

ATLANTIC COUNTY BOARD OF CHOSEN FREEHOLDERS
via Cisco Webex Video Conferencing

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Minutes of Meeting
July 7, 2020

- CALL TO ORDER** A regular meeting of the Atlantic County Board of Chosen Freeholders was called to order by Chairman Frank D. Formica at 6 p.m., Standard Time, on the above-mentioned date, via Cisco Webex Video Conferencing as a result of COVID-19.
- OPEN PUBLIC MEETING STATEMENT** Statement of Open Public Meeting Compliance: Pursuant to the Open Public Meetings Act, Chairman Formica 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** A moment of silence was held in honor of Barbara Altman, long-time local talk radio host, advocate for the County and friend to the community. The prayer and flag salute were led by Chairman Formica.
- ROLL CALL** The following roll call was recorded: PRESENT: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. ABSENT: None.
- A quorum was present.
- MINUTES OF MEETING May 19, 2020** Freeholder Kern moved and Freeholder Coursey seconded a motion to adopt and dispense with the reading of the May 19, 2020 minutes.
- The above-mentioned motion was adopted by the following roll call: AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- COVID-19 UPDATES Health:** Patricia Diamond, Atlantic County Public Health Officer.
- PRESENTATION:** NJAC Foundation Scholarships to Atlantic County Institute of Technology 2020 recipients.
- ORDINANCE NO. 5 FINAL READING Ordinance amending Ordinance No. 9-2014 of the Atlantic County Solid Waste Management Plan to revise the list of mandatory and recommended recyclable materials** Freeholder Bertino moved and Freeholder Kern seconded a motion to adopt on final reading Ordinance No. 5-2020 amending Ordinance No. 9-2014 of the Atlantic County Solid Waste Management Plan to revise the list of mandatory and recommended recyclable materials.
- Chairman Formica opened the public hearing portion for comments at 6:15 p.m.
- Creed Pogue, resident of Estell Manor, asked what is being changed? Freeholder Gatto responded.
- There being no further comments, Chairman Formica closed the public hearing at 6:16 p.m.
- The above-mentioned motion was adopted by the following roll call: AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.

**ORDINANCE NO. 6
FINAL READING
Ordinance to vacate a
portion of the right of way
previously dedicated to the
County of Atlantic for the
widening of Old New York
Road (CR 610) across Lots
23.01, 23.02 and 23.03,
Block 29 in the City of
Port Republic**

Freeholder Risley moved and Freeholder Kern seconded a motion to adopt on final reading Ordinance No. 6-2020 to vacate a portion of the right of way previously dedicated to the County of Atlantic for the widening of Old New York Road (CR 610) across Lots 23.01, 23.02 and 23.03, Block 29 in the City of Port Republic.

Chairman Formica opened the public hearing portion for comments at 6:17 p.m. There being no comments, Chairman Formica closed the public hearing at 6:17 p.m.

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

**ORDINANCE NO. 7
FIRST READING
Ordinance amending the
Code of the County of
Atlantic by repealing
current Article V in
Chapter 73, and
substituting therefore a
new Article V in Chapter
73, and amending
Ordinance No. 1-2004,
concerning Atlantic
County Radio Network
Fees**

Freeholder Kern moved and Freeholder Fitzpatrick seconded a motion to introduce on first reading Ordinance No. 7-2020 amending the Code of the County of Atlantic by repealing current Article V in Chapter 73, and substituting therefore a new Article V in Chapter 73, and amending Ordinance No. 1-2004, concerning Atlantic County Radio Network Fees.

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

**RESOLUTION NO. 289
Grant acceptance for the
Public Health
Infrastructure,
Laboratories and
Emergency Preparedness
(PHILEP) for PY 2020-
2021**

Freeholder Gatto moved and Freeholder Bertino seconded a motion to accept grant funding from the New Jersey Department of Health for the Public Health Infrastructure, Laboratories and Emergency Preparedness (PHILEP) for PY 2020-2021 for funding in an amount not to exceed \$248,610.00, for the term commencing July 1, 2020 and terminating June 30, 2021.

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

**RESOLUTION NO. 290
Grant application and
acceptance for the State
Health Insurance
Program (SHIP)**

Freeholder Dase moved and Freeholder Fitzpatrick seconded a motion to authorize a grant application and acceptance from the New Jersey Department of Human Services for the State Health Insurance Program (SHIP) in an amount not to exceed \$35,640.00 for the period commencing April 1, 2020 and ending March 31, 2021.

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

**RESOLUTION NO. 291
Amending Resolution No.
148 (4-24-18), a grant
application and
acceptance for Local Arts
Program**

Freeholder Risley moved and Freeholder Kern seconded a motion amending Resolution No. 148 adopted on April 24, 2018, a grant application and acceptance from the New Jersey State Council on the Arts for Local Arts Program in the amount of \$9,400.00, for a total of \$354,400.00, for the period terminating December 31, 2021.

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

RESOLUTION NO. 292 Amending Resolution No. 419 (7-30-19), a grant application for Growing Apprenticeships in Nontraditional Sectors (GAINS) program	Freeholder Kern moved and Freeholder Fitzpatrick seconded a motion amending Resolution No. 419 adopted on July 30, 2019, a grant application and acceptance from the New Jersey Department of Labor and Workforce Development Growing Apprenticeships in Nontraditional Sectors (GAINS) program to extend term date of the agreement until November 30, 2020. The above-mentioned motion was adopted by the following roll call: AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 293 TO 302	Freeholder Gatto moved and Freeholder Kern seconded a motion to combine and adopt Resolution Nos. 293 to 302.
RESOLUTION NO. 293 Chapter 159	Insert into the budget of the year 2020 the sum of \$100,000.00 from the State of New Jersey Transit, FTA Section 5310 Formula Grant FY16.
RESOLUTION NO. 294 Chapter 159	Insert into the budget of the year 2020 the sum of \$250,000.00 from the State of New Jersey, Office of the Attorney General, Department of Law and Public Safety, Insurance Fraud 2020.
RESOLUTION NO. 295 Chapter 159	Insert into the budget of the year 2020 the sum of \$900.00 from the State of New Jersey, Department of Law and Public Safety, Division of Motor Vehicles, Drunk Driving Enforcement Fund (DDEF)-Prosecutor FY20.
RESOLUTION NO. 296 Chapter 159	Insert into the budget of the year 2020 the sum of \$704,535.00 from the U.S. Department of Housing and Urban Development, Community Development Block Grant- COVID (CDBG-CV).
RESOLUTION NO. 297 Chapter 159	Insert into the budget of the year 2020 the sum of \$59,652.00 from the State of New Jersey, Department of Human Services, Division of Disability Services, Personal Assistance Services Program (PASP) 2020.
RESOLUTION NO. 298 Chapter 159	Insert into the budget of the year 2020 the sum of \$2,700.00 from the State of New Jersey, Department of Human Services, Division of Disability Services, Personal Assistance Services Program (PASP) 2019.
RESOLUTION NO. 299 Chapter 159	Insert into the budget of the year 2020 the sum of \$35,640.00 from the State of New Jersey, Department of Human Services, Division of Aging Services, State Health Insurance Assistance Program (SHIP) 20-21.
RESOLUTION NO. 300 Chapter 159	Insert into the budget of the year 2020 the sum of \$5,500.00 from the State of New Jersey, Department of Human Services, Division of Aging Services, State Health Insurance Assistance Program (SHIP) 19-20.
RESOLUTION NO. 301 Chapter 159	Insert into the budget of the year 2020 the sum of \$653,054.00 from the State of New Jersey, Department of Human Services, Division of Aging Services, Area Plan 2020.

- RESOLUTION NO. 302**
Chapter 159 Insert into the budget of the year 2020 the sum of \$9,400.00 from the State of New Jersey, Department of State, Local Arts Grant 2020.
- The above-mentioned motion was adopted by the following roll call:
AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- RESOLUTION NO. 303**
Professional services agreement to provide material testing services for various dam and transportation infrastructure related projects Freeholder Kern moved and Freeholder Gatto seconded a motion to authorize an agreement with Maser Consulting P.A. to provide material testing services for various dam and transportation infrastructure related projects for an amount not to exceed \$110,537.50, for a period commencing on date of award and terminating on May 31, 2021.
- The above-mentioned motion was adopted by the following roll call:
AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- RESOLUTION NO. 304**
Professional services agreement to establish a pool of medical providers for the provision of medical services to inmates at the Atlantic County Justice Facility Freeholder Coursey moved and Freeholder Gatto seconded a motion to authorize an agreement with various vendors to establish a pool of medical providers for the provision of medical services to inmates at the Atlantic County Justice Facility in an amount not to exceed \$700,000.00, for the term commencing July 1, 2020 and terminating June 30, 2021.
- The above-mentioned motion was adopted by the following roll call:
AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- RESOLUTION NO. 305**
Amending Resolution No. 183 (3-26-19) professional services agreement for the provision of additional post-offer pre-employment physicals and related services Freeholder Risley moved and Freeholder Kern seconded a motion amending Resolution No. 183 adopted on March 26, 2019, a professional services agreement with AtlantiCare Physician Group for the provision of additional post-offer pre-employment physicals and related services for an additional amount of \$2,697.00 for a total amendatory amount not to exceed \$33,415.00.
- The above-mentioned motion was adopted by the following roll call:
AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- RESOLUTION NO. 306**
Change Order contract for miscellaneous emergency and other welding services Freeholder Kern moved and Freeholder Bennett seconded a motion to approve Change Order No. 1, contract with Bill Swenson and Sons, LLC for miscellaneous emergency and other welding services for supplementary work in the amount of \$12,000.00 for a total amendatory contract amount of \$124,402.80.
- The above-mentioned motion was adopted by the following roll call:
AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- RESOLUTION NO. 307**
Change Order contract for replacement of various guiderail Freeholder Kern moved and Freeholder Fitzpatrick seconded a motion to approve Change Order No. 1, contract with J. Fletcher Creamer and Son, Inc. for replacement of various guiderail for a total amendatory contract amount not to exceed \$312,808.20.
- The above-mentioned motion was adopted by the following roll call:
AYES: Bennett, Bertino, Coursey, Dase, Fitzpatrick, Gatto, Kern, Risley and Formica. NAYS: None.
- RESOLUTION NO. 308**
Change Order contract for various mill and overlay projects Freeholder Risley moved and Freeholder Kern seconded a motion to approve Change Order No. 1, contract with Arawak Paving Co., Inc., for various mill and overlay projects to extend the term date only with no additional cost.

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

RESOLUTION NO. 309
EUS contract for County
owned real and personal
property

Freeholder Gatto moved and Freeholder Kern seconded a motion to enter into a contract with Insurance Agencies, Inc., to obtain flood insurance for County owned real and personal property for a total amount not to exceed \$34,151.00.

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

RESOLUTION NO. 310
Alternate method
contract to provide
software maintenance for
the Transportation Unit

Freeholder Coursey moved and Freeholder Gatto seconded motion to authorize an alternate method contract with Trapeze Software Group, Inc., to provide software maintenance for Host Solution Database Servers and Tripspark Version 18 Upgrade for the Transportation Unit for an amount not to exceed \$7,000.00, for the term starting January 1, 2020 and terminating December 31, 2020.

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

RESOLUTION NO. 311
Memorandum of
understanding
concerning improvements
to various County road
crossings between
Garden State Parkway
Milepost 30 and Milepost
35 in Egg Harbor
Township and the City of
Somers Point

Freeholder Fitzpatrick moved and Freeholder Kern seconded a motion to authorize a memorandum of understanding with the New Jersey Turnpike Authority concerning improvements to various County road crossings between Garden State Parkway Milepost 30 and Milepost 35 in Egg Harbor Township and the City of Somers Point.

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

RESOLUTION NO. 312
Shared services
agreement for Settlement
of the PILOT Litigation

Freeholder Kern moved and Freeholder Gatto seconded a motion to authorize a shared services agreement with the County of Atlantic and the City of Atlantic City which satisfies the County's provision of services under the Consent Order for Settlement of the PILOT Litigation in an amount not to exceed \$1,000,000.00.

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

RESOLUTION NO. 313
Revised Resolution No.
287 (6-16-20) bid contract
for the installation of
bicycle racks for the
Margate-Ventnor Bicycle
Infrastructure Project to
remove Pay to Play
language based on Federal
funding

Freeholder Bertino moved and Freeholder Kern seconded a motion to revise Resolution No. 287 adopted on June 16, 2020, a bid contract with Ocean Construction, LLC for the installation of bicycle racks for the Margate-Ventnor Bicycle Infrastructure Project to remove Pay to Play language based on Federal funding for the sum total not to exceed \$154,714.00 to do work and/or supply the materials as set forth in the contract.

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

RESOLUTION NO. 314
Amending Resolution No.
16 (1-14-20) amended
grant agreement to
increase PY 2019
Workforce Learning
Link Program

Freeholder Kern moved and Freeholder Gatto seconded a motion amending Resolution No. 16 adopted on January 14, 2020 amended grant agreement with the New Jersey Department of Labor and Workforce Development to increase PY 2019 Workforce Learning Link Program to extend the termination date from June 30, 2020 to September 30, 2020.

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

RESOLUTION NO. 315
Amending Resolution No.
369 (7-2-19) grant
funding for the New
Jersey Youth Corps
Program

Freeholder Fitzpatrick moved and Freeholder Gatto seconded a motion amending Resolution No. 369 adopted on July 2, 2019, grant funding from the New Jersey Department of Labor and Workforce Development for the New Jersey Youth Corps Program to extend the termination date from June 30, 2020 to September 30, 2020.

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

RESOLUTION NO. 316
Amending Resolution No.
370 (7-2-19) grant
funding for the
Recognizing Individual
Struggles and
Experiences (RISE)
Program

Freeholder Fitzpatrick moved and Freeholder Gatto seconded a motion amending Resolution No. 370 adopted on July 2, 2019, grant funding from the New Jersey Department of Labor and Workforce Development for the Recognizing Individual Struggles and Experiences (RISE) Program to extend the term date from June 30, 2020 to September 30, 2020.

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

RESOLUTION NO. 317
Approving an agreement
to transfer title and
possession of two 2020
Chevy Tahoe vehicles to
the Atlantic City Police
Department

Freeholder Risley moved and Freeholder Kern seconded a motion to authorize an approval agreement to transfer title and possession of two 2020 Chevy Tahoe vehicles to the Atlantic City Police Department.

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

RESOLUTION NO. 318
Supplemental agreement
to extend the term of the
current agreement for an
additional three months
and allow the parties to
negotiate a new contract

Freeholder Risley moved and Freeholder Gatto seconded a motion to authorize a supplemental agreement between the County of Atlantic and the State of New Jersey Office of the Chief State Medical Examiner which would extend the term of the current agreement for an additional three months and allow the parties to negotiate a new contract.

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

MOTION TO COMBINE
AND ADOPT
RESOLUTION NOS. 319
AND 320

Freeholder Risley moved and Freeholder Gatto seconded a motion to combine and adopt Resolution Nos. 319 and 320.

RESOLUTION NO. 319 Reappointment of Dr. Barbara Gaba, Forrest Gilmore, Daniel Kelly, Richard D. Lovering, Carol Spina and Marian A. Woodson to the Atlantic County Workforce Development Board for terms to expire on June 30, 2023.
Reappointment to the Atlantic County Workforce Development Board

RESOLUTION NO. 320 Reappointment of Michael C. Bibb, J.D., to the Atlantic County Veterans Advisory Board for a term to expire on January 1, 2023.
Reappointment to the Atlantic County Veterans Advisory Board

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

RESOLUTION NO. 321 Freeholder Bennett moved and Freeholder Fitzpatrick seconded a motion to support pending Senate Resolution No. 57 and Assembly Resolution No. 75 and urging their passage (Sponsor: Caren L. Fitzpatrick).
Resolution supporting pending Senate Resolution No. 57 and Assembly Resolution No. 75 and urging their passage (Sponsor: Caren L. Fitzpatrick).

Creed Pogue, resident of Estell Manor, stated Senator Bateman, Republican from Somerset is a co-sponsor.

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

REPORTS OF SPECIAL COMMITTEES OF THE BOARD Freeholder Risley reported that the South Jersey Economic Development District (SJEDD), under the Coronavirus Aid, Relief and Economic Security (CARES) Act, was awarded a grant in the amount of \$400,000 for economic development.

Freeholder Bertino announced that it is Blueberry Month; New Jersey's state fruit. The blueberries are out and the crop is great.

UNFINISHED BUSINESS There was no unfinished business.

NEW BUSINESS There was no new business.

WRITTEN COMMUNICATIONS AND PETITIONS Written communications received by this office for the period of June 17, 2020 to July 7, 2020.

Freeholder Gatto stated several Freeholders received emails regarding herbicide spraying on Elwood Road. She thanked County Administrator for resolving the issue.

PUBLIC COMMENTS Chairman Formica opened the meeting to the public at 6:59 p.m.

Creed Pogue, resident of Estell Manor, asked that the former practice of not having meetings on election day be restored. He also stated that he understands the difficulties of the current circumstances however it is difficult to have public comment using Webex this way. Also, is there a list of materials that will no longer be accepted for recycling? County Administrator DelRosso responded.

There being no further comments, Chairman Formica closed the public portion at 7:01 p.m.

GOOD OF THE ORDER Freeholder Coursey thanked the Atlantic County Prosecutor's Office, the Sheriff's Department, the Atlantic City Police Department, other law enforcement agencies and Atlantic County Administration that assisted with the July 4, 2020 rally. It was a wasted day of taxpayer's money. Freeholder Coursey provided an overview of the events that took place at the rally. Chairman Formica added that Mayor Small did an excellent job and the Atlantic City Police Department.

Freeholder Gatto congratulated and recognized Natasha Corbitt, MD and PhD, a Mays Landing native and Oakcrest graduate, who will be graduating on Friday becoming the first African-American female pediatric surgeon/science.

Freeholder Risley stated the late Barbara Altman was a great cheerleader for this area and a sweet lady that was very positive who will be missed. Freeholder Risley also commended Mayor Small and the Atlantic City Administration in the manner the July 4th rally was handled.

ADJOURNMENT

Chairman Formica entertained a motion to adjourn the meeting. Freeholder Fitzpatrick moved and Freeholder Coursey seconded a motion to adjourn the Freeholder meeting. The motion was unanimously passed. The meeting was adjourned at 7:10 p.m.

Submitted by,

Sonya G. Harris
Clerk of the Board