

ATLANTIC COUNTY BOARD OF CHOSEN FREEHOLDERS
Stillwater Building, 201 Shore Road
Northfield, New Jersey

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Minutes of Meeting
November 25, 2008

CALL TO ORDER

A Regular meeting of the Atlantic County Board of Chosen Freeholders was called to order by Chairman Joseph F. Silipena at 4 p.m., Eastern Standard Time, on the above-mentioned date at the Stillwater Building, Northfield, NJ.

OPEN PUBLIC MEETING STATEMENT

Statement of Open Public Meeting Compliance: Pursuant to the Open Public Meeting Act, Chairman Silipena announced that adequate notice of this meeting, as required by said Act, has been provided to The Press, the Mainland Journal, 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 AND FLAG SALUTE

The prayer was led by Freeholder Charles Garrett followed by the flag salute led by Freeholder Chairman Joseph Silipena.

ROLL CALL

The following roll call was recorded: PRESENT: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. ABSENT: None

MINUTES OF MEETING OCTOBER 21, 2008

Freeholder Sutton moved and Freeholder Giordano seconded a motion to dispense with the reading of the October 21, 2008 minutes.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

RESOLUTION NO. 416 ARCHITECTURAL AND ENGINEERING DESIGN FOR PROPOSED ATLANTIC COUNTY MULTI-PURPOSE TRAIL

Freeholder Russo moved and Freeholder Sutton seconded a motion to enter into a professional services contract with Simone Collins for architectural and engineering design services for the proposed Atlantic County Multi-Purpose Trail in Egg Harbor Township for an amount not to exceed \$39,878.00.

Freeholder Curcio moved and Freeholder Russo seconded a motion to modify the agenda and permit public input regarding Resolution No. 416.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

Chairman Silipena opened the meeting for public comment regarding the above-mentioned resolution.

Tina Spano of Pine Avenue, Egg Harbor Township endorsed Resolution No. 416. Ms. Spano suggested the Multi-Purpose trail be named Pine Avenue Multi-Purpose Park.

Joseph DeBianco, a Hamilton Township resident spoke in favor of the resolution. Mr. DeBianco addressed two concerns regarding the proposed multi-purpose trail: dirt bikes and maintenance cost.

Freeholder-elect Jim Schroeder of Port Republic spoke in favor of this project. He had some concerns regarding the mixed use of the park with the dirt bikes.

Freeholder McDevitt stated that the County had to utilize the RFP process. Tim Kreisher of Ventnor had concerns whether the people living in this area were going to sign off on insurance.

Freeholder Giordano stated that he would support a motion to send this Resolution to the Budget Committee. He is in favor of the project.

Freeholder Dase agrees with Freeholder Curcio and Freeholder Giordano in favor of the project.

Freeholder Sutton requested clarification on the use of money regarding equestrian trails.

Freeholder Cooper stated she was in support of looking further into the project.

Freeholder Curcio moved and Freeholder Giordano seconded a motion to table Resolution 416 and send it to the Budget Committee for further investigation regarding this project.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Giordano, Sutton and Silipena. NAYS: Garrett, McDevitt and Russo. ABSTENTIONS: None.

**RESOLUTION NO. 651
AMENDING RESOLUTION
NO. 254 (5/15/07)
REGARDING A
PROFESSIONAL SERVICE
CONTRACT FOR
ARCHITECTURAL
SERVICES**

Freeholder Sutton moved and Freeholder Cooper seconded a motion to amend Resolution No. 254 adopted on May 15, 2007 regarding a professional service contract with Martin F. Blumberg Associates to provide architectural services for the expansion of the voting machine warehouse for additional work in the amount of \$8,279.25 and for a total amendatory contract amount not to exceed \$77,374.25.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: Curcio. ABSTENTIONS: None.

**RESOLUTION NO. 652
AMENDING RESOLUTION
NO. 663 (12/6/05)
REGARDING VISION
BENEFITS FOR COUNTY
EMPLOYEES**

Freeholder Sutton moved and Freeholder Giordano seconded a motion to amend Resolution No. 663 adopted on December 6, 2005 regarding an agreement with Horizon Eye Care to provide vision benefits to employees of the County for an additional amount not to exceed \$8,929.70 and for an amendatory contract amount for 2006-2008 not to exceed \$347,687.90.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 653
AMENDING RESOLUTION
NO. 672 (12/11/07)
REGARDING AN
AGREEMENT TO
PROVIDE DENTAL
BENEFITS TO COUNTY
EMPLOYEES**

Freeholder Giordano moved and Freeholder Sutton seconded a motion to amend Resolution No. 672 adopted on December 11, 2007 regarding an agreement with Benecare, Inc. to provide dental benefits to County employees for an additional amount not to exceed \$27,000.00 and for a total amendatory contract amount for 2006-2008 not to exceed \$4,169,289.39.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 654
TRANSFER RESOLUTION**

Freeholder McDevitt moved and Freeholder Giordano seconded a motion to adopt a transfer resolution to allow transfers be made in the 2008 appropriation of the County of Atlantic as listed within said Resolution, total transfer in the amount of \$984,100.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 655
EMERGENCY CONTRACT
TO PERFORM FORENSIC
ENGINEERING AND
REPROGRAM THE DRIVE
CONTROL SYSTEM ON
THE DORSET AVENUE
BRIDGE**

Freeholder Russo moved and Freeholder Sutton seconded a motion to enter into an emergency contract with HNTB Corp. for emergency engineering inspection and reprogramming of the electrical drive control system on the Dorset Avenue Bridge for an amount not to exceed \$65,000.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 656
EMERGENCY CONTRACT
TO REMOVE AND REPAIR
THE SPEED REDUCER
GEAR BOXES ON THE
DORSET AVENUE BRIDGE**

Freeholder Sutton moved and Freeholder Cooper seconded a motion to award an emergency contract to Agate Construction, Co., Inc. for emergency repairs to the speed reducer and gear boxes on the Dorset Avenue Bridges for an amount not to exceed \$95,000.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 657
EMERGENCY CONTRACT
FOR REBUILDING THE
SUMITOMO PRIMARY
SPEED GEAR REDUCER
BOXES ON THE DORSET
AVENUE BRIDGE**

Freeholder Sutton moved and Freeholder Cooper seconded a motion to enter into an emergency contract with Philadelphia Gear Corp. for rebuilding the Sumitomo primary speed gear reducer boxes for the Dorset Avenue Bridge for an amount not to exceed \$160,000.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 658
BID CONTRACT FOR
PROVIDING AND
SERVICING VENDING
MACHINES AT VARIOUS
COUNTY SITES**

Freeholder Giordano moved and Freeholder Garrett seconded a motion to award a bid contract to Next Generation, highest responsible bidder, to provide and service vending machines to various sites in Atlantic County for a commission rate of \$34.021% of sales (revenue generating).

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 659
CHANGE ORDER #2 AND
FINAL FOR
INTERSECTION
IMPROVEMENTS OF
TILTON ROAD AND
WRANGLEBORO ROAD IN
HAMILTON AND
GALLOWAY TOWNSHIPS**

Freeholder Garrett moved and Freeholder Sutton seconded a motion to approve Change Order No. 2 and Final Contracts with DeFalco & Bisconti, Inc. for intersection improvements of Tilton Road and Wrangleboro Road in Hamilton Township and Galloway Township for a net reduction of \$21,572.49 and for an adjusted contract amount not to exceed \$2,607,940.21.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 660
GRANT APPLICATION
FOR COMPREHENSIVE
COMMUNITY FORESTRY
MANAGEMENT PLAN
(CFMP)**

Freeholder Garrett moved and Freeholder Dase seconded a motion to apply for grant funds from the New Jersey Department of Environmental Protection for a Green Communities Challenge Grant to develop a comprehensive Community Forestry Management Plan (CFMP) for the County Parks System for funds in the amount of \$3,000.00 subject to a county in-kind match of \$1,500.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 661
GRANT APPLICATION TO
RECEIVE UP TO TWO FTA
SECTION 5310 VEHICLES
FOR TRANSPORTATION
SERVICES**

Freeholder Giordano moved and Freeholder Sutton seconded a motion to authorize the submission of a grant application to NJ Transit Corporation and the Federal Transit Administration to accept vehicles under the 2007 and 2008 Federal Transit Act Section 5310 program to provide transportation services to senior and disabled citizens.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 662
AUTHORIZATION FOR
GRANT ACCEPTANCE
FOR THE SART/SANE
PROGRAM**

Freeholder Giordano moved and Freeholder Cooper seconded a motion to authorize acceptance of a grant from the New Jersey Department of Law and Public Safety for the Sexual Assault Response Team, Sexual Assault Nurse Examiner Program for a grant in the amount of \$32,271.00 and an in-kind match in the amount of \$8,068.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 663
AUTHORIZING
ACQUISITION OF
PROPERTY**

Freeholder Sutton moved and Freeholder Dase seconded a motion to authorize acquisition of property required to improve the intersection of Jimmie Leeds Road and 6th Avenue in the Township of Galloway identified on the Municipal Tax Map as Block 981.01, Lot 16, owners of record being Rodger Rivell and Lisa Ontiveros for an amount not to exceed \$725,000.00 with an additional amount not to exceed \$3,500.00 for cost of related title search.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 664
LEASE AGREEMENT TO
LEASE 1,200 SQ. FT. OF
MELORA FARMS
WAREHOUSE IN
HAMMONTON**

Freeholder Sutton moved and Freeholder Giordano seconded a motion to enter into a lease agreement with Anthony Melora to rent 1,200 sq. ft. of Melora Farms warehouse at 401 W. 15th Street in Hammonton to use as indoor winter storage space for three large county vehicles at a cost of \$1,200.00 per month and for a total amount for 120 days not to exceed \$4,800.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 665
LICENSE AGREEMENT TO
CONTINUE TO USE
PROPERTY IN EGG
HARBOR CITY TO
INSTALL, MAINTAIN,
OPERATE AND REMOVE
COMMUNICATIONS
EQUIPMENT**

Freeholder Sutton moved and Freeholder Giordano seconded a motion to enter into a license agreement with Crown Castle International to rent 1100-1122 Hamburg, Block G011, lots 1-6, 10-16, 18-30 in Egg Harbor City for a 12-year period to install, maintain operate and remove communications equipment for an amount not to exceed \$259,782.43.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 666
PURCHASE OF
STATUTORY TREASURER
BOND**

Freeholder Russo moved and Freeholder Sutton seconded a motion to authorize the purchase of a Statutory Treasurers Bond from Balsley Losco Greenberg, Inc. as the agent for the Hartford Insurance Company for a three-year period for an amount not to exceed \$5,526.00.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 667
CHANGING LOCATION OF
THE REGULAR MEETING
OF THE BOARD OF
FREEHOLDERS ON
DECEMBER 9, 2008**

Freeholder Giordano moved and Freeholder Cooper seconded a motion to change the location of the regular meeting of the Atlantic County Board of Chosen Freeholders on December 9, 2008 from the Stillwater Building in Northfield, New Jersey to 1333 Atlantic Avenue, Atlantic City, NJ.

The above-mentioned motion was adopted by the following roll call: AYES: Cooper, Curcio, Dase, Garrett, Giordano, McDevitt, Russo, Sutton and Silipena. NAYS: None. ABSTENTIONS: None.

PUBLIC PORTION

Freeholder Chairman Joseph Silipena opened the meeting to the public at 5:03 p.m.

Chairman Silipena recognized Tim Kreisher. Mr. Kreisher complimented Chairman Silipena on chairing the meeting professionally and objectively.

There were no further comments. Chairman Silipena closed the public portion of the meeting at 5:05 p.m.

**FREEHOLDER
COMMENTS**

Freeholder Sutton wished everyone a Happy Thanksgiving and reminded everyone that the Food Bank is in need.

Freeholder Giordano spoke about being thankful for his grandson who was born weighing one pound and who is now 17 pounds.

Freeholder Garrett reminded everyone that Thanksgiving is a heavily traveled holiday and to drive safely.

Chairman Silipena spoke about the groundbreaking on Exit 17. This took 19 years to take place. He announced that he has a new great granddaughter.

**WRITTEN
CORRESPONDENCE**

There was no written correspondence for the period of November 19 to November 25, 2008.

ADJOURNMENT

There was no further business. Freeholder Giordano moved and Freeholder Russo seconded a motion to adjourn the Freeholder meeting. The motion was unanimously passed. The meeting was adjourned at 5:06 p.m.

Submitted by,

Sonya G. Harris
Clerk to the Board