

**FINAL MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS
HELD ON TUESDAY, FEBRUARY 28, 2023
CAUCUS @ 2:00; REGULAR @ 3:00 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

ROLL CALL
STATEMENT OF DIRECTOR
MOMENT OF SILENCE
FLAG SALUTE

CAUCUS

PRESENTATIONS:

1. Leslie Gimeno/Scott Mullen: Open Space Policies and Procedures Review

Commissioner Discussions

Motion to recess:

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

DIRECTOR'S CALL OF MEETING TO ORDER

ROLL CALL

MINUTES – MOTION TO APPROVE ALL MINUTES

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

COMMUNICATIONS:

REPORTS:

- 1) ENGINEER:
- 2) COUNTY COUNSEL:
- 3) COUNTY TREASURER:

COMMISSIONER REPORTS:

- 1) COMMISSIONER MOREY:
- 2) COMMISSIONER PIERSON:
- 3) COMMISSIONER BULAKOWSKI:
- 4) COMMISSIONER HAYES:
- 5) COMMISSIONER DESIDERIO:

Motion to open Public Comment for Consent Agenda

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

Motion to close Public Comment for Consent Agenda

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

CONSENT AGENDA

Motion to approve Resolution Nos. 111-23 through 153-23

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

RESOLUTIONS:

- 111-23 Resolution granting and amending various Leaves of Absence to County Employees.
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)
- 112-23 Resolution approving the monthly disbursements from the Department of Human Services for the TANF, General Assistance and Clearing Accounts.
(This Resolution accepts and approves the monthly disbursements for the TANF, General Assistance and Clearing Accounts as submitted by the Fiscal Department for the Department of Human Services.)
- 113-23 Resolution supplementing the 2023 Salary Resolution and approving appointments and salaries.
(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)
- 114-23 Resolution appointing and reappointing members to the Local Citizens Transportation Advisory Committee.
(This Resolution appoints and reappoints members to the Local Citizens Transportation Advisory Committee.)
- 115-23 Resolution authorizing the County of Cape May to enter into Encroachment and Indemnification Agreements with Cape Coachman Realty, LLC regarding right-of-way along Beach Avenue, City of Cape May.
(This resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment of parking into the County right-of-way of Beach Avenue, City of Cape May.)

- 116-23 Resolution authorizing the County of Cape May to enter into Encroachment and Indemnification Agreements with Cape Coachman Realty, LLC regarding right-of-way along Beach Avenue, City of Cape May.
(This resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment of drainage infrastructure into the County right-of-way of Beach Avenue, City of Cape May.)
- 117-23 Resolution authorizing execution of an Agreement between the County of Cape May and Fraternal Order of Police (FOP), Lodge #7.
(This Resolution authorizes the execution of an Agreement between the County of Cape May and Fraternal Order of Police (FOP), Lodge #7 covering Uniformed Correctional Police Officers and Correctional Police Officer Sergeants for the period of January 1, 2022 through December 31, 2024.)
- 118-23 Resolution authorizing execution of a Covenant of Purpose, Use and Ownership on behalf of the United States Economic Development Agency.
(This Resolution authorizes execution of a Covenant of Purpose, Use and Ownership on behalf of the USEDA consistent with the terms and conditions of the Financial Assistance Award for Tech Village, Phase II.)
- 119-23 Resolution designating members to the Cumberland/Salem/Cape May Workforce Development Board and establishing terms of appointment, per the New Jersey State Employment Commission "Policy on Local Workforce Development Board (LWDB) member appointments and process".
(This Resolution reappoints three members representing Cape May County on the Cumberland/Salem/Cape May Workforce Development Board and establishes the terms of those appointments.)
- 120-23 Resolution appointing certain County employees to their permanent position in their respective offices. (Public Works)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 121-23 Resolution amending the Agreements authorized by Resolutions Nos. 597-21 and 370-22.
(This Resolution authorizes the execution of amendments to the Non-Fair and Open Agreements authorized by Resolution Nos. 597-21 and 370-22.)
- 122-23 Resolution authorizing renewal of commercial property, commercial liability and flood insurance policies.
(This Resolution authorizes renewal of the 2023 Commercial Property Insurance Policy and the 2023 Commercial Liability Insurance Policies for the term of 01/01/2023, through 01/01/2024 and renewal of the Flood Insurance Policy for property located at 4800 Central Avenue, Sea Isle City, New Jersey for the term of March 30, 2023, through March 30, 2024.)
- 123-23 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$15,948.00.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department, for various claims.)
- 124-23 Resolution authorizing court-approved settlement of Claim Petition #2021-16120, which is, in part, pursuant to N.J.S.A. 34-15-20.
(This Resolution authorizes a combined court-approved settlement of CP# 2021-16120 for total payments of \$13,416.00, and court-approved

settlement with dismissal of CP# 2021-16120 for total payments of \$3,500.00 pursuant to N.J.S.A. 34-15-20.)

- 125-23 Resolution authorizing court-approved settlement of Claim Petition No's. 2021-19005 and 2021-28033.
(This Resolution authorizes a court-approved settlement of Claim Petition No's. 2021-19005 and 2021-28033 for total payments \$19,350.00.)
- 126-23 Resolution authorizing court-approved settlement of Claim Petition #2022-10533 pursuant to N.J.S.A. 34:15-20.
(This Resolution authorizes a court-approved settlement of CP#2022-10533 for total payments of \$18,500.00.)
- 127-23 Resolution authorizing an Application and Indemnification Agreement with Cape May County Historical & Genealogical Society to hold an Archaeological Survey and Subsurface Shovel Testing, Investigation of original 18th century John Holmes property at the Cape May County Park, Cape May Court House location.
(This Resolution permits use of a portion of the Cape May County Park, Cape May Court House location, by the Cape May County Historical & Genealogical Society to conduct an archaeological survey and subsurface shovel testing, investigation of the original 18th century John Holmes property on March 3, 2023, and on March 10, 2023 between the hours of 9:30 a.m. and 2:30 p.m.)
- 128-23 Resolution appointing petty cash custodians for 2023.
(This Resolution designates petty cash custodians who are authorized to sign petty cash accounts.)
- 129-23 Resolution awarding contract to South State, Inc. in the amount of \$2,894,751.52 for Beach Avenue (CR604) Resurfacing Improvements, City of Cape May.
(This Resolution awards the contract for Beach Avenue (CR604) Resurfacing Improvements, City of Cape May.)
- 130-23 Resolution approving contract documents for 2023 Miscellaneous Drainage Improvements I on and As-Needed Basis Throughout Cape May County and authorizing the Clerk of the Board to Advertise for Bids for same.
(This Resolution approves contract documents and authorizes advertisement.)
- 131-23 Resolution closing the contract and accepting the work of WSP USA, Inc. for Traffic and Roadside Safety Engineering Services on an As-Needed Basis.
(This Resolution accepts the work and closes the contract.)
- 132-23 Resolution closing the contract and accepting the work of Zone Striping, Inc. for FY 2020 Cape May County Centerline Rumble Strip.
(This Resolution accepts the work and closes the contract.)
- 133-23 Resolution granting permission to Strathmere Volunteer Fire Company to close a portion of Commonwealth Avenue (CR619) in Upper Township for their annual 4th of July Parade.
(This Resolution gives permission to the Strathmere Volunteer Fire Company to temporarily close a portion of Commonwealth Avenue (CR619) for their annual 4th of July Parade.)
- 134-23 Resolution authorizing Upper Township Rescue Squad to solicit contributions along Roosevelt Boulevard (CR623), Township of Upper.
(This Resolution permits rescue squad volunteers to hold 'coin drops' on various dates throughout the summer to obtain public contributions which help offset operational expenses.)

- 135-23 Resolution accepting proposal of Pennoni Associates Inc. not exceeding the amount of \$256,701.21 to provide Professional Construction Engineering Services for Resurfacing Improvements of Lafayette Street (CR633), City of Cape May.
(This Resolution accepts the proposal of Pennoni Associates Inc. not exceeding the amount of \$256,701.21 for professional construction engineering services associated with the Resurfacing Improvements of Lafayette Street (CR633), City of Cape May. Pennoni Associates Inc. is one of the consultants in the professional construction engineering pool of consultants established by the Fair and Open Process.)
- 136-23 Resolution authorizing an Indemnification Agreement with DelMoSports, LLC for its Escape the Cape Triathlon on June 11, 2023.
(This Resolution gives permission to DelMoSports, LLC to utilize County roads for a triathlon.)
- 137-23 Resolution awarding contract to South State, Inc. in the amount of \$2,129,624.69 for Tyler Road (CR611) Resurfacing Improvements, Borough of Woodbine and Township of Dennis.
(This Resolution awards the contract for Tyler Road (CR611) Resurfacing Improvements, Borough of Woodbine and Township of Dennis.)
- 138-23 Resolution authorizing execution of Conservation Easement with NJ Department of Environmental Protection for Forest/Habitat Preservation Area, Township of Middle.
(This Resolution authorizes execution of Conservation Easement with NJ Department of Environmental Protection for the lands located in the Township of Middle. As part of the NJDEP permit condition, forest/habitat preservation area identified within the property are to forever be restricted from development.)
- 139-23 Resolution authorizing execution of Conservation Easement with NJ Department of Environmental Protection for Transition Area and Adjacent Wetlands, Township of Middle.
(This Resolution authorizes execution of Conservation Easement with NJ Department of Environmental Protection for the lands located in the Township of Middle. As part of the NJDEP permit condition, transition area and adjacent wetland areas identified within the property are to forever be restricted from development.)
- 140-23 Resolution applying to New Jersey Department of Human Services for State Health Insurance Program Grant (No. DOAS23SHF001) for the period April 1, 2023 to March 31, 2024 in the amount of \$38,000.00.
(This Resolution authorizes an application for the period 04/01/23 through 03/31/24 to support community-based State Health Insurance Program services offered to Cape May County residents through the Cape May County Division of Aging and Disability Services.)
- 141-23 Resolution accepting Grant Award from New Jersey Department of Human Services, Division of Mental Health and Addiction Services for Innovation Substance Abuse Grant for the period September 30, 2022 to September 29, 2024 in the amount of \$35,751.00.
(This Resolution authorizes acceptance of a grant award from the New Jersey Department of Human Services for the period 3/30/23 to 9/29/24 in the amount of \$35,751.00.)
- 142-23 Resolution authorizing an Agreement from The New Jersey Association of County and City Health Officials (NJACCHO) for the Enhancing Local Public Health Infrastructure Local Health Department Grant for the period of October 1, 2022 through June 30, 2023 in the amount of \$1,194,310.00.
(This Resolution is authorizing an Agreement with New Jersey Association of County and City Health Officials for the Enhancing Local

Public Health Infrastructure Local Health Department grant in the amount of \$1,194,310.00 for the period 10/1/22 to 6/30/23.)

- 143-23 Resolution authorizing Application to New Jersey Department of Law and Public Safety for Stop Violence Against Women Act (VAWA) Grant Program in the amount of \$31,717.00.
(This Resolution authorizes an application to the New Jersey Department of Law and Public Safety to secure funding for direct services on the municipal court level to victims of domestic violence in the amount of \$31,717.00 for the period 7/1/23 to 6/30/24.)
- 144-23 Resolution authorizing extension of Contract Nos. C0-30, 31, 32, 33, 35 & C1-94 for the provision of Agency Nurse Staffing Services for Crest Haven Nursing and Rehabilitation Center.
(This Resolution authorizes an extension of Contract Nos. C0-30, 31, 32, 33, 35 & C1-94 with various staffing agencies for nurse staffing services on an as needed basis through September 10, 2023.)
- 145-23 Resolution accepting the work and closing Contract No. C0-179 with South State, Inc. for Ocean Drive (CR621) Bridge over Middle Thorofare Rehabilitation for the Cape May County Bridge Commission.
(This Resolution accepts the work and closes Contract No. C0-179 with South State, Inc.)
- 146-23 Resolution accepting the work and closing Contract No. C2-57 with South State, Inc. for Corsons Inlet Bridge Concrete Deck Repairs for the Cape May County Bridge Commission.
(This Resolution accepts the work and closes Contract No. C2-57 with South State, Inc.)
- 147-23 Resolution accepting the work and closing Contract No. C8-61 with WSP USA, Inc. for Professional Engineering Services for Ocean Drive (CR621) Bridge over Middle Thorofare Railing replacement for the Cape May County Bridge Commission.
(This Resolution accepts the work and closes Contract No. C8-61 with WSP USA, Inc.)
- 148-23 Resolution accepting the work and closing Contract No. C0-197 with Pennoni Associates, Inc. for Construction Engineering for Ocean Drive (CR621) Bridge over Middle Thorofare Rehabilitation for the Cape May County Bridge Commission.
(This Resolution accepts the work and closes Contract No. C0-197 with Pennoni Associates, Inc.)
- 149-23 Resolution awarding Contract No. C3-35 to Zone Striping, Inc. to furnish, deliver, and install thermoplastic pavement markings for the Cape May County Trail Network.
(This Resolution awards Contract No. C3-35 to Zone Striping, Inc. to furnish, deliver, and install thermoplastic pavement markings for the Cape May County trail network, in an amount not to exceed \$76,333.77, commencing on March 1, 2023, and expiring upon completion and closeout pursuant to N.J.S.A. 40A:11-15(9).)
- 150-23 Resolution establishing Traffic & Roadside Safety Engineering services pool for various County projects on an as-needed basis.
(This Resolution establishes a pool of Traffic & Roadside Safety Engineering Firms to be used on an as-needed basis, commencing March 1, 2023, for a term of one (1) year, with two (2) one-year options.)
- 151-23 Resolution awarding Contract No. C3-36 to Anaconda Protective Concepts, Inc. to provide service, repair, maintenance, and installation of water-based and dry-pipe fire protection systems.

(This Resolution awards Contract No. C3-36 to Anaconda Protective Concepts, Inc. to provide service, repair, maintenance, and installation of water-based and dry-pipe fire protection systems on an as needed basis for a term of one (1) year, commencing March 25, 2023, with two (2) one-year options.)

152-23 Resolution authorizing an emergency contract with Health Care Resources for essential financial services at Crest Haven Nursing & Rehabilitation Center.

(This Resolution authorizes an emergency contract with Health Care Resources for essential and on-going financial services pursuant to N.J.S.A. 40A:11-6 *et seq.* emergency affecting the public health, safety, or welfare requires the immediate delivery of goods or the performance of services.)

INTRODUCTION TO CAPITAL ORDINANCE 1-23

Capital Ordinance providing for various improvements to the County Commons (formerly the Rio Mall), in and for the County of Cape May, State of New Jersey; and appropriating \$1,000,000 therefor from the County’s Capital Improvement Fund to pay for the cost thereof.

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski			X			
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					X
Mr. Desiderio	X					

Addition:

153-23 Resolution authorizing execution of a Shared Services Agreement between the County of Cape May and County of Hudson.

(This Resolution authorizes the execution of an agreement between Hudson and Cape May Counties for the care, custody, and treatment of inmates on an as-needed basis.)

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					X
Mr. Desiderio	X					

MOTION TO PAY BILLS AND CHECKS BE TRANSFERRED TO THE COUNTY

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

PUBLIC COMMENTS:

Motion to open Public Comment

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X				X	
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

Motion to Close Public Comment

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

ADJOURN:

Motion to Adjourn

Commissioners	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Bulakowski	X					X
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Pierson	X					
Mr. Desiderio	X					

3:23 P.M. time