

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

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Minutes of Meeting
July 28, 2009

CALL TO ORDER

A Regular meeting of the Atlantic County Board of Chosen Freeholders was called to order by Chairman James Curcio at 4 p.m., Eastern Daylight Savings Time, on the above-mentioned date at the Stillwater Building, 201 Shore Road, Northfield, New Jersey.

**OPEN PUBLIC MEETING
STATEMENT**

Statement of Open Public Meeting Compliance: Pursuant to the Open Public Meetings Act, Chairman Curcio 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 Schroeder followed by the flag salute led by Chairman Curcio.

ROLL CALL

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

**MINUTES OF MEETING
JUNE 16, 2009**

Freeholder Cooper moved and Freeholder Sutton seconded a motion to adopt and dispense with the reading of the June 16, 2009 minutes.

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

PRESENTATION

A presentation was given by Louis Milone, Jr., Atlantic County Radio Amateur Civil Emergency Service (R.A.C.E.S.) Officer, regarding radio communications with ham radio operators.

**ORDINANCE NO. 10-2009
FINAL READING
AMENDING THE ATLANTIC
COUNTY SOLID WASTE
MANAGEMENT PLAN**

Freeholder Garrett moved and Freeholder Cooper seconded a motion to adopt on final reading Ordinance No. 10 of 2009 regarding an amendment to the Atlantic County Solid Waste Management Plan to authorize adoption of the 2009 Plan Update.

Chairman Curcio opened the meeting for public comment regarding Ordinance No. 10 of 2009 at 4:10 p.m.

A letter from Commissioner James P. Leeds, Sr. of Longport Borough was read and was recorded as a written objection to Ordinance No. 10 of 2009 (See Attached).

Being no further comments, Chairman Curcio closed the public portion of the meeting at 4:11 p.m.

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

***RESOLUTION NO. 429
AMENDING RESOLUTION
NO. 377 (7/1/08) AND
AUTHORIZING A HUD
SECTION 108 LOAN
APPLICATION FOR
BOSCOV'S**

Freeholder Schroeder moved and Freeholder Sutton seconded a motion to move Resolution No. 429 to third place on the agenda.

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

Freeholder Giordano moved and Freeholder Cooper seconded a motion to amend Resolution No. 377 adopted on July 1, 2008 regarding the FY 2008 Atlantic County Consortium Annual Action Plan for the Community Development Block Grant Program, and authorizing the submission of a HUD Section 108 Loan Application.

Freeholder Giordano moved and Freeholder Cooper seconded a motion to open the meeting for public comment regarding Resolution No. 429 of 2009.

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

Chairman Curcio opened the meeting to the public. There being no public comments Chairman Curcio closed the public portion.

FREEHOLDER COMMENTS

Chairman Curcio stated expressed several reasons why he was not in favor of this resolution. Chairman Curcio stated that he was not in favor of this resolution because it singles out one business when there are many in the same financial position. There are risks to the residents of Atlantic County. The loan of \$3 million is a concern and Atlantic County will be carrying this risk for some time. Finally, the store here is one of 39 stores. The \$3 million goes into the corporation, not the store located in Atlantic County store. The best aid government can provide to businesses is keeping taxes down and guiding businesses through regulatory procedures.

Freeholder Cooper stated she was in favor of the resolution because there are no County funds being used. This is the right thing to do.

Freeholder Schroeder stated that he disagreed with some of the Chairman's concerns. He is pleased about this resolution and he believes it will save jobs. He strongly supports this resolution.

Freeholder Giordano stated that he is voting yes. He was impressed with the employees, the store and Mr. Boscov. He will support this resolution today because people are out of work and this resolution deserves to be supported.

Freeholder Sutton stated that as a resident of Egg Harbor Township he believes Boscov's should be supported.

Freeholder Dase stated that he was concerned about the collective analysis, but he will support the application.

Freeholder Russo stated that Mr. Boscov did not put the company in its current financial position so he will support.

Freeholder McDevitt stated that he has many reservations, especially if anything happens to Mr. Boscov. He is concerned about Atlantic County. He will vote against this resolution.

The above-mentioned motion, to amend Resolution No. 377 adopted on July 1, 2008 regarding the FY 2008 Atlantic County Consortium Annual Action Plan for the Community Development Block Grant Program, and authorizing the submission of a HUD Section 108 Loan Application was adopted by the following roll call: AYES: Cooper, Dase, Garrett, Giordano, Russo, Schroeder, and Sutton. NAYS: McDevitt and Curcio. ABSTENTIONS: None.

**RESOLUTION NO. 417
JURISDICTIONAL
AGREEMENT FOR THE
ROUTE 52 CAUSEWAY
BRIDGE REPLACEMENT**

Freeholder Cooper moved and Freeholder Sutton seconded a motion to enter into a jurisdictional agreement with the New Jersey Department of Transportation for the Route 52 Causeway Bridge Replacement for the purpose of allocating jurisdictional responsibilities for certain intersections of Route 52 and Shore Road (County Route 585) and Mays Landing Road (County Road 559) in the City of Somers Point.

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

**RESOLUTION NO. 418
ALTERNATE METHOD
CONTRACT FOR A
SPECIALIZED TRAINING
PROGRAM ENTITLED
"CONFIDENCE IN THE HOT
ZONE"**

Freeholder Sutton moved and Freeholder Giordano seconded a motion to enter into an alternate method contract with Safe Transportation Training Specialists to provide a specialized training program entitled "Confidence in the Hot Zone" for hazardous materials responders for an amount not to exceed \$24,256.00.

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

**RESOLUTION NO. 419
AMENDING RESOLUTION
NO. 243 (5/5/09) REGARDING
PROFESSIONAL SERVICES
CONTRACTS FOR THE
SEXUAL ASSAULT
RESPONSE TEAM**

Freeholder Cooper moved and Freeholder Giordano seconded a motion to amend Resolution No. 243 adopted on May 5, 2009 regarding professional services contracts with Sexual Assault Nurse Examiners for the Sexual Assault Response Team to add Jennifer Leatherdale, R.N. to the list of providers at no additional cost.

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

**RESOLUTION NO. 420
AGREEMENT FOR A
SUMMER YOUTH COLLEGE
PREP PROGRAM**

Freeholder Schroeder moved and Freeholder Sutton seconded a motion to enter into an agreement with Atlantic Cape Community College for a Summer Youth College Prep Program for an amount not to exceed \$93,010.00.

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

**RESOLUTION NO. 421
AGREEMENT WITH
CAREER OPPORTUNITY
DEVELOPMENT FOR THE
EARLY EMPLOYMENT
INITIATIVE IN ATLANTIC
COUNTY**

Freeholder Sutton moved and Freeholder Giordano seconded a motion to enter into an agreement with Career Opportunity Development, Inc. for services for the Early Employment Initiative in Atlantic County for an amount not to exceed \$230,024.00.

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

**RESOLUTION NO. 422
AGREEMENT FOR A POST
EMPLOYMENT RETENTION
SERVICES PROGRAM IN
ATLANTIC COUNTY**

Freeholder Giordano moved and Freeholder Cooper seconded a motion to enter into an agreement with Community Quest, Inc. for a Post Employment Retention Services Program in Atlantic County for an amount not to exceed \$136,250.00.

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

**RESOLUTION NO. 423
AGREEMENT FOR
SERVICES FOR THE EARLY
EMPLOYMENT INITIATIVE
IN CAPE MAY COUNTY**

Freeholder Sutton moved and Freeholder Cooper seconded a motion to enter into an agreement with Jersey Cape Diagnostic Training & Opportunity Center, Inc. for services for the Early Employment Initiative in Cape May County for an amount not to exceed \$69,959.00.

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

**RESOLUTION NO. 424
AGREEMENT FOR A
PUBLIC SECTOR
SUBSIDIZED EMPLOYMENT
PROGRAM IN CAPE MAY
COUNTY**

Freeholder Sutton moved and Freeholder Cooper seconded a motion to enter into an agreement with Jersey Cape Diagnostic Training & Opportunity Center, Inc. for a Public Sector Subsidized Employment Program in Cape May County for an amount not to exceed \$219,603.00.

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

**RESOLUTION NO. 425
AGREEMENT FOR A POST
EMPLOYMENT RETENTION
SERVICES PROGRAM IN
CAPE MAY COUNTY**

Freeholder Giordano moved and Freeholder Cooper seconded a motion to enter into an agreement with Jersey Cape Diagnostic Training & Opportunity Center, Inc. for a Post Employment Retention Services Program in Cape May County for an amount not to exceed \$57,999.00.

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

**RESOLUTION NO. 426
AGREEMENT FOR A
PUBLIC SECTOR
SUBSIDIZED EMPLOYMENT
PROGRAM IN ATLANTIC
COUNTY**

Freeholder Cooper moved and Freeholder Giordano seconded a motion to enter into an agreement between the Atlantic Cape May Workforce Investment Board and the Atlantic County Department of Public Works for a Public Sector Subsidized Employment Program in Atlantic County for an amount not to exceed \$336,500.00.

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

**RESOLUTION NO. 427
BID CONTRACT FOR A
MEAL PACKAGING
SYSTEM**

Freeholder Sutton moved and Freeholder Giordano seconded a motion to award a bid contract to Oliver Products, Co. for a meal packaging system for an amount not to exceed \$35,880.00.

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

**RESOLUTION NO. 428
BID CONTRACT FOR
TEMPORARY LPN
EMPLOYMENT SERVICES**

Freeholder Garrett moved and Freeholder Schroeder seconded a motion to award a bid contract to Community Quest, Inc. /Med A Quest, LLC for temporary LPN employment services for the Meadowview Nursing Home for an amount not to exceed \$10,721.25.

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

**MOTION TO COMBINE AND
ADOPT
RESOLUTIONS NO. 430 TO
433**

Freeholder Giordano moved and Freeholder Garrett seconded a motion to combine and adopt Resolutions No. 430 to 433, various grants.

The above-mentioned motion was adopted by the following roll call:
AYES: Cooper, Dase, Garrett, Giordano, McDevitt, Russo, Schroeder,

Sutton and Curcio. NAYS: None. ABSTENTIONS: None.

**RESOLUTION NO. 430
GRANT APPLICATION FOR
A MAKING THE MOST OF
BAD TIMES: JOBS
DEMONSTRATION**

Grant application to the South Jersey Regional Library Cooperative, Paint Works Corporate Center to provide a Making the Most of Bad Times: Jobs Demonstration for an amount not to exceed \$500,000, subject to a County in-kind match of \$500.00.

**RESOLUTION NO. 431
GRANT ACCEPTANCE FOR
A NEW JERSEY YOUTH
CORPS PROGRAM**

Grant acceptance from the New Jersey Department of Labor and Workforce Development for a New Jersey Youth Corps Program for funding in the amount of \$361,000.00.

**RESOLUTION NO. 432
GRANT ACCEPTANCE FOR
FUNDS UNDER THE STATE
FACILITIES EDUCATION
ACT**

Grant acceptance from the New Jersey Juvenile Justice Commission for funds under the State Facilities Education Act for an amount not to exceed \$148,500.00.

**RESOLUTION NO. 433
GRANT APPLICATION FOR
FUNDS FOR THE
PREPARATION OF THE
COUNTY-WIDE
WASTEWATER
MANAGEMENT PLAN**

Grant application to the New Jersey Department of Environmental Protection to secure funding available through the American Recovery and Reinvestment Act of 2009 (Section 604 (B) of the Federal Clean Water Act) for the continued preparation of the County-Wide Wastewater Management Plan for funding in the amount of \$100,000.00.

**RESOLUTION NO. 434
APPROVING THE
ATLANTIC CAPE MAY
WORKFORCE
INVESTMENT BOARD'S
AMERICAN RECOVERY &
REINVESTMENT ACT OF
2009 FINAL PLAN**

Freeholder Cooper moved and Freeholder Sutton seconded a motion to approve the Atlantic Cape May Workforce Investment Board's American Recovery & Reinvestment Act of 2009 Final Plan as submitted to the New Jersey Department of labor and Workforce Development.

**MOTION TO COMBINE AND
ADOPT RESOLUTIONS NO.
435 TO 440**

Freeholder Garrett moved and Freeholder Sutton seconded a motion to combine and adopt Resolutions No. 435 to 440, Chapter 159's.

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

**RESOLUTION NO. 435
CHAPTER 159**

Insertion into the budget funds from the State of New Jersey, Department of Labor and Workforce Development, Division of One-Stop Coordination and Support under the caption of Workforce Learning Link FY10 in the sum of \$264,683.00.

**RESOLUTION NO. 436
CHAPTER 159**

Insertion into the budget funds from the State of New Jersey, Department of Labor and Workforce Development under the caption of New Jersey Youth Corps 09-10 in the sum of \$361,000.00.

**RESOLUTION NO. 437
CHAPTER 159**

Insertion into the budget funds from the State of New Jersey, Department of Law and Public Safety, Division of Criminal Justice under the caption of Insurance Fraud CY2009 in the sum of \$152,080.00.

**RESOLUTION NO. 438
CHAPTER 159**

Insertion into the budget funds from the State of New Jersey, Department of Environmental Protection under the caption of Wastewater Management Plan CY2009 in the sum of \$100,000.00.

**RESOLUTION NO. 439
CHAPTER 159**

Insertion into the budget funds from the State of New Jersey, Office of the Attorney General, Department of Law and Public Safety, Juvenile Justice

Commission under the caption of SFEA 09-10 in the sum of \$148,500.00.

**RESOLUTION NO. 440
CHAPTER 159**

Insertion into the budget funds from the State of New Jersey, Office of the Attorney General, Department of Law and Public Safety, Division of Highway Traffic Safety under the caption of Think Safety Mobilization Grant 2010 in the sum of \$4,000.00.

**RESOLUTION NO. 441
APPOINTMENT**

Resolution withdrawn on 7/24/09.

**RESOLUTION NO. 442
REAPPOINTMENTS TO THE
ATLANTIC/CAPE MAY
WORKFORCE
INVESTMENT BOARD (WIB)**

Freeholder Giordano moved and Freeholder Garrett seconded a motion to reappoint Kim Butler, Judy Fisher, Roy M. Foster, Patricia Johnson, Rhonda Lowery, Kay Seelig, William Southrey, Leroy Webster and Ellen Wolonik to the Atlantic/Cape May Workforce Investment Board (WIB) for terms to expire on June 30, 2012.

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

**RESOLUTION NO. 443
SUPPORTING THE
BOARDWALK
COMMITTEE'S PROMISE
TO THE NJDEP
REGARDING THE
ELEVATION OF DUNES IN
ATLANTIC CITY**

Freeholder Sutton moved and Freeholder Garrett seconded a motion to support the Boardwalk Committee's promise to the NJDEP regarding the elevation of Dunes in Atlantic City.

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

PUBLIC PORTION

Chairman Curcio opened the meeting to the public at 5:20 p.m.

Marc Ginsburg (96 Myrtle Avenue, Linwood) spoke regarding the dunes.

Tim Kreischer (resident of Ventnor) also spoke regarding the dunes.

Being no further comments, Chairman Curcio closed the public portion of the meeting at 5:25 p.m.

**FREEHOLDERS
COMMENTS**

There were no Freeholders Comments at the end of the meeting.

**WRITTEN
CORRESPONDENCE**

Written Correspondence was received by this office from July 15, 2009 to July 28, 2009.

ADJOURNMENT

Freeholder Curcio asked for a motion to adjourn the Freeholders meeting. The motion was moved and seconded. The motion was unanimously passed. The meeting was adjourned at 5:30 p.m.

Submitted by,

**Sonya G. Harris
Clerk to the Board**