012 establishing fees to be charged by the Atlantic County Police Training Academy to out-of-County law enforcement recruits and amending fees to be charged at the Atlantic County Pistol Range.

Chairman Formica opened the meeting to the public for their input on Ordinance No. 15-2012 at 4:12 p.m. There being no comments, Chairman Formica closed the public portion at 4:12 p.m.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 614
COMPETITIVE
RENEWAL CONTRACT
AGREEMENTS FOR THE
GUN VIOLENCE
REDUCTION PROGRAM
AND COMMUNITY
TREATMENT FOR
ADOLESCENT SEX
OFFENDERS AND THE
HOME ELECTRONIC
DETENTION SYSTEM
(H.E.D.S.) CASE
MANAGEMENT
PROGRAM**

Freeholder Sutton moved and Freeholder Risley seconded a motion to amend Resolution No. 36, adopted January 17, 2012, and authorize the County Executive to enter into competitive contracts with Family Services Association and Atlantic Prevention Resources for the one (1) year term January 1, 2012, through December 31, 2012, with renewal on an annual basis for a period not to exceed three (3) years. The motion also authorized competitive contracts with Atlantic Prevention Resources for the Gun Violence Reduction Program from January 1, 2013, until December 31, 2013, for an amount not to exceed \$7,210.00; Family Services Association for the treatment of adolescent sex offenders from January 1, 2013, until December 31, 2013, for an amount not to exceed \$6,250.00; and Family Services Association to conduct HEDS Case Management Program from January 1, 2013, until

December 31, 2013, for an amount not to exceed \$25,424.50.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 615
ESTABLISHING A POOL
OF FORENSIC
PATHOLOGISTS TO
PROVIDE SUBSTITUTE
MEDICAL EXAMINER
COVERAGE**

Freeholder Sutton moved and Freeholder Bertino seconded a motion to establish a pool of various forensic pathologists to provide medical examiner coverage for the one-year period commencing November 1, 2012, and ending October 31, 2013, for an aggregate amount for all firms not to exceed \$63,000.00.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 616
AMENDING A
RESOLUTION
REGARDING A
PROFESSIONAL
SERVICES CONTRACT
TO EXTENDING THE
TERM DATE**

Freeholder Garrett moved and Freeholder Risley seconded a motion to amend Resolution No. 625, adopted on December 13, 2011, regarding a professional services contract with Stantec Consulting Services, Inc., and to enter into an amendatory contract extending the contract expiration date to September 30, 2013, for no additional cost.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 617
CONTRACT FOR
JUVENILE
DELINQUENCY AND
PREVENTION
EDUCATION PROGRAMS**

Freeholder Bertino moved and Freeholder Sutton seconded a motion authorizing a contract with the Atlantic County Division of Probation, for the period commencing January 1, 2013, and terminating March 31, 2013, for the High Risk Case Management Program, and the Victim Impact Program, for amounts not to exceed \$15,527.50 and \$7,050.00, respectively.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 618
EMERGENCY
CONTRACT FOR
TRAFFIC SIGNAL
REPAIRS AT THURLOW
AND VENTNOR
AVENUES IN MARGATE**

Freeholder Sutton moved and Freeholder Bertino seconded a motion ratifying the action of the Purchasing Agent in awarding an emergency contract to Delta Line Construction for the repair of the traffic signal at Thurlow and Ventnor Avenues in Margate, for an amount not to exceed \$16,700.00

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 619
CHANGE ORDER NO. 1
AND FINAL TO
CONTRACT FOR THE
2011 HIGHWAY
IMPROVEMENT
PROGRAM**

Freeholder Sutton moved and Freeholder Dase seconded a motion authorizing Change Order #1 and Final to contract with Arawak Paving Co., for 2011 Highway Improvement Program for an additional amount of \$22,037.11 for a total amendatory contract amount of \$1,135,145.11.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 620
CHANGE ORDER NO. 1
TO CONTRACT FOR
TILTON ROAD SECTION
4A AND 4B DRAINAGE
IMPROVEMENTS**

Freeholder Sutton moved and Freeholder Bertino seconded a motion authorizing Change Order #1, contract with Utility Innovations for Tilton Road Section 4A & 4B Drainage Improvements for an additional amount of \$42,537.50 for a total amendatory contract amount of \$1,280,802.55.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**MOTION TO COMBINE
AND ADOPT GRANT
RESOLUTION NOS. 621,
622, 623 AND 624**

Freeholder McDevitt moved and Freeholder Sutton seconded a motion to combine and adopt grant Resolution Nos. 621, 622, 623 and 624.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 621
GRANT APPLICATION
FOR FEDERAL AID FOR
FY'12**

Resolution to submit an application to the New Jersey Department of Transportation for funds from the FY'12 Federal Aid for reimbursement for the repaving of Fire Road Section 5, from Hingston Avenue to Old Egg Harbor Road in Egg Harbor Township, in the amount of \$1,005,705.00.

**RESOLUTION NO. 622
GRANT APPLICATION
FOR FEDERAL AID FOR
FY'12**

Resolution to submit an application to the New Jersey Department of Transportation for funds from the FY'2012 Federal Aid for reimbursement for resurfacing Tilton Road, Section 4A, in the City of Northfield, in the amount of \$534,266.00.

**RESOLUTION NO. 623
GRANT APPLICATION
FOR FEDERAL AID FOR
FY'12**

Resolution to submit an application to the New Jersey Department of Transportation for funds from the FY'12 Federal Aid for reimbursement for the resurfacing of Tilton Road, Section 4B, in Egg Harbor Township and the City of Northfield, in the amount of \$884,074.00.

**RESOLUTION NO. 624
GRANT AMENDMENTS
FOR A FLOOD
MANAGEMENT PLAN**

Resolution to amend grant documents with the New Jersey Department of Environmental Protection for a Flood Management Plan for extensions of the term of the grant through May 25, 2015, and the utilization of the remaining

grant funds for construction of Atlantic County Bridge EH-21.

**MOTION TO COMBINE
AND ADOPT CHAPTER
159 RESOLUTION NOS.
625, 626, 627, 628 AND 629.**

Freeholder Garrett moved and Freeholder Sutton seconded a motion to combine and adopt Chapter 159 Resolution Nos. 625, 626, 627, 628 and 629.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 625
CHAPTER**

Insert into the budget of the year 2012 revenue from the State of New Jersey, Department of Transportation, appropriated under the caption Fire Road Resurfacing Sec 5, in the amount of \$1,005,705.00.

**RESOLUTION NO. 626
CHAPTER 159**

Insert into the budget of the year 2012 revenue from the State of New Jersey, Department of Transportation, appropriated under the caption Tilton Rd Sec 4A Construction, in the amount of \$534,266.00.

**RESOLUTION NO. 627
CHAPTER 159**

Insert into the budget of the year 2012 revenue from the State of New Jersey, Department of Transportation, appropriated under the caption Tilton Rd Sec 4B Construction, in the amount of \$884,074.00.

**RESOLUTION NO. 628
CHAPTER 159**

Insert into the budget of the year 2012 revenue from the State of New Jersey, Department of Law and Public Safety, Division of Criminal Justice, appropriated under the caption Drunk Driving Enforcement – Sheriff 2012, in the amount \$1,408.69.

**RESOLUTION NO. 629
CHAPTER 159**

Insert into the budget of the year 2012 revenue from the State of New Jersey, Department of Human Services, appropriated under the caption IV-D Law 2012, in the amount of \$58,909.49.

**RESOLUTION NO. 630
TO THE ATLANTIC
COUNTY ADVISORY
COMMISSION ON
WOMEN**

Freeholder Bertino moved and Freeholder Sutton seconded a motion to approve the appointment of Sandra Santoro to the Atlantic County Advisory Commission on Women for an unexpired term to expire on February 28, 2014.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 631
APPOINTMENT TO THE
ATLANTIC COUNTY
CRIMINAL JUSTICE
ADVISORY BOARD**

Freeholder Sutton moved and Freeholder Bertino seconded a motion to approve the appointment of Dan Brown to the Atlantic County Criminal Justice Advisory Board for a term to expire on April 1, 2015.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley,

Sutton and Formica. NAYS: None. ABSTENTIONS: None.
ABSENT: Giordano.

**RESOLUTION NO. 632
AMENDING
RESOLUTION 3-2012
ADDING A MEETING.**

Freeholder Dase moved and Freeholder Bertino seconded a motion to amend Resolution No. 3-2012, and add a regular meeting to conduct regular business on Tuesday, December 18, 2012, at 4:00 p.m., at the Stillwater Building, 201 Shore Road, Northfield, New Jersey.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**MOTION TO ADD
RESOLUTION NO. 633
TO THE AGENDA**

Freeholder Sutton moved and Freeholder Bertino seconded a motion to add Resolution No. 633 to the agenda.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**RESOLUTION NO. 633
IN RECOGNITION OF
ASSISTANCE IN THE
HURRICANE SANDY
DISASTER RELIEF
EFFORT**

Freeholder Dase moved and Freeholder Risley seconded a motion extending appreciation and commendations from the Board of Chosen Freeholders to all those individuals, companies and organizations that contributed to the Hurricane Sandy disaster relief effort.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**ADDENDUM TO
RESOLUTION NO. 633**

Freeholder Marino moved and Freeholder Sutton seconded a motion to add volunteers to the list of individuals, companies and organizations extended appreciation and commendation for contributions to the Hurricane Sandy disaster relief effort.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

**MOTION TO CANCEL
REGULAR MEETING OF
DECEMBER 11, 2012.**

Freeholder Sutton moved and Freeholder Risley seconded a motion to cancel the December 11, 2012, regular Freeholder Board meeting, prepare all necessary documentation in support thereof, and publish such notice in accordance with the law.

The above-mentioned motion was adopted by the following roll call: AYES: Bertino, Dase, Garrett, McDevitt, Marino, Risley, Sutton and Formica. NAYS: None. ABSTENTIONS: None. ABSENT: Giordano.

REPORTS OF SPECIAL COMMITTEES OF THE BOARD

Freeholder Risley reported that he attended the South Jersey Economic Development District (SJEDD) meeting with Anthony Pagano and Howard Kyle. Meetings run an average of three (3) hours. He noted that the SJEDD will be applying for grants by the third quarter of next year.

Freeholder McDevitt requested updates on all 17 SJEDD projects.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Chairman Formica commented on the new dais configuration.

WRITTEN COMMUNICATIONS AND PETITIONS

There were written communications received by this office for the period from November 14, 2012, to December 4, 2012.

PUBLIC COMMENTS

Chairman Formica opened the meeting to the public at 4:47 p.m. There being no comments, Chairman Formica closed the public portion at 4:47 p.m.

GOOD OF THE ORDER

There were no comments for the good of the order.

ADJOURNMENT

Chairman Formica entertained a motion to adjourn the meeting. Freeholder Sutton moved and Freeholder Bertino seconded a motion to adjourn the Freeholder meeting. The motion was unanimously passed. The meeting was adjourned at 4:48 p.m.

Submitted by,

**Sonya G. Harris
Clerk to the Board**