

ATLANTIC COUNTY BOARD OF COUNTY COMMISSIONERS

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

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Minutes of Meeting October 18, 2022

CALL TO ORDER

A regular meeting of the Atlantic County Board of County Commissioners was called to order by Chairwoman Maureen Kern 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, Chairwoman Kern 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 Parker, followed by the flag salute led by Chairwoman Kern.

ROLL CALL

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

MINUTES OF MEETING October 4, 2022

Commissioner Gatto moved and Commissioner Parker seconded a motion to adopt and dispense with the reading of the October 4, 2022 minutes.

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

PILOT LAWSUIT UPDATE

County Counsel Jim Ferguson provided an update on the Atlantic City Casino PILOT (Payment In Lieu of Taxes) lawsuit.

ORDINANCE NO. 8 FINAL READING Ordinance to authorize acquisition of a storm water drainage easement across property identified as Block 266, Lot 1, located along California Avenue in the City of Absecon, Atlantic County, New Jersey

Commissioner Gatto moved and Commissioner Risley seconded a motion to adopt on final reading Ordinance No. 8-2022 to authorize the acquisition of a storm water drainage easement across property identified as Block 266, Lot 1, located along California Avenue in the City of Absecon, 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.

Chairwoman Kern opened the public hearing for comments at 4:15pm. There being no comments, the meeting was closed to the public at 4:15pm.

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

**RESOLUTION NO. 559
Grant application and acceptance to enable the Atlantic County Transportation Unit to continue to provide the 54/40 Community Shuttle in the western part of Atlantic County and the English Creek-Tilton Road Community Shuttle known as the Cross County Connector**

Commissioner Gatto moved and Commissioner Coursey seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Transportation through the Local Transportation Project Funding to enable the Atlantic County Transportation Unit to continue to provide the 54/40 Community Shuttle in the western part of Atlantic County and the English Creek-Tilton Road Community Shuttle known as the Cross County Connector for an amount not to exceed \$400,000.00 for the term 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, Parker, Risley and Kern. NAYS: None.

**RESOLUTION NO. 560
Grant application and acceptance for the Local Public Health Overdose Fatality Review Team 2022**

Commissioner Gatto moved and Commissioner Coursey seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Health for the Local Public Health Overdose Fatality Review Team 2022 for an amount not to exceed \$75,000.00 for the term commencing October 1, 2022 and terminating June 30, 2023.

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

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 561 TO 564

Commissioner Balles moved and Commissioner Parker seconded a motion to combine and adopt Resolution Nos. 561 to 564.

**RESOLUTION NO. 561
Chapter 159**

Insert into the budget of the year 2022 the sum of \$953,959.00 from the State of New Jersey, Department of Children and Families, Family Success Center 22-23.

**RESOLUTION NO. 562
Chapter 159**

Insert into the budget of the year 2022 the sum of \$46,782.00 from the State of New Jersey, Department of Human Services, Personal Assistance Services Program (PASP) 22-23.

**RESOLUTION NO. 563
Chapter 159**

Insert into the budget of the year 2022 the sum of \$17,000.00 from the State of New Jersey, Department of Military and Veterans Affairs, Veterans Transportation 22-23.

**RESOLUTION NO. 564
Chapter 159**

Insert into the budget of the year 2022 the sum of \$150,000.00 from New Jersey Transit, FTA Section 5311 – Innovations 2022.

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

**RESOLUTION NO. 565
Amending Resolution No. 488 (9-6-22), a renewal bid contract to supply janitorial and custodial supplies to members of the Atlantic County Cooperative**

Commissioner Coursey moved and Commissioner Gatto seconded a motion amending Resolution No. 488 adopted on September 6, 2022, a renewal bid contract to include Joseph Gartland/Beautiful Rags to supply janitorial and custodial supplies to members of the Atlantic County Cooperative for an amount not to exceed \$15,955.00 for the term commencing October 1, 2022 and terminating March 31, 2023.

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

RESOLUTION NO. 566
Renewal bid contract to furnish and deliver medical supplies to members of the Atlantic County Cooperative

Commissioner Gatto moved and Commissioner Coursey seconded a motion authorizing a renewal bid contract with various vendors to furnish and deliver medical supplies to members of the Atlantic County Cooperative for an amount not to exceed \$76,190.00 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, Gatto, Parker, Risley and Kern. NAYS: None.

RESOLUTION NO. 567
Bid contract for on-call maintenance resurfacing of various County locations

Commissioner Gatto moved and Commissioner Dase seconded a motion authorizing a bid contract with Arawak Paving Company, Inc. for on-call maintenance resurfacing of various County locations for an amount not to exceed \$883,000.00 for the period commencing September 1, 2022 and terminating August 31, 2023.

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

RESOLUTION NO. 568

WITHDRAWN (10-14-22): Bid contract for the replacement of Lakes Creek Bridge in Egg Harbor Township.

RESOLUTION NO. 569
Change order contract to provide supplemental site work at the Atlantic County Estell Manor Park for the Veterans Cemetery expansion, Columbarium and toilet room building at Picnic Area No. 2

Commissioner Gatto moved and Commissioner Risley seconded a motion authorizing change order no. 3, a contract with H4 Enterprises, LLC to provide supplemental site work at the Atlantic County Estell Manor Park for the Veterans Cemetery expansion, Columbarium and toilet room building at Picnic Area No. 2 for a net increase of \$163,495.20 and a total amendatory amount of \$3,097,717.05.

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

RESOLUTION NO. 570
Amending Resolution No. 147 (4-24-18), a funding agreement to add additional class offerings and to permit the ACWDB to pay participant stipends in the Atlantic City Infrastructure Program

Commissioner Balles moved and Commissioner Coursey seconded a motion amending Resolution No. 147 adopted on April 24, 2018, a funding agreement between the Atlantic City Electric Company and the Atlantic County Workforce Development Board (ACWDB) to add additional class offerings and to permit the ACWDB to pay participant stipends in the Atlantic City Infrastructure Program at no additional cost.

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

RESOLUTION NO. 571
Amending Resolution No. 366 (8-18-20), a Memorandum of Understanding to engage professional grant writing and implementation services for County projects and activities through the 2019 CDBG and HOME Investment Partnership Program

Commissioner Gatto moved and Commissioner Coursey seconded a motion amending Resolution No. 366 adopted on August 18, 2020, a Memorandum of Understanding with Atlantic County Improvement Authority to engage professional grant writing and implementation services for County projects and activities through the 2019 CDBG and HOME Investment Partnership Program to extend the term date only to December 31, 2023 at no additional cost.

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

RESOLUTION NO. 572
Amending Resolution No. 606
(11-9-21), an alternate method
contract for software licensing
and maintenance for the Atlantic
County Environmental Health
Unit

Commissioner Balles moved and Commissioner Bertino seconded a motion amending Resolution No. 606 adopted on November 9, 2021, an alternate method contract with Accela, Inc. for software licensing and maintenance for the Atlantic County Environmental Health Unit to extend the term date only to December 12, 2022 at no additional cost.

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

RESOLUTION NO. 573
Amending Resolution No. 604
(11-9-21), an alternate method
contract to add a new module to
the billing and electronic medical
record software for Meadowview
Nursing and Rehabilitation
Center

Commissioner Gatto moved and Commissioner Coursey seconded a motion amending Resolution No. 604 adopted on November 9, 2021, an alternate method contract with PointClickCare Technologies, Inc. to add a new module to the billing and electronic medical record software for Meadowview Nursing and Rehabilitation Center for a net increase of \$625.65 and a total amendatory amount of \$74,274.09 for the contract period September 1, 2021 through August 31, 2022.

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

RESOLUTION NO. 574
Amending Resolution No. 545
(10-5-21), an interlocal services
agreement to provide project
management services for various
County capital projects

Commissioner Gatto moved and Commissioner Dase seconded a motion amending Resolution No. 545 adopted on October 5, 2021, an interlocal services agreement with Atlantic County Improvement Authority to provide project management services for various County capital projects to extend the term date only to August 31, 2023 at no additional cost.

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

RESOLUTION NO. 575
Amending Resolution No. 147
(3-29-22), a shared services
agreement to provide Public
Health Officer services

Commissioner Gatto moved and Commissioner Risley seconded a motion amending Resolution No. 147 adopted on March 29, 2022, a shared services agreement with Cape May County to provide Public Health Officer services at a cost of \$7,000.00 for July 1 through July 31, 2022 and at a cost of \$5,500.00 per month from August 1 through December 31, 2022.

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

RESOLUTION NO. 576
Memorandum of Agreement to
provide veterinary services for
animals seized by the
Prosecutor's Office

Commissioner Parker moved and Commissioner Balles seconded a motion authorizing a Memorandum of Agreement with the Humane Society of Atlantic County to provide veterinary services for animals seized by the Prosecutor's Office for an amount not to exceed \$10,000.00 for a one-year term commencing October 1, 2022 and terminating September 30, 2023.

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

RESOLUTION NO. 577
Memorandum of Agreement for
a formal written collective
bargaining agreement with FOP
Lodge No. 34 (Rank and File
Corrections Officers)

Commissioner Coursey moved and Commissioner Parker seconded a motion authorizing a Memorandum of Agreement with FOP Lodge No. 34 (Rank and File Corrections Officers) for a formal written collective bargaining agreement incorporating the terms of the MOA for a four (4) year period commencing January 1, 2022 through and including December 31, 2025.

Nick Procaccini, President of FOP Lodge No. 34, commended County Counsel Ferguson on the contract negotiations and noted with the anticipated increase in health plans, the need to negotiate health plan options.

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

**RESOLUTION NO. 578
Amending Resolution No. 38
(1-19-21), a contract to provide
an Overdose Fatality Review
Team**

Commissioner Coursey moved and Commissioner Gatto seconded a motion amending Resolution No. 38 adopted on January 19, 2021, a contract with Atlantic Prevention Resources to provide an Overdose Fatality Review Team for an amount not to exceed \$70,000.00 for the term commencing from October 1, 2022 to September 30, 2023.

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

**RESOLUTION NO. 579
Interlocal services agreement to
provide one full-time School
Resource Officer**

Commissioner Coursey moved and Commissioner Gatto seconded a motion authorizing an interlocal services agreement with the Board of Education of the Special Services School District and the Vocational School District of Atlantic County for the Atlantic County Sheriff's Office to provide one full-time School Resource Officer for the term commencing July 1, 2022 and terminating June 30, 2025, revenue generating.

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

**RESOLUTION NO. 580
Interlocal services agreement
to bid and manage the roof
replacement and garage
expansion at the Hammonton
Public Works Facility**

Commissioner Gatto moved and Commissioner Coursey seconded a motion authorizing an interlocal services agreement with the Atlantic County Improvement Authority to bid and manage the roof replacement and garage expansion at the Hammonton Public Works Facility for an amount not to exceed \$40,950.00 for the term commencing upon Commissioner approval and terminating December 31, 2023.

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

**RESOLUTION NO. 581
Interlocal services agreement for
preliminary and final design
services for traffic improvements
to the Brigantine Lighthouse
Circle at Brigantine Boulevard
(CR 638) and Bayshore Avenue
intersection**

Commissioner Gatto moved and Commissioner Dase seconded a motion authorizing an interlocal services agreement with the City of Brigantine for preliminary and final design services for traffic improvements to the Brigantine Lighthouse Circle at Brigantine Boulevard (CR 638) and Bayshore Avenue intersection for an amount not to exceed \$200,000.00, with each party contributing 50% of the cost.

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

**RESOLUTION NO. 582
Acceptance of deeds/easements in
accordance with Atlantic County
Planning Standards**

Commissioner Gatto moved and Commissioner Coursey seconded a motion authorizing the acceptance of 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, Parker, Risley and Kern. NAYS: None.

RESOLUTION NO. 583
EUS contract to obtain fiduciary coverage for the County's deferred compensation program

Commissioner Gatto moved and Commissioner Risley seconded a motion authorizing an EUS contract with Glenn Insurance to obtain fiduciary coverage for the County's deferred compensation program for an amount not to exceed \$15,563.43 for a three-year policy through Travelers from 2022 to 2025.

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

RESOLUTION NO. 584
Amending Resolution No. 625 (11-23-21), a professional services agreement for engineering design services associated with the replacement of Lakes Creek Bridge (EH-29) on Bevis Mill Road (EH-26 and EH-27) in Egg Harbor Township

Commissioner Gatto moved and Commissioner Risley seconded a motion amending Resolution No. 625 adopted on November 23, 2021, a professional services agreement with French and Parrello Associates for engineering design services associated with the replacement of Lakes Creek Bridge (EH-29) on Bevis Mill Road (EH-26 and EH-27) in Egg Harbor Township to extend the term date to October 31, 2023 for a net increase of \$27,500.00 and a total amendatory amount of \$443,253.10.

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

RESOLUTION NO. 585
Alternate method contract to provide proprietary billing and electronic medical record software to Meadowview Nursing and Rehabilitation Center

Commissioner Risley moved and Commissioner Gatto seconded a motion authorizing an alternate method contract with PointClickCare Technologies, Inc. to provide proprietary billing and electronic medical record software to Meadowview Nursing and Rehabilitation Center for an amount not to exceed \$78,507.46 for a term commencing September 1, 2022 and terminating August 31, 2023.

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

RESOLUTION NO. 586
Memorandum of Agreement with Communication Workers of America (CWA) #1075 (Division of Public Health) for a new formal written collective bargaining agreement

Commissioner Coursey moved and Commissioner Gatto seconded a motion authorizing a Memorandum of Agreement with Communication Workers of America (CWA) #1075 (Division of Public Health) for a new formal written collective bargaining agreement to ratify the terms of the annexed MOA for a two (2) year period covering the time frame of January 1, 2022 through and including December 31, 2023.

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

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 587 AND 588

Commissioner Parker moved and Commissioner Risley seconded a motion to combine and adopt Resolution Nos. 587 and 588.

RESOLUTION NO. 587
Appointment to the Atlantic County Construction Board of Appeals

Appointment of Pat J. Naticchione, CFM as Second Alternate to the Atlantic County Construction Board of Appeals for a term to expire on January 1, 2026.

RESOLUTION NO. 588
Appointment to the Atlantic County Workforce Development Board

Appointment of Michele A. Soreth and Parina Desai to the Atlantic County Workforce Development Board for a term to expire on June 30, 2025.

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

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 589 TO 591

Commissioner Risley moved and Commissioner Parker seconded a motion to combine and adopt Resolution Nos. 589 to 591.

**RESOLUTION NO. 589
Roadway solicitation event in Egg Harbor Township**

Authorizing consent for a roadway solicitation event by Egg Harbor Township High School Baseball Booster Club at the intersection of Ocean Heights Avenue (CR 559) and Zion Road (CR 615) in the Township of Egg Harbor on Saturday, November 5, 2022 from 9:00 am to 3:00 pm.

**RESOLUTION NO. 590
Roadway solicitation in Galloway Township**

Authorizing consent for a roadway solicitation event by Bayview Volunteer Fire Company No. 4 at the intersection of Pitney Road (CR 634) and Jimmie Leeds Road (CR 633) in the Township of Galloway on Saturday, November 19, 2022 from 8:00 am to 5:00 pm.

**RESOLUTION NO. 591
Roadway solicitation in Egg Harbor Township**

Authorizing consent for a roadway solicitation event by Cardiff Volunteer Fire Company No. 1 at the intersection of English Creek Avenue (CR 575) and West Jersey Avenue in the Township of Egg Harbor on Saturday, November 19, 2022 from 9:00 am to 3:00 pm.

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

REPORTS OF SPECIAL COMMITTEES

There were no special committee reports.

UNFINISHED BUSINESS

Commissioner Fitzpatrick requested an update regarding the Opioid Settlement funds had been dispersed. County Administrator DelRosso responded. Commissioner Fitzpatrick announced the State of New Jersey has filed a lawsuit against big oil companies for environmental damages.

NEW BUSINESS

Commissioner Risley stated that he intends to sponsor a resolution regarding the State health insurance increase. Commissioner Risley would like a State Health Insurance Program representative to answer questions regarding the proposed increases.

Commissioner Coursey agreed with Commissioner Risley and requested to co-sponsor the health insurance resolution.

WRITTEN COMMUNICATIONS AND PETITIONS

Written communications and petitions were received by this office from October 5, 2022 to October 18, 2022.

Commissioner Gatto provided an update on the repeated attempts to contact the State Department of Transportation (DOT) regarding the Route 30 and Cologne Avenue intersection. Commissioner Gatto will be preparing a response regarding accusations against her and the County during campaign season.

PUBLIC COMMENTS

Chairwoman Kern opened the public hearing for comments at 5:12 p.m.

Charles Oglesby, resident of Pleasantville and a former law enforcement officer, K-9 security guard and the first school resource officer in Pleasantville, would like to see the K-9 dog program at Atlantic Cape Community College where he is currently employed as the security supervisor. Mr. Oglesby offered to host a K-9 presentation at the college for Atlantic County school districts. A lengthy discussion ensued.

Rodney Finx, an Atlantic County employee, expressed his confusion with the actual costs of the County health care plans since he received three cost plans for the health benefit open enrollment.

There being no further comments, Chairwoman Kern closed the public portion at 5:45 p.m.

GOOD OF THE ORDER

Commissioner Coursey wished Clerk Sonya Harris a belated happy Boss's Day. Commissioner Coursey also recognized Breast Cancer Awareness Month.

Commissioner Gatto announced that during the month of October, the Eat Clean Organization in Galloway Township is providing meals to breast cancer warriors or survivors.

Chairwoman Kern reported many communities are hosting Trunk or Treats for Halloween and *Go Phillies*.

Commissioner Parker recognized National School Bus Safety Week and noted today is last day for voter registration for the upcoming general election. The International Day for the Eradication of Poverty is observed this week.

ADJOURNMENT

Chairwoman Kern entertained a motion to adjourn the meeting. Commissioner Gatto moved and Commissioner Parker seconded a motion to adjourn the Commissioners meeting. The motion was unanimously passed. The meeting was adjourned at 5:49 p.m.

Submitted by,

Sonya G. Harris
Clerk of the Board