

ATLANTIC COUNTY BOARD OF CHOSEN FREEHOLDERS

Township of Mullica

Municipal Building

4528 White Horse Pike, Elwood, New Jersey 08217

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Minutes of Meeting

July 16, 2019

CALL TO ORDER

A regular meeting of the Atlantic County Board of Chosen Freeholders was called to order by Chairwoman Amy L. Gatto at 4 p.m., Standard Time, on the above-mentioned date, in the Township of Mullica, Municipal Building, 4528 White Horse Pike, Elwood, New Jersey 08217.

OPEN PUBLIC MEETING STATEMENT

Statement of Open Public Meeting Compliance: Pursuant to the Open Public Meetings Act, Chairwoman Gatto 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*, *The Daily Journal*, *The Hammonton Gazette* and *The Hammonton News*; 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 led by Freeholder Dase, followed by the flag salute led by Chairwoman Gatto.

ROLL CALL

The following roll call was recorded: PRESENT: Bennett (arrived 4:16 p.m.), Coursey, Dase, Fitzpatrick, Formica, Kern, Risley and Gatto. ABSENT: Bertino.

A quorum was present.

MINUTES OF MEETING JUNE 4, 2019

Freeholder Fitzpatrick moved and Freeholder Kern seconded a motion to adopt and dispense with the reading of the June 4, 2019 minutes.

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

ORDINANCE NO. 10 FIRST READING Ordinance for the reconstruction of Atlantic County Bridge Structure PR-07 (Nacote Creek Bridge) in and across property identified as Block 11, Lot 55; Block 29, Lot 23.03; Block 33, Lot 8; and Block 36, Lot 1, in the City of Port Republic, Atlantic County, New Jersey

Freeholder Coursey moved and Freeholder Dase seconded a motion to introduce on first reading Ordinance No. 10-2019 authorizing acquisition of Rights of Way and Temporary Construction Easements for the reconstruction of Atlantic County Bridge Structure PR-07 (Nacote Creek Bridge) in and across property identified as Block 11, Lot 55; Block 29, Lot 23.03; Block 33, Lot 8; and Block 36, Lot 1, in the City of Port Republic, Atlantic County, New Jersey by means of agreements or by condemnation pursuant to the Eminent Domain Act of 1971, N.J.S.A. 20:3-1, ET SEQ.

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

**ORDINANCE NO. 11
FIRST READING
Ordinance to vacate and
abandon a Declaration
of Covenants and
Restrictions for
Drainage Structures for
a property located
between Tilton Road,
Pomona Road, and Aloe
Street in Galloway
Township**

Freeholder Coursey moved and Freeholder Risley seconded a motion to introduce on first reading Ordinance No. 11-2019 to vacate and abandon a declaration of covenants and restrictions for drainage structures for a property located between Tilton Road, Pomona Road, and Aloe Street, identified as Block 453, Lot 2, Block 455, Lots 1 through 10, 12 through 16, 18 through 23, and Block 456, Lots 1 through 4, 6.01, 6.02, 6.04, 7.02, 10 through 13, 15 through 19, 22 and 24 in Galloway Township.

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

**MOTION TO MOVE
RESOLUTION NO. 408
TO THE TOP OF THE
AGENDA**

Freeholder Formica moved and Freeholder Kern seconded a motion to move Resolution No. 408 to the top of the agenda.

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

**RESOLUTION NO. 408*
Approving a plan of
finance for the health,
safety and welfare of the
people of Atlantic
County, New Jersey for
the Geisinger Authority
to undertake a project
involving the issuance of
Health System Revenue
Bonds, Series 2019
(Geisinger Health
System); and
authorizing other
projects involving
Geisinger Health and its
affiliates serving the
people of Atlantic
County, New Jersey**

Freeholder Formica moved and Freeholder Kern seconded a motion approving a plan of finance by the Geisinger Authority; in accordance with Section 147 (f) of the Internal Revenue Code of 1986, as amended, declaring that it is desirable for the health, safety and welfare of the people of Atlantic County, New Jersey for the Geisinger Authority to undertake a project involving the issuance of Health System Revenue Bonds, Series 2019 (Geisinger Health System); and authorizing other projects involving Geisinger Health and its affiliates serving the people of Atlantic County, New Jersey.

Frank Blee, Director of Government Relations and Senior Services for AtlantiCare provided an overview of the proposed plan.

Chairwoman Gatto opened the public hearing for comments at 4:19 p.m. There being no comments, the public hearing was closed at 4:19 p.m.

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

ACKNOWLEDGEMENT

Chairwoman Gatto thanked the Township of Mullica governing body for hosting the Freeholder Meeting. Township Committeewoman Kristi Hanselmann welcomed the Board and provided an overview of activities in Mullica Township.

**RESOLUTION NO. 393
Grant application for the
purchase of polling place
accessibility products**

Freeholder Coursey moved and Freeholder Risley seconded a motion to accept a grant application and acceptance of funding from the New Jersey Department of State, Division of Elections for the Help America Vote Act (HAVA) 2018 Elections Security Grant for the purchase of polling place accessibility products in the amount of \$32,574.10.

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

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 394 AND 395 Freeholder Formica moved and Freeholder Kern seconded a motion to combine and adopt resolution Nos. 394 and 395.

RESOLUTION NO. 394 Chapter 159 Insert into the budget of the year 2019 the sum of \$426,460.03 from the State of New Jersey, Department of Transportation, Delilah Road (CR 646).

RESOLUTION NO. 395 Chapter 159 Insert into the budget of the year 2019 the sum of \$19,135.10 from the State of New Jersey, Department of Transportation, Margate-Ventnor Bicycle Infrastructure Project (Design).

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

RESOLUTION NO. 396 Professional services contract for the provision of construction inspection services associated with the resurfacing of Delilah Road (CR 646) Section 1B-p/o Section 1C in the Township of Egg Harbor Freeholder Kern moved and Freeholder Fitzpatrick seconded a motion to enter into professional services contract with Greenman-Pedersen, Inc. for the provision of construction inspection services associated with the resurfacing of Delilah Road (CR 646) Section 1B-p/o Section 1C in the Township of Egg Harbor for an amount not to exceed \$137,937.63.

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

RESOLUTION NO. 397 Amended professional services agreement for engineering and design services associated with the design of bicycle infrastructure in Margate City and Ventnor City Freeholder Formica moved and Freeholder Fitzpatrick seconded a motion to enter into an amended professional services agreement with Remington & Vernick Engineers for engineering and design services associated with the design of bicycle infrastructure in Margate City and Ventnor City at a cost of \$19,135.10, for a total amendatory contract amount not to exceed \$54,061.95, and extending the contract term to December 31, 2019.

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

RESOLUTION NO. 398 Amending Resolution No. 297 (5-14-19) for display advertising Freeholder Kern moved and Freeholder Dase seconded a motion amending Resolution No. 297, adopted on May 14, 2019 contract with BH Media Group/Press of Atlantic City for display advertising to amend the contract date only at no additional cost.

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

RESOLUTION NO. 399 Change order for roadway improvements to Washington Avenue – New Road (US Route 9) to Fire Road in the City of Pleasantville and the Township of Egg Harbor Freeholder Formica moved and Freeholder Fitzpatrick seconded a motion to approve Change order and final, contract with A.E. Stone, Inc., for supplemental work roadway improvements to Washington Avenue – New Road (US Route 9) to Fire Road in the City of Pleasantville and the Township of Egg Harbor for a total amendatory contract amount of \$1,377,418.94.

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

RESOLUTION NO. 400 Freeholder Coursey moved and Freeholder Fitzpatrick seconded a motion to approve Change order no. 1 and final, contract with J. Fletcher Creamer & Son, Inc. for the temporary repairs to the retaining wall and guide rail system along Ocean Heights Avenue (CR 559A) at the border of Egg Harbor Township and Hamilton Township for reduction of work in a total amendatory contract amount of \$143,088.00, and extending the term until September 30, 2019.

Change order no. 1 and final for the temporary repairs to the retaining wall and guide rail system along Ocean Heights Avenue (CR 559A) at the border of Egg Harbor Township and Hamilton Township

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

RESOLUTION NO. 401 Freeholder Coursey moved and Freeholder Fitzpatrick seconded a motion to authorize a lease agreement with the Alzheimer’s Disease and Related Disorders Association, Inc., d/b/a Alzheimer’s Association and Alzheimer’s Association/Delaware Valley Chapter concerning occupancy of County owned premises located at 25 Dolphin Avenue (D Building – first floor) Northfield, for a term commencing on July 1, 2019 and terminating on June 30, 2021 subject to option to renewal for an additional 2 year term ending on June 30, 2023.

Lease agreement concerning occupancy of County owned premises located at 25 Dolphin Avenue (D Building – first floor) Northfield

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

RESOLUTION NO. 402 Freeholder Coursey moved and Freeholder Bennett seconded a motion to enter into a shared services agreement with the Atlantic County Special Services School District for the provision of educational services for juveniles at Harborfields Detention Center in an amount not to exceed \$450,277.04 for a term commencing July 1, 2019 and terminating June 30, 2020.

Shared services agreement for the provision of educational services for juveniles at Harborfields Detention Center

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

RESOLUTION NO. 403 Freeholder Dase moved and Freeholder Bennett seconded a motion to enter into a release and termination of an agreement concerning highway improvements, as previously executed between the County with the developers of “Blue Heron Pines East” as recommended by the Atlantic County Development Review Committee (County Planning File G-13-2019).

Release and termination of an agreement concerning highway improvements, as previously executed between the County with the developers of “Blue Heron Pines East”

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

RESOLUTION NO. 404 Freeholder Coursey moved and Freeholder Kern seconded a motion to enter into a renewal intergovernmental service agreement with the Casino Reinvestment Development Authority (CRDA) to provide landscaping and related grounds keeping services to the County owned Oscar McClinton Waterfront Park in an amount not to exceed \$20,395.00 for the term commencing January 1, 2019 and terminating December 31, 2019.

Renewal intergovernmental service agreement to provide landscaping and related grounds keeping services to the County owned Oscar McClinton Waterfront Park

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

RESOLUTION NO. 405 Freeholder Coursey moved and Freeholder Kern seconded a motion to authorize an intergovernmental service agreement with the Buena Regional School District for the provision of library services at the Buena Regional High School for an amount not to exceed \$10,500.00 for the period of July 1, 2019 through June 30, 2020.

Intergovernmental service agreement for the provision of library services at the Buena Regional High School

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

RESOLUTION NO. 406 Freeholder Risley moved and Freeholder Bennett seconded a motion authorizing the acceptance of a temporary construction easement with a permanent restrictive covenants concerning property located at 335 Steelmanville Road, also known as Block 7001, Lot 28 in Egg Harbor Township at no cost.

Authorizing the acceptance of a temporary construction easement with a permanent restrictive covenants concerning property located at 335 Steelmanville Road, also known as Block 7001, Lot 28, Egg Harbor Township

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

RESOLUTION NO. 407 Freeholder Formica moved and Freeholder Kern seconded a motion to authorize an agreement with various companies concerning temporary and permanent relocation of utility lines and related equipment to accommodate reconstruction of County Bridge HML – 54, Mill Street, Hamilton Township in an amount not to exceed \$502,286.27.

Agreement concerning temporary and permanent relocation of utility lines and related equipment to accommodate reconstruction of County Bridge HML – 54, Mill Street, Hamilton Township

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

RESOLUTION NO. 408* Moved to the top of the agenda. Freeholder Formica moved and Freeholder Kern seconded a motion approving a plan of finance by the Geisinger Authority; in accordance with Section 147 (f) of the Internal Revenue Code of 1986, as amended, declaring that it is desirable for the health, safety and welfare of the people of Atlantic County, New Jersey for the Geisinger Authority to undertake a project involving the issuance of Health System Revenue Bonds, Series 2019 (Geisinger Health System); and authorizing other projects involving Geisinger Health and its affiliates serving the people of Atlantic County, New Jersey.

Approving a plan of finance for the health, safety and welfare of the people of Atlantic County, New Jersey for the Geisinger Authority to undertake a project involving the issuance of Health System Revenue Bonds, Series 2019 (Geisinger Health System); and authorizing other projects involving Geisinger Health and its affiliates serving the people of Atlantic County, New Jersey

Frank Blee, Director of Government Relations and Senior Services for AtlantiCare provided an overview of the proposed plan.

Chairwoman Gatto opened the public hearing for comments at 4:19 p.m. There being no comments, the public hearing was closed at 4:19 p.m.

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

RESOLUTION NO. 409
Shared services/project management agreement and related agreements with the County of Cape May regarding the design and construction of Government Services Buildings on behalf of Cape May County

Freeholder Coursey moved and Freeholder Kern seconded a motion to enter into a shared services/project management agreement and related agreements with the County of Cape May regarding the design and construction of Government Services Buildings on behalf of Cape May County at no additional cost.

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

RESOLUTION NO. 410
Agreement for the provision of FaxScan Kiosks at various Atlantic County Library Branches

Freeholder Kern moved and Freeholder Bennett seconded a motion to authorize an agreement with Televend Services, Inc. for the provision of FaxScan Kiosks at various Atlantic County Library Branches at no cost for the term commencing May 30, 2019 and terminating May 29, 2020.

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

RESOLUTION NO. 411
Lease purchase agreement for financing the purchase of various vehicles and equipment

Freeholder Formica moved and Freeholder Coursey seconded a motion to authorize a lease purchase agreement, an escrow agreement, and related instruments, with TD Equipment Finance Inc., for financing the purchase of various vehicles and equipment for a total payment of \$2,375,543.60 with payments commencing August 16, 2019 and ending December 1, 2024.

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

RESOLUTION NO. 412
Appointment to the Atlantic County Youth Services Commission in a mandated position

Freeholder Bennett moved and Freeholder Kern seconded a motion to appoint Heather A. Oldis to the Atlantic County Youth Services Commission in a mandated position.

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

RESOLUTION NO. 413
Appointment to the Atlantic County Mental Health Advisory Board

Freeholder Kern moved and Freeholder Bennett seconded a motion to appoint Sally Mahon to the Atlantic County Mental Health Advisory Board for a term to expire on July 1, 2022.

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

RESOLUTION NO. 414
Reappointment to the Atlantic County Mental Health Advisory Board

Freeholder Kern moved and Freeholder Formica seconded a motion to reappoint Kate F. Adams and Patricia M. Ficken to the Atlantic County Mental Health Advisory Board for terms to expire on July 1, 2022.

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

RESOLUTION NO. 415 Freeholder Risley moved and Freeholder Dase seconded a motion to reappoint Augustus Harmon and Marilyn L. Gallagher to the Board of Education of the Special Services School District and the Vocational School District of the County of Atlantic for terms to expire on July 1, 2022.

Reappointment to the Board of Education of the Special Services School District and the Vocational School District of the County of Atlantic The above-mentioned motion was adopted by the following roll call: AYES: Bennett, Coursey, Dase, Fitzpatrick, Formica, Kern, Risley and Gatto. NAYS: None.

RESOLUTION NO. 416 Freeholder Kern moved and Freeholder Formica seconded a motion in support for a careful consideration and participation by Atlantic County in a Port Authority of New York and New Jersey task force feasibility study regarding the Atlantic City International Airport.

Resolution in support for a careful consideration and participation by Atlantic County in a Port Authority of New York and New Jersey task force feasibility study regarding the Atlantic City International Airport The above-mentioned motion was adopted by the following roll call: AYES: Bennett, Coursey, Dase, Fitzpatrick, Formica, Kern, Risley and Gatto. NAYS: None.

REPORTS OF SPECIAL COMMITTEES OF THE BOARD Freeholder Kern announced that the Donald Sykes award will be presented in October and the deadline to submit letters of recommendations is August 31, 2019.

UNFINISHED BUSINESS There was no unfinished business.

NEW BUSINESS There was no new business.

WRITTEN COMMUNICATIONS AND PETITIONS Written communications were received by this office for the period of July 3, 2019 through July 16, 2019.

PUBLIC COMMENTS Chairwoman Gatto opened the meeting to the public at 4:42 p.m.

Heather Warburton, resident of Hammonton and member of the Atlantic County Parks Advisory, thanked the Board for having a conversation regarding environmental issues. Ms. Warburton provided her view on the environmental resolutions proposed by County Executive Levinson and Freeholder Fitzpatrick. Ms. Warburton also outlined her concerns regarding climate change.

Helen Judah, resident Buena Vista Township, stated we should not push off environmental issues onto the State.

Sandy Hickerson, resident of Absecon, proposed that Atlantic County do a resolution to become a non-sanctuary county.

There being no further comments, Chairwoman Gatto closed the public portion at 5:00 p.m.

GOOD OF THE ORDER Freeholder Formica stated with the national discussion of the Betsy Ross flag, he provided facts concerning the Revolutionary War and his views on the Nike Company.

Freeholder Coursey acknowledged the passing of Federal Judge William H. Walls who was born in Atlantic City and the first male African American federal judge. Freeholder Coursey also mentioned at the Casino Reinvestment Development Authority's Meeting there was discussion regarding moving the offices of the Atlantic City Board of Education to Boardwalk Hall.

Freeholder Bennett reported that there will be a juvenile expungement seminar on July 26, 2019 at the Civil Courthouse.

Chairwoman Gatto congratulated Gilda's Club on their fundraiser at Lake Lenape Park. She announced the upcoming event at Lake Lenape, The Wake-Up, which will be held regarding suicide prevention.

ADJOURNMENT

Chairwoman Gatto entertained a motion to adjourn the meeting. Freeholder Bennett moved and Freeholder Kern seconded a motion to adjourn the Freeholder meeting. The motion was unanimously passed. The meeting was adjourned at 5:07 p.m.

Submitted by,

Sonya G. Harris
Clerk of the Board