ATLANTIC COUNTY BOARD OF COUNTY COMMISSIONERS

Stillwater Building

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

Minutes of Meeting June 6, 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 Bertino followed by the flag salute led by Chairman Risley.

ROLL CALL

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

MINUTES OF MEETING May 16, 2023

Commissioner Kern moved and Commissioner Bertino seconded a motion to adopt and dispense with the reading of May 16, 2023 minutes.

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

Atlantic County Prosecutor's Office receiving Police Agency Re-Accreditation through the New Jersey State Association of Chiefs of Police Law Enforcement Accreditation Program.

ORDINANCE NO. 4
FINAL READING
Ordinance to vacate two (2)
existing Declarations of
Covenants and Restrictions in
Egg Harbor Township

Commissioner Coursey moved and Commissioner Kern seconded a motion to adopt on final reading Ordinance No. 4-2023 to vacate two (2) existing Declarations of Covenants and Restrictions for property identified on Egg Harbor Township tax maps as: Block 2203, Lots 4-10 and 24-27, Atlantic County.

Chairman Risley opened the public hearing for comments at 4:32 p.m. There being no comments, the meeting was closed to the public at 4:32 p.m.

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. 281 Grant application and acceptance for the Right To Know FY 2024 grant Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Health for the Right To Know FY 2024 grant funding for an amount not to exceed \$10,544.00 for the term commencing July 1, 2023 and terminating 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. 282 Grant application and acceptance for the Childhood Lead Exposure Prevention (CLEP) Project Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Health for the Childhood Lead Exposure Prevention (CLEP) Project grant for an amount not to exceed \$207,000.00 for the period commencing July 1, 2023 and terminating 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. 283
Grant application and acceptance for the Title IV-D
Child Support Enforcement
Program utilized by the Law
Department and the Sheriff's
Office

Commissioner Balles moved and Commissioner Kern seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Human Services, Division of Family Development for the Title IV-D Child Support Enforcement Program utilized by the Law Department and the Sheriff's Office for an amount not to exceed \$629,623.00 for the period from October 1, 2021 to September 30, 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. 284 Amending Resolution No. 330 (6-21-22), a grant for the Senior Citizens and Disabled Residents Transportation Assistance Program Commissioner Coursey moved and Commissioner Dase seconded a motion amending Resolution No. 330 adopted on June 21, 2022, a grant from New Jersey Transit for the Senior Citizens and Disabled Residents Transportation Assistance Program to accept the revised funding amount for an amount not to exceed \$872,558.96 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 285 Amending Resolution No. 702 (12-20-22), a grant for the FY23 Local Bridge Fund Program Commissioner Coursey moved and Commissioner Bertino seconded a motion amending Resolution No. 702 adopted on December 20, 2022, a grant from the New Jersey Department of Transportation for the FY23 Local Bridge Fund Program to remove the Overflow Bridge (EHC-07) project and replace it with Bungalow Park Bridge (EHC-08) in Egg Harbor City 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. 286
Grant application and
acceptance for the Universal
Service Fund CWA
Administration Program

Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Community Affairs for the Universal Service Fund CWA Administration Program for an amount not to exceed \$11,207.00 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 287
Grant application and acceptance for the Low Income Heating and Energy Assistance Program (LIHEAP) CWA Administration Program

Commissioner Dase moved and Commissioner Bertino seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Community Affairs for the Low Income Heating and Energy Assistance Program (LIHEAP) CWA Administration Program for an amount not to exceed \$16,810.00 for the period 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 288
Grant application and acceptance for the Liberty Mid-Atlantic High Intensity Drug Trafficking Areas (HIDTA) Task Force funding

Commissioner Kern moved and Commissioner Bertino seconded a motion authorizing a grant application and acceptance from the United States Department of Justice through the Pennsylvania Attorney General's Office for the Liberty Mid-Atlantic High-Intensity Drug Trafficking Areas (HIDTA) Task Force funding for an amount not to exceed \$177,000.00 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 289
Grant application and acceptance for the Veterans' Transportation Assistance Program

Commissioner Balles moved and Commissioner Parker seconded a motion authorizing a grant application and acceptance from the New Jersey Department of Military and Veterans' Affairs for the Veterans' Transportation Assistance Program for an amount not to exceed \$17,000.00 for the period commencing July 1, 2023 and terminating 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. 290 Grant application and acceptance for the Edward Byrne Memorial Grant Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing a grant application and acceptance from the United States Department of Justice through the New Jersey Department of Law and Public Safety, Division of Administration for the Edward Byrne Memorial Grant for an amount not to exceed \$86,990.00 for the period commencing July 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, Kern, Parker and Risley. NAYS: None.

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 291 TO 297

Commissioner Parker moved and Commissioner Coursey seconded a motion to combine and adopt Resolution Nos. 291 to 297.

RESOLUTION NO. 291 CHAPTER 159

Insert into the budget of the year 2023 the sum of \$105,000.00 from the State of New Jersey, Department of Law and Public Safety, Click It or Ticket 2023 Seat Belt Mobilization.

RESOLUTION NO. 292 CHAPTER 159 Insert into the budget of the year 2023 the sum of \$372,500.00 from the State of New Jersey, Department of Transportation, FY 2023 Local Transportation Project Fund.

RESOLUTION NO. 293 CHAPTER 159 Insert into the budget of the year 2023 the sum of \$872,558.96 from New Jersey Transit, Senior Citizen and Disabled Resident Transportation Assistance Program (SCDRTAP) 2023.

RESOLUTION NO. 294 CHAPTER 159 Insert into the budget of the year 2023 the sum of \$19,600.00 from the State of New Jersey, Department of Children and Families, Family Success Center 22-23.

RESOLUTION NO. 295 CHAPTER 159 Insert into the budget of the year 2023 the sum of \$250,000.00 from the State of New Jersey, Department of Law and Public Safety, Insurance Fraud Reimbursement Program 2023.

RESOLUTION NO. 296 CHAPTER 159

Insert into the budget of the year 2023 the sum of \$123,809.50 from the State of New Jersey, Department of Law and Public Safety, Operation Helping Hand SFY22.

RESOLUTION NO. 297 CHAPTER 159

Insert into the budget of the year 2023 the sum of \$50,000.00 from the State of New Jersey, Department of Law and Public Safety, Overdose Data to Action - Operation Helping Hand FFY22.

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. 298 Professional services agreement with for a review of the County's 457(b) Deferred Compensation Plan

Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing a professional services agreement with Marsh and McLennan Agency, LLC for a review of the County's 457(b) Deferred Compensation Plan for an amount not to exceed \$28,500.00 for the period commencing on July 1, 2023 and terminating on 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. 299 Amending Resolution No. 258 (5-17-22), a professional services agreement for material testing services

Commissioner Coursey moved and Commissioner Kern seconded a motion amending Resolution No. 258 adopted on May 17, 2022, a professional services agreement with Colliers Engineering and Design, Inc. for material testing services to extend the termination date until July 31, 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. 300 Amending Resolution No. 468 (9-7-21), a professional services agreement for district mapping and related services

Commissioner Balles moved and Commissioner Dase seconded a motion amending Resolution No. 468 adopted on September 7, 2021, a professional services agreement with Remington and Vernick Engineers for district mapping and related services to extend the termination date until August 1, 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. 301 Intergovernmental services agreement for the provision of dental services for Atlantic County residents at the J.H. Cronin Dental Center and the University Dental Center

Commissioner Coursey moved and Commissioner Bertino seconded a motion authorizing an intergovernmental services agreement with Rutgers University School of Dental Medicine for the provision of dental services for Atlantic County residents at the J.H. Cronin Dental Center and the University Dental Center for an amount not to exceed \$107,500.00 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 302 Subgrant agreement for the Childhood Lead Exposure Prevention Program project

Commissioner Kern moved and Commissioner Parker seconded a motion authorizing a subgrant agreement with the City of Atlantic City for the Childhood Lead Exposure Prevention Program project for an amount not to exceed \$70,500.00 for the term commencing July 1, 2023 and terminating 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. 303 Amending Resolution No. 571 (10-18-22), a Memorandum of Understanding to engage professional grant writing and implementation services for **County projects and activities**

Commissioner Parker moved and Commissioner Coursey seconded a motion amending Resolution No. 571 adopted on October 18, 2022, Memorandum of Understanding with Atlantic County Improvement Authority to engage professional grant writing and implementation services for County projects and activities for a net increase of \$15,000.00 and a total amendatory amount not to exceed \$50,000.00.

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. 304

WITHDRAWN (6-5-23): Sourcewell National Cooperative contract with Safeware Inc. to furnish and deliver emergency response equipment to the Division of Public Health – amount not to exceed \$567,438.30.

RESOLUTION NO. 305 Intergovernmental agreement to provide technical assistance on water and soil conservation matters

Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing an intergovernmental agreement with Cape Atlantic Soil Conservation District to provide technical assistance on water and soil conservation matters for an amount not to exceed \$20,000.00 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 306

Commissioner Coursey moved and Commissioner Bertino seconded a Online access for the purpose of motion authorizing an online access agreement with the New Jersey researching vehicle records online Motor Vehicle Commission for the purpose of researching vehicle records online for an amount not to exceed \$750.00 for a five-year term, commencing on April 13, 2023 and terminating April 13, 2028.

> 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. 307 Intergovernmental sub-grant agreements for drug and alcohol education and prevention services

Commissioner Coursey moved and Commissioner Kern seconded a motion authorizing intergovernmental sub-grant agreements with various Atlantic County municipalities for drug and alcohol education and prevention services for an amount not to exceed \$188,811.00 for the period commencing on July 1, 2023 and terminating 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. 308 Resolution authorizing the sale of obsolete vehicles and equipment through an online auction

Commissioner Dase moved and Commissioner Balles seconded a motion authorizing the sale of obsolete vehicles and equipment through an online auction between May 1, 2023 and December 31, 2023, revenue-generating.

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. 309 Shared services agreement for concept development of transportation infrastructure improvements

Commissioner Parker moved and Commissioner Dase seconded a motion authorizing a shared services agreement with the Atlantic County Economic Alliance (ACEA) and the South Jersey Transportation Authority (SJTA) for concept development of transportation infrastructure improvements at no cost for the term commencing from June 6, 2023 and terminating June 5, 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. 310 Shared services agreement to broadcast brine on County roads on Absecon Island

Commissioner Balles moved and Commissioner Bertino seconded a motion authorizing a shared services agreement with the City of Ventnor to broadcast brine on County roads on Absecon Island for an amount not to exceed \$12,500.00 for the five-year term commencing November 1, 2023 and terminating October 31, 2028.

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. 311 Alternate method contract to provide maintenance service for the DocuWare Imaging propriety software

Commissioner Kern moved and Commissioner Balles seconded a motion authorizing an alternate method contract with Initium Softworks, LLC d/b/a MTS Software Solutions, Inc. to provide maintenance service for the DocuWare Imaging propriety software for an amount not to exceed \$31,441.74 for the period commencing June 26, 2023 and terminating June 25, 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. 312 Interlocal services agreement concerning proposed reconstruction and jurisdictional control of proposed improvements along the Somers Point/Linwood bike path

Commissioner Kern moved and Commissioner Parker seconded a motion authorizing an interlocal services agreement with the City of Somers Point concerning proposed reconstruction and jurisdictional control of proposed improvements along the Somers Point/Linwood bike path at the crossing of Ocean Heights Avenue (CR 559) at no 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. 313 Local consent agreement for the provision of cybersecurity hardware, software, and/or services

Commissioner Balles moved and Commissioner Parker seconded a motion authorizing a local consent agreement with the New Jersey Office of Homeland Security and Preparedness through the FFY22 State and Local Cybersecurity Grant Program for the provision of cybersecurity hardware, software, and/or services in lieu of funds at no cost for the 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, Kern, Parker and Risley. NAYS: None.

RESOLUTION NO. 314 Resolution authorizing the establishment of additional funds for the payment of legal fees associated with the continuing representation of the County in the PILOT litigation

Commissioner Balles moved and Commissioner Kern seconded a motion authorizing the establishment of additional funds for the payment of legal fees associated with the continuing representation of the County in the PILOT litigation for an amount not to exceed \$300,000.00.

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. 315 Reappointments to the Atlantic County Emergency Management Advisory Board

Commissioner Coursey moved and Commissioner Balles seconded a motion authorizing the reappointments of Vincent J. Jones, III, Stan Carr, Jim Eden, Michael Fedorko and Patrick F. Snyder to the Atlantic County Emergency Management Advisory Board for a term to expire on May 1, 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.

MOTION TO COMBINE AND ADOPT RESOLUTION NOS. 316 TO 318

Commissioner Coursey moved and Commissioner Kern seconded a motion to combine and adopt Resolution No. 316 to 318.

RESOLUTION NO. 316 Roadway solicitation event in Northfield

Authorizing consent for a roadway solicitation event by the Family Association of Northfield at the intersection of Tilton Road (CR 563), Mill Road (CR 662) and Shore Road (CR 585) in the City of Northfield on Saturday, July 15, 2023 from 9 am to 2 pm.

RESOLUTION NO. 317 Roadway solicitation event in **Buena Vista Township**

Authorizing consent for a roadway solicitation event by the Milmay Volunteer Fire Company at the intersection of Tuckahoe Road (CR 557) and Millville-Mays Landing Road (CR 552) in the Township of Buena Vista on Friday, July 14, 2023 and Friday, August 25, 2023 from 8 am to dusk.

RESOLUTION NO. 318 Roadway solicitation event in Absecon

Authorizing consent for a roadway solicitation event by the Absecon Blue Devils at the intersection of Mill Road (CR 651) and New Jersey Avenue (CR 601) in the City of Absecon on Saturday, July 1, 2023 from 8 am to 3 pm and Sunday, July 2, 2023 from 8 am to 12 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.

REPORTS OF SPECIAL

Commissioner Bertino stated the Solid Waste Oversight Committee **COMMITTEES OF THE BOARD** has completed its report on the ACUA.

> Commissioner Kern thanked Brian Wilson, County Alliance Coordinator, for his efforts with the recent NAMI mental health first aid recertification class.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Chairman Risley reported the Atlantic County Memorial Day service was successful and would like the Veteran's Museum to be open on that day moving forward.

Commissioner Parker announced pet adoption fees at the Atlantic County Animal Shelter will be waived on Wednesdays through September.

AND PETITIONS

WRITTEN COMMUNICATIONS Written communications and petitions were received by this office from May 17, 2023 to June 6, 2023.

> Commissioner Dase received a letter from the Brigantine Mayor proposing a 90-day extension on the public comment period for offshore wind projects.

> Commissioner Gatto would like to partner with Hamilton Township regarding the \$1.5 million grant awarded from the NJ DOT for the Mays Landing bikeway project.

> Chairman Risley mentioned the Southern New Jersey County Commissioner Association dinner meetings are highly informative and encouraged all Commissioners to attend.

> Commissioner Parker attended the last ACUA meeting and provided an update on the discussions held. He acknowledged June is the month of awareness for numerous causes.

Commissioner Kern shared that June is also National Safety Month and Men's Health Month. She requested a moment of silence for the anniversary of D-Day.

Commissioner Balles stated Juneteenth is also celebrated in June. A letter was received regarding Principle Academy Charter School. County Counsel Ferguson and Legislative Counsel Andrien responded.

Commissioner Coursey reminded everyone of the upcoming ACIT groundbreaking ceremony on Friday, June 9 at 10:00 am.

PUBLIC COMMENTS

Chairman Risley opened the meeting to the public at 5:33 p.m.

Matthew DeNafo, President of the ACUA, provided an update on the ACUA lifespan and encouraged dialogue with the Board. He is pleased Commissioner Parker is attending ACUA meetings. A discussion ensued.

There being no further comments, Chairman Risley closed the public portion at 5:57 p.m.

GOOD OF THE ORDER

There was nothing for the good of the order.

ADJOURNMENT

Chairman Risley entertained a motion to adjourn the meeting. Commissioner Coursey moved and Commissioner Parker seconded a motion to adjourn the Commissioners' meeting. The motion was unanimously passed. The meeting was adjourned at 5:57 p.m.

Submitted by,

Tara Silipena Clerk of the Board