

**FINAL MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS
HELD ON TUESDAY, MARCH 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

1. Board of School Estimate:
The Special Services School
The Technical High School

PRESENTATION ON 2023 COUNTY BUDGET

Commissioner Discussions

PRESENTATIONS:

1. Lewis M. Ostrander - Certificate of Appreciation

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:

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					

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. 191-23 through 223-23

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:

- 191-23 Resolution urging for an Immediate Moratorium on the development of Offshore Wind Farms until further study of the impacts to marine mammals.
(This Resolution urges for an immediate moratorium of Ocean Wind 1 and other offshore wind farms until further study of the impact to marine mammals can be completed.)
- 192-23 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).)
- 193-23 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.)
- 194-23 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.)
- 195-23 Resolution authorizing the write-off of certain accounts receivable at Cape May County Department of Health.
(This Resolution authorizes the Cape May County Department of Health to write-off uncollectible accounts receivable originating from Environmental Health Services and Family Planning Clinic dating back from 2019-2022.)
- 196-23 Resolution approving contract documents for Drainage Improvements along Landis Avenue (CR619) at 55th Street, Sea Isle City and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)

- 197-23 Resolution authorizing an Indemnification Agreement with ALS Association Greater Philadelphia Chapter for its ALS Express Bike Ride on June 10, 2023.
(This Resolution gives permission to ALS Association Greater Philadelphia Chapter to utilize portions of County roads for a bike ride.)
- 198-23 Resolution authorizing Change Order No. 1 in the amount of \$62,987.50 to South State, Inc. for Ocean Drive (CR619) 62nd Street to 80th Street Resurfacing Improvements, Borough of Avalon.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 199-23 Resolution authorizing Change Order No. 3-Final in the amount of \$130,010.78 to South State, Inc. for Roadway and Infrastructure Improvements at the Cape May County Airport.
(This Resolution authorizes a change order to adjust various pay items in the contract to reflect as-built conditions.)
- 200-23 Resolution designating new 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 appoints a member representing Cape May County on the Cumberland/Salem/Cape May Workforce Development Board and establishes the term of appointment.)
- 201-23 Resolution authorizing an Indemnification Agreement among Police Unity Tour Chapter II, Cape May County Bridge Commission and the County for a group bicycle ride May 10, 2023.
(This Resolution authorizes an organization to conduct an event involving the use of bridges and roads owned by the Bridge Commission and the County, respectively.)
- 202-23 Resolution authorizing payment to The Travelers Insurance Company for various claims in the total amount of \$9,698.75.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department, for various claims.)
- 203-23 Resolution authorizing renewal with National Union Fire Insurance Company of Pittsburgh, PA for Group Accident Coverage in the amount of \$1,547.00.
(This Resolution authorizes renewal of coverage for Community Service (SLAP Program), Fire Hawk Program, OEM and County Volunteers Group Accident Insurance for the term of February 1, 2023 through February 1, 2024.)
- 204-23 Resolution authorizing the execution of a Second Addendum to the Memorandum of Agreement between the Township of Lower and the County of Cape May regarding Code Blue Warming Centers.
(This Resolution authorizes the execution of a Second Addendum to the Memorandum of Agreement between the Township of Lower and the County of Cape May regarding Code Blue Warming Centers.)
- 205-23 Resolution accepting Grant Award No. 23SRBNJ005 from the Corporation for National and Community Service for the FY2023 Retired Senior Volunteer Program in the amount of \$103,415.00 for the period of April 1, 2023 to March 31, 2026.
(This Resolution accepts a grant award for the FY2023 Retired Senior Volunteer Program for the period 4/1/23 to 3/31/26 in the amount of Federal \$62,523.00, Local Cash Match \$40,892.00, and Excess Amount of \$13,891.00.)
- 206-23 Resolution applying to New Jersey Department of Law and Public Safety Division of Highway Traffic Safety for Underage Alcohol Enforcement Project Grant for the period of October 1, 2023 to September 30, 2024 in the amount of \$43,000.00.
(This Resolution applies for grant funds for underage alcohol enforcement and investigative expenses for the period of 10/01/23 to 09/30/24.)

- 207-23 Resolution applying to New Jersey Office of Homeland Security and Preparedness for the FY23 Homeland Security Grant Program for a total amount of \$193,124.04 for the period September 1, 2023 to August 31, 2026.
(This Resolution authorizes an application to the State of New Jersey Office of Homeland Security and Preparedness in the total amount of \$193,124.04 to provide funding to prevent, protect, mitigate, respond to and recover from threats.)
- 208-23 Resolution authorizing Agreement with New Jersey Transit Corporation for the 2023 Senior Citizen and Disabled Resident Transportation Assistance Program (SCDRTAP) from January 1, 2023 to December 31, 2023 in the amount of \$660,628.19.
(This Resolution authorizes an agreement with the New Jersey Transit Corporation from 01/01/23 through 12/31/23 in the amount of \$660,628.19 to provide available and accessible transportation to senior citizens so they may obtain the necessities of life.)
- 209-23 Resolution amending Resolution No. 55-23 applying to State of New Jersey for Edward Byrne Memorial Justice Assistance Grant (JAG) No. JAG 1-5TF-19 administered by The Department of Law and Public Safety in the amount of \$47,553.00 for the period of July 1, 2020 to June 30, 2021.
(This Resolution approves submission of an application to New Jersey Department of Law and Public Safety for funds to support the Multi-Jurisdictional Gang, Gun and Narcotics Task Force Program and authorizes to accept grant funds for purpose described in application.)
- 210-23 Resolution accepting Grant Award from New Jersey Department of Law and Public Safety for Edward Byrne Memorial FY19 Justice Assistance Program for Multi-Jurisdictional Gang, Gun and Narcotics Task Force Grant No. JAG 1-5TF-19 in the amount of \$47,553.00.
(This Resolution authorizes acceptance of a grant award for the period of 7/1/20 through 6/30/21 in the amount of \$47,553.00.)
- 211-23 Resolution applying to State of New Jersey Division of Administration Department of Law and Public Safety for the Victims of Crime Act (VOCA) Grant #V-35-21 for the period of July 1, 2023 to June 30, 2024 in the amount of \$590,576.00.
(This Resolution is applying to State of New Jersey Division of Administration Department of Law and Safety for funding in the amount of \$590,576.00 (\$362,547.00 of the Federal and \$228,029.00 of the In-Kind Match funds) through the Victims of Crime Act (VOCA), Grant #V-35-21 to support victim service projects for the period of 7/1/23 to 6/30/24.)
- 212-23 Resolution amending Resolution No. 672-21 accepting Grant Award from New Jersey Department of Law and Public Safety Office of Attorney General, Subaward No. TJP-2-18 for the FFY18 Training Needs of Juvenile Prosecutor's Grant Program in the amount of \$6,656.00 to change grant period to January 1, 2023 to August 31, 2023.
(This Resolution amends Resolution No. 672-21 authorizing the County to accept a grant award in the amount of \$6,656.00 to be used for the Training Needs of Juvenile Prosecutor's Grant Program for the new grant period 1/1/23 to 8/31/23.)
- 213-23 Resolution transferring funds 2022 Budget.
(This Resolution authorizes the transfer of funds from one department to another department.)
- 214-23 Resolution establishing Temporary Emergency Budget 2023.
(This Resolution establishes an emergency temporary budget to enable ongoing payments until the final budget has been adopted.)
- 215-23 Resolution to exceed the County budget appropriation limits and to establish a CAP Bank for Fiscal Year 2023 (N.J.S.A. 40A: 4-45.14).
(This Resolution establishes a CAP bank for Fiscal Year 2023 and schedules a public hearing for April 25, 2023 at 3:00 p.m.)

- 216-23 Resolution authorizing Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions under Title VII of the Civil Right Act of 1964”.
(This Resolution is a certification of compliance with the United States Equal Opportunity Commission pursuant to P.L. 2017, c.183.)
- 217-23 Resolution awarding Contracts to Marsh & McLennan Agency, LLC to provide Broker of Record Services for County of Cape May.
(This Resolution awards two contracts to Marsh & McLennan to provide Broker of Record Services; Contract No. C3-44 for Property, Insurance Brokerage, Consulting and Risk Management Services and Contract No. C3-52 for Health Care Consulting and Risk Management Services, for a term of one (1) year, commencing April 1, 2023, with two (2) one-year options.)
- 218-23 Resolution awarding Contract No. C3-55 to Smeltzer & Sons Feed, Inc., to furnish and deliver animal feed and supplies for various Departments.
(This Resolution awards Contract No. C3-55 to Smeltzer & Sons Feed, Inc., to furnish and deliver animal feed and supplies for the Park & Zoo, Animal Shelter & Adoption Center, and the Sheriff’s Canine & Mounted Units, on an as-needed basis, for a term of one (1) year, commencing April 12, 2023, with two (2) one-year options.)
- 219-23 Resolution awarding Contract No. C3-54 to Siemens Industry, Inc., for service, maintenance, and repair of building automation and fire alarm systems at the Cape May County Correctional Center.
(This Resolution awards Contract No. C3-54 to Siemens Industry, Inc., to provide service, maintenance, and repair of building automation and fire alarm systems at the Cape May County Correctional Center on an as-needed basis, for a term of one (1) year, commencing March 29, 2023, with two (2) one-year options.)
- 220-23 Resolution awarding Contract No. C3-53 to Vann Dodge Chrysler, LLC to furnish and deliver two (2) new 2023 4-Door Sport Jeep Wranglers for the Department of Health.
(This Resolution awards Contract No. C3-53 to Vann Dodge Chrysler, LLC to furnish and deliver two (2) new 2023 4-Door Sport Jeep Wranglers to the Department of Health in the amount of \$110,580.00.)
- 221-23 Resolution amending Contract No. C1-50 with Trinity Services Group, Inc. adjusting unit cost per meal at Cape May County Correctional Center.
(This Resolution amends Contract No. C1-50 with Trinity Services Group, Inc. for CPI adjustment per meal for Inmates, to \$2.019, and for Staff, to \$2.83, effective April 1, 2023.)
- 222-23 Resolution authorizing Consent to Assignment of Contract No. C9-181 with Tracker Software Group to GIS Workshop, LLC dba gWorks effective December 2, 2022.
(This Resolution authorizes County’s consent of assignment of Contract No. C9-181 with Tracker Software Group to GIS Workshop, LLC dba gWorks, effective December 2, 2022.)
- 223-23 Resolution approving Commercial Fishing Revolving Loan Application to Defiant Charters, LLC in the amount of \$260,000.00.
(This Resolution authorizes a commercial fishing loan in the amount of \$260,000.00 to Defiant Charters, LLC for the purchase of a new board, new motors and payoff of a current loan with the Revolving Fishing Loan Program.)

MOTION TO OPEN PUBLIC HEARING ON CAPITAL ORDINANCE 1-23 COUNTY COMMONS

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

Mr. Desiderio	X					
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MOTION TO CLOSE PUBLIC HEARING ON CAPITAL ORDINANCE 1-23 COUNTY COMMONS

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 ADOPT 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					X
Mr. Pierson	X					
Mr. Desiderio	X					

COUNTY COMMISSIONER DIRECTOR DESIDERIO’S BUDGET MESSAGE

INTRODUCTION OF THE 2023 BUDGET

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 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					

Motion to approve Resolution No. 190-23

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

190-23 Resolution authorizing the Board to enter executive session excluding the public on March 28, 2023.

Matters falling within collective bargaining negotiations, pursuant to N.J.S.A. 10:4-12(b)(4).

(This Resolution authorizes the Board of County Commissioners to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)

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					

3:59 time